JOURNAL

OF THE

House of Representatives

OF THE

REGULAR SESSION

OF THE

Eighty-Seventh Legislature

OF THE

STATE OF TEXAS

BEGUN AND HELD AT

THE CITY OF AUSTIN

JANUARY 12, 2021

VOLUME II

VOLUME II

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HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTIETH DAY — WEDNESDAY, APRIL 21, 2021

The house met at 10:10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 357).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent — Martinez Fischer.

The invocation was offered by Representative Smith as follows:

Almighty God, we humbly approach your throne this morning, acknowledging your power over all things. In our collective hearts, we confess to you in the silence of our minds our various sins and ask for your forgiveness. We thank you, Father, for the breath in our lungs, the beats of our hearts, and for every provision. We thank you for the opportunity to serve our fellow Texans and ask specifically for wisdom, discernment, a loving spirit, patience, mercy, humility, understanding, and a vigilant awareness of the Holy Spirit and its actions in our lives. We pray that you would remove from our hearts all bitterness, the desire of vain glory, and the pride of life. Fill us with faith and love, O Lord. All these things we pray in Jesus' name. Amen.

The chair recognized Representative Perez who led the house in the pledges of allegiance to the United States and Texas flags.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 9).

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Martinez Fischer now present)

MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 1565 ON THIRD READING
(by Paddie)

HB 1565, A bill to be entitled An Act relating to the continuation and transfer of the regulation of willed body programs to the Texas Funeral Service Commission and to the creation of the State Anatomical Advisory Committee; authorizing a fee.

HB 1565 was passed by (Record 358): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Allen; Biedermann; Johnson, A.; Rosenthal; White.

STATEMENTS OF VOTE

When Record No. 358 was taken, my vote failed to register. I would have voted yes.

Allen

When Record No. 358 was taken, I was in the house but away from my desk. I would have voted yes.

Biedermann

When Record No. 358 was taken, my vote failed to register. I would have voted yes.

Rosenthal

HB 1570 ON THIRD READING
(by Paddie)

HB 1570, A bill to be entitled An Act relating to the Brazos River Authority, following recommendations of the Sunset Advisory Commission; specifying grounds for the removal of a member of the board of directors.

HB 1570 was passed by (Record 359): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Rosenthal; Walle; White.

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 2374 ON THIRD READING
(by Sanford, Hull, Noble, Gates, et al.)

HB 2374, A bill to be entitled An Act relating to efficiency audits of the Department of Family and Protective Services.

HB 2374 was passed by (Record 360): 125 Yeas, 14 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Hinojosa; Holland; Huberty; Hull; Hunter; Jetton; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Beckley; Bucy; Cole; Goodwin; Howard; Israel; Johnson, A.; Johnson, J.E.; Longoria; Lucio; Martinez Fischer; Meza; Ordaz Perez; Talarico.

Present, not voting — Mr. Speaker(C).

Absent — Allen; Bowers; González, M.; Hernandez; Lopez; Meyer; Morales Shaw; Rose; Rosenthal; White.

STATEMENTS OF VOTE

When Record No. 360 was taken, my vote failed to register. I would have voted no.

Bowers

When Record No. 360 was taken, I was shown voting yes. I intended to vote no.

Canales

When Record No. 360 was taken, I was shown voting yes. I intended to vote no.

Gervin-Hawkins

When Record No. 360 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 360 was taken, I was shown voting no. I intended to vote yes.

Howard

When Record No. 360 was taken, I was shown voting no. I intended to vote yes.

Israel

When Record No. 360 was taken, I was in the house but away from my desk. I would have voted yes.

Meyer

When Record No. 360 was taken, I was shown voting yes. I intended to vote no.

Minjarez

When Record No. 360 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 360 was taken, I was shown voting yes. I intended to vote no.

Muñoz

When Record No. 360 was taken, I was shown voting yes. I intended to vote no.

Ramos

When Record No. 360 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

When Record No. 360 was taken, I was in the house but away from my desk. I would have voted no.

Rose

HB 4218 ON THIRD READING
(by Craddick)

HB 4218, A bill to be entitled An Act relating to a cause of action for the bad faith washout of an overriding royalty interest in an oil and gas lease.

HB 4218 was passed by (Record 361): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Wilson.

STATEMENT OF VOTE

When Record No. 361 was taken, I was in the house but away from my desk. I would have voted yes.

Wilson

HB 270 ON THIRD READING
(by S. Thompson)

HB 270, A bill to be entitled An Act relating to the personal needs allowance for certain Medicaid recipients who are residents of long-term care facilities.

HB 270 was passed by (Record 362): 103 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Parker; Perez; Ramos; Raney; Raymond; Reynolds;

Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Cain; Cason; Cook; Cyrier; Dean; Ellzey; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Oliverson; Paddie; Patterson; Paul; Price; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Allison; Hernandez; Rodriguez.

STATEMENTS OF VOTE

When Record No. 362 was taken, my vote failed to register. I would have voted no.

Allison

When Record No. 362 was taken, I was shown voting no. I intended to vote yes.

Hull

HB 2957 ON THIRD READING
(by Geren)

HB 2957, A bill to be entitled An Act relating to inspections and examinations by the Railroad Commission of Texas of certain sites and facilities conducted using unmanned aircraft.

HB 2957 was passed by (Record 363): 149 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky;

Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

HB 3600 ON THIRD READING
(by Hunter)

HB 3600, A bill to be entitled An Act relating to the establishment of the commercial oyster mariculture advisory board.

HB 3600 was passed by (Record 364): 140 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Schaefer; Slaton; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Hull.

STATEMENTS OF VOTE

When Record No. 364 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 364 was taken, I was in the house but away from my desk. I would have voted yes.

Hull

When Record No. 364 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 3257 ON THIRD READING
(by P. King, Goldman, Parker, Moody, Hernandez, et al.)

HB 3257, A bill to be entitled An Act relating to the creation of the Texas Commission on Antisemitism.

HB 3257 was passed by (Record 365): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Cook; Johnson, J.D.

HB 2683 ON THIRD READING
(by Canales)

HB 2683, A bill to be entitled An Act relating to remote and other meetings held under the open meetings law.

Representative Canales moved to postpone consideration of **HB 2683** until the end of the third reading calendar.

The motion prevailed.

HB 3786 ON THIRD READING
(by Holland)

HB 3786, A bill to be entitled An Act relating to the authority of the comptroller to send, or to require the submission to the comptroller of, certain ad valorem tax-related items electronically.

HB 3786 was passed by (Record 366): 143 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Canales; Harris; Klick; Vasut.

Present, not voting — Mr. Speaker(C).

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 366 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 366 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 3799 ON THIRD READING
(by Metcalf, Button, and Ashby)

HB 3799, A bill to be entitled An Act relating to the exemption from sales and use taxes for items sold by a nonprofit organization at a county fair.

HB 3799 was passed by (Record 367): 149 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel;

Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

HB 113 ON THIRD READING
(by Oliverson)

HB 113, A bill to be entitled An Act relating to peer-to-peer car sharing programs.

HB 113 was passed by (Record 368): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Goldman.

HB 1371 ON THIRD READING
(by Guerra, Guillen, T. King, Muñoz, et al.)

HB 1371, A bill to be entitled An Act relating to the continuation of the Trade Agricultural Inspection Grant Program.

HB 1371 was passed by (Record 369): 135 Yeas, 14 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slaton; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Dean; Hefner; Krause; Leach; Middleton; Oliverson; Patterson; Schaefer; Shaheen; Slawson; Smith; Spiller; Vasut.

Present, not voting — Mr. Speaker(C).

STATEMENTS OF VOTE

When Record No. 369 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

When Record No. 369 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 369 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 559 ON THIRD READING
(by White, Guillen, et al.)

HB 559, A bill to be entitled An Act relating to a fishing license fee waiver for certain residents.

HB 559 was passed by (Record 370): 149 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland;

Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

HB 1993 ON THIRD READING
(by Holland, Cain, Patterson, Talarico, and Lambert)

HB 1993, A bill to be entitled An Act relating to seller's disclosures regarding fuel gas piping in residential real property.

HB 1993 was passed by (Record 371): 142 Yeas, 6 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Schaefer; Slaton; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Lucio.

STATEMENT OF VOTE

When Record No. 371 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 1849 ON THIRD READING
(by Sanford, Swanson, and Krause)

HB 1849, A bill to be entitled An Act relating to the modification of an order establishing the conservatorship or possession of or access to a child after a conservator's death.

Amendment No. 1

Representatives Cook and Sanford offered the following amendment to **HB 1849**:

Amend **HB 1849** on third reading in SECTION 1 of the bill, in added Section 156.106(b), Family Code, by striking the following:

In a suit for modification described by this subsection in which a nonparent is requesting conservatorship of the child, the presumption that a parent is a fit parent who acts in the best interest of the parent's child may only be overcome by a finding that the restrictions or limitations described by this subsection are necessary to prevent a significant impairment to the physical health or emotional well-being of the child.

Amendment No. 1 was adopted.

HB 1849, as amended, was passed by (Record 372): 144 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Canales; Vasut.

Present, not voting — Mr. Speaker(C).

Absent — Dominguez; Pacheco.

HB 2390 ON THIRD READING
(by Paul)

HB 2390, A bill to be entitled An Act relating to the authority of a development corporation created by the Gulf Coast Authority to finance certain projects.

HB 2390 was passed by (Record 373): 135 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Bonnen; Cason; Lambert; Leach; Patterson; Schaefer; Shaheen; Slaton; Slawson; Tinderholt; Vasut.

Present, not voting — Mr. Speaker(C).

Absent — Harris; Morales, E.

STATEMENTS OF VOTE

When Record No. 373 was taken, I was shown voting no. I intended to vote yes.

Bonnen

When Record No. 373 was taken, I was shown voting yes. I intended to vote no.

Cain

When Record No. 373 was taken, I was in the house but away from my desk. I would have voted yes.

Harris

When Record No. 373 was taken, I was in the house but away from my desk. I would have voted yes.

E. Morales

When Record No. 373 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 373 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 2350 ON THIRD READING
(by Zwiener, Walle, and Harris)

HB 2350, A bill to be entitled An Act relating to financial assistance provided to political subdivisions by the Texas Water Development Board for nature-based water quality enhancement projects.

HB 2350 was passed by (Record 374): 92 Yeas, 50 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, K.; Biedermann; Bonnen; Burns; Capriglione; Cason; Clardy; Cook; Craddick; Dean; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; King, P.; Krause; Lambert; Landgraf; Leach; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Tinderholt; Toth; Vasut; White.

Present, not voting — Mr. Speaker(C).

Absent — Anderson; Bell, C.; Cain; Dutton; Hernandez; Murphy; Wilson.

STATEMENTS OF VOTE

When Record No. 374 was taken, I was in the house but away from my desk. I would have voted no.

Anderson

When Record No. 374 was taken, my vote failed to register. I would have voted no.

C. Bell

When Record No. 374 was taken, I was shown voting yes. I intended to vote no.

Button

When Record No. 374 was taken, I was in the house but away from my desk. I would have voted no.

Cain

When Record No. 374 was taken, I was shown voting no. I intended to vote yes.

Harris

When Record No. 374 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 374 was taken, I was in the house but away from my desk. I would have voted yes.

Wilson

HB 2483 ON THIRD READING
(by P. King, Harless, Slawson, Hernandez, Darby, et al.)

HB 2483, A bill to be entitled An Act relating to utility facilities for restoring electric service after a widespread power outage.

HB 2483 was passed by (Record 375): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Ramos.

Present, not voting — Mr. Speaker(C).

Absent — Coleman; Harris; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 375 was taken, my vote failed to register. I would have voted yes.

Harris

When Record No. 375 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 375 was taken, I was shown voting no. I intended to vote yes.

Ramos

HB 2519 ON THIRD READING
(by Darby, Huberty, Murr, Dutton, and Talarico)

HB 2519, A bill to be entitled An Act relating to matters regarding educators, including the composition of the State Board for Educator Certification, the issuance of certain sanctions by the board, and a public school teacher's notification of resignation from employment.

HB 2519 was passed by (Record 376): 143 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Cain; Price; Schaefer; Shaheen; White.

Present, not voting — Mr. Speaker(C).

Absent — Ashby.

STATEMENTS OF VOTE

When Record No. 376 was taken, I was in the house but away from my desk. I would have voted no.

Ashby

When Record No. 376 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 376 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 376 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 2658 ON THIRD READING
(by Frank)

HB 2658, A bill to be entitled An Act relating to the operation and administration of the Medicaid managed care program, including requirements for and reimbursement of managed care organizations.

HB 2658 was passed by (Record 377): 147 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Noble.

Absent — Bucy.

HB 2680 ON THIRD READING
(by Hull and Noble)

HB 2680, A bill to be entitled An Act relating to certain procedures relating to children placed under a parental child safety placement.

HB 2680 was passed by (Record 378): 136 Yeas, 11 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Allen; Beckley; Bowers; Canales; Dominguez; Fierro; Johnson, A.; Johnson, J.E.; Lambert; Ramos; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Coleman; Perez.

STATEMENTS OF VOTE

When Record No. 378 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 378 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

When Record No. 378 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 2116 ON THIRD READING
(by Krause, Darby, Oliverson, and Martinez)

HB 2116, A bill to be entitled An Act relating to certain agreements by architects and engineers in or in connection with certain construction contracts.

HB 2116 was passed by (Record 379): 126 Yeas, 21 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Muñoz; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Patterson; Paul; Perez; Price; Raney; Raymond; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Campos; Darby; Davis; Gates; Gervin-Hawkins; King, P.; King, T.; Martinez Fischer; Middleton; Minjarez; Morrison; Neave; Parker; Ramos; Reynolds; Schaefer; Thompson, S.; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Button; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 379 was taken, I was shown voting no. I intended to vote yes.

Darby

When Record No. 379 was taken, I was shown voting no. I intended to vote yes.

Middleton

When Record No. 379 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 379 was taken, I was shown voting no. I intended to vote yes.

Neave

When Record No. 379 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

HB 872 ON THIRD READING
(by Bernal, Howard, Lopez, Minjarez, and Hernandez)

HB 872, A bill to be entitled An Act relating to the disclosure of certain utility customer information.

HB 872 was passed by (Record 380): 149 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

HB 1315 ON THIRD READING
(by J.D. Johnson, Neave, and Leach)

HB 1315, A bill to be entitled An Act relating to the duration of an appointment of a guardian ad litem or an attorney ad litem for a child in the conservatorship of the Department of Family and Protective Services.

HB 1315 was passed by (Record 381): 110 Yeas, 37 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Klick; Kuempel; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega;

Pacheco; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Slaton; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Biedermann; Bonnen; Cain; Clardy; Dean; Gates; Goldman; Harless; Hefner; Holland; Krause; Lambert; Landgraf; Leman; Metcalf; Murr; Oliverson; Paddie; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C); King, K.

Absent — Geren.

STATEMENTS OF VOTE

When Record No. 381 was taken, I was shown voting yes. I intended to vote no.

Harris

When Record No. 381 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 381 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 1387 ON THIRD READING
(by Harris, Noble, et al.)

HB 1387, A bill to be entitled An Act relating to the storage of firearms and ammunition in the same locked location in certain foster homes.

HB 1387 was passed by (Record 382): 98 Yeas, 50 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Coleman; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Anchia; Beckley; Bernal; Bucy; Campos; Cole; Collier; Crockett; Davis; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Johnson, J.D.

STATEMENTS OF VOTE

When Record No. 382 was taken, I was shown voting yes. I intended to vote no.

Bowers

When Record No. 382 was taken, I was shown voting yes. I intended to vote no.

Fierro

When Record No. 382 was taken, I was shown voting yes. I intended to vote no.

Gervin-Hawkins

When Record No. 382 was taken, I was shown voting no. I intended to vote yes.

Sanford

HB 999 ON THIRD READING
(by Bernal and Patterson)

HB 999, A bill to be entitled An Act relating to the use of individual graduation committees for certain high school students.

HB 999 was passed by (Record 383): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Coleman; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney;

Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Leman.

Present, not voting — Mr. Speaker(C).

Absent — Cole; Craddick; Schofield.

STATEMENT OF VOTE

When Record No. 383 was taken, I was shown voting no. I intended to vote yes.

Leman

HB 1694 ON THIRD READING
(by Raney, Guillen, Leach, Guerra, J.D. Johnson, et al.)

HB 1694, A bill to be entitled An Act relating to a defense to prosecution for certain offenses involving possession of small amounts of controlled substances, marihuana, dangerous drugs, or abusable volatile chemicals, or possession of drug paraphernalia for defendants seeking assistance for a suspected overdose.

Amendment No. 1

Representative Raney offered the following amendment to **HB 1694**:

Amend **HB 1694** on third reading as follows:

(1) In added Section 481.115(h)(2), Health and Safety Code, following the underlined semicolon, strike "or".

(2) In added Section 481.115(h)(3), Health and Safety Code, between "485.031(c)" and the underlined period, insert the following:

; or

(4) at any time during the 18-month period preceding the date of the commission of the instant offense, the actor requested emergency medical assistance in response to the possible overdose of the actor or another person

(3) In added Section 481.1151(d)(2), Health and Safety Code, following the underlined semicolon, strike "or".

(4) In added Section 481.1151(d)(3), Health and Safety Code, between "485.031(c)" and the underlined period, insert the following:

; or

(4) at any time during the 18-month period preceding the date of the commission of the instant offense, the actor requested emergency medical assistance in response to the possible overdose of the actor or another person

(5) In added Section 481.116(g)(2), Health and Safety Code, following the underlined semicolon, strike "or".

(6) In added Section 481.116(g)(3), Health and Safety Code, between "485.031(c)" and the underlined period, insert the following:

; or

(4) at any time during the 18-month period preceding the date of the commission of the instant offense, the actor requested emergency medical assistance in response to the possible overdose of the actor or another person

(7) In added Section 481.1161(d)(2), Health and Safety Code, following the underlined semicolon, strike "or".

(8) In added Section 481.1161(d)(3), Health and Safety Code, between "485.031(c)" and the underlined period, insert the following:

; or

(4) at any time during the 18-month period preceding the date of the commission of the instant offense, the actor requested emergency medical assistance in response to the possible overdose of the actor or another person

(9) In added Section 481.117(g)(2), Health and Safety Code, following the underlined semicolon, strike "or".

(10) In added Section 481.117(g)(3), Health and Safety Code, between "485.031(c)" and the underlined period, insert the following:

; or

(4) at any time during the 18-month period preceding the date of the commission of the instant offense, the actor requested emergency medical assistance in response to the possible overdose of the actor or another person

(11) In added Section 481.118(g)(2), Health and Safety Code, following the underlined semicolon, strike "or".

(12) In added Section 481.118(g)(3), Health and Safety Code, between "485.031(c)" and the underlined period, insert the following:

; or

(4) at any time during the 18-month period preceding the date of the commission of the instant offense, the actor requested emergency medical assistance in response to the possible overdose of the actor or another person

(13) In added Section 481.119(d)(2), Health and Safety Code, following the underlined semicolon, strike "or".

(14) In added Section 481.119(d)(3), Health and Safety Code, between "485.031(c)" and the underlined period, insert the following:

; or

(4) at any time during the 18-month period preceding the date of the commission of the instant offense, the actor requested emergency medical assistance in response to the possible overdose of the actor or another person

(15) In added Section 481.121(d)(2), Health and Safety Code, following the underlined semicolon, strike "or".

(16) In added Section 481.121(d)(3), Health and Safety Code, between "485.031(c)" and the underlined period, insert the following:

; or

(4) at any time during the 18-month period preceding the date of the commission of the instant offense, the actor requested emergency medical assistance in response to the possible overdose of the actor or another person

(17) In added Section 481.125(h)(2), Health and Safety Code, following the underlined semicolon, strike "or".

(18) In added Section 481.125(h)(3), Health and Safety Code, between "485.031(c)" and the underlined period, insert the following:

; or

(4) at any time during the 18-month period preceding the date of the commission of the instant offense, the actor requested emergency medical assistance in response to the possible overdose of the actor or another person

(19) In added Section 483.041(f)(2), Health and Safety Code, following the underlined semicolon, strike "or".

(20) In added Section 481.115(f)(3), Health and Safety Code, between "485.031(c)" and the underlined period, insert the following:

; or

(4) at any time during the 18-month period preceding the date of the commission of the instant offense, the actor requested emergency medical assistance in response to the possible overdose of the actor or another person

(21) In added Section 485.031(d)(2), Health and Safety Code, following the underlined semicolon, strike "or".

(22) In added Section 485.031(d)(3), Health and Safety Code, between "483.041(e)" and the underlined period, insert the following:

; or

(4) at any time during the 18-month period preceding the date of the commission of the instant offense, the actor requested emergency medical assistance in response to the possible overdose of the actor or another person

Amendment No. 1 was adopted.

HB 1694, as amended, was passed by (Record 384): 145 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Holland; Murr.

Present, not voting — Mr. Speaker(C).

Absent — Bowers; Morales Shaw.

STATEMENT OF VOTE

When Record No. 384 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

HB 851 ON THIRD READING
(by Cook, Neave, et al.)

HB 851, A bill to be entitled An Act relating to the admission by a party of a material and substantial change of circumstances in a motion to modify an order in certain family law cases.

HB 851 was passed by (Record 385): 144 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Patterson; Schaefer; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

STATEMENT OF VOTE

When Record No. 385 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

HB 2683 ON THIRD READING
(by Canales)

HB 2683, A bill to be entitled An Act relating to remote and other meetings held under the open meetings law.

HB 2683 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representative C. Bell offered the following amendment to **HB 2683**:

Amend **HB 2683** on third reading as follows:

(1) In added Section 551.008(d)(2), Government Code, between "Internet" and the underlined semicolon, insert "or by using a free, widely available computer application".

(2) In amended Section 551.128(b), Government Code, between "over the Internet" and "if the physical location", insert ", or shall hold an open meeting by telephone conference or videoconference,".

(3) In amended Section 551.128(b), Government Code, strike "a public emergency or disaster" and substitute "an emergency or urgent public necessity, as described by Section 551.045(b)".

Amendment No. 1 was adopted.

HB 2683, as amended, was passed by (Record 386): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Goldman; Spiller; Stucky; Wilson.

STATEMENTS OF VOTE

When Record No. 386 was taken, my vote failed to register. I would have voted yes.

Goldman

When Record No. 386 was taken, I was in the house but away from my desk. I would have voted yes.

Wilson

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 8 ON SECOND READING
(by Pacheco, White, Dean, Guillen, Collier, et al.)

CSHB 8, A bill to be entitled An Act relating to access by a hiring law enforcement agency to an applicant's employment records.

Amendment No. 1

Representative P. King offered the following amendment to **CSHB 8**:

Amend **CSHB 8** (house committee report) as follows:

(1) On page 1, strike lines 5 and 6 and substitute the following:

SECTION 1. Section 1701.451, Occupations Code, is amended by amending Subsection (a-1) and adding Subsections (d) and (e) to read as follows:

(2) On page 1, between lines 14 and 15, insert the following:

(d) A law enforcement agency that makes a person's employment records available to a hiring law enforcement agency under Subsection (a-1) shall provide a copy of the records to the person.

(e) A law enforcement agency that obtains employment records under this section may not disclose any information contained in the records.

(3) Add the following appropriately numbered SECTIONS to the bill and renumber the SECTIONS of the bill accordingly:

SECTION ____. Section 1701.456(b), Occupations Code, is amended to read as follows:

(b) A law enforcement agency, agency head, or other law enforcement official is not liable for civil damages for:

(1) a report made by that agency or person if the report is made in good faith; or

(2) making a person's employment records available to a hiring law enforcement agency under Section 1701.451(a-1).

SECTION ____. Subchapter J, Chapter 1701, Occupations Code, is amended by adding Section 1701.459 to read as follows:

Sec. 1701.459. CERTAIN AGREEMENTS RELATED TO EMPLOYMENT RECORDS PROHIBITED. A person licensed under this chapter may not enter into an agreement with a law enforcement agency

employing the person under which the agency is prohibited from making the person's employment records available to another law enforcement agency under Section 1701.451(a-1).

AMENDMENT NO. 1 - REMARKS

REPRESENTATIVE COLLIER: Representative King, I just want to get some clarifying information about what you're doing with your amendment. If you go to Section (b)(2), you're saying, "making a person's employment records available to a hiring law enforcement agency under Section 1701.451(a-1)." So if another agency, I guess a law enforcement agency, is inquiring about the employment history of the officer, would those records be available to that law enforcement agency?

REPRESENTATIVE P. KING: Yes, this requires that they be made available.

COLLIER: Okay. So I thought I was reading this to say that you could not share that information.

P. KING: No, no, no—quite the opposite. The problem is they'll get the applicant to sign a reference thing saying to release my records. They send it to the other agency. Commonly, the other agency has a policy from their city attorney's office, liability, HR—we won't release those records. Or they'll say something like, well, you can come look at them. Well, a small department doesn't have the personnel to send 300 miles. Mr. Pacheco is trying to fix that by making it electronically available, but they're still not going to get it a lot of times. And then, to make it worse, sometimes when you get somebody to resign, part of the deal is well, you'll seal my employment records and never show them to anybody. And this prohibits the sealing of those employment records also. But to protect the officer, out of complete equity and fairness, the other agency, once they get those records, they can't give them to anybody else. They can only use them for that background investigation and that's it.

REMARKS ORDERED PRINTED

Representative Tinderholt moved to print remarks between Representative Collier and Representative P. King on Amendment No. 1 on **CSHB 8**.

The motion prevailed.

Amendment No. 1 was adopted.

CSHB 8, as amended, was passed to engrossment.

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 1525 ON SECOND READING
(by Huberty, VanDeaver, K. King, Dutton, M. González, et al.)

CSHB 1525, A bill to be entitled An Act relating to the public school finance system.

Amendment No. 1

Representative Huberty offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) on page 4, as follows:

(1) On line 3, strike the underlined colon.

(2) Strike lines 4-8 and substitute "attended a teacher literacy achievement academy developed under Section 21.4552; and".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Huberty offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee report) as follows:

(1) On page 6, line 2, strike "and (e)" and substitute "(e), and (f)".

(2) On page 6, line 4, strike "impose" and substitute "levy".

(3) On page 7, strike lines 2 through 5 and substitute the following:

commissioner may reduce the district's entitlement under Chapter 48 by an amount equal to the difference between:

(1) the amount of state and local funding the district received as a result of adopting a maintenance tax rate in violation of Subsection (a); and

(2) the amount of state and local funding the district would have received if the district had not adopted a maintenance tax rate in violation of Subsection (a).

(f) This section does not prohibit a school district from using a surplus in maintenance tax revenue to pay the district's debt service if:

(1) the district's interest and sinking fund tax revenue is insufficient to pay the district's debt service due to circumstances beyond the district's control; and

(2) the use of the surplus maintenance tax revenue to pay the district's debt service is necessary to prevent a default on the district's debt.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Huberty offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee report) as follows:

(1) On page 6, line 2, strike "and (e)" and substitute "(e), and (f)".

(2) On page 7, between lines 5 and 6, insert the following:

(f) This section may not be construed to prohibit a school district from paying a portion of the district's maintenance tax revenue into a tax increment fund under Chapter 311, Tax Code.

Amendment No. 3 was adopted.

Amendment No. 4

Representative Guillen offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) on page 3 as follows:

(1) Strike line 11 and substitute the following:

SECTION 3. Section 21.3521, Education Code, is amended by amending Subsection (a) and adding Subsection (b-1)

(2) Between lines 17 and 18, insert the following:

(b-1) Notwithstanding any other provision of this section, a school district or open-enrollment charter school may develop an evidence-based designation system for use by the district or school to designate a classroom teacher as a master, exemplary, or recognized teacher.

Amendment No. 4 was withdrawn.

Amendment No. 5

Representative Raymond offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) as follows:

(1) On page 6, line 19, strike the word "and".

(2) On page 6, line 22, strike the "." and insert "; and".

(3) On page 6, between lines 22 and 23, insert "(C) and post the name of the school district on the agency's Internet website.".

Amendment No. 5 was adopted.

Amendment No. 6

Representative Guillen offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee report) on page 9 as follows:

(1) On line 5, between "(e-1)" and "to", insert "and amending Subsections (j-1) and (k)".

(2) Between lines 9 and 10, insert the following:

(j-1) In addition to other purposes for which funds allocated under this section may be used, those funds may also be used to:

(1) provide child-care services or assistance with child-care expenses for students at risk of dropping out of school, as described by Section 29.081(d)(5); [~~or~~]

(2) pay the costs associated with services provided through a life skills program in accordance with Sections 29.085(b)(1) and (3)-(7); or

(3) pay costs for services provided by an instructional coach to raise student achievement at a campus in which educationally disadvantaged students are enrolled.

(k) At least 55 percent of the funds allocated under this section must be used to:

(1) fund supplemental programs and services, including services provided by an instructional coach, designed to eliminate any disparity in performance on assessment instruments administered under Subchapter B, Chapter 39, or disparity in the rates of high school completion between:

(A) students who are educationally disadvantaged and students who are not educationally disadvantaged; and

(B) students at risk of dropping out of school, as defined by Section 29.081, and all other students; or

(2) support a program eligible under Title I of the Elementary and Secondary Education Act of 1965, as provided by Pub. L. No. 103-382 and its subsequent amendments, and by federal regulations implementing that Act.

Amendment No. 6 was adopted.

Amendment No. 7

Representatives VanDeaver and Rogers offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee report) on page 9 of the bill as follows:

(1) On line 20, strike "1.0" and substitute "1.1".

(2) On line 27, strike "1.48" and substitute "1.47".

Amendment No. 7 was adopted.

Amendment No. 8

Representative VanDeaver offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee report) as follows:

(1) On page 9, line 11, strike "Subsection (a-1)" and substitute "Subsections (a-1) and (d)".

(2) On page 10, between lines 13 and 14, insert the following:

(d) The agency shall annually publish a list of career and technology courses that qualify for an allotment under Subsection (a), disaggregated by the weight for which the course qualifies.

Amendment No. 8 was adopted.

Amendment No. 9

Representative Raymond offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) as follows:

(1) On page 11, line 17, after the word "degree" insert "from a postsecondary educational institution approved by the Texas Higher Education Coordinating Board"

Amendment No. 9 was adopted.

Amendment No. 10

Representative Bailes offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) as follows:

(1) On page 12, line 15, strike "0.86" and substitute "0.35".

(2) On page 12, line 17, strike "50" and substitute "250".

(3) On page 12, line 20, strike "three" and substitute "six".

(4) On page 12, between lines 22 and 23, insert the following appropriately lettered subsection and reletter subsequent subsections and cross-references to those subsections accordingly:

(____) For purposes of Subsection (a), in determining the number of students enrolled in a school district, the commissioner shall exclude students enrolled in the district who receive full-time instruction through the state virtual school network under Chapter 30A.

(5) On page 12, line 24, strike ""0.86"" and substitute ""0.35"".

(6) On page 12, line 26, strike ""0.72";" and substitute ""0.30"; and".

(7) On page 12, line 27, strike ""0.84"; and" and substitute ""0.348".".

(8) Strike page 13, line 1.

(9) On page 13, line 3, strike "2025" and substitute "2024".

Amendment No. 10 was adopted.

Amendment No. 11

Representative Dean offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) as follows:

(1) On page 23, line 18, strike the second "and".

(2) On page 23, between lines 18 and 19, insert the following appropriately numbered subdivision and renumber subsequent subdivisions accordingly:

(____) Section 48.0051(a-1); and

Amendment No. 11 was adopted.

Amendment No. 12

Representative Howard offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) as follows:

(1) Add the following appropriately numbered SECTION to the bill and renumber the subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 29.153 (d-1), Education Code, is amended to read as follows:

(d-1) A district may not receive an exemption under Subsection (d) unless:

(1) the district has solicited [~~and considered at a public meeting~~]proposals for partnerships [~~with public or private entities regarding prekindergarten classes required under this section.~~]in accordance with guidance regarding soliciting partnerships provided by the Agency,

(2) and considered submitted proposals at a public meeting with public or private entities regarding prekindergarten classes required under this section.

(3) A decision of the board of trustees regarding a partnership described by this subsection is final.

Amendment No. 12 was adopted.

Amendment No. 13

Representative Guillen offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) as follows:

(1) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 31.0211(c), Education Code, is amended to read as follows:

(c) Subject to Subsection (d), funds allotted under this section may be used to:

(1) purchase:

(A) materials on the list adopted by the commissioner, as provided by Section 31.0231;

(B) instructional materials, regardless of whether the instructional materials are on the list adopted under Section 31.024;

(C) consumable instructional materials, including workbooks;

(D) instructional materials for use in bilingual education classes, as provided by Section 31.029;

(E) instructional materials for use in college preparatory courses under Section 28.014, as provided by Section 31.031;

(F) supplemental instructional materials, as provided by Section 31.035;

(G) state-developed open education resource instructional materials, as provided by Subchapter B-1;

(H) instructional materials and technological equipment under any continuing contracts of the district in effect on September 1, 2011;

(I) technological equipment necessary to support the use of materials included on the list adopted by the commissioner under Section 31.0231 or any instructional materials purchased with an allotment under this section; and

(J) inventory software or systems for storing, managing, and accessing instructional materials and analyzing the usage and effectiveness of the instructional materials; and

(2) pay:

(A) for training educational personnel directly involved in student learning in the appropriate use of instructional materials and for providing for access to technological equipment for instructional use; [~~and~~]

(B) the salary and other expenses of an employee who provides technical support for the use of technological equipment directly involved in student learning; and

(C) for costs associated with distance learning, including Wi-Fi, Internet access hotspots, wireless network service, broadband service, and other services and technological equipment necessary to facilitate Internet access.

(2) On page 24, line 3, strike "This" and substitute "(a) Except as otherwise provided by this section, this".

(3) On page 24, immediately after line 3, insert the following:

(b) Section 31.0211(c), Education Code, as amended by this Act, takes effect immediately if this Act receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, Section 31.0211(c), Education Code, as amended by this Act, takes effect September 1, 2021.

Amendment No. 13 was withdrawn.

Amendment No. 14

Representative C. Turner offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 48.051, Education Code, is amended by adding Subsection (c-1) to read as follows:

(c-1) A school district employee who received a compensation increase under Subsection (c) from a school district for the 2019-2020 school year is, as long as the employee remains employed by the same district, entitled to compensation that is at least equal to the compensation the employee received for the 2019-2020 school year.

Amendment No. 15

Representative C. Turner offered the following amendment to Amendment No. 14:

Amend Amendment No. 14 by C. Turner to **CSHB 1525** as follows:

(1) On page 1, line 7, strike "compensation" and substitute "salary".

(2) On page 1, line 9, strike "compensation" and substitute "salary".

(3) On page 1, line 10, strike "compensation" and substitute "salary".

(4) On page 1, line 11, immediately following the underlined period, insert the following:

This subsection does not apply if the board of trustees of the school district at which the employee is employed:

(1) complies with Sections 21.4021, 21.4022, and 21.4032 in reducing the employee's salary; and

(2) has adopted a resolution declaring a financial exigency for the district under Section 44.011.

Amendment No. 15 was adopted.

A record vote was requested by Representative Schaefer.

Amendment No. 14, as amended, was adopted by (Record 387): 97 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose;

Rosenthal; Sherman; Shine; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wilson; Wu; Zwiener.

Nays — Ashby; Bonnen; Burrows; Button; Cain; Capriglione; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; King, P.; Klick; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent — Cason; Minjarez; Walle.

STATEMENTS OF VOTE

When Record No. 387 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 387 was taken, I was shown voting no. I intended to vote yes.

Darby

When Record No. 387 was taken, I was shown voting no. I intended to vote yes.

Goldman

When Record No. 387 was taken, I was shown voting no. I intended to vote yes.

Leach

When Record No. 387 was taken, I was shown voting no. I intended to vote yes.

Schofield

When Record No. 387 was taken, I was shown voting yes. I intended to vote no.

E. Thompson

When Record No. 387 was taken, I was shown voting yes. I intended to vote no.

Wilson

Amendment No. 16

Representative Guillen offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 48.105(b), Education Code, is amended to read as follows:

(b) At least 55 percent of the funds allocated under this section must be used in providing bilingual education or special language programs under Subchapter B, Chapter 29. A district's bilingual education or special language allocation may be used only for program and student evaluation, instructional materials and equipment, staff development, supplemental staff expenses, salary or salary supplements for teachers, incremental costs associated with providing smaller class sizes, and other supplies required for quality instruction.

Amendment No. 16 was withdrawn.

Amendment No. 17

Representative Bailes offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 48.277(b), Education Code, is amended to read as follows:

(b) For purposes of calculating maintenance and operations revenue under Subsection (a), the commissioner shall:

(1) for purposes of Subsections (a)(1) and (2), use the following applicable school year:

(A) in a school year ending in an even-numbered year, the 2019-2020 school year; and

(B) in a school year ending in an odd-numbered year, the 2019-2020 or 2020-2021 school year, whichever is greater;

(2) include all state and local funding, except for any funding resulting from:

(A) reimbursement for disaster remediation costs under former Sections 41.0931 and 42.2524;

(B) an adjustment for rapid decline in taxable value of property under former Section 42.2521; and

(C) an adjustment for property value affected by a state of disaster under former Section 42.2523;

(3) adjust the calculation to reflect a reduction in tax effort by a school district;

(4) adjust the calculation to include the portion of delinquent taxes owed by a taxpayer that were scheduled to be paid under an installment agreement during the 2019-2020 or 2020-2021 school year but that will be paid during a later school year than the school year in which they were originally due, if the taxpayer subject to the installment agreement owns properties in a school district that, in total, account for more than 7.5 percent of the district's total taxable property value; and

(5) [~~(4)~~] if a school district or open-enrollment charter school receives a waiver relating to eligibility requirements for the national free or reduced-price lunch program under 42 U.S.C. Section 1751 et seq., use the numbers of

educationally disadvantaged students on which the district's or school's entitlement to compensatory education funds was based for the school year before the school year in which the district or school received the waiver, adjusted for estimated enrollment growth.

AMENDMENT NO. 17 - REMARKS

REPRESENTATIVE BAILES: Due to the COVID-19 pandemic, many districts' largest taxpayers have suffered extreme volatility, leading to the establishment of delayed payment agreements and alternative solutions for payment. In June 2020, Boomerang Tube LLC entered into an installment agreement for the payment of delinquent taxes to the Liberty County Tax-Assessor Collector. According to the Liberty County Appraisal District, Boomerang Tube LLC owed around $1.4 million of that outstanding liability to Liberty ISD. Liberty ISD ended its 2019-2020 fiscal year with M&O tax collections of $9 million. The reduced level of collections significantly reduced the district's entitlement out of the formula transition grant created by **HB 3**. The commissioner has previously made a COVID-related ADA adjustment for purposes of the formula transition grant so that districts can avoid cutting staff and reducing resources for the students. Many districts across the state have likely suffered some impacts to the tax collections as a result of the pandemic. This amendment adjusts the maintenance and operations revenue calculations to consider any delinquent taxes owed by a taxpayer that were scheduled to be paid under an installment agreement during the 2019-2020 school year but not paid during the latter school year. Not accepting this amendment will have catastrophic effect and extend an extensive financial hardship on some school districts, including one in my very district. While I believe the author agrees that the policy has merit, the author cannot accept it at this time. Therefore, I withdraw the amendment.

Amendment No. 17 was withdrawn.

REMARKS ORDERED PRINTED

Representative Kacal moved to print remarks by Representative Bailes on Amendment No. 17 on **CSHB 1525**.

The motion prevailed.

Amendment No. 18

Representative Bernal offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee report) as follows:

(1) Strike SECTION 25 of the bill (page 21, lines 3 through 19).

(2) Add the following appropriately numbered SECTION to the bill:

SECTION ____. Section 48.302(b), Education Code, is amended to read as follows:

(b) The agency shall enter into a memorandum of understanding with the commission for the agency to transfer funds to the commission [~~funds specifically appropriated to the agency~~] for the commission to provide to an

individual who is 21 years of age or older a subsidy in an amount equal to the cost of taking one high school equivalency examination administered under Section 7.111.

(3) Renumber SECTIONS of the bill appropriately.

Amendment No. 18 was adopted.

Amendment No. 19

Representative Krause offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 403.302, Government Code, is amended by amending Subsections (b) and (c) and adding Subsection (b-1) to read as follows:

(b) In conducting the study, the comptroller shall determine the taxable value of property in each school district:

(1) using, if appropriate, samples selected through generally accepted sampling techniques;

(2) according to generally accepted standard valuation, statistical compilation, and analysis techniques; and

(3) [~~ensuring that different levels of appraisal on sold and unsold property do not adversely affect the accuracy of the study; and~~

[~~(4)~~] ensuring that different levels of appraisal resulting from protests determined under Section 41.43, Tax Code, are appropriately adjusted in the study.

(b-1) In conducting a study to determine the values for a tax year, the comptroller may consider a sale of property only if the sale occurred during the preceding tax year.

(c) If after conducting the study the comptroller determines that the local value for a school district is valid, the local value is presumed to represent taxable value for the school district. In the absence of that presumption, taxable value for a school district is the state value for the school district determined by the comptroller under Subsections (a) and (b) unless the local value exceeds the state value, in which case the taxable value for the school district is the district's local value. In determining whether the local value for a school district is valid, the comptroller shall use a margin of error that has a range, the upper limit of which is 105 percent of the state value and the lower limit of which is 90 percent of the state value, [~~does not exceed five percent~~] unless the comptroller determines that the size of the sample of properties necessary to make the determination makes the use of such a margin of error not feasible, in which case the comptroller may use a larger margin of error.

SECTION ____. Section 403.302, Government Code, as amended by this Act, applies only to the study conducted under that section for a tax year that begins on or after January 1, 2022. The study for a tax year that begins before that date is covered by the law in effect immediately before the effective date of this Act, and the prior law is continued in effect for that purpose.

Amendment No. 19 was withdrawn.

Amendment No. 20

Representative Howard offered the following amendment to **CSHB 1525**:

Amend **CSHB 1525** (house committee printing) as follows:

(1) On page 23, between lines 15 and 16, insert the following appropriately numbered SECTION:

SECTION ____. Section 11.26, Tax Code, is amended by adding Subsections (a-4), (a-5), (a-6), (a-7), (a-8), and (a-9) to read as follows:

(a-4) In this section, "maximum compressed rate" means the maximum compressed rate of a school district as calculated under Section 48.2551, Education Code.

(a-5) Notwithstanding the other provisions of this section, if in the 2022 tax year an individual qualifies for a limitation on tax increases provided by this section on the individual's residence homestead and the first tax year the individual or the individual's spouse qualified for an exemption under Section 11.13(c) for the same homestead was a tax year before the 2019 tax year, the amount of the limitation provided by this section on the homestead in the 2022 tax year is equal to the amount computed by:

(1) multiplying the taxable value of the homestead in the 2018 tax year by a tax rate equal to the difference between the school district's tier one maintenance and operations rate for the 2018 tax year and the district's maximum compressed rate for the 2019 tax year;

(2) subtracting the greater of zero or the amount computed under Subdivision (1) from the amount of tax the district imposed on the homestead in the 2018 tax year;

(3) adding any tax imposed in the 2019 tax year attributable to improvements made in the 2018 tax year as provided by Subsection (b) to the amount computed under Subdivision (2);

(4) multiplying the taxable value of the homestead in the 2019 tax year by a tax rate equal to the difference between the district's maximum compressed rate for the 2019 tax year and the district's maximum compressed rate for the 2020 tax year;

(5) subtracting the amount computed under Subdivision (4) from the amount computed under Subdivision (3);

(6) adding any tax imposed in the 2020 tax year attributable to improvements made in the 2019 tax year as provided by Subsection (b) to the amount computed under Subdivision (5);

(7) multiplying the taxable value of the homestead in the 2020 tax year by a tax rate equal to the difference between the district's maximum compressed rate for the 2020 tax year and the district's maximum compressed rate for the 2021 tax year;

(8) subtracting the amount computed under Subdivision (7) from the amount computed under Subdivision (6);

(9) adding any tax imposed in the 2021 tax year attributable to improvements made in the 2020 tax year as provided by Subsection (b) to the amount computed under Subdivision (8);

(10) multiplying the taxable value of the homestead in the 2021 tax year by a tax rate equal to the difference between the district's maximum compressed rate for the 2021 tax year and the district's maximum compressed rate for the 2022 tax year;

(11) subtracting the amount computed under Subdivision (10) from the amount computed under Subdivision (9); and

(12) adding any tax imposed in the 2022 tax year attributable to improvements made in the 2021 tax year as provided by Subsection (b) to the amount computed under Subdivision (11).

(a-6) Notwithstanding the other provisions of this section, if in the 2022 tax year an individual qualifies for a limitation on tax increases provided by this section on the individual's residence homestead and the first tax year the individual or the individual's spouse qualified for an exemption under Section 11.13(c) for the same homestead was the 2019 tax year, the amount of the limitation provided by this section on the homestead in the 2022 tax year is equal to the amount computed by:

(1) multiplying the taxable value of the homestead in the 2019 tax year by a tax rate equal to the difference between the school district's maximum compressed rate for the 2019 tax year and the district's maximum compressed rate for the 2020 tax year;

(2) subtracting the amount computed under Subdivision (1) from the amount of tax the district imposed on the homestead in the 2019 tax year;

(3) adding any tax imposed in the 2020 tax year attributable to improvements made in the 2019 tax year as provided by Subsection (b) to the amount computed under Subdivision (2);

(4) multiplying the taxable value of the homestead in the 2020 tax year by a tax rate equal to the difference between the district's maximum compressed rate for the 2020 tax year and the district's maximum compressed rate for the 2021 tax year;

(5) subtracting the amount computed under Subdivision (4) from the amount computed under Subdivision (3);

(6) adding any tax imposed in the 2021 tax year attributable to improvements made in the 2020 tax year as provided by Subsection (b) to the amount computed under Subdivision (5);

(7) multiplying the taxable value of the homestead in the 2021 tax year by a tax rate equal to the difference between the district's maximum compressed rate for the 2021 tax year and the district's maximum compressed rate for the 2022 tax year;

(8) subtracting the amount computed under Subdivision (7) from the amount computed under Subdivision (6); and

(9) adding any tax imposed in the 2022 tax year attributable to improvements made in the 2021 tax year as provided by Subsection (b) to the amount computed under Subdivision (8).

(a-7) Notwithstanding the other provisions of this section, if in the 2022 tax year an individual qualifies for a limitation on tax increases provided by this section on the individual's residence homestead and the first tax year the individual or the individual's spouse qualified for an exemption under Section 11.13(c) for the same homestead was the 2020 tax year, the amount of the limitation provided by this section on the homestead in the 2022 tax year is equal to the amount computed by:

(1) multiplying the taxable value of the homestead in the 2020 tax year by a tax rate equal to the difference between the school district's maximum compressed rate for the 2020 tax year and the district's maximum compressed rate for the 2021 tax year;

(2) subtracting the amount computed under Subdivision (1) from the amount of tax the district imposed on the homestead in the 2020 tax year;

(3) adding any tax imposed in the 2021 tax year attributable to improvements made in the 2020 tax year as provided by Subsection (b) to the amount computed under Subdivision (2);

(4) multiplying the taxable value of the homestead in the 2021 tax year by a tax rate equal to the difference between the district's maximum compressed rate for the 2021 tax year and the district's maximum compressed rate for the 2022 tax year;

(5) subtracting the amount computed under Subdivision (4) from the amount computed under Subdivision (3); and

(6) adding any tax imposed in the 2022 tax year attributable to improvements made in the 2021 tax year as provided by Subsection (b) to the amount computed under Subdivision (5).

(a-8) Notwithstanding the other provisions of this section, if in the 2022 tax year an individual qualifies for a limitation on tax increases provided by this section on the individual's residence homestead and the first tax year the individual or the individual's spouse qualified for an exemption under Section 11.13(c) for the same homestead was the 2021 tax year, the amount of the limitation provided by this section on the homestead in the 2022 tax year is equal to the amount computed by:

(1) multiplying the taxable value of the homestead in the 2021 tax year by a tax rate equal to the difference between the school district's maximum compressed rate for the 2021 tax year and the district's maximum compressed rate for the 2022 tax year;

(2) subtracting the amount computed under Subdivision (1) from the amount of tax the district imposed on the homestead in the 2021 tax year; and

(3) adding any tax imposed in the 2022 tax year attributable to improvements made in the 2021 tax year as provided by Subsection (b) to the amount computed under Subdivision (2).

(a-9) Notwithstanding the other provisions of this section, if in the 2023 or a subsequent tax year an individual qualifies for a limitation on tax increases provided by this section on the individual's residence homestead, the amount of the limitation provided by this section on the homestead is equal to the amount computed by:

(1) multiplying the taxable value of the homestead in the preceding tax year by a tax rate equal to the difference between the school district's maximum compressed rate for the preceding tax year and the district's maximum compressed rate for the current tax year;

(2) subtracting the amount computed under Subdivision (1) from the amount of tax the district imposed on the homestead in the preceding tax year; and

(3) adding any tax imposed in the current tax year attributable to improvements made in the preceding tax year as provided by Subsection (b) to the amount computed under Subdivision (2).

(2) Strike SECTION 29 of the bill (page 24, line 3), and substitute the following appropriately numbered SECTIONS:

SECTION ____. Section 11.26, Tax Code, as amended by this Act, applies only to ad valorem taxes imposed for a tax year beginning on or after January 1, 2022.

SECTION ____. (a) Except as provided by Subsection (b) of this section, this Act takes effect September 1, 2021.

(b) Section 11.26, Tax Code, as amended by this Act, takes effect January 1, 2022, but only if the constitutional amendment proposed by the 87th Legislature, Regular Session, 2021, authorizing the legislature to provide for the reduction of the amount of a limitation on the total amount of ad valorem taxes that may be imposed for general elementary and secondary public school purposes on the residence homestead of a person who is elderly or disabled to reflect any statutory reduction from the preceding tax year in the maximum compressed rate of the maintenance and operations taxes imposed for those purposes on the homestead is approved by the voters. If that amendment is not approved by the voters, Section 11.26, Tax Code, as amended by this Act, has no effect.

(3) Renumber the SECTIONS of the bill accordingly.

Amendment No. 20 was adopted.

CSHB 1525 - REMARKS

REPRESENTATIVE ASHBY: I want to thank you for all the work that you've done here on this cleanup bill in **CSHB 1525** and the work we did last session on **HB 3**. In particular, as you highlighted in your opening comments, when we left here last session, we worked really hard in conference to help all of our school

districts—rural, urban, suburban—from the smallest to the largest, and we did that. But there were some unintended consequences, specifically as it pertains to our career and technical education courses that are offered in our schools, and I want to thank you for your work on that. But as you've laid out here, we have in the bill a fix for that, and that's due in large part to those three gentlemen standing behind you, as well as Representative K. King, for their work on this specific issue. And I guess, really, my question is, is it your intent as the bill author to keep the language regarding our CTE fix in throughout the process as we head over to the senate with this bill?

REPRESENTATIVE HUBERTY: Yes, sir, it is.

REMARKS ORDERED PRINTED

Representative Ashby moved to print remarks between Representative Huberty and Representative Ashby on **CSHB 1525**.

The motion prevailed.

CSHB 1525, as amended, was passed to engrossment.

HB 275 ON SECOND READING
(by Moody, S. Thompson, Collier, Leach, and Murr)

HB 275, A bill to be entitled An Act relating to an application for a writ of habeas corpus based on certain relevant scientific evidence that was not available at the applicant's trial.

HB 275 was passed to engrossment.

HB 3376 ON SECOND READING
(by Meyer, Burrows, Bonnen, and Thierry)

HB 3376, A bill to be entitled An Act relating to the effect of a disaster on the calculation of certain tax rates and the procedure for adoption of a tax rate by a taxing unit.

Representative Meyer moved to postpone consideration of **HB 3376** until 10 a.m. Wednesday, April 28.

The motion prevailed.

HB 1002 ON SECOND READING
(by Lucio, J.D. Johnson, and Canales)

HB 1002, A bill to be entitled An Act relating to the use of hypnotically induced testimony in a criminal trial.

Representative Lucio moved to postpone consideration of **HB 1002** until 10 a.m. Thursday, April 29.

The motion prevailed.

HB 1293 ON SECOND READING
(by Smithee and Collier)

HB 1293, A bill to be entitled An Act relating to the authority of a court to grant a motion for a new trial in certain criminal cases.

Amendment No. 1

Representative Smithee offered the following amendment to **HB 1293**:

Amend **HB 1293** (house committee report) on page 1 as follows:

(1) On line 10, strike "district attorney or criminal district attorney" and substitute "district attorney, criminal district attorney, or county attorney with criminal jurisdiction".

(2) Strike lines 13-16 and substitute the following:

(b) The court may, after a hearing, grant the defendant a new trial in the interest of justice for any of the following reasons:

(1) the discovery of exculpatory, mitigating, or impeachment evidence that establishes that the defendant's conviction or sentence is against the weight of the evidence;

(2) a change in law that provides a new legal basis for a defense to criminal prosecution for the offense of which the defendant was convicted or a ruling of the United States Supreme Court or the Texas Court of Criminal Appeals that the law under which the defendant was convicted or sentenced is unconstitutional;

(3) that material evidence was improperly admitted or withheld from the jury; or

(4) that the agreed statement of facts establishes a ground for which a new trial must be granted under the Texas Rules of Appellate Procedure.

(b-1) The court may rely on the agreed statement in granting a new trial, and the agreed statement may constitute the entire record in the cause.

Amendment No. 1 was adopted.

HB 1293, as amended, was passed to engrossment.

CSHB 252 ON SECOND READING
(by Moody, Collier, Leach, White, and A. Johnson)

CSHB 252, A bill to be entitled An Act relating to certain sentencing procedures in a capital case.

CSHB 252 was passed to engrossment.

CSHB 1276 ON SECOND READING
(by Parker, Geren, Cain, Allison, et al.)

CSHB 1276, A bill to be entitled An Act relating to the sale of certain food by food service establishments.

A record vote was requested by Representative Slaton.

CSHB 1276 was passed to engrossment by (Record 388): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins;

Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Deshotel; Fierro; Johnson, A.; Klick; Morales, C.; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 388 was taken, my vote failed to register. I would have voted yes.

Deshotel

When Record No. 388 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

When Record No. 388 was taken, my vote failed to register. I would have voted no.

Morales Shaw

HB 295 ON SECOND READING
(by Murr, Collier, Smith, Moody, and A. Johnson)

HB 295, A bill to be entitled An Act relating to the provision of funding for indigent defense services.

Amendment No. 1

Representatives Rose and Rodriguez offered the following amendment to **HB 295**:

Amend **HB 295** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 26.0442(a), Tax Code, is amended to read as follows:

(a) In this section, "indigent defense compensation expenditures" for a tax year means the difference between:

(1) the amount paid by a county in the period beginning on July 1 of the tax year preceding the tax year for which the tax is adopted and ending on June 30 of the tax year for which the tax is adopted to:

(A) provide appointed counsel for indigent individuals in criminal or civil proceedings in accordance with the schedule of fees adopted under Article 26.05, Code of Criminal Procedure; or

(B) fund the operations of a public defender's office under Article 26.044, Code of Criminal Procedure; and

(2) [~~, in the period beginning on July 1 of the tax year preceding the tax year for which the tax is adopted and ending on June 30 of the tax year for which the tax is adopted, less~~] the amount of any state grants received by the county during that period for those purposes [~~the same purpose~~].

SECTION ____. Section 26.0442, Tax Code, as amended by this Act, applies to the calculation of the no-new-revenue maintenance and operations rate for a county only for a tax year beginning on or after January 1, 2022.

Amendment No. 1 was adopted.

HB 295, as amended, was passed to engrossment.

HB 1341 ON SECOND READING
(by Leach and Pacheco)

HB 1341, A bill to be entitled An Act relating to waivers for entrance fees to state parks for resident first responders, military service members, and veterans.

Amendment No. 1

Representative Cyrier offered the following amendment to **HB 1341**:

Amend **HB 1341** (house committee printing) as follows:

(1) On page 1 of the bill, on line 21, between "(a-3)" and "The department", insert the following:

The department shall waive the park entrance fee for an active duty member or veteran of the armed services of the United States, the Texas Army National Guard, the Texas Air National Guard, or the Texas State Guard.

(a-4)

(2) On page 2 of the bill, on line 11, after the semicolon, insert "and".

(3) On page 2 of the bill, strike lines 12-19 and insert the following:

(2) [~~a veteran of the armed services of the United States who, as a result of military service, has a service-connected disability, as defined by the Veterans' Administration, consisting of the loss of the use of a lower extremity or of a 60 percent disability rating and who is receiving compensation from the United States because of the disability; and~~]

(4) On page 2 of the bill, on line 20, strike "(3)" and substitute "[~~(3)~~]".

Amendment No. 1 was adopted.

HB 1341, as amended, was passed to engrossment.

CSHB 978 ON SECOND READING
(by Metcalf)

CSHB 978, A bill to be entitled An Act relating to authorizing the comptroller to release a reported owner's unclaimed property to the owner's crime victim in certain circumstances and payment by the Texas Department of Criminal Justice of certain amounts owed by an inmate.

CSHB 978 was passed to engrossment.

CSHB 1441 ON SECOND READING
(by Schaefer, S. Thompson, Vasut, Cain, Sherman, et al.)

CSHB 1441, A bill to be entitled An Act relating to the state's burden of proof in certain asset forfeiture proceedings under the Code of Criminal Procedure.

A record vote was requested by Representative Slaton.

CSHB 1441 was passed to engrossment by (Record 389): 139 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Howard; Huberty; Hull; Hunter; Israel; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Anchia; Beckley; Johnson, A.; Lopez; Lozano.

Present, not voting — Mr. Speaker(C).

Absent — Coleman; Hinojosa; Jetton; Johnson, J.E.; Rosenthal.

STATEMENTS OF VOTE

When Record No. 389 was taken, I was shown voting no. I intended to vote yes.

Beckley

When Record No. 389 was taken, I was in the house but away from my desk. I would have voted yes.

Hinojosa

When Record No. 389 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

CSHB 1635 ON SECOND READING
(by Patterson)

CSHB 1635, A bill to be entitled An Act relating to a study on first responders' workers' compensation claims by the workers' compensation research and evaluation group.

CSHB 1635 was passed to engrossment.

HB 4136 ON SECOND READING
(by Collier)

HB 4136, A bill to be entitled An Act relating to automatic orders of nondisclosure of criminal history record information for certain misdemeanor defendants following successful completion of a period of deferred adjudication community supervision.

HB 4136 was passed to engrossment.

RESOLUTIONS CALENDAR

The chair laid before the house the following resolutions on committee report:

HCR 51
(by C. Morales, Neave, Romero, Perez, et al.)

HCR 51, Urging the United States Congress to pass the I am Vanessa Guillén Act.

HCR 51 - REMARKS

REPRESENTATIVE C. MORALES: First of all, I want to recognize all of the members who served in the military and thank them for their sacrifice and service to our country. Members, think about your children and grandchildren. Imagine your child at a very young age wanting to serve our country. You worry, but you proudly stand behind her decision. You cry as she leaves for boot camp. Fourteen months into her service, you realize she is not happy. She expresses concerns about what is happening on her base. Your worst nightmare starts to unfold. Your heart sinks when you realize she is missing.

Members, Vanessa Guillén was my constituent. She was a daughter and a sister. Sadly, Vanessa Guillén's family lived this nightmare. Vanessa went missing from the largest military base in the world—a military base that you would assume is the safest place to which you could entrust your child. For two months,

her family waited in agony, hoping that their precious Vanessa would be found alive. Vanessa was found. Now we know that she was sexually harassed, brutally murdered, dismembered, burned, and buried under concrete.

Members, Vanessa Guillén was a Texan, one of our own. Her story and #IAmVanessaGuillen sparked a national wave of support for her family and brought to light more stories of sexual harassment and fear of retaliation in the military. This resolution is our sympathy card to the family. This resolution urges Congress to take action through the I am Vanessa Guillén Act. This resolution will not bring back Vanessa Guillén, but it will recognize the loss of this precious Texan and bring the family some comfort knowing that we support them and acknowledge this horrific loss.

Amendment No. 1

Representative C. Morales offered the following amendment to **HCR 51**:

Amend **HCR 51** (house committee printing) as follows:

(1) On page 1, lines 14 through 16, strike "when commanding officers make charging decisions, investigations being made by untrained service members,".

(2) Strike page 1, line 21 through page 2, line 6 and substitute "Act has been introduced in the U.S. House of Representatives; and".

(3) On page 2, line 13, between "Act" and the semicolon, insert the following:

, legislation ensuring that necessary changes are made, such as preventing conflicts of interest, requiring independent investigations that are conducted by trained investigators, establishing a confidential reporting option for sexual harassment that can convert to a formal complaint, and directing the Government Accountability Office to evaluate response procedures related to missing service members

C. MORALES: This amendment addresses concerns that were brought to me, and I want to thank those members that contributed to the conversation about this resolution.

Amendment No. 1 was adopted.

C. MORALES: Members, **HCR 51** urges the United States Congress to pass the I am Vanessa Guillén Act. Please join me in taking this step to always remember Vanessa and to help the Guillén family begin to heal.

HCR 51, as amended, was adopted by (Record 390): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland;

Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sherman; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Meza; Schofield; Shine.

STATEMENT OF VOTE

When Record No. 390 was taken, I was in the house but away from my desk. I would have voted yes.

Meza

CO-AUTHORS ADDED

Representative Martinez Fischer moved to add all those voting yea on Record No. 390 as co-authors to **HCR 51**.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Moody moved to print remarks by Representative C. Morales on **HCR 51**.

The motion prevailed.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 2.)

ADJOURNMENT

Representative Guillen moved that the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 12:40 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HB 4650 (By Rodriguez), Relating to the creation of the East Central Travis County Conservation and Reclamation District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HB 4651 (By Toth), Relating to the creation of the Montgomery County Municipal Utility District No. 203; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HB 4652 (By Metcalf), Relating to the creation of the Montgomery County Municipal Utility District No. 208; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

SB 538 to State Affairs.

SB 1064 to Transportation.

SB 1367 to Insurance.

SB 1438 to Ways and Means.

List No. 2

SB 111 to Criminal Jurisprudence.

SB 153 to Ways and Means.

SB 185 to Juvenile Justice and Family Issues.

SB 232 to Judiciary and Civil Jurisprudence.

SB 237 to Criminal Jurisprudence.

SB 288 to Pensions, Investments, and Financial Services.

SB 295 to Judiciary and Civil Jurisprudence.

SB 312 to Criminal Jurisprudence.

SB 313 to Ways and Means.

SB 335 to Criminal Jurisprudence.

SB 355 to Transportation.

SB 442 to Public Health.

SB 480 to Higher Education.

SB 526 to Natural Resources.

SB 567 to Juvenile Justice and Family Issues.

SB 568 to Criminal Jurisprudence.

SB 572 to Public Health.

SB 591 to Urban Affairs.

SB 633 to Transportation.

SB 635 to Transportation.

SB 697 to Defense and Veterans' Affairs.

SB 700 to Culture, Recreation, and Tourism.

SB 703 to Agriculture and Livestock.

SB 707 to Pensions, Investments, and Financial Services.

SB 713 to State Affairs.

SB 785 to Homeland Security and Public Safety.

SB 797 to Public Education.

SB 808 to Judiciary and Civil Jurisprudence.

SB 833 to Ways and Means.

SB 841 to Homeland Security and Public Safety.

SB 855 to Business and Industry.

SB 858 to Transportation.

SB 865 to Homeland Security and Public Safety.

SB 877 to Urban Affairs.

SB 903 to Ways and Means.

SB 904 to Juvenile Justice and Family Issues.

SB 916 to Ways and Means.

SB 935 to Transportation.

SB 952 to Environmental Regulation.

SB 983 to Culture, Recreation, and Tourism.

SB 1029 to Ways and Means.

SB 1047 to Criminal Jurisprudence.

SB 1055 to Transportation.

SB 1056 to Homeland Security and Public Safety.

SB 1117 to Natural Resources.

SB 1118 to Agriculture and Livestock.

SB 1122 to State Affairs.

SB 1123 to Transportation.

SB 1124 to Transportation.

SB 1126 to Higher Education.

SB 1129 to Judiciary and Civil Jurisprudence.

SB 1130 to Licensing and Administrative Procedures.

SB 1134 to Judiciary and Civil Jurisprudence.

SB 1208 to Defense and Veterans' Affairs.

SB 1212 to County Affairs.

SB 1226 to Licensing and Administrative Procedures.

SB 1233 to Defense and Veterans' Affairs.

SB 1274 to Transportation.

SB 1282 to State Affairs.

SB 1338 to Land and Resource Management.

SB 1355 to Land and Resource Management.

SB 1397 to Public Health.

SB 1414 to Public Health.

SB 1441 to Natural Resources.

SB 1605 to Appropriations.

SB 1642 to Transportation.

SB 1643 to Transportation.

SB 1774 to Transportation.

SB 1821 to State Affairs.

SB 1890 to Natural Resources.

SB 1900 to Pensions, Investments, and Financial Services.

SB 1954 to Insurance.

SB 1986 to Transportation.

SB 2175 to Transportation.

SCR 9 to Culture, Recreation, and Tourism.

SCR 11 to Culture, Recreation, and Tourism.

SCR 17 to Pensions, Investments, and Financial Services.

SCR 20 to Culture, Recreation, and Tourism.

SCR 21 to Public Health.

SCR 23 to State Affairs.

SCR 40 to Resolutions Calendars.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 9

HB 1445

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Wednesday, April 21, 2021

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 78 Geren SPONSOR: Hancock
Commemorating the 85th anniversary of the Texas Alcoholic Beverage Commission.

SB 109 West
Relating to the criminal offense of fraudulent securing of document execution.

SB 207 Schwertner
Relating to recovery of medical or health care expenses in civil actions.

SB 281 Hinojosa
Relating to the use of hypnotically induced statements in a criminal trial.

SB 334 Johnson
Relating to disclosure under the public information law of certain records of an appraisal district.

SB 586 Springer
Relating to the filing of certain reports by distributors of certain off-highway vehicles purchased outside this state; providing civil penalties.

SB 721 Schwertner

Relating to the disclosure of appraisal reports in connection with the use of eminent domain authority.

SB 723 Schwertner

Relating to certain requirements in connection with the acquisition of real property for public use by an entity with eminent domain authority.

SB 726 Schwertner

Relating to establishing actual progress for the purposes of determining the right to repurchase real property from a condemning entity.

SB 763 Powell

Relating to the creation of the urban air mobility advisory committee.

SB 766 Huffman

Relating to sexually oriented businesses, including a requirement to participate in the federal electronic verification of employment authorization program, or E-verify, and restricting the age of persons employed by or allowed on the premises; creating criminal offenses.

SB 1019 Zaffirini

Relating to a requirement for the Texas Higher Education Coordinating Board to report certain student loan data.

SB 1245 Perry

Relating to the farm and ranch survey conducted by the comptroller for purposes of estimating the productivity value of qualified open-space land as part of the study of school district taxable values.

SB 1490 Creighton

Relating to the authority of the Texas Higher Education Coordinating Board to authorize certain degree programs offered by private postsecondary educational institutions.

SB 1696 Paxton

Relating to establishing a system for the sharing of information regarding cyber attacks or other cybersecurity incidents occurring in schools in this state.

SB 1764 Bettencourt

Relating to the payment of delinquent ad valorem taxes on property subject to a tax sale.

SB 1809 Hancock

Relating to the enforcement of insurance laws, including laws governing the unauthorized business of insurance; authorizing administrative penalties.

SB 1817 Seliger

Relating to motor vehicle titles.

SB 2188 Seliger

Relating to the municipal or county regulation of residential detention facilities for immigrant or refugee children.

SCR 12 Creighton

Claiming sovereignty under the Tenth Amendment to the U.S. Constitution over all powers not otherwise enumerated and granted to the federal government by the U.S. Constitution, serving notice to the federal government to halt and reverse certain mandates, and providing that certain federal legislation be prohibited or repealed.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 20

Agriculture and Livestock - **HB 1686**, **HB 3289**

Business and Industry - **HB 1981**

Culture, Recreation, and Tourism - **HB 1632**, **HB 2238**, **HB 2417**, **HB 2978**, **HB 3481**, **HB 3522**, **HB 4202**, **HB 4436**, **HB 4499**, **HB 4554**, **HCR 15**, **HCR 23**, **HCR 24**, **HCR 32**, **HCR 33**, **HCR 46**, **HCR 50**, **HCR 61**, **HCR 62**, **HCR 67**

Elections - **HB 478**, **HB 782**

Environmental Regulation - **HB 286**, **HB 355**, **HB 416**, **HB 2361**, **HB 2468**, **HB 2577**, **HB 2708**, **HB 3032**, **SB 872**

Higher Education - **HB 2030**, **HB 2766**, **HB 3175**, **HB 3186**

Judiciary and Civil Jurisprudence - **HB 1930**, **HB 2485**, **HB 3908**

Juvenile Justice and Family Issues - **HB 2821**, **HB 4055**

Licensing and Administrative Procedures - **HB 1560**, **HB 4184**

Natural Resources - **SB 669**

Pensions, Investments, and Financial Services - **HB 1977**, **HB 2022**, **HB 2109**, **HB 2629**, **HB 3207**, **HB 3397**, **HB 3443**, **HB 3510**, **HB 3617**

Public Education - **HB 1942**, **HB 3557**

Urban Affairs - **HB 2726**

Ways and Means - **HB 2857**, **HB 3610**

ENGROSSED

April 20 - HB 14, HB 129, HB 530, HB 619, HB 907, HB 1284, HB 1403, HB 1490, HB 1510, HB 1520, HB 1572, HB 1578, HB 1788, HB 2053, HB 2450, HB 2490, HB 2530, HB 2670, HB 2896, HB 3348, HB 3429, HB 3619, HB 3648, HB 3788, HB 3801, HB 3807

ENROLLED

April 20 - HB 1445

SENT TO THE GOVERNOR

April 20 - HCR 74

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-FIRST DAY — THURSDAY, APRIL 22, 2021

The house met at 10:18 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 391).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

The invocation was offered by Representative Collier as follows:

Most holy and gracious Father, we come before you and give you honor and praise. Thank you for your amazing power and work in our lives. Thank you for your goodness and grace. With humble hearts, we ask that you forgive us for our sinning, knowingly and unknowingly.

I stand before you, God, asking for blessings upon our governor, lieutenant governor, and our very own speaker. Please bless each of my colleagues and their families, dear God. Please bless our team members, who are part of doing the work for those who we have the honor to represent. Please bless our gathering today, for we are assembled to deliberate various topics, including our state budget. Send us your Holy Spirit to be our guide and give us the wisdom to understand every topic that comes before us. May we honor and embrace our

diversity and differences as a people, and as a united body, may we move with a clear and directed purpose to build a better future for all people in this great State of Texas. We ask this in the mighty name of Jesus. Amen.

The chair recognized Representative Dean who led the house in the pledges of allegiance to the United States and Texas flags.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 10 and Senate List No. 6).

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of illness in the family:

C. Bell on motion of Hefner.

EMERGENCY CALENDAR
SENATE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSSB 1 ON SECOND READING
(Bonnen - House Sponsor)

CSSB 1, General Appropriations Bill.

Representative Bonnen moved to postpone consideration of **CSSB 1** until the end of the third reading calendar.

The motion prevailed.

MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 8 ON THIRD READING
(by Pacheco, White, Dean, Guillen, Collier, et al.)

HB 8, A bill to be entitled An Act relating to access by a hiring law enforcement agency to an applicant's employment records.

HB 8 was passed by (Record 392): 142 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton;

Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Johnson, J.D.; Thompson, S.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Bailes; Button; Canales; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 392 was taken, I was in the house but away from my desk. I would have voted yes.

Button

When Record No. 392 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 392 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 1525 ON THIRD READING
(by Huberty, VanDeaver, K. King, Dutton, M. González, et al.)

HB 1525, A bill to be entitled An Act relating to the public school finance system.

Amendment No. 1

Representative E. Thompson offered the following amendment to **HB 1525**:

Amend **HB 1525** on third reading in SECTION 9 of the bill, in amended Section 45.0021, Education Code, by striking added Subsection (g) of the section and substituting the following:

(g) This section may not be construed to prohibit a school district from:

(1) paying a portion of the district's maintenance tax revenue into the tax increment fund for a reinvestment zone under Chapter 311, Tax Code; or

(2) using money disbursed from the tax increment fund for a reinvestment zone under Chapter 311, Tax Code, in accordance with the agreement entered into by the district with the governing body of the municipality or county that designated the zone under Section 311.013(f) of that code.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Guillen offered the following amendment to **HB 1525**:

Amend **HB 1525** (house committee printing) as follows:

(1) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 31.0211(c), Education Code, is amended to read as follows:

(c) Subject to Subsection (d), funds allotted under this section may be used to:

(1) purchase:

(A) materials on the list adopted by the commissioner, as provided by Section 31.0231;

(B) instructional materials, regardless of whether the instructional materials are on the list adopted under Section 31.024;

(C) consumable instructional materials, including workbooks;

(D) instructional materials for use in bilingual education classes, as provided by Section 31.029;

(E) instructional materials for use in college preparatory courses under Section 28.014, as provided by Section 31.031;

(F) supplemental instructional materials, as provided by Section 31.035;

(G) state-developed open education resource instructional materials, as provided by Subchapter B-1;

(H) instructional materials and technological equipment under any continuing contracts of the district in effect on September 1, 2011;

(I) technological equipment necessary to support the use of materials included on the list adopted by the commissioner under Section 31.0231 or any instructional materials purchased with an allotment under this section; and

(J) inventory software or systems for storing, managing, and accessing instructional materials and analyzing the usage and effectiveness of the instructional materials; and

(2) pay:

(A) for training educational personnel directly involved in student learning in the appropriate use of instructional materials and for providing for access to technological equipment for instructional use; [~~and~~]

(B) the salary and other expenses of an employee who provides technical support for the use of technological equipment directly involved in student learning; and

(C) for costs associated with distance learning, including Wi-Fi, Internet access hotspots, wireless network service, broadband service, and other services and technological equipment necessary to facilitate Internet access.

(2) On page 24, line 3, strike "This" and substitute "(a) Except as otherwise provided by this section, this".

(3) On page 24, immediately after line 3, insert the following:

(b) Section 31.0211(c), Education Code, as amended by this Act, takes effect immediately if this Act receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, Section 31.0211(c), Education Code, as amended by this Act, takes effect September 1, 2021.

Amendment No. 2 was adopted.

HB 1525, as amended, was passed by (Record 393): 142 Yeas, 4 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; King, P.; Middleton; Schaefer.

Present, not voting — Mr. Speaker(C); Toth.

Absent, Excused — Bell, C.

Absent — Davis.

STATEMENTS OF VOTE

When Record No. 393 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 393 was taken, I was in the house but away from my desk. I would have voted yes.

Davis

When Record No. 393 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 393 was taken, I was shown voting present, not voting. I intended to vote no.

Toth

HB 275 ON THIRD READING
(by Moody, S. Thompson, Collier, Leach, and Murr)

HB 275, A bill to be entitled An Act relating to an application for a writ of habeas corpus based on certain relevant scientific evidence that was not available at the applicant's trial.

HB 275 was passed by (Record 394): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Holland; Metcalf; Rogers.

STATEMENTS OF VOTE

When Record No. 394 was taken, I was in the house but away from my desk. I would have voted yes.

Holland

When Record No. 394 was taken, I was in the house but away from my desk. I would have voted yes.

Metcalf

When Record No. 394 was taken, I was in the house but away from my desk. I would have voted no.

Rogers

HB 1293 ON THIRD READING
(by Smithee, Collier, and Moody)

HB 1293, A bill to be entitled An Act relating to the authority of a court to grant a motion for a new trial in certain criminal cases.

HB 1293 was passed by (Record 395): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Johnson, J.E.; Raney.

HB 252 ON THIRD READING
(by Moody, Collier, Leach, White, and A. Johnson)

HB 252, A bill to be entitled An Act relating to certain sentencing procedures in a capital case.

HB 252 was passed by (Record 396): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

HB 1276 ON THIRD READING
(by Parker, Geren, Cain, Allison, et al.)

HB 1276, A bill to be entitled An Act relating to the sale of certain food by food service establishments.

HB 1276 was passed by (Record 397): 145 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson;

Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Canales.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 397 was taken, I was shown voting no. I intended to vote yes.

Canales

When Record No. 397 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

HB 295 ON THIRD READING
(by Murr, Collier, Smith, Moody, and A. Johnson)

HB 295, A bill to be entitled An Act relating to the provision of funding for indigent defense services.

HB 295 was passed by (Record 398): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Harless.

STATEMENT OF VOTE

When Record No. 398 was taken, I was in the house but away from my desk. I would have voted yes.

Harless

HB 1341 ON THIRD READING
(by Leach and Pacheco)

HB 1341, A bill to be entitled An Act relating to waivers for entrance fees to state parks for resident first responders, military service members, and veterans.

HB 1341 was passed by (Record 399): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Crockett; Morales Shaw.

STATEMENT OF VOTE

When Record No. 399 was taken, I was in the house but away from my desk. I would have voted present, not voting.

Morales Shaw

HB 978 ON THIRD READING
(by Metcalf)

HB 978, A bill to be entitled An Act relating to authorizing the comptroller to release a reported owner's unclaimed property to the owner's crime victim in certain circumstances and payment by the Texas Department of Criminal Justice of certain amounts owed by an inmate.

HB 978 was passed by (Record 400): 147 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Pacheco.

Absent, Excused — Bell, C.

STATEMENT OF VOTE

When Record No. 400 was taken, I was shown voting present, not voting. I intended to vote yes.

Pacheco

HB 1441 ON THIRD READING
(by Schaefer, S. Thompson, Vasut, Cain, Sherman, et al.)

HB 1441, A bill to be entitled An Act relating to the state's burden of proof in certain asset forfeiture proceedings under the Code of Criminal Procedure.

HB 1441 was passed by (Record 401): 143 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw;

Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Huberty; Johnson, A.; King, T.; Lozano; Metcalf.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

STATEMENT OF VOTE

When Record No. 401 was taken, I was shown voting no. I intended to vote yes.

T. King

HB 1635 ON THIRD READING
(by Patterson and Perez)

HB 1635, A bill to be entitled An Act relating to a study on first responders' workers' compensation claims by the workers' compensation research and evaluation group.

HB 1635 was passed by (Record 402): 139 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Hefner; Schaefer; Slaton; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Rosenthal.

STATEMENTS OF VOTE

When Record No. 402 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 402 was taken, I was in the house but away from my desk. I would have voted yes.

Rosenthal

HB 4136 ON THIRD READING
(by Collier)

HB 4136, A bill to be entitled An Act relating to automatic orders of nondisclosure of criminal history record information for certain misdemeanor defendants following successful completion of a period of deferred adjudication community supervision.

HB 4136 was passed by (Record 403): 100 Yeas, 45 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bailes; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Krause; Kuempel; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Patterson; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Allison; Ashby; Biedermann; Bonnen; Cain; Cook; Craddick; Cyrier; Dean; Ellzey; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hull; King, P.; Klick; Lambert; Landgraf; Leman; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Paul; Price; Sanford; Schofield; Slaton; Slawson; Stucky; Thompson, E.; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Anderson; Huberty; Rogers.

STATEMENTS OF VOTE

When Record No. 403 was taken, I was in the house but away from my desk. I would have voted no.

Anderson

When Record No. 403 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 403 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 403 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 403 was taken, I was in the house but away from my desk. I would have voted no.

Rogers

When Record No. 403 was taken, I was shown voting no. I intended to vote yes.

Vasut

RULES SUSPENDED
FLOOR PRIVILEGES

Representative Bonnen moved to suspend Rule 5, Section 11, of the House Rules to entitle necessary staff from the Committee on Appropriations, the Legislative Budget Board, and the speaker's office to privileges of the floor of the house during the consideration of **SB 1** and **HB 2**.

The motion prevailed.

SB 1 - RULES SUSPENDED
RULE GOVERNING OPENING DEBATE

Representative Bonnen moved to suspend Rule 5, Section 27, and Rule 5, Section 28, of the House Rules to adopt the following rule governing the opening debate for **SB 1**:

Section 1. The opening debate on **SB 1** shall not exceed 40 minutes. One extension of time, not to exceed 20 minutes, may be granted by majority vote. A second extension of time may be granted only by unanimous consent.

Section 2. The first 20 minutes of the opening debate period shall be reserved for an explanation of the bill, without interruption, by the author of the bill, and, in succession, by the chair of each subcommittee of the Appropriations Committee.

Section 3. The second 20 minutes of the opening debate period, and any extensions granted pursuant to this rule, shall be reserved for the author of the bill and the subcommittee chairs to respond to questions from members regarding the content of the bill. The speaker may alternate between recognizing the author of the bill and recognizing the appropriate subcommittee chair to respond to a question from another member.

The motion prevailed.

SB 1 - RULES SUSPENDED
PROCEDURE FOR MOVING AMENDMENTS TO ARTICLE XI

Representative Bonnen moved to suspend all necessary rules to adopt the following rule governing moving to Article XI an amendment to **SB 1** that has been laid before the house:

Section 1. To move to Article XI an amendment that is under consideration by the house, and any changes to the amendment that have been adopted by the house, the author of the amendment, when moving to adopt the amendment, must include an instruction to place the amendment in Article XI.

Section 2. If the amendment is adopted in accordance with Section 1 of this rule, the text of the amendment, and any changes to the amendment that have been adopted by the house, will be placed in Article XI, and the journal will reflect that the text of the amendment, and any changes to the amendment adopted by the house, will be placed in Article XI.

The motion prevailed.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSSB 1 ON SECOND READING
(Bonnen - House Sponsor)

CSSB 1, General Appropriations Bill.

CSSB 1 was read second time earlier today and was postponed until this time.

CSSB 1 - REMARKS

REPRESENTATIVE PRICE: I want to elicit some legislative intent and ask you a couple of questions about a very specific topic inside the Article II budget concerning ICF rates and certain waiver providers. Last session, in the 86th Legislative Session, Rider 44 increased those rates for intermediate care facilities and certain waiver providers. You may remember that. It increased the factor from HCS providers from 4.4 percent to seven percent, with the intent that the additional funds be spent for the benefit of direct care staff, including direct care staff wages. In this particular session, you have included Rider 109, a rider that states that "rates for these programs not be realigned through the biennial rate review process" and that you will "evaluate the rate setting methodology for these programs in order to develop reimbursement methodologies." That rider is still in effect. It's part of what the house has worked on as we sit here today, correct?

REPRESENTATIVE CAPRIGLIONE: Yes, that's correct. The rider is HHSC Rider 109 from Representative Julie Johnson. So what the HHSC budget includes in this budget is a continuation of the rate increase for the ICF and IIDs in the 2022-2023 biennium.

PRICE: So though the rider's clear, and you just articulated that, where funds should be spent, HHSC has communicated that 60 percent of the funds allocated last session will expire at the end of the biennium unless the legislature directs the commission to continue rates as appropriated last session. So the funding for the increases is already in the base Strategy A.3.1 in **CSSB 1**, so there is no need to appropriate additional funds, right?

CAPRIGLIONE: That is correct, yes.

PRICE: And so isn't it also true that allowing HHSC to reallocate these funds in the fiscal year 2021-2022 would force providers to reduce the already low wages, which would exacerbate the shortage of qualified staff that provide direct care to service recipients with intellectual and developmental disabilities? Isn't that part of the reasoning to include the rider?

CAPRIGLIONE: That's right. And these increases, what they did is they supported, to give members an example, services providing the Home and Community-based Services, Texas Home Living and day activity and health services, and direct care staff, as you mentioned, at the ICF and IIDs. It's also service providers in the Deaf-Blind Multiple Disabilities program and also, as you mentioned, community attendants participating in the program.

PRICE: So did you ever hear any feedback about reimbursement methodologies and cost reporting and some question or some dispute about whether or not they are accurate as being used? And that it's one reason why this rider should stay in the budget in its final form, so that there will be time to study some of that and maybe make adjustments, if necessary, before the next budget discussion takes place?

CAPRIGLIONE: Representative Price, yes, we have heard that. We heard it in committee—not just on this, I'll say all across the board—but yes, we did have that. And I agree that that is one of the reasons that we adopted this Rider 109 in the subcommittee is to make sure it stays and that these rate increases stay.

PRICE: Well, I appreciate the subcommittee's work, especially on this issue. I know it's very difficult and y'all had a lot of issues to comb through and work on. I would urge you as you go into conference to keep this language in the bill and keep this rider effective. And again, thanks for your attention to this. I appreciate it very much.

REMARKS ORDERED PRINTED

Representative Price moved to print remarks between Representative Capriglione and Representative Price on Article II on **CSSB 1**.

The motion prevailed.

Amendment No. 1 (Article XI)

Representative Toth offered the following amendment to **CSSB 1**:

Floor Packet Page No. 3

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article I of the bill, reduce the total general revenue appropriations to the Commission on the Arts by $2,000,000 for the state fiscal year beginning September 1, 2021 (page I-1), and make proportional reductions in the amount of general revenue appropriated to the commission for the state fiscal year beginning September 1, 2021, for Strategies A.1.1, A.1.2, and A.1.3 (page I-1).

(2) In Article VI of the bill, increase general revenue appropriations to the Water Development Board for use under Strategy B.1.2, Economically Distressed Areas (page VI-54), by $2,000,000 for the state fiscal year beginning September 1, 2021.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 2 (Article XI)

Representative Toth offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Toth to **CSSB 1** (page 3, prefiled amendments packet) on page 1, line 11, by striking "Strategy B.1.2, Economically Distressed Areas" and substituting "Strategy C.1.1, EDAP Debt Service".

Amendment No. 2 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Anchia, Bucy, Campos, Cole, Craddick, Darby, Hinojosa, Israel, A. Johnson, J.E. Johnson, Martinez Fischer, Metcalf, Minjarez, Morales Shaw, Ortega, Rodriguez, Romero, Shine, and Talarico recorded voting no.)

Amendment No. 1, as amended, was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Anchia, Buckley, Bucy, Campos, Cole, Craddick, Darby, J. González, M. González, Hinojosa, Howard, Israel, J.E. Johnson, Martinez, Martinez Fischer, Metcalf, Meza, Minjarez, Ortega, Rodriguez, Romero, Shine, and Talarico recorded voting no; A. Johnson recorded voting present, not voting.)

Amendment No. 3

Representative Slaton offered the following amendment to **CSSB 1**:

Floor Packet Page No. 4

Amend **CSSB 1** (house committee report) as follows:

(1) In Article I of the bill, in the appropriations to the Commission on the Arts, Method of Financing listing for General Revenue Fund-Dedicated, Commission on the Arts (page I-I), strike "10,164,493" and substitute "0" for the state fiscal year ending August 31, 2022.

(2) In Article I of the bill, in the appropriations to the Commission on the Arts, Method of Financing listing for General Revenue Fund-Dedicated, Commission on the Arts (page I-I), strike "10,164,493" and substitute "0" for the state fiscal year ending August 31, 2023.

(3) In Article V of the bill, in the appropriations to the Border Security Enhancement Fund, increase the appropriations from the General Revenue Fund to the Border Security Enhancement Fund, by the amount of $10,164,493 for the state fiscal year ending August 31, 2022.

(4) In Article V of the bill, in the appropriations to the Border Security Enhancement Fund, increase the appropriations from the General Revenue Fund to the Border Security Enhancement Fund, by the amount of $10,164,493 for the state fiscal year ending August 31, 2023.

(6) In Article V of the bill, add the following appropriately numbered rider after the appropriations to the Department of Public Safety:

____. Border Security Enhancement Fund. In addition to other amounts appropriated, the amount of $10,164,493 for each fiscal year of the state fiscal biennium beginning September 1, 2021, is appropriated from the General Revenue Fund to the Border Security Enhancement Fund to fund the construction to department and federal specifications for similar infrastructure of a wall to be named the "President Donald J. Trump Wall."

(7) Adjust totals, methods of financing, and other provisions of the bill accordingly.

Amendment No. 3 - Point of Order

Representative Anchia raised a point of order against further consideration of Amendment No. 3 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill. The point of order was withdrawn.

Amendment No. 3 was withdrawn.

Amendment No. 4

Representative Dean offered the following amendment to **CSSB 1**:

Floor Packet Page No. 7

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article I of the bill, in the appropriations to the Office of the Attorney General (page I-3), reduce the General Revenue Fund appropriations to Strategy A.1.1, Legal Services, by $121,008 for the state fiscal year ending August 31, 2022.

(2) In Article V of the bill, following the appropriations to the Commission on Law Enforcement (page V-38), add the following appropriately numbered rider:

____. Study on Peace Officer Salaries. In addition to the amounts appropriated above, the amount of $121,008 is appropriated from the General Revenue Fund to the Commission on Law Enforcement for the state fiscal year ending August 31, 2022, for the purpose of conducting a study on the salaries of peace officers in this state and throughout the United States, including comparisons among salaries of peace officers employed by varying sizes of law enforcement agencies and comparisons across regions with varying costs of

living. The commission shall submit a report on the results of the study to the governor, the Legislative Budget Board, and the standing legislative committees with primary jurisdiction over the commission not later than November 1, 2022.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 4 was adopted.

Amendment No. 5

Representative Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 12

Amend **CSSB 1** as follows:

(1) In Article I of the bill, on page I-3 under Method of Financing, increase appropriations to Compensation to Victims of Crime Account No. 469 by $20,000,000.

(2) In Article II of the bill, increase appropriations to Strategy D.1.1 Women's Health Programs by $15,000,000.

(3) In Article II of the bill, reduce appropriations in D.1.2 Strategy Alternatives to Abortion by $35,000,000

Amendment No. 5 was withdrawn.

Amendment No. 6

Representative Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 17

Amend **CSSB 1** as follows:

(1) In Article I of the bill, amend Rider 7 as follows:

7. Appropriation of Receipts, Court Costs. Out of the funds appropriated above as Appropriated Receipts, $20,983,263 in fiscal year 2022 and $20,983,263 in fiscal year 2023 represents the annual appropriation of court costs, attorneys' fees, and investigative costs recovered by the Office of the Attorney General. Prior to appropriating funds to Strategy A.1.1, Legal Services, at least $5,000,000 of the court costs, attorneys' fees, and investigative costs recovered by the Office of the Attorney General in excess of those specifically appropriated and shown in the agency's method of financing shall be allocated to the Compensation to Victims of Crime Account No. 469 for each fiscal year. Court costs, attorneys' fees, and investigative costs recovered by the Office of the Attorney General in excess of those specifically appropriated and shown in the agency's method of financing are appropriated to the Office of the Attorney General in an amount not to exceed $10,000,000 each fiscal year and shall be used for Strategy A.1.1, Legal Services. At least semi-annually, beginning within 60 days after the close of each fiscal year or more often upon request of the Legislative Budget Board, the Office of the Attorney General shall submit to the Legislative Budget Board, the Senate Finance Committee, the House Appropriations Committee, and the governor a report that lists each case in which an award of court costs, attorneys' fees, or investigative fees was made, the date of the award, the amount of court costs that were awarded, the amount of investigative costs that were awarded, the amount of attorneys' fees that were

awarded, and the strategy or strategies to which the above receipts were allocated, in addition to any other information that may be requested by the Legislative Budget Board.

Amendment No. 6 was withdrawn.

Amendment No. 7

Representative J. González offered the following amendment to **CSSB 1**:

Floor Packet Page No. 19

Amend **CSSB 1** (house committee printing) in Article I of the substitute, following the appropriations to the Office of the Attorney General, in Rider 32, Outside Legal Fees (page I-11), between "Legal Fees." and "In the event", by inserting the following:
The amount paid by the Office of the Attorney General for outside legal expenses may not exceed $500 per hour.

Amendment No. 7 - Point of Order

Representative Vasut raised a point of order against further consideration of Amendment No. 7 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill. The point of order was withdrawn.

A record vote was requested by Representative J. González.

Amendment No. 7 was adopted by (Record 404): 73 Yeas, 64 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cason; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, P.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Slaton; Spiller; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Raney; Sanford; Schaefer; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Stephenson; Stucky; Swanson; Thompson, E.; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Biedermann; Coleman; Frullo; Herrero; King, K.; King, T.; Klick; Kuempel; Pacheco; Paddie; Walle.

STATEMENTS OF VOTE

When Record No. 404 was taken, I was shown voting yes. I intended to vote no.

Allison

When Record No. 404 was taken, I was shown voting no. I intended to vote yes.

K. Bell

When Record No. 404 was taken, I was in the house but away from my desk. I would have voted yes.

Biedermann

When Record No. 404 was taken, I was shown voting no. I intended to vote yes.

Buckley

When Record No. 404 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 404 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 404 was taken, I was shown voting no. I intended to vote yes.

Cyrier

When Record No. 404 was taken, I was in the house but away from my desk. I would have voted no.

Frullo

When Record No. 404 was taken, I was shown voting yes. I intended to vote no.

Geren

When Record No. 404 was taken, I was shown voting no. I intended to vote yes.

Harless

When Record No. 404 was taken, I was in the house but away from my desk. I would have voted no.

Kuempel

When Record No. 404 was taken, I was shown voting yes. I intended to vote no.

Murphy

When Record No. 404 was taken, I was shown voting no. I intended to vote yes.

Raney

When Record No. 404 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 404 was taken, I was shown voting no. I intended to vote yes.

Vasut

When Record No. 404 was taken, I was shown voting no. I intended to vote yes.

White

Amendment No. 8 (Article XI)

Representative Moody offered the following amendment to **CSSB 1**:

Floor Packet Page No. 23

Amend **CSSB 1** (house committee printing) as follows:

In Article I of the bill, following the appropriations to the Office of the Attorney General (page I-3), add the following appropriately numbered rider:

____. Report on Use of Public Information Act Exceptions. Out of funds appropriated above, the Office of the Attorney General shall annually produce a report to the legislature no later than December 31 of each year on the number of Open Records Division rulings permitting the withholding of information under Texas Government Code § 552.108(a)(2) or (b)(2). The report shall include the date of each ruling and the agency that sought the ruling.

Amendment No. 8 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Buckley, Burns, Cain, Cook, Darby, Gates, Harless, Krause, Landgraf, Metcalf, Murr, Noble, Oliverson, Paddie, Parker, Schaefer, Spiller, Tinderholt, VanDeaver, and Vasut recorded voting no.)

Amendment No. 9

Representative C. Turner offered the following amendment to **CSSB 1**:

Floor Packet Page No. 27

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider following the Article I appropriations for Office of Attorney General (page I-12):

____. Prohibition on Use of Appropriated Money for Certain Lawsuits. Money appropriated to the Office of the Attorney General by this Act may not be used to pay for or support a lawsuit to contest election results outside of the State of Texas.

Amendment No. 9 was withdrawn.

Amendment No. 10

Representative Beckley offered the following amendment to **CSSB 1**:

Floor Packet Page No. 24

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider following the Article I appropriations for Office of the Attorney General (page I-12):

____. Report on Election-Related Litigation. It is the intent of the legislature that the Office of the Attorney General submit a monthly report to the House Committee on Appropriations and the Senate Committee on Finance with the amount of money spent on election or voting-related litigation during the previous month.

Amendment No. 11

Representative Beckley offered the following amendment to Amendment No. 10:

Amend Amendment No. 10 by Beckley amending **CSSB 1** (page 24, prefiled amendments packet) as follows:

(1) Strike "monthly" and substitute "quarterly".

(2) Strike "month" and substitute "quarter".

Amendment No. 11 was adopted. (White recorded voting no.)

Amendment No. 10, as amended, was adopted. (White recorded voting no.)

Amendment No. 12 (Article XI)

Representative Buckley offered the following amendment to **CSSB 1**:

Floor Packet Page No. 28

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article I of the bill, in the appropriations to the Comptroller of Public Accounts, increase the general revenue appropriations for Strategy A.1.13, Disabled Veteran Assist Payments (page I-22), by $500,000 for each fiscal year of the state fiscal biennium ending August 31, 2023.

(2) In Article VI of the bill, in the appropriations to the Commission on Environmental Quality, decrease the general revenue appropriations for Strategy F.1.2, Information Resources (page VI-15), by $500,000 for each fiscal year of the state fiscal biennium ending August 31, 2023.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 12 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Anchia, Biedermann, Campos, J. González, Hinojosa, Israel, Meza, Morales Shaw, Ortega, and Talarico recorded voting no; A. Johnson recorded voting present, not voting.)

Amendment No. 13

Representative Bowers offered the following amendment to **CSSB 1**:

Floor Packet Page No. 30

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider following the Article I appropriations for Fiscal Programs-Comptroller of Public Accounts (page I-28):

____. Report on Equal Pay at State Agencies. It is the intent of the legislature that the Comptroller of Public Accounts, using funds appropriated to the comptroller above, submit a report not later than August 31, 2022, to each member of the legislature comparing the salaries received by men and women under the same job classification at state agencies.

Amendment No. 13 was adopted.

Amendment No. 14

Representative Slaton offered the following amendment to **CSSB 1**:

Floor Packet Page No. 31

Amend **CSSB 1** (house committee printing) in Article I of the bill by adding the following appropriately numbered rider after the appropriations to the Comptroller of Public Accounts:

____. Prohibition on Use of Appropriated Money for Illegal Aliens. (a) In this section, "illegal alien" means a person who:

(1) is not a citizen or national of the United States; and

(2) is unlawfully present in the United States according to the terms of 8 U.S.C. Section 1101 et seq.

(b) Money appropriated to the Comptroller of Public Accounts by this Act for purposes related to responding to the COVID-19 pandemic may not be used to provide pandemic relief to illegal aliens.

Amendment No. 14 - Point of Order

Representative Martinez raised a point of order against further consideration of Amendment No. 14 under Rule 8, Section 4, of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER

on Amendment No. 14 to Senate Bill 1

Announced in the House on April 22, 2021

Representative Martinez raises a point of order against further consideration of the Slaton Amendment under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law in an appropriations bill.

The proposed rider would prohibit the use of money appropriated to the comptroller of public accounts for purposes related to responding to the COVID-19 pandemic from being used to provide pandemic relief to certain persons.

General law regarding such relief establishes criteria for providing the relief. The rider would add on additional criterion that would prevail over general law preferences.

To comply with the rider, the comptroller would have an additional affirmative duty to determine whether each potential recipient of pandemic relief money is a person ineligible to receive relief under the rider. *See* Atty. Gen. Ltr. Op. 96-079 (1996). Under general law, the appropriations bill may authorize only the governor to find facts. Govt. Code § 316.023. General law does not permit the appropriations bill to designate another officer, agency, board or commission to find facts. Because the rider would require the comptroller to make a finding of fact, the rider creates general law.

Accordingly, the point of order is well-taken and sustained.

The ruling precluded further consideration of Amendment No. 14.

Amendment No. 15 (Article XI)

Representative Hefner offered the following amendment to **CSSB 1**:

Floor Packet Page No. 32

Amend **CSSB 1** (house committee printing) as follows:

(1) Add the following appropriately numbered rider in Article I after the appropriations to the Employees Retirement System (page I-33):

____. Restriction on Deposits to ERS Trust Fund. (a) It is the intent of the legislature that the board of trustees of the Employees Retirement System of Texas not invest retirement system assets in companies that boycott energy companies that engage in the exploration, production, utilization, transportation, sale, or manufacture of fossil fuel-based energy.

(b) Notwithstanding any other provision of this Act, the comptroller may not deposit funds appropriated to the Employees Retirement System of Texas into the state accumulation account of the retirement system's trust fund to pay for benefits provided by the retirement system unless the retirement system:

(1) certifies to the governor and the Legislative Budget Board that the retirement system is actively divesting or has divested from companies that boycott energy companies that engage in the exploration, production, utilization, transportation, sale, or manufacture of fossil fuel-based energy; and

(2) receives prior written approval from the governor and the Legislative Budget Board authorizing deposit of the funds.

(c) The governor and the Legislative Budget Board may only provide approval under Subsection (b)(2) of this rider if the governor and the Legislative Budget Board make a determination that the Employees Retirement System of Texas has divested or is actively divesting from companies that boycott energy companies that engage in the exploration, production, utilization, transportation, sale, or manufacture of fossil fuel-based energy.

(2) Add the following appropriately numbered rider in Article III after the appropriations to the Teacher Retirement System (page III-36):

____. Restriction on Deposits to TRS Trust Fund. (a) It is the intent of the legislature that the board of trustees of the Teacher Retirement System of Texas not invest retirement system assets in companies that boycott energy companies that engage in the exploration, production, utilization, transportation, sale, or manufacture of fossil fuel-based energy.

(b) Notwithstanding any other provision of this Act, the comptroller may not deposit funds appropriated to the Teacher Retirement System of Texas into the state contribution account of the retirement system's trust fund to pay for benefits provided by the retirement system unless the retirement system:

(1) certifies to the governor and the Legislative Budget Board that the retirement system is actively divesting or has divested from companies that boycott energy companies that engage in the exploration, production, utilization, transportation, sale, or manufacture of fossil fuel-based energy; and

(2) receives prior written approval from the governor and the Legislative Budget Board authorizing deposit of the funds.

(c) The governor and the Legislative Budget Board may only provide approval under Subsection (b)(2) of this rider if the governor and the Legislative Budget Board make a determination that the Teacher Retirement System of Texas has divested or is actively divesting from companies that boycott energy companies that engage in the exploration, production, utilization, transportation, sale, or manufacture of fossil fuel-based energy.

Amendment No. 15 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Allen, Anchia, Beckley, Bucy, Campos, Cole, Gervin-Hawkins, J. González, M. González, Goodwin, Hinojosa, Howard, Israel, A. Johnson, J.E. Johnson, Martinez, Martinez Fischer, Meza, Minjarez, Morales Shaw, Ortega, Rodriguez, Romero, Talarico, Thierry, and Zwiener recorded voting no.)

Amendment No. 16 (Article XI)

Representative Israel offered the following amendment to **CSSB 1**:

Floor Packet Page No. 36

Amend **CSSB 1** (house committee printing) in Article I of the bill by adding the following appropriately numbered rider following the appropriations to the Texas Facilities Commission (I-40):

____. Installation of Richards-Bush Mall Plaque. It is the intent of the legislature that the Texas Facilities Commission, out of amounts appropriated above, purchase and install a plaque in a prominent location where the Texas Mall is planned. The plaque should prominently display the words "Richards-Bush Mall" in recognition of Ann Richards' and George W. Bush's service as the 45th and 46th governors of this state, respectively.

Amendment No. 16 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Biedermann, Cook, Frullo, Metcalf, Noble, Oliverson, Price, Slaton, Spiller, Swanson, Toth, and Wilson recorded voting no.)

Amendment No. 17

Representative Tinderholt offered the following amendment to **CSSB 1**:

Floor Packet Page No. 37

Amend **CSSB 1** (house committee printing) in Article I of the bill, following the appropriations to the Office of the Governor (page I-51), by adding the following appropriately numbered rider:

____. Reduction of Appropriated Money following Disaster Declaration Without Convening the Legislature. If during the 2022 fiscal year, should the governor issue a new order or proclamation or renew an order or proclamation declaring a state of disaster or emergency that exists in at least two-fifths of the counties of this state and fails to convene the legislature for a special session within 60 days of issuing or renewing such order or proclamation, the comptroller shall reduce all 2023 appropriations, constitutionally required appropriations excepted, to the Office of the Governor to zero.

Amendment No. 17 - Point of Order

Representative Canales raised a point of order against further consideration of Amendment No. 17 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill. The point of order was withdrawn.

Amendment No. 17 was withdrawn.

Amendment No. 18

Representative Slaton offered the following amendment to **CSSB 1**:

Floor Packet Page No. 38

Amend **CSSB 1** (house committee printing) in Article I of the bill, following the appropriations to the Office of the Governor (page I-51), by adding the following appropriately numbered rider:

____. Prohibition on Use of Appropriated Money to Close Businesses During Disaster. The governor may not use money appropriated by this Act to issue or enforce an executive order, proclamation, or regulation that restricts the operation of a business or category of businesses because of a declared state of disaster or emergency.

Amendment No. 18 - Point of Order

Representative J. Turner raised a point of order against further consideration of Amendment No. 18 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill. The point of order was withdrawn.

Amendment No. 18 was withdrawn.

Amendment No. 19

Representative Cason offered the following amendment to **CSSB 1**:

Floor Packet Page No. 39

Amend **CSSB 1** (house committee printing) as follows:

(1) Increase the Article III appropriations from the General Revenue Fund to TRS-Care by the amount of $40,000,000 for the first year of the state fiscal biennium ending August 31, 2022, and by $31,000 for the second year of the state fiscal biennium ending August 31, 2023.

(2) Reduce the Article I appropriations from the General Revenue Fund to the Governor's University Research Initiative (page I-52) by the amount of $40,000,000 for the first year of the state fiscal biennium ending August 31, 2022, and by $31,000 for the second year of the state fiscal biennium ending August 31, 2023.

(3) Adjust article totals and methods of financing accordingly.

Amendment No. 19 - Point of Order

Representative C. Turner raised a point of order against further consideration of Amendment No. 19 under the Committee on Calendars rule on the grounds that the amendment does not comply with the rule. The point of order was withdrawn.

Amendment No. 19 was withdrawn.

Amendment No. 20

Representative Kacal offered the following amendment to **CSSB 1**:

Floor Packet Page No. 40

CSSB 1 is amended as follows:

(1) On page I-53 of the bill pattern for the Trusteed Programs within the Office of the Governor, reduce appropriations by $14,000,000 in fiscal year 2022 in general revenue, in B.1.1, Criminal Justice.

(2) On page V-45 of the bill pattern for the Department of Public Safety, increase appropriations by $14,000,000 in fiscal year 2022 in general revenue, in A.3.1, Texas Highway Patrol.

(3) On page V-54, add the following rider to the bill pattern for the Department of Public Safety:

____. Bulletproof Windshields and Windows for Vehicles. Included in amounts appropriated above in Strategy A.3.1, Texas Highway Patrol, is $14,000,000 in fiscal year 2022 in general revenue for bulletproof windshields and windows on agency vehicles. Any unexpended balances as of August 31, 2022, are appropriated for the same purpose for the fiscal year beginning September 1, 2022.

Amendment No. 21

Representative Kacal offered the following amendment to Amendment No. 20:

Amend Amendment No. 20 by Kacal to **CSSB 1** (page 40, prefiled amendments packet) in Item (1) of the amendment by striking "in B.1.1, Criminal Justice" and substituting "in C.1.1, Create Jobs and Promote Texas".

Amendment No. 21 was adopted.

Amendment No. 20, as amended, was adopted.

Amendment No. 22

Representative Rosenthal offered the following amendment to **CSSB 1**:

Floor Packet Page No. 44

Amend **CSSB 1** (house committee printing) as follows:

(1) Reduce the Article I appropriations from the General Revenue Fund to Trusteed Programs within the Office of the Governor for Strategy B.1.3, Homeland Security (page I-53) by the amount of $5,000,000 for each year of the state fiscal biennium beginning September 1, 2021.

(2) Increase the Article I appropriations from the General Revenue Fund to the Secretary of State for Strategy B.1.1, Elections Administration (page I-86), by the amount of $5,000,000 for each year of the state fiscal biennium beginning September 1, 2021.

(3) Add the following appropriately numbered rider following the Article I appropriations for Secretary of State (page I-89):

(4) ____. Vote-By-Mail Public Awareness Campaign. Included in the amounts of general revenue appropriated to the Secretary of State for use for Strategy B.1.1, Elections Administration, is $5,000,000 in general revenue in each fiscal year of the state fiscal biennium beginning September 1, 2021, to establish and promote a statewide vote-by-mail information campaign. The public awareness campaign may include online materials, printed materials, public service announcements, or other advertising media. The campaign will provide guidance from the agency on the requirements for an individual to vote by mail in accordance with Chapter 86 of the Election Code. Adjust totals and methods of financing accordingly.

Amendment No. 22 was withdrawn.

Amendment No. 23

Representative Klick offered the following amendment to **CSSB 1**:

Floor Packet Page No. 46

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article I of the bill, in the appropriations to the Trusteed Programs within the Office of the Governor, reduce the general revenue appropriations for Strategy C.1.1, Create Jobs and Promote Texas (page I-53), by $30,000,000 for the state fiscal biennium ending August 31, 2023.

(2) In Article II of the bill, in the appropriations to the Health and Human Services, increase the general revenue appropriations for Strategy G.2.2, Mental Health Community Hospitals (page II-34), by $15,000,000 is appropriated for additional state-purchased inpatient psychiatric beds in rural areas of the state.

(3) In Article II of the bill, in the appropriations to the Health and Human Services, increase the general revenue appropriations for Strategy G.2.2, Mental Health Community Hospitals (page II-34), by $15,000,000 is appropriated for additional state-purchased inpatient psychiatric beds in urban areas of the state.

Rider ____. Included in Strategy G.2.2, Mental Health Community Beds is $15,000,000 for additional state-purchased inpatient psychiatric beds in rural areas of the state and $15,000,000 for additional state-purchased inpatient psychiatric beds in urban areas of the state.

Amendment No. 24

Representatives Ashby, T. King, Lozano, Reynolds, Longoria, Canales, Burrows, Burns, E. Morales, Murr, Raney, Slawson, K. Bell, Darby, Holland, K. King, Paddie, Stephenson, Bailes, Spiller, Lambert, VanDeaver, P. King, Hefner, Kacal, Rogers, Kuempel, Guillen, Frank, Cyrier, Shine, Vasut, White, Clardy, Leman, Anderson, Dean, Ellzey, and Harris offered the following amendment to Amendment No. 23:

Amend Amendment No. 23 by Klick to **CSSB 1** (page 46, prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article I of the bill, in the appropriations to the Trusteed Programs within the Office of the Governor, reduce the general revenue appropriations for Strategy C.1.1, Create Jobs and Promote Texas (page I-53), by $77,576,677 for the state fiscal biennium ending August 31, 2023.

(2) In Article II of the bill, in the appropriations to the Health and Human Services Commission, increase the general revenue appropriations for Strategy G.2.2, Mental Health Community Hospitals (page II-34), by $15,000,000 for additional state-purchased inpatient psychiatric beds in rural areas of the state.

(3) In Article II of the bill, in the appropriations to the Health and Human Services Commission, increase the general revenue appropriations for Strategy G.2.2, Mental Health Community Hospitals (page II-34), by $15,000,000 for additional state-purchased inpatient psychiatric beds in urban areas of the state.

(4) Add the appropriately numbered rider at the end of the bill pattern of the Health and Human Services Commission:

____. Included in Strategy G.2.2, Mental Health Community Beds is $15,000,000 for additional state-purchased inpatient psychiatric beds in rural areas of the state and $15,000,000 for additional state purchased inpatient psychiatric beds in urban areas of the state.

(5) On page II-32 of the HHSC bill pattern, increase appropriations in Strategy A.1.1, Aged and Medicare-Related, by $23,497,005 in general revenue and $37,502,488 in federal funds in fiscal year 2022, and $24,079,672 in general revenue and $38,383,809 in federal funds in fiscal year 2023, for All Funds totals of $60,999,493 in fiscal year 2022 and $62,463,481 in fiscal year 2023.

(6) On page II-46 through page II-47 of the HHSC bill pattern, amend the following rider to read as follows:

8. Hospital Payments. Included in amounts appropriated above to the Health and Human Services Commission (HHSC) in Strategies in Goal A, Medicaid Client Services, is $[~~59,464,818~~]82,961,823 in general revenue funds, $98,978,587 in interagency contracts, and $[~~244,412,951~~]281,915,439 in federal funds ($[~~402,856,356~~]463,855,849 in All Funds) in fiscal year 2022 and $[~~56,464,008~~]80,543,680 in general revenue funds, $98,978,587 in interagency contracts, and $[~~252,173,545~~]290,557,354 in federal funds ($[~~407,586,140~~]470,049,621 in All Funds) in fiscal year 2023 to provide Medicaid hospital add-on payments for trauma care and safety-net hospitals and add-on payments and rate increases for rural hospitals as follows:

(a) $70,794,000 in interagency contracts and $109,206,000 in federal funds in fiscal year 2022 and $68,634,000 in interagency contracts and $111,366,000 in federal funds in fiscal year 2023 for trauma care;

(b) $30,810,413 in general revenue funds, $28,184,587 in interagency contracts, and $91,005,000 in federal funds in fiscal year 2022 and $26,850,413 in general revenue funds, $30,344,587 in interagency contracts, and $92,805,000 in federal funds in fiscal year 2023 for safety-net hospitals;

(c) $11,799,000 in general revenue funds and $18,201,000 in federal funds in fiscal year 2022 and $11,439,000 in general revenue funds and $18,561,000 in federal funds in fiscal year 2023 for rural hospitals to maintain increases and add-ons related to general outpatient reimbursement rates, outpatient emergency department services that do not qualify as emergency visits, the outpatient hospital imaging services fee schedule, and the outpatient clinical laboratory services fee schedule;

(d) $11,484,360 in general revenue funds and $17,715,640 in federal funds in fiscal year 2022 and $12,773,550 in general revenue funds and $20,726,450 in federal funds in fiscal year 2023 for rural hospitals to maintain inpatient rates trended forward from 2013 to 2020 using an inflationary factor[~~; and~~]

(e) $5,371,045 in general revenue funds and $8,285,311 in federal funds in fiscal year 2022 and $5,371,045 in general revenue funds and $8,715,095 in federal funds in fiscal year 2023 for rural hospitals to maintain increases to inpatient rates in addition to those identified in Subsection (d); and

(f) $23,497,005 in general revenue funds and $37,502,488 in federal funds in fiscal year 2022 and $24,079,672 in general revenue funds and $38,383,809 in federal funds in fiscal year 2023 to increase reimbursement for Medicaid services provided by rural hospitals.

HHSC shall develop a methodology to implement the add-on payments pursuant to funding identified in Subsection (b) that targets the state's safety-net hospitals, including those hospitals that treat high percentages of Medicaid and low-income, uninsured patients. Total reimbursement for each hospital shall not exceed its hospital specific limit.

For purposes of Subsections (c), (d), [~~and~~](e), and (f), rural hospitals are defined as (1) hospitals located in a county with 60,000 or fewer persons according to the 2010 U.S. Census; or (2) a hospital designated by Medicare as a Critical Access Hospital (CAH), a Sole Community Hospital (SCH), or a Rural Referral Center (RRC) that is not located in a Metropolitan Statistical Area (MSA); or (3) a hospital that has 100 or fewer beds, is designated by Medicare as a CAH, a SCH, or a RRC, and is located in an MSA. No reimbursement may exceed the hospital specific limit and reimbursement for outpatient emergency department services that do not qualify as emergency visits may not exceed 65 percent of cost.

To the extent possible, HHSC shall ensure any funds identified in this rider that are included in Medicaid managed care capitation rates are distributed by the managed care organizations to the hospitals. The expenditure of funds identified in this rider that are not used for targeted increases to hospital provider rates as outlined above shall require the prior written approval of the Legislative Budget Board.

(7) Adjust article totals, method-of-finance totals, and performance measures accordingly.

Amendment No. 24 was adopted.

Amendment No. 23, as amended, was adopted.

Amendment No. 25

Representative Tinderholt offered the following amendment to **CSSB 1**:

Floor Packet Page No. 47

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article I of the bill, in the appropriations for the Trusteed Programs within the Office of the Governor (page I-53), reduce the general revenue appropriations for Strategy C.1.1, Create Jobs and Promote Texas, by $22,500,000 for each year of the state fiscal biennium ending August 31, 2023.

(2) In Article I of the bill, following the appropriations to the Trusteed Programs within the Office of the Governor, in Rider 27, Create Jobs and Promote Texas (page I-59), strike "$322,004,270" in the first sentence of the rider and substitute "$277,004,270".

(3) In Article I of the bill, following the appropriations to the Trusteed Programs within the Office of the Governor, in Rider 27, Create Jobs and Promote Texas (page I-59), strike Subsection (b) of the rider and reletter subsequent subsections of the rider accordingly.

(4) In Article III of the bill, in the appropriations to the Teacher Retirement System of Texas (page III-36), increase the general revenue appropriations to Strategy A.2.1, Retiree Health-Statutory Funds, by $22,500,000 for each year of the state fiscal biennium ending August 31, 2023.

(5) Adjust totals and methods of financing accordingly.

Amendment No. 25 was adopted.

Amendment No. 26

Representative Slaton offered the following amendment to **CSSB 1**:

Floor Packet Page No. 50

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article I of the bill, in the appropriations to the Trusteed Programs within the Office of the Governor, Method of Financing listing for General Revenue Fund-Dedicated, Texas Enterprise Fund (page I-52), strike "100,000,000" and substitute "0" for the state fiscal year ending August 31, 2022.

(2) In Article I of the bill, in the appropriations to the Trusteed Programs within the Office of the Governor, reduce the appropriation for Strategy C.1.1, Create Jobs and Promote Texas (page I-53), by $100,000,000 for the state fiscal year ending August 31, 2022.

(3) In Article I of the bill, following the appropriations to the Trusteed Programs within the Office of the Governor, in Rider 27, Create Jobs and Promote Texas (page I-59), strike "$322,004,270" in the first sentence of the rider and substitute "$222,004,270."

(4) In Article I of the bill, following the appropriations to the Trusteed Programs within the Office of the Governor, in Rider 27, Create Jobs and Promote Texas (page I-59), strike Subsection (c) of the rider and reletter subsequent subsections of the rider accordingly.

(5) In Article III of the bill, in the appropriations to the Property Tax Relief Fund, increase the appropriations from the General Revenue Fund to the Property Tax Relief Fund, by the amount of $100,000,000 for the state fiscal year ending August 31, 2022.

(6) In Article III of the bill, add the following appropriately numbered rider after the appropriations to the Property Tax Relief Fund:

____. Additional Funds for Property Tax Relief Fund. In addition to other amounts appropriated, the amount of $100,000,000 is appropriated from the General Revenue Fund to the Property Tax Relief Fund for the fiscal year ending August 31, 2022, for purposes of property tax relief.

(7) Adjust totals, methods of financing, and other provisions of the bill accordingly.

Amendment No. 27

Representative Slaton offered the following amendment to Amendment No. 26:

Amend Amendment No. 26 by Slaton to **CSSB 1** (page 50, prefiled amendments packet) as follows:

(1) Strike Items (5) and (6) of the amendment and substitute the following:

(5) Add the following appropriately numbered rider following the Article III appropriations to the Texas Education Agency (page III-3) and renumber subsequent riders accordingly:

____. Additional Funds for School District Property Tax Relief. In addition to other amounts appropriated by this Act to the Texas Education Agency, the amount of $100,000,000 is appropriated out of the General Revenue Fund to the Texas Education Agency for the state fiscal year ending August 31, 2022, for use in providing school district property tax relief by reducing the state compression percentage, as defined by Section 48.255, Education Code.

(2) Renumber items of the amendment appropriately.

Amendment No. 27 was adopted.

Amendment No. 26, as amended, was adopted.

Amendment No. 28

Representative Tinderholt offered the following amendment to **CSSB 1**:

Floor Packet Page No. 54

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider to Article I of the bill following the appropriations to Trusteed Programs within the Office of the Governor (page I-54):

____. Restriction on Grants. It is the intent of the legislature that no money appropriated above to the Trusteed Programs within the Office of the Governor be used to award a grant to any person who is not a citizen or national of the United States and is unlawfully present in the United States under the federal Immigration and Nationality Act (8 U.S.C. Section 1101 et seq.).

Amendment No. 28 - Point of Order

Representative Ortega raised a point of order against further consideration of Amendment No. 28 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill. The point of order was withdrawn.

Amendment No. 28 was withdrawn.

Amendment No. 29

Representative Cason offered the following amendment to **CSSB 1**:

Floor Packet Page No. 56

Amend **CSSB 1** (house committee printing) as follows:

(1) Increase the Article I appropriations from the General Revenue Fund to Rider 26 of the Trusteed Programs within the Office of the Governor by the amount of $588,700 for the first year of the state fiscal biennium ending August 31, 2022, and by $570,819 for the second year of the state fiscal biennium ending August 31, 2023.

(2) Reduce the Article VIII appropriations from the General Revenue Fund to the Board of Geoscientists (page VIII-11) by the amount of $588,700 for the first year of the state fiscal biennium ending August 31, 2022, and by $570,819 for the second year of the state fiscal biennium ending August 31, 2023.

(3) Adjust article totals and methods of financing accordingly.

Representative M. González moved to table Amendment No. 29.

A record vote was requested by Representative Cason.

The motion to table prevailed by (Record 405): 91 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Lambert; Larson; Leach; Longoria; Lopez; Lucio; Martinez; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Murphy; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rose; Rosenthal; Shine; Smithee; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Biedermann; Burns; Cain; Cason; Craddick; Frullo; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; King, P.; Klick; Krause; Kuempel; Landgraf; Leman; Lozano; Metcalf; Middleton; Morrison; Muñoz; Murr; Parker; Patterson; Paul; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Bailes; Cole; Guillen; Martinez Fischer; Neave; Pacheco; Romero; Sherman.

STATEMENTS OF VOTE

When Record No. 405 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 405 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 405 was taken, I was in the house but away from my desk. I would have voted yes.

Neave

When Record No. 405 was taken, I was in the house but away from my desk. I would have voted yes.

Romero

Amendment No. 30

Representative Davis offered the following amendment to **CSSB 1**:

Floor Packet Page No. 64

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article I of the bill, in the bill pattern for Historical Commission, on page I-64, strike Rider 6-Cultural Diversity Scholarship and insert the following:

6. Cultural Diversity Scholarships. Gifts and donations received by the Historical Commission, not to exceed $50,000 in each fiscal year of the biennium, may be expended to nonprofit organizations for scholarships of up to $1000 per recipient for travel expenses, including meals and lodging, in order to encourage diversity among participants at agency sponsored conferences, seminars, and workshops.

Amendment No. 30 was adopted.

Amendment No. 31

Representative Swanson offered the following amendment to **CSSB 1**:

Floor Packet Page No. 65

Amend **CSSB 1** (house committee printing) in Article I of the bill by adding the following appropriately numbered rider after the appropriations to the Library & Archives Commission (page I-77):

____. TexQuest Digital Resources. The Library & Archives Commission shall ensure that primary and secondary schools that have access to TexQuest digital resources funded out of amounts appropriated by this Act to the commission have adopted Internet safety policies and technology protection measures that meet the requirements for certification under 47 U.S.C. Section 254(h)(5).

Amendment No. 32

Representative Swanson offered the following amendment to Amendment No. 31:

Amend Amendment No. 31 by Swanson to **CSSB 1** (page 65, prefiled amendments packet) by striking page 1, lines 6-10, and substituting the following:

Commission shall ensure that TexQuest digital resources that are provided by a vendor and funded out of amounts appropriated by this Act to the commission include technology protection measures that meet the requirements of 47 U.S.C. Section 254(h)(5).

Amendment No. 32 was adopted.

Amendment No. 31, as amended, was adopted.

Amendment No. 33

Representative Guillen offered the following amendment to **CSSB 1**:

Floor Packet Page No. 66

Amend **CSSB 1** (house committee printing) in Article I of the bill, by adding the following appropriately numbered rider after the appropriations to the Library & Archives Commission (I-77):

____. TexShare and TexQuest. (a) In addition to other amounts appropriated by this Act and notwithstanding Sections 13.01 and 13.02 of Part 13, Article IX, of this Act, a total amount of $5,000,000 of any money made available under the following laws and subject to appropriation from the state treasury is reappropriated to the Library & Archives Commission to the extent consistent with conditions placed on the expenditure of that money by the federal government:

(1) Section 313, Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (Div. M, Pub. L. No. 116-260, 134 Stat. 1182 (2020), reprinted in note, 20 U.S.C. Section 3401); or

(2) Section 2001, American Rescue Plan Act of 2021 (Pub. L. No. 117-2, 135 Stat. 4 (2021), reprinted in note, 20 U.S.C. Section 3401).

(b) Out of money reappropriated by Subsection (a) of this rider, the Library & Archives Commission shall allocate $2,500,000 for the state fiscal year ending August 31, 2022, and $2,500,000 for the state fiscal year ending August 31, 2023, to Strategy A.1.1, Library Support Services, for purposes of the TexShare and TexQuest online library resource program.

Amendment No. 34

Representative Guillen offered the following amendment to Amendment No. 33:

Amend Amendment No. 33 by Guillen to **CSSB 1** (page 66, prefiled amendments packet) by striking page 1, lines 5-25, of the amendment and substituting the following:

____. Contingent Rider: TexShare and TexQuest. Out of any money appropriated to the Library and Archives Commission under Section 13.01, Article IX, notwithstanding Section 13.02, Article IX, and to the extent authorized by federal law, the Library and Archives Commission shall allocate $2,500,000 for the state fiscal year ending August 31, 2022, and $2,500,000 for the state fiscal year ending August 31, 2023, to Strategy A.1.1, Library Support Services, for purposes of the TexShare and TexQuest online library resource program.

Amendment No. 34 was adopted.

Amendment No. 33, as amended, was adopted.

Amendment No. 35

Representative Goodwin offered the following amendment to **CSSB 1**:

Floor Packet Page No. 67

Amend **CSSB 1** (house committee report) in Article I of the bill, following the appropriations to the Preservation Board (I-82), by adding the following appropriately numbered rider:

____. Electric Vehicle Charging Stations. It is the intent of the legislature that the Preservation Board, using available funds appropriated to the board by this Act, install electric vehicle charging stations in the Capitol complex.

Amendment No. 35 was adopted.

Amendment No. 36

Representative Cain offered the following amendment to **CSSB 1**:

Floor Packet Page No. 70

Amend **CSSB 1** (house committee printing), in Article I of the bill, by adding the following appropriately numbered rider after the appropriations to the Secretary of State:

____. Appropriations Prohibited for Counties Not Complying with Election Code. Money appropriated above in Strategy B.1.2 or B.1.5 may not be used for purposes of funding a county whose elections administrator has been judged by a court of competent jurisdiction to have violated a provision of the Election Code.

Amendment No. 36 - Point of Order

Representative Bucy raised a point of order against further consideration of Amendment No. 36 under Rule 8, Section 4, of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER
on Amendment No. 36 to Senate Bill 1

Announced in the House on April 22, 2021

Representative Bucy raises a point of order against further consideration of the Cain Amendment under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law in an appropriations bill.

The rider would require the secretary of state to withhold funds based on the behavior of a county elections administrator that constitutes any violations of any section of the Election Code as determined by a court. Under Section 19.002(b) of the Election Code, the secretary must make payments to county voter registrars for financing voter registration. The secretary may withhold state funds for the purpose of financing voter registration only if a registrar is not in compliance with certain sections of law pertaining to voter registration. Under Section 31.043 of the Election Code, an elections administrator performs the duties of the voter registrar in that county.

Because the rider would require the secretary to withhold voter registration payments for reasons other than those provided in Section 19.002, the rider creates general law.

Accordingly, the point of order is well-taken and sustained.

The ruling precluded further consideration of Amendment No. 36.

Amendment No. 37

Representative Minjarez offered the following amendment to **CSSB 1**:

Floor Packet Page No. 73

Amend **CSSB 1** as follows:

(1) In the bill pattern of the Department of Family and Protective Services, increase Temporary Assistance for Needy Families (TANF) federal funds in Strategy B.1.1, CPS Direct Delivery Staff, by $2,500,000 in fiscal year 2022 and $5,000,000 in fiscal year 2023 and reduce general revenue by $2,500,000 in fiscal year 2022 and $5,000,000 in fiscal year 2023.

(2) In the bill pattern of the Health and Human Services Commission (page II-29)

(a) Increase appropriations in Strategy A.1.2, Disability-Related, by $2,175,000 in general revenue in fiscal year 2022 and $4,350,000 in general revenue in fiscal year 2023; and

(b) Increase appropriations in Strategy F.1.2, non-Medicaid Services, by $325,000 in general revenue in fiscal year 2022 and $650,000 in general revenue in fiscal year 2023; and

(c) Add the following new rider:

____. Multi-Assistance Center Demonstration Project. (a) Included in amounts appropriated above in Strategy A.1.2, Disability-Related, is $2,175,000 in general revenue in fiscal year 2022 and $4,350,000 in general revenue in fiscal year 2023 and included in amounts appropriated above in Strategy F.1.2, Non-Medicaid Services, is $325,000 in general revenue in fiscal year 2022 and $650,000 in general revenue in fiscal year 2023 to support Medicaid and non-Medicaid eligible persons in a demonstration project providing comprehensive medical, therapeutic, and non-medical services to adults and children with special needs in Bexar County. The demonstration project shall utilize a one-stop shop model, providing on-site services to adults and children with special needs in Bexar County and the south Texas region. The model shall employ staff to serve as single point of contact to coordinate and support client needs with community partners.

(b) HHSC shall report to the Legislative Budget Board and governor by August 31, 2023, detailing a review of the demonstration project and outlining best practices to implement the model elsewhere in the state. Notwithstanding the limitations in Rider 84, Limitations on Transfer Authority, HHSC may transfer funds among strategies in its bill pattern to efficiently implement these provisions upon prior notification to the Legislative Budget Board. HHSC shall identify and pursue opportunities to use any available federal or other non-general revenue source of funds to implement this project. On identification of alternate appropriate sources of support, HHSC shall coordinate with the Legislative Budget Board to replace general revenue appropriations identified above.

(3) Adjust Method of Finance totals accordingly, and modify related employee benefits for the Department of Family and Protective Services for use of TANF appropriations.

Amendment No. 38

Representatives Minjarez and Bernal offered the following amendment to Amendment No. 37:

Amend the amendment on page 73 by Minjarez by striking the text and replacing with the following new rider:

____. Multi-Assistance Center Demonstration Project. (a) The Health and Human Services Commission shall, out of funds appropriated pursuant to Article IX Section 13.01, support a demonstration project providing comprehensive medical, therapeutic, and non-medical services to adults and children with special needs. The funds shall assist a demonstration project utilizing a one-stop shop model, providing on-site services to adults and children with special needs in Bexar County and the south Texas region. The model shall employ staff to serve as single point of contact to coordinate and support client needs with community partners. Funds allocated to this initiative pursuant to this provision shall not exceed $7,500,000 for the 2022-23 biennium.

(b) HHSC shall report to the Legislative Budget Board and governor by August 31, 2023, detailing a review of the demonstration project and outlining best practices to implement the model elsewhere in the state. Notwithstanding the limitations in Rider 84, Limitations on Transfer Authority, HHSC may transfer funds among strategies in its bill pattern to efficiently implement these provisions upon prior notification to the Legislative Budget Board. HHSC shall identify and pursue opportunities to use any available federal or other non-general revenue source of funds to implement this project.

Amendment No. 38 was adopted.

Amendment No. 37, as amended, was adopted.

Amendment No. 39

Representative Neave offered the following amendment to **CSSB 1**:

Floor Packet Page No. 75

Amend **CSSB 1** (house committee report) in Article II of the bill following the appropriations to the Department of Family and Protective Services (page II-3) by adding the following appropriately numbered rider:

____. Report on Suicide among Foster Youth. Out of the funds appropriated to the Department of Family and Protective Services above in Strategy E.1.2, Other Support Services, the department shall collect data and issue a report on suicide among foster youth. The report must include the following information:

(1) the rate of suicide among foster youth in the state;

(2) the rate of suicide attempts among foster youth in the state;

(3) the information described by Subdivisions (1) and (2) disaggregated by:

(A) age;

(B) gender;
(C) race;
(D) ethnicity;
(E) sexual orientation;
(F) department region;
(G) placement type; and
(H) primary language;

(4) the department's policies and procedures relating to suicide prevention, intervention, and postvention;

(5) the department's training protocols for caseworkers and department contractors relating to suicide prevention;

(6) how the department's suicide prevention plan for foster youth aligns with the broader mental health plans of the department and the Health and Human Services Commission; and

(7) recommendations on how to:

(A) reduce the incidence of suicide among foster youth;

(B) improve training, planning, and coordination regarding suicide prevention, intervention, and postvention; and

(C) assist foster youth who survive a suicide attempt with reintegration into foster placement.

Amendment No. 40

Representative Neave offered the following amendment to Amendment No. 39:

Amend Amendment No. 39 by Neave amending **CSSB 1** (page 75, prefiled amendments packet) on page 1 by striking line 20 and re-lettering subsequent paragraphs.

Amendment No. 40 was adopted.

Amendment No. 39, as amended, was adopted.

Amendment No. 41

Representative Campos offered the following amendment to **CSSB 1**:

Floor Packet Page No. 79

Amend **CSSB 1** (house committee printing), in Article II of the bill, following the appropriations to the Department of State Health Services (page II-20), by adding the following appropriately numbered rider:

____. Study on COVID-19 Testing and Immunization Distribution Equity. (a) Out of amounts appropriated above to the Department of State Health Services for Strategy A.2.1, Immunize Children & Adults, the department shall allocate an amount as necessary for the purpose of conducting a study on the equity of COVID-19 testing and immunization distribution in this state.

(b) The study conducted under this rider must identify any disparities in the distribution of or access to COVID-19 tests and immunizations in this state based on an individual's race, gender, socioeconomic status, and geographic location.

(c) Not later than December 31, 2022, the Department of State Health Services shall submit to the legislature a report that includes:

(1) the findings of the study conducted under this rider; and

(2) recommendations for making the distribution of and access to COVID-19 tests and immunizations more equitable in this state.

Amendment No. 41 was adopted.

Amendment No. 42 (Article XI)

Representative Raymond offered the following amendment to **CSSB 1**:

Floor Packet Page No. 80

Amend **CSSB 1** as follows:

(1) On page II-XX of the Department of State Health Services bill pattern, increase appropriations in Strategy A.4.1, Laboratory Services, by $500,000 in general revenue funds in fiscal year 2022 and in fiscal year 2023.

(2) On page II-XX of the Department of State Health Services bill pattern, add the following rider:

____. Border Laboratory Capacity. Out of the amounts appropriated above in Strategy A.4.1, Laboratory Services, the Department of State Health Services shall transfer $X in each fiscal year of the biennium out of general revenue funds to the City of Laredo's Health Department for the purpose of improving laboratory capacity to receive a Laboratory Response Network certification.

Amendment No. 43 (Article XI)

Representative Raymond offered the following amendment to Amendment No. 42:

Amend Amendment No. 42 by Raymond to **CSSB 1** (page 80, prefiled amendments packet) in Item (2) of the amendment by striking "$X" and substituting "$500,000".

Amendment No. 43 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Bonnen, Burns, Burrows, Cain, Cook, Craddick, Darby, P. King, Leman, Metcalf, Noble, Oliverson, Parker, Shine, Spiller, Tinderholt, VanDeaver, and Wilson recorded voting no.)

Amendment No. 42, as amended, was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cook, Craddick, Darby, Gates, Harless, Hefner, Holland, Hull, P. King, Krause, Landgraf, Leman, Metcalf, Meyer, Middleton, Murr, Noble, Oliverson, Parker, Paul, Schaefer, Shine, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 44

Representative Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 84

Amend **CSSB 1** as follows:

On page II-30 of the Department of State Health Services bill pattern, add the following new rider:

____. Unexpended Balance Authority: Texas Center for Nursing Workforce Studies Funding. Funds appropriated above in Strategy A.1.5, Health Data and Statistics, include an interagency contract with the Board of Nursing in the amount of $664,369 in each fiscal year to provide funding for the Texas Center for Nursing Workforce Studies and to support the grant program to reduce workplace violence against nurses.

Any unexpended balances of these funds remaining as of August 31, 2022, are appropriated to the Department of State Health Services for the same purposes for the fiscal year beginning September 1, 2022.

Amendment No. 45

Representative Howard offered the following amendment to Amendment No. 44:

Amend Amendment No. 44 by Howard to **CSSB 1** (page 84, prefiled amendments packet) as follows:

(1) Strike "$664,369 in each fiscal year" and substitute "$739,550 in the state fiscal year ending on August 31, 2022, and $750,550 in the state fiscal year ending on August 31, 2023,".

(2) Strike "remaining as of" and substitute "for the state fiscal year ending".

Amendment No. 45 was adopted.

Amendment No. 44, as amended, was adopted.

Amendment No. 46

Representative A. Johnson offered the following amendment to **CSSB 1**:

Floor Packet Page No. 86

Amend **CSSB 1** as follows:

(1) On page II-33 of the Health and Human Services Commission bill pattern, reduce appropriations for Strategy D.1.2, Alternatives to Abortion, by $10,000,000 in general revenue in each fiscal year of the 2022-23 biennium.

(2) On page I-53 of the Trusteed Programs within the Office of the Governor bill pattern, increase appropriations for Strategy B.1.1, Criminal Justice, by $10,000,000 in general revenue in each fiscal year of the 2022-23 biennium.

A record vote was requested by Representative C. Turner.

Amendment No. 46 failed of adoption by (Record 406): 62 Yeas, 81 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.;

Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — González, J.; González, M.; Guillen; Raymond; Sherman.

STATEMENT OF VOTE

When Record No. 406 was taken, my vote failed to register. I would have voted no.

Raymond

Amendment No. 47

Representatives Krause, K. King, Schaefer, Middleton, Holland, Price, White, P. King, Raney, Hull, Meyer, Morrison, Schofield, Parker, Noble, Buckley, Shaheen, Anderson, Tinderholt, Clardy, Burns, Swanson, Patterson, Ashby, Murr, Spiller, VanDeaver, Biedermann, Frank, Klick, Cain, Allison, Button, Toth, Lambert, Frullo, Paul, Hefner, Burrows, Vasut, Cason, Kuempel, Cyrier, Slaton, Smith, Slawson, Shine, E. Thompson, Landgraf, Cook, Kacal, Guillen, Harris, Stucky, Paddie, K. Bell, Craddick, Murphy, Sanford, Jetton, Leach, Leman, Huberty, Stephenson, Larson, Oliverson, Rogers, Wilson, Dean, Ellzey, Gates, Harless, Goldman, Lozano, Metcalf, Darby, and Geren offered the following amendment to **CSSB 1**:

Floor Packet Page No. 88

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article II of the bill, in the appropriations to the Health and Human Services Commission, increase the general revenue appropriations for Strategy D.1.2, Alternatives to Abortion (page II-33), by $10 million for each fiscal year of the state fiscal biennium ending August 31, 2023.

(2) In Article II of the bill, in the appropriations to the Health and Human Services Commission, decrease the general revenue appropriations for Strategy L.1.2, IT Oversight and Program Support (page II-35), by $10 million for each fiscal year of the state fiscal biennium ending August 31, 2023.

(3) Adjust totals and methods of financing accordingly.

A record vote was requested by Representative Krause.

Amendment No. 47 was adopted by (Record 407): 88 Yeas, 58 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Raymond; Sherman.

STATEMENTS OF VOTE

When Record No. 407 was taken, my vote failed to register. I would have voted yes.

Raymond

When Record No. 407 was taken, I was shown voting yes. I intended to vote no.

Romero

Amendment No. 48

Representative Beckley offered the following amendment to **CSSB 1**:

Floor Packet Page No. 91

Amend **CSSB 1** as follows:

Amend 58 on page II-62 to read 58. State Hospital and State Supported Living Center Workforce. Out of funds appropriated above in Strategy G.1.1, State Supported Living Centers, and Strategy G.2.1, Mental Health State Hospitals, the Health and Human Services Commission (HHSC) shall increase the salaries of state hospital and state supported living center employees by $3,000. Any additional funds allocated in this appropriation may be used to

evaluate compensation levels, turnover and vacancy rates and patterns, use of contractors and position type, and recruiting efforts at the state hospitals and state supported living centers. HHSC shall develop recommendations to reduce turnover and vacancy rates. No later than August 31, 2022, HHSC shall submit to the Legislative Budget Board and the governor's office a report on the recommendations and initiatives taken to address these workforce issues.

Amend G.1.1 on page II-34 to add $33,600,000 making Strategy: State Supported Living Centers $720,398,420 for FY 22 and FY 23

Amend G.1.2 on page II-34 to add $21,000,000 making Strategy: State Mental Hospital $447,321,887 for FY 22 and FY 23

Amend total, Goal G: Facilities to $1,355,452,797

Remove $54,600,000 from page V-45 B.1.2 Strategy: Routine Operations to now read $163,949,150 for FY 22 and FY 23

Amendment No. 48 was withdrawn.

Amendment No. 49

Representative Guerra offered the following amendment to **CSSB 1**:

Floor Packet Page No. 92

Amend **CSSB 1** (house committee report), in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-36), by adding the following appropriately numbered rider:

____. Accessibility of Appropriated Funds for Alternatives to Abortion to Certain Organizations. It is the intent of the legislature that funds appropriated above to the Health and Human Services Commission for Strategy D.1.2, Alternatives to Abortion, be made accessible to organizations that provide services to assist underprivileged women who are pregnant or recently gave birth, including the provision of instructional classes on pregnancy, childbirth, parenting, life skills, and fatherhood.

Amendment No. 49 was withdrawn.

Amendment No. 50

Representative Guerra offered the following amendment to **CSSB 1**:

Floor Packet Page No. 93

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-36), by adding the following appropriately numbered rider:

____. Report on Alternatives to Abortion Contracts. Not later than December 1, 2022, the legislature intends for the Health and Human Services Commission to submit to the governor, lieutenant governor, speaker of the house of representatives, and members of the standing committees of the legislature with primary jurisdiction over the commission a written report on the commission's use of the money appropriated to the commission for Strategy D.1.2, Alternatives to Abortion. The report must include information on:

(1) each applicant that submits a proposal to contract with the commission under that strategy;

(2) each recipient the commission contracts with under that strategy; and

(3) the purchasing method the commission used to select the contract recipients under that strategy, including any score the commission assigned to an applicant to evaluate the applicant's proposal.

Amendment No. 50 was withdrawn.

Amendment No. 51

Representative Neave offered the following amendment to **CSSB 1**:

Floor Packet Page No. 95

Amend **CSSB 1** (house committee printing), in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-36), by adding the following appropriately numbered rider:

____. Study on Veteran Suicides. (a) Out of funds appropriated above to the Health and Human Services Commission for Strategy L.1.1, HHS System Supports (page II-35), the Health and Human Services Commission, in collaboration with the Texas Veterans Commission, the Department of State Health Services, the Texas Coordinating Council for Veterans Services, the Statewide Behavioral Health Coordinating Council, local mental health authorities, and the United States Department of Veterans Affairs, shall conduct a study on veteran suicides in this state.

(b) The study conducted under this rider must:

(1) use data available from the United States Department of Veterans Affairs and other governmental entities to collect information from the preceding five years regarding:

(A) the veteran status of a deceased individual;

(B) the cause of death of a veteran;

(C) whether a deceased veteran received services from a local mental health authority or a state or federal agency that provides mental health services or support to veterans;

(D) a deceased veteran's demographic data, including the veteran's race, gender, and age; and

(E) any other known information that may correlate with an increased risk of suicide; and

(2) evaluate current methods of collecting, storing, and reporting veteran suicide data and recommend improvements to current systems.

(c) Information about the suicide of a veteran obtained by the Health and Human Services Commission for the purposes of the study conducted under this rider is confidential and is not subject to disclosure under Chapter 552, Government Code, is not subject to subpoena, and may not otherwise be released or made public.

(d) Not later than September 1, 2022, the Health and Human Services Commission shall submit to the legislature a report that summarizes the findings of the study conducted under this rider, and includes:

(1) the number of veteran suicides that were identified by the commission during the preceding five years;

(2) the number of veterans described by Subdivision (1) who received services from local mental health authorities or state or federal agencies that provide mental health services or support to veterans;

(3) information regarding whether the rate of veteran suicides in this state is decreasing or increasing; and

(4) demographic information and other known information that may be correlated with increased risk of suicide, as available.

Amendment No. 52

Representative Neave offered the following amendment to Amendment No. 51:

Amend Amendment No. 51 by Neave to **CSSB 1** (page 95, prefiled amendments packet) by striking Subsection (c) (page 2, lines 1-5) of the rider and relettering subsequent subsections accordingly.

Amendment No. 52 was adopted.

Amendment No. 51, as amended, was adopted.

Amendment No. 53

Representatives Coleman and Morales Shaw offered the following amendment to **CSSB 1**:

Floor Packet Page No. 100

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-36), by adding the following appropriately numbered rider:

____. 1115 Transformation Waiver. It is the intent of the legislature that the commission seek a renewal or extension of the 1115 Transformation Waiver from the Centers for Medicare & Medicaid Services (CMS).

Amendment No. 53 was adopted.

Amendment No. 54

Representatives Coleman and Morales Shaw offered the following amendment to **CSSB 1**:

Floor Packet Page No. 103

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-36), by adding the following appropriately numbered rider:

____. Maximization of Federal Funds Under Medicaid. It is the intent of the legislature that the Health and Human Services Commission use money appropriated to the commission under Strategy B.1.1, Medicaid Contracts and Administration, to prepare and seek a waiver under Section 1115 of the Social Security Act (42 U.S.C. Section 1315) or other applicable federal law to the state Medicaid plan to expand to the maximum extent permitted by federal law the

categories of persons eligible for Medicaid benefits to include all persons for whom federal matching funds are made available to. It is the intent of this legislature that the waiver may seek to maximize the reduction in the number of uninsured residents of this state, promote personal responsibility in health care, increase the efficiency and accessibility of the delivery of health care services in this state, and reduce health care costs to the state.

AMENDMENT NO. 54 - REMARKS

REPRESENTATIVE COLEMAN: I've been in this house for 30 years. I came in and started working on getting people health coverage the day I walked in the door and, actually, before the day I walked in the door because I thought it was very important, particularly because people with mental illness could not get care. And the only answer to that was to make sure that they could get health coverage. But because of preexisting conditions, they couldn't. And anyone who had cancer or anyone who had any other condition could not. And our high-risk pool in the State of Texas charged two times the cost of a traditional premium for anybody who had an uncovered condition. It's very important to know that, because those folks would go to another job and then could not use the insurance they got to cover what they needed the insurance for. So it wasn't a matter of people liked or didn't like people with mental illness or cancer. It was a matter of how the rules were written, and they were unfair—and I think that that's very important. But knowing that people look at government health care differently or how we do that, the reality is there are different points of view. And so what this amendment does—and tragically, Texas has the unfortunate distinction of having both the highest number and the highest percentage of uninsured residents in the nation. Let me say that again—the highest number. And that includes those people under 138 percent of poverty level that have mental illness and have cancer and have whatever there is out there that everybody else can go to the doctor to get help for because it's covered.

Adding insult to injury, because of the economic turmoil and the mass job loss caused by COVID-19, an additional 659,000 Texans lost their employer-sponsored insurance between February and May of 2020. Let me say that again. It's very important to understand that—that 659,000 of the constituents in this house lost their health care. And believe me, COBRA costs a whole lot more, so they have no health care. And that's the reason why we have situations where we extend and we try to extend coverage to those individuals who aren't able to do so. But if we had this program in place, they would have walked straight into health coverage. Let me say that again—straight into health coverage. For the last decade, Texas has operated under a Medicaid waiver program that offset a portion of the cost that hospitals incur for providing uncompensated care. However, we need a more comprehensive solution. I think we all understand that uninsured Texans are demographically and geographically diverse, making a one-size-fits-all solution unrealistic. This amendment will provide HHSC flexibility to meet Texans' health care needs by utilizing private market strategies like copays and tailored benefits—so in other words, what we

have to do as members of the legislature, they would have to do—and give HHSC the authority to leverage increased provider rates. Let me say that again—increased provider rates.

Members, this amendment would do three things. It would authorize and direct the HHSC to seek an 1115 waiver from CMS to maximize available federal funds. So let me explain. Our 1115 Transformation Waiver is not the same as this. That money was to prepare Texas to move into expanded health coverage. It didn't happen. So because it didn't happen, those were waivers for states that had large populations that did not expand before the Affordable Care Act, and the federal government actually asks these states to apply for these dollars. So we did. As a matter of fact, Texas got the most generous, let me say that again, the most generous 1115 Transformation Waiver out of any state—any state. And this is a little vindictive for me after they said that President Obama's breath stank—that's a joke. But I want to say that, because this is different from that waiver which I said we need to actually do, which is the transformation waiver—we should get the Biden administration to put that back in place.

So this would direct HHSC to utilize those federal funds to reduce the number of uninsured residents. Those are the federal funds that would be used in a demonstration waiver that would be non-Medicaid, that would cover the populations that other states have used for specific programs that weren't Medicaid or used traditional Medicaid in a Medicaid expansion under the Affordable Care Act. It would direct HHSC to develop a delivery model that would promote personal responsibility, increase efficiency and accessibility of services, and reduce health care costs to the state. Also, the control of this particular amendment would rest on Governor Abbott and the Health and Human Services Commission, and they could present anything they wanted to present to the Centers for Medicare and Medicaid Services. So that's important because it is not prescriptive to anything except the principles of Texas. That's it. So let me be clear—this amendment empowers HHSC and Governor Abbott to work with our federal partners to find a solution, a Texas solution, to solve our uninsured crisis. This amendment provides flexibility, incorporates conservative principles like personal responsibility and benefit flexibility, and, most importantly, it will be revenue neutral because the state's cost to enact a waiver like the one envisioned by this amendment is offset by expected savings of a uniquely Texas plan of $657 million and $704 million. If we take advantage of what I call "the kicker" that the federal government passed, we would get an extra $3.9 million for two years.

This amendment, as I said, does not prescribe the manner in which to do so or force the state to expand traditional Medicaid coverage to these uninsured Texans. Many other states like Arkansas, Indiana, Missouri, Nebraska, Ohio, Oklahoma, and others have found unique ways to draw down significant federal funds to reduce the number of uninsured in their states. Certainly, we can find a Texas-specific solution that would insure as many Texans as possible to bring federal dollars back to Texas in both the rural and urban economies, protect the financial viability of rural and urban health care and safety net systems, and put money in the state budget. Extending coverage to the uninsured would clearly

demonstrate Texas' commitment to economic freedom and security. Access to coverage keeps hardworking people healthy and on the job; it supports entrepreneurs' efforts to start new businesses; and it protects Texas from serious financial challenges.

Members, some of you know that in 2009, President Obama created a working group of state legislators for health reform which was comprised of 32 state legislators from around the country. I am proud to have been one of those 32 legislators, where we wrote and helped pass the Affordable Care Act. It was very important—because I was there the day it was signed—and I commit to those principles that were in the original Affordable Care Act. I would like us to expand traditional Medicaid in the optional way that the ACA says you can do it, but we can't do that. We know that. I support and am in favor of that, but that is not what this amendment does. It does not expand traditional Medicaid to these populations. As a matter of fact, it becomes a demonstration project. What many of you don't know is that Arizona didn't have a Medicaid program for 20 years, but they had a look-alike to a Medicaid program. I understand and accept that some of you don't or can't support Medicaid expansion, but all this amendment does is to direct HHSC and the governor to seek a waiver, a demonstration waiver, to bring our federal tax dollars home to help reduce the number of uninsured. And I think both democrats and republicans can support that fiscal responsibility goal. And just like John Zerwas asked this house to do something very similar, I ask for your support of this amendment.

A record vote was requested by Representative C. Turner.

Amendment No. 54 failed of adoption by (Record 408): 68 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

REMARKS ORDERED PRINTED

Representative Moody moved to print remarks by Representative Coleman on Amendment No. 54 on **CSSB 1**.

The motion prevailed.

Amendment No. 55

Representative Guillen offered the following amendment to **CSSB 1**:

Floor Packet Page No. 106

Amend **CSSB 1** (house committee report) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-36), by adding the following appropriately numbered rider:

____. Study on Home and Community-based Services (HCS) Waiver Program. (a) Using funds appropriated above, the Health and Human Services Commission shall conduct a study on the provision of services under the Home and Community-based Services (HCS) waiver program to individuals with an intellectual or developmental disability who have high behavioral and medical needs. In conducting the study, the commission shall:

(1) define the scope of high behavioral and medical needs for which an individual with an intellectual or developmental disability may require enhanced services and service coordination under the waiver program;

(2) identify the number of individuals with an intellectual or developmental disability who are enrolled in the program and who have high behavioral and medical needs; and

(3) assess the fiscal impact that may result, at various scaled thresholds as determined by the commission, as a result of providing enhanced services and service coordination under the waiver program to individuals with an intellectual or developmental disability who have high behavioral and medical needs.

(b) Not later than September 1, 2022, the Health and Human Services Commission shall prepare and submit to the legislature a written report that includes the results of the study conducted under Subsection (a) of this section.

Amendment No. 55 was adopted.

Amendment No. 56 (Article XI)

Representative Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 108

Amend **CSSB 1** in Article II of the bill, to the appropriations to the Health and Human Services Commission (pages II-29) as follows:

(1) On page II-41 increase appropriations in Goal A, Medicaid Client Services, by $446,772,123 in 2022 and $469,087,800 in 2023 in federal funds (State Fiscal Relief Funds as designated for Texas by the American Rescue Act Plan of 2021) for the purpose of raising the community attendant wage rate to $9.00 an hour.

(2) Add the following new rider to the Health and Human Services Commission Higher Education bill pattern (page II-91):

____. Contingency for Receipt of American Rescue Act Plan Appropriations. Appropriations of federal funds above in Goal A, Medicaid Client Services, are estimated appropriations of State Fiscal Relief Funds as designated for Texas by the American Rescue Plan Act of 2021. Should the State of Texas not certify acceptance of the Texas allocation (estimated to be $16,696,900,000) the following adjustments shall be made:

(1) On page II-41 reduce appropriations in Goal A, Medicaid Client Services, by $446,772,123 in 2022 and $469,087,800 in 2023 in Federal State Fiscal Relief Funds as designated for Texas by the American Rescue Act Plan of 2021.

Amendment No. 56 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Button, Cain, Capriglione, Cook, Cyrier, Darby, Ellzey, Frullo, Gates, Geren, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Meyer, Middleton, Murr, Noble, Oliverson, Paddie, Paul, Price, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Smithee, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 57

Representative Parker offered the following amendment to **CSSB 1**:

Floor Packet Page No. 109

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-47), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. Utilization of Federal Relief Dollars for Medicaid Home and Community Based Services Programs. It is the intent of the legislature that any federal funds provided to the Health and Human Services Commission (HHSC) for the provision of home and community-based services (HCBS) in the Families First Coronavirus Relief Act (FFCRA), Coronavirus Aid, Relief, and Economic Security (CARES) Act, the American Rescue Plan Act of 2021, or any other federal COVID-19 relief bill be subject to the following conditions:

(a) HHSC shall only expend such funds on Medicaid initiatives that:

(1) directly increase access to care, including direct service provisions, rate increases for all providers of direct services, supplies, and equipment;

(2) increasing waiver and emergency diversion slots and decreasing interest lists;

(3) funding of new and existing state laws governing the operation or implementation of the Medicaid program;

(4) exploring opportunities to draw additional federal funding provided by the Advancing Care for Exceptional (ACE) Kids Act; and

(5) achieving full compliance with federal law and regulations governing HCBS, including federal HCBS settings rules.

(b) HHSC shall ensure funds identified for provider rate increases are directly reimbursed to providers of direct services, supplies, and equipment;

(c) HHSC shall ensure that managed care organizations reimburse the full amount of funds referenced under Subsection (a)(1) to providers of direct services, supplies, and equipment;

(d) HHSC shall not use or expend funds directly or indirectly for payroll of any kind, contract administration, or administrative services provided by managed care organizations. Funds identified for provider rate increases may not be used directly or indirectly for administrative services, payroll, bonuses, or costs unallowable under state or federal law or regulation or the Uniform Managed Care Contract; and

(e) HHSC shall only use these funds for the purposes set out in this provision to supplement, not supplant, state dollars appropriated for the operation of the Medicaid program.

Amendment No. 57 was adopted.

Amendment No. 58

Representatives Coleman and Morales Shaw offered the following amendment to **CSSB 1**:

Floor Packet Page No. 111

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission, in Rider 31, Community Mental Health Grant Programs (pages II-54 through II-55) as follows:

(1) In Subsection (d) of the rider, between "Requirements." and "Contingent" insert "(1)".

(2) Immediately following the last sentence of the rider, insert the following:

(2) The Health and Human Services Commission may allocate not more than $10,000,000 in funds made available to this state under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2), HOME Supplemental Allocations, TX Non Entitlement (key 489999), that is subject to appropriation from the state treasury and appropriated to the commission, to the extent consistent with conditions placed on the expenditure of that money by the federal government, during the state fiscal biennium ending August 31, 2023, for the purpose of funding capital projects that do not receive local matching funds to establish or expand Healthy Community Collaboratives.

Amendment No. 58 was adopted.

Amendment No. 59

Representative Minjarez offered the following amendment to **CSSB 1**:

Floor Packet Page No. 114

Amend **CSSB 1** as follows:

(1) In Article II of the bill, amend Rider 37 Women's Health Programs: Savings and Performance Reporting as follows:

37. Women's Health Programs: Savings and Performance Reporting. The Health and Human Services Commission shall submit an annual report on the Healthy Texas Women (HTW), Healthy Texas Women Plus (HTW Plus), Family Planning Program (FPP), and Breast and Cervical Cancer Services Program, due August 1 of each year, to the Legislative Budget Board and the governor's office that includes the following information for each program:

(a) Enrollment levels of targeted low-income women and service utilization by geographic region, including total number of unduplicated patients served, delivery system, and age from the prior two fiscal years;

(b) Savings or expenditures in the Medicaid program that are attributable to enrollment levels as reported in Section (a);

(c) Descriptions of all outreach activities undertaken for the reporting period, including those focused on recruiting new speciality provider types;

(d) The total number of providers, by geographic region and provider type, enrolled in each program, and providers from legacy Women's Health Programs (including Texas Women's Health Program) not to include duplications of providers or ancillary providers;

(e) The average and median numbers of program clients, and the total number of unduplicated patients served, detailed by provider;

(f) The number of program clients with a paid claim, detailed by provider type;

(g) The number of eligible clients who received FPP services after the provider exhausted the contracted funds awarded to provide FPP services (i.e., funds gone) and the amount of FPP funds that would have been reimbursed for these services if additional FPP funds had been available during the fiscal year;

(h) The count of women in HTW and FPP receiving a long-acting reversible contraceptive;

(i) The service utilization by procedure code. The annual report submitted as required above must satisfy federal reporting requirements that mandate the most specific, accurate, and complete coding and reporting for the highest level of specificity;

(j) Total expenditures, by method of finance and program;

(k) Results of policies designed to reduce enrollment gaps, including but not limited to the number of unduplicated women automatically or administratively enrolled into HTW from other Medicaid programs or the Children's Health Insurance Program, recommendations for further reducing enrollment gaps, and any impacts to funding resulting from procedural denials and enrollment gaps in HTW; and

(l) Number of unduplicated women who are determined eligible and enrolled into HTW after their Medicaid for Pregnant Women ends. It is the intent of the legislature that if the findings of the report show a reduction in women enrolled or of service utilization of greater than ten percent relative to the prior

two fiscal years, the agency shall, within existing resources, undertake corrective measures to expand provider capacity and/or client outreach and enrollment efforts.

This report shall also identify program changes that would maximize outreach and enrollment. HHSC shall work with women's health providers, advocates, and other stakeholders. It is the intent of the legislature, any changes to program administration that may significantly impact client services and enrollment shall be reported to the legislature within 30 days of the agency becoming aware of the change with information regarding the projected impact of the change.

Amendment No. 59 was adopted.

Amendment No. 60

Representative Dean offered the following amendment to **CSSB 1**:

Floor Packet Page No. 121

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission, by striking the last sentence of Rider 120, Equity in Payments (page II-84).

Amendment No. 60 was adopted.

Amendment No. 61

Representative J.E. Johnson offered the following amendment to **CSSB 1**:

Floor Packet Page No. 122

Amend **CSSB 1** as follows:

On page II-88 of the Health and Human Services Commission bill pattern, amend Rider 136 as follows:

136. Child Care Accessibility and Affordability Study. Out of funds appropriated above in Strategy L.1.1, HHS System Supports, the Health and Human Services Commission (HHSC) shall develop a report regarding child care accessibility and affordability.

(a) While developing the report, HHSC shall consult the following individuals:

(1) Two child development professionals who are licensed to practice in this state, one of whom must specialize in early childhood education;

(2) One representative of a state employee organization described in Government Code Sec. 403.0165;

(3) One representative of an organization representing the interests of licensed child-care facilities;

(4) One social worker licensed to practice in this state;

(5) One community advocate for child care workers;

(6) One representative of the business community in this state;

(7) One representative of or director of a private child care facility;

(8) One home-based child care provider; [~~and~~]

(9) One state employee who is a parent of not less than one school-aged child[~~.~~]; and

(10) One representative from the Texas Workforce Commission.

(b) In consultation with the individuals identified in Subsection (a), and subject to the availability of funds, HHSC shall:

(1) conduct a cost-benefit analysis of the accessibility and affordability of child care in this state;

(2) develop recommendations to incentivize employer-supported child care;

(3) create a cost-estimate model to project the cost of providing safe, accessible, and affordable child care to anyone in the state who needs to use child care;

(4) identify regions of the state in which child care is less accessible than in the state at large, and recommendations for improving the availability of child care in those regions, including:

(A) proposing policies that will address racial, ethnic, and any geographic disparity and proportionality in the delivery of child care services; and

(B) identifying opportunities to streamline the child care licensing requirements and to facilitate development and construction of additional child care facilities.

(5) conduct a survey of state employees to better understand the barriers to accessing and affording child care.

While collecting the information identified in Subsections (b)(1) through (b)(5), HHSC may work with other state agencies that collect similar information.

(c) Not later than December 31, 2022, HHSC shall submit a report to the governor, lieutenant governor, speaker of the house, and members of the legislature. The report shall include:

(1) a summary of the accessibility and affordability of child care to state employees, as determined by the survey in Subsection (b)(5); and

(2) a plan to provide accessible and affordable child care to all families in the state by the year 2030.

Amendment No. 61 was adopted.

Amendment No. 62

Representative Raymond offered the following amendment to **CSSB 1**:

Floor Packet Page No. 125

Amend **CSSB 1** as follows:

In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-91), by adding the following appropriately numbered rider:

Medicaid Provider Rate Increases. It is the intent of the legislature that when Medicaid provider rates are increased as a result of a legislative appropriation, change in the Federal Medical Assistance Percentage, or other action, the Health and Human Services Commission shall ensure managed care organizations (MCO) reimburse the full amount of funds that equate to the

difference between the state Medicaid fee-for-service rate and the percentage increase associated with the causal event, regardless of the pre-existing rate in place between the provider and the MCO.

Amendment No. 62 was adopted.

Amendment No. 63

Representative Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 127

Amend **CSSB 1** as follows:

(1) In Article XI of the bill, by striking the following on page XI-5:

Healthy Texas Women Waiver $ -

(2) In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-91), by adding the following appropriately numbered rider:

____. Healthy Texas Women Waiver. It is the intent of the legislature that the Health and Human Services Commission (HHSC) apply to the Centers for Medicare and Medicaid Services (CMS) for an amendment to the Healthy Texas Women (HTW) Section 1115 Demonstration Waiver for approval of auto-enrollment of women into HTW after their Medicaid coverage ends, adjunctive eligibility, and the use of the simplified HTW form (HHSC Form 1867).

Amendment No. 63 was withdrawn.

Amendment No. 64

Representative Goodwin offered the following amendment to **CSSB 1**:

Floor Packet Page No. 128

Amend **CSSB 1** as follows:

(1) In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-91), by adding the following appropriately numbered rider:

____. Postpartum Depression Screening and Treatment Report. The Health and Human Services Commission (HHSC), in coordination with the Department of State Health Services, shall submit a report on prevalence, screening, and treatment of postpartum depression. The report shall include recommendations to increase utilization of the screening and treatment within women's health programs, to increase the treatment of postpartum depression provided by the local mental health authorities, and to increase continuity of care. The report shall also identify any factors related to health disparities or issues related to disproportionality. HHSC shall work with women's health providers and stakeholders to identify recommendations to improve access to care and treatment. Not later than October 1, 2022, HHSC shall submit the report to the Legislative Budget Board, the Office of the Governor, and the legislature.

Amendment No. 64 was adopted.

Amendment No. 65 (Article XI)

Representative Dean offered the following amendment to **CSSB 1**:

Floor Packet Page No. 131

Amend **CSSB 1** as follows:

In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-91), by adding the following appropriately numbered rider:

____. Contingency for **HB 4040**. Contingent upon enactment of **HB 4040**, or similar legislation of the Eighty-Seventh Legislature, Regular Session, relating to the provision of certain benefits under Medicaid, including the coordination of private health benefits, and to reimbursement of those benefits, the Health and Human Services Commission shall allocate, from funds appropriated above in Strategy B.1.1, Medicaid Contracts and Administration, the amount necessary to provide automatic external independent medical reviews for denial of medically necessary services.

AMENDMENT NO. 65 - REMARKS

REPRESENTATIVE BOWERS: I'd like to ask you a couple of questions about D'ashon. First, are you aware of what district D'ashon lives in?

REPRESENTATIVE DEAN: Yes, ma'am. I believe it's your District 113.

BOWERS: And are you aware who represents that district in the Texas House?

DEAN: I believe that would be you.

BOWERS: D'ashon ended up in the Medicaid STAR Health program because they cover kids in foster care with acute needs. Is that right?

DEAN: Yes, ma'am, that's correct.

BOWERS: And before D'ashon was in foster care, he was born at 25 weeks, and he tested positive for drugs and weighed less than two pounds. Is that right?

DEAN: Yes, ma'am.

BOWERS: And Linda, his adoptive mother, was his foster mother at the time. Is that right?

DEAN: That would be correct.

BOWERS: Are you aware of D'ashon's acute health care needs when he was in the STAR Health program?

DEAN: I am.

BOWERS: And are you aware that D'ashon started talking, crawling, and learning to walk, he became engaged and happy, but as he developed, he began to pull out his trach?

DEAN: Yes, ma'am, I'm aware of that.

BOWERS: Are you aware that when his lungs developed and he was able to breathe on his own, the trach kept his airway open?

DEAN: Yes, ma'am, that's correct.

BOWERS: Are you aware that doctors and nurses all prescribe that 24-hour one-to-one nursing care before reinsertion of a trach requires special training?

DEAN: That's correct.

BOWERS: And can you tell me about the care he actually received?

DEAN: Well, Superior, the MCO that manages the STAR Health program, denied the recommended 24-hour one-to-one private duty nurse and PDN care.

BOWERS: And then during his stay with a temporary respite foster care family, D'ashon pulled out his trach before his nurse arrived. Isn't that right?

DEAN: That would be correct.

BOWERS: And tragically, he suffocated and had no pulse for 40 minutes. Even though he was revived, he suffered brain damage in an incident that could have been prevented had the claims reviewed occurred quickly and objectively. Isn't that right?

DEAN: Yes, Representative Bowers, that is correct.

REPRESENTATIVE KRAUSE: Representative Dean, I appreciate you bringing this rider. Can you tell me what year this occurred with D'ashon?

DEAN: Yes, 2016.

KRAUSE: Okay, and your amendment calls for an automatic independent review when service is denied to a foster kid in the STAR Health program. Can you tell me a little bit about that appeal process and how it played out with D'ashon?

DEAN: Well, D'ashon's family appealed the denial, but at the time, it was actually Superior who reviewed Superior's own decision. Superior's medical directors who denied the appeal proposed that his then-foster mom restrain his arms by tying them down. The family requested a fair hearing to HHSC, but that was stalled for months. While waiting for the fair hearing, D'ashon pulled his trach out.

KRAUSE So this review process reviewed itself—confirmed itself, basically. And then what happened?

DEAN: Well, at the time, the next review was back to HHSC but only to determine whether Superior had followed its own procedures.

KRAUSE: And Representative Dean, if you remember, last year I was a sponsor of **SB 1207**, which had an exact provision like this. Do you remember that bill that we laid out here on the house floor that was passed unanimously?

DEAN: I do.

KRAUSE: And do you remember that there was in **SB 1207**, that it required HHSC to promulgate rules for this very thing, this external review process by an independent review organization when service is denied in cases like D'ashon's?

DEAN: Yes, sir, I'm familiar with that.

KRAUSE: And are you aware that unfortunately HHSC has still not promulgated those rules so that we have that independent review process in cases like D'ashon's?

DEAN: I am.

KRAUSE: Why do you think that is?

DEAN: Well, the agency says that they have put out an RFP and haven't received responses. So we may have to stay on them to make sure that they get qualified physicians to review these decisions.

KRAUSE: Well, I think it's time that they get that RFP. Don't you, Representative?

DEAN: I do. I agree.

REPRESENTATIVE MARTINEZ: Representative Dean, you have a great amendment, especially when it comes to making these reviews automatic. Wouldn't making this review automatic recognize that these foster children with acute health care needs for the most part don't have advocates prepared to navigate a complex appeal and review system—wouldn't it? Would you say so?

DEAN: Yes, that's correct.

MARTINEZ: And that they have no choice in who administers the program—is that correct?

DEAN: That's also correct.

MARTINEZ: I know we've spoken, and Representative Krause and I spoke and he mentioned some bills earlier from last session that tried to create an automatic review. How much will it cost?

DEAN: Well, it's tricky looking at the fiscal notes placed in the various bills from 2019. I said to the representative earlier that no bill this session has the language in it to create an automatic review, so we do not have a fiscal note on it. But LBB feedback suggested it's between $1 million and $2 million.

MARTINEZ: And one last question, are you aware that Superior paid $1.2 million in settlements to HHSC last year in connection with D'ashon's case and other similar situations where they were denied service to foster children?

DEAN: I am aware of that.

REPRESENTATIVE MINJAREZ: Representative Dean, thank you so much for your amendment today. Mr. Martinez, in his questioning to you, mentioned that the kids have no choice in who administers the STAR Health program, correct?

DEAN: That's correct.

MINJAREZ: Do you know when Superior's contract to administer the STAR Health program is up for review?

DEAN: I'm not advised of that information.

MINJAREZ: I don't think it's anytime soon, correct?

DEAN: That is correct.

MINJAREZ: I hope that we can definitely work together to make sure HHSC knows that the legislature is paying very, very close attention to whether proper reforms like this one are made. And specifically, I hope that the MCO that wins this opportunity to administer this program is doing everything it can to make sure what happened to D'ashon never happens again. So thank you so much for your hard work on this amendment.

REMARKS ORDERED PRINTED

Representative Minjarez moved to print all remarks on Amendment No. 65 on **CSSB 1**.

The motion prevailed.

Amendment No. 65 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Darby, Tinderholt, and Toth recorded voting no.)

Amendment No. 66 (Article XI)

Representative Campos offered the following amendment to **CSSB 1**:

Floor Packet Page No. 129

Amend **CSSB 1** (house committee printing), in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-91), by adding the following appropriately numbered rider:

____. 2-1-1 Texas Information and Referral Network System Integration. Out of funds appropriated above in Strategy I.1.1, Integrated Eligibility & Enrollment (page II-35), the Health and Human Services Commission shall:

(1) adopt the 2-1-1 national brand and logo in accordance with the commission's brand standards;

(2) enable existing community resource databases to be accessed by state agencies and programs as well as other partners, as appropriate;

(3) implement available technology and communication enhancements;

(4) implement measures designed to connect specialized populations with available state and local services;

(5) support area information centers in any efforts to join with community partners to engage in special projects that leverage the 2-1-1 Texas platform, technology, and system; and

(6) not later than December 1, 2022, prepare and make available to the public on the commission's Internet website a report detailing the improvements made to the 2-1-1 services provided by the Texas Information and Referral Network.

Amendment No. 67 (Article XI)

Representative Campos offered the following amendment to Amendment No. 66:

Amend Amendment No. 66 by Campos to **CSSB 1** (page 129, prefiled amendments packet) by striking Subdivision (1) of the rider (page 1, lines 9-10) and renumbering subsequent subdivisions of the rider accordingly.

Amendment No. 67 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Biedermann, Burns, Cain, Cook, Craddick, Darby, Gates, Hefner, P. King, Krause, Leman, Metcalf, Noble, Oliverson, Parker, Schaefer, Shine, Slaton, Spiller, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 66, as amended, was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Biedermann, Buckley, Burns, Cain, Cook, Craddick, Darby, Gates, Harless, Hefner, Holland, Hull, P. King, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Paul, Schaefer, Shine, Slaton, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 68

Representative Raymond offered the following amendment to **CSSB 1**:

Floor Packet Page No. 132

Amend **CSSB 1** (house committee printing) in Article II of the bill, on page II-91, by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. Communications on EVV issues to home and community care providers. From the funds appropriated above, HHSC shall report to home and community care providers the total hours providers were not reimbursed due to the EVV system being unavailable, malfunctioning, or not accessible for home and community support providers to timely submit hours for payment. HHSC shall make this report by the 10th day of each month for the prior month.

HHSC shall also ensure that an EVV provider respond to home and community care providers' requests for service within 24 hours from the time the home and community care providers made the initial requests for service. HHSC shall also ensure that an EVV respond to a request for service via a telephone call from a live person, not an automated response.

Amendment No. 69

Representative Raymond offered the following amendment to Amendment No. 68:

Amend Amendment No. 68 by Raymond to **CSSB 1** (page 132, prefiled amendments packet) by striking the second paragraph of the rider.

Amendment No. 69 was adopted.

Amendment No. 68, as amended, was adopted.

Amendment No. 70

Representative Swanson offered the following amendment to **CSSB 1**:

Floor Packet Page No. 136

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to the Texas Education Agency, in Rider 8, Instructional Materials and Technology, by inserting the following paragraph between the fourth and fifth paragraphs of the rider (page III-8):

It is the intent of the legislature that the State Board of Education ensure that any instructional materials and technology purchased using funds disbursed from the State Instructional Materials and Technology Fund meet the requirements for certification under 47 U.S.C. Sections 254(h)(5)(B) and (C) to the extent the certification is applicable to those materials.

Amendment No. 70 was adopted.

Amendment No. 71

Representative Davis offered the following amendment to **CSSB 1**:

Floor Packet Page No. 137

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to the Texas Education Agency, by striking the last sentence of Rider 34, Funding for Regional Education Service Centers (page III-15).

(Speaker pro tempore in the chair)

A record vote was requested by Representative Wilson.

Amendment No. 71 was adopted by (Record 409): 84 Yeas, 54 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Ashby; Bailes; Bernal; Bucy; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Biedermann; Bonnen; Buckley; Burrows; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Ellzey; Frank; Frullo; Gates; Goldman; Harris; Hefner; Holland; Hull; Jetton; King, P.; Klick; Landgraf;

Leach; Leman; Metcalf; Meyer; Middleton; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Bell, C.

Absent — Beckley; Bell, K.; Bowers; Burns; Button; Hunter; Johnson, A.; Krause; Martinez.

STATEMENTS OF VOTE

When Record No. 409 was taken, I was shown voting no. I intended to vote yes.

Allison

When Record No. 409 was taken, I was in the house but away from my desk. I would have voted yes.

K. Bell

When Record No. 409 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

When Record No. 409 was taken, my vote failed to register. I would have voted no.

Burns

When Record No. 409 was taken, I was temporarily out of the house chamber. I would have voted no.

Button

When Record No. 409 was taken, I was in the house but away from my desk. I would have voted yes.

A. Johnson

When Record No. 409 was taken, I was temporarily out of the house chamber. I would have voted no.

Krause

When Record No. 409 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez

When Record No. 409 was taken, I was shown voting no. I intended to vote yes.

Stephenson

Amendment No. 72

Representatives Holland, Darby, Price, Smith, Ashby, VanDeaver, K. King, Spiller, Middleton, Buckley, Murr, Rodriguez, Clardy, Harris, E. Thompson, Bailes, Burns, Anderson, Stucky, Huberty, Lambert, Shine, Lozano, Kacal, Landgraf, Slawson, Allison, K. Bell, Rogers, Cook, Kuempel, Larson, Paul, Ellzey, Cyrier, Harless, Leman, Dean, and Frullo offered the following amendment to **CSSB 1**:

Floor Packet Page No. 140

Amend **CSSB 1** (house committee report) in Article III of the bill, following the appropriations to the Texas Education Agency (page III-27), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

Rider ____. It is the intent of the legislature that the commissioner of the Texas Education Agency shall not condition the receipt of federal funds for public education provided to the State of Texas through the Coronavirus Relief Fund and the Elementary and Secondary School Emergency Relief Fund on payment to any entity or purchase of any service by a local education agency.

Amendment No. 72 was adopted.

Amendment No. 73

Representative Rodriguez offered the following amendment to **CSSB 1**:

Floor Packet Page No. 141

Amend **CSSB 1** (house committee report) in Article III of the bill, following the appropriations to the Texas Education Agency, by striking Rider 81, The Distribution of Federal Education Funds Related to the Coronavirus Pandemic (page III-27), and substituting the following appropriately numbered rider:

____. Distribution of Federal Education Funds Related to the Coronavirus Pandemic. (a) Notwithstanding any other provision of this Act, and to the extent allowable under federal law or regulation, money appropriated under Section 13.01, Article IX, for distribution to public schools under the Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (Pub. L. No. 116-260), or the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) shall be distributed by the Texas Education Agency to public schools in a timely manner in accordance with the terms of the applicable federal law.

(b) To the extent authorized by federal law, money described by Subsection (a) of this rider that is appropriated to a state agency or institution other than the Texas Education Agency is reappropriated to the Texas Education Agency to be distributed as provided by this section.

(c) Money described by Subsection (a) of this rider may not be used to reduce state funding for public schools appropriated by this Act.

(d) A public school that receives money described by Subsection (a) of this rider shall use that money in accordance with the terms of the applicable federal law. It is the intent of the legislature that the use of that money not be restricted by the state or a state agency other than as required by federal law.

(e) The provisions of this section apply regardless of whether the state obtains a waiver from the United States Department of Education from a maintenance of effort requirement or other condition attached to money described by Subsection (a) of this rider.

Amendment No. 74

Representative Rodriguez offered the following amendment to Amendment No. 73:

Amend Amendment No. 73 by Rodriguez to **CSSB 1** (page 141, prefiled amendments packet) on page 1 of the amendment as follows:

(1) Strike lines 3 through 5 and substitute the following:
Agency (page III-3), by adding the following appropriately numbered rider:

(2) On line 6, between "Distribution" and "of", insert "to Public Schools".

(3) On line 10, between "schools" and "under", insert "that is provided through the elementary and secondary school emergency relief fund".

(4) Strike lines 16 through 20 and reletter subsequent subsections accordingly.

Amendment No. 74 was adopted.

Amendment No. 73, as amended, was adopted.

Amendment No. 75 (Article XI)

Representative Guillen offered the following amendment to **CSSB 1**:

Floor Packet Page No. 143

Amend **CSSB 1** (house committee report) in Article III of the bill, immediately following the appropriations to the Texas Education Agency (page III-3), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. Contingent Appropriation: Mobile STEM Laboratory Grant Program. Out of money appropriated to the Texas Education Agency under Section 13.01, Article IX, that is provided through the elementary and secondary school emergency relief fund under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2), notwithstanding Section 13.02, Article IX, and to the extent authorized by federal law, the commissioner of education shall allocate for each state fiscal year of the state fiscal biennium beginning September 1, 2021, an amount equal to the lesser of $2,500,000 or the total amount of that money that may be spent for purposes of this section to provide grants for a mobile science, technology, engineering, and math laboratory grant program.

Amendment No. 76 (Article XI)

Representative Guillen offered the following amendment to Amendment No. 75:

Amend Amendment No. 75 by Guillen to **CSSB 1** (page 143, prefiled amendments packet) by striking page 1, lines 6-17 of the amendment and substituting the following:

____. Contingent Appropriation: Mobile STEM Laboratory Grant Program. Out of money appropriated to the Texas Education Agency under Section 13.01, Article IX, notwithstanding Section 13.02, Article IX, and to the extent authorized by federal law, the commissioner of education shall allocate for each state fiscal year of the state fiscal biennium beginning September 1, 2021, an amount equal to the lesser of $2,500,000 or the total amount of that money that may be spent for purposes of this section to provide grants for a mobile science, technology, engineering, and math laboratory grant program.

Amendment No. 76 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Bonnen, Burrows, Cain, Cook, Darby, Gates, Hefner, Krause, Metcalf, Noble, Oliverson, Schaefer, Spiller, Tinderholt, Vasut, and Wilson recorded voting no.)

Amendment No. 75, as amended, was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Bonnen, Buckley, Burrows, Cain, Cook, Darby, Gates, Hefner, Krause, Metcalf, Middleton, Noble, Oliverson, Schaefer, Slaton, Spiller, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Amendment No. 77 (Article XI)

Representative Guillen offered the following amendment to **CSSB 1**:

Floor Packet Page No. 144

Amend **CSSB 1** (house committee report) in Article III of the bill, immediately following the appropriations to the Texas Education Agency (page III-3), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. Contingent Appropriation: Regional Education Service Center for Region 13. Out of money appropriated to the Texas Education Agency under Section 13.01, Article IX, that is provided through the elementary and secondary school emergency relief fund under the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260) or the American Rescue Plan Act of 2021 (Pub. L. No. 117-2), notwithstanding Section 13.02, Article IX, and to the extent authorized by federal law, the commissioner of education shall allocate for each state fiscal year of the state fiscal biennium beginning September 1, 2021, an amount equal to the lesser of $2,500,000 or the total amount of that money that may be spent for purposes of this section to the Regional Education Service Center for Region 13 for the center to provide professional development and other technical assistance services to school districts in the region that are part of the New Tech Network.

Amendment No. 78 (Article XI)

Representative Guillen offered the following amendment to Amendment No. 77:

Amend Amendment No. 77 by Guillen to **CSSB 1** (page 144, prefiled amendments packet) by striking page 1, lines 6-20 of the amendment and substituting the following:

____. Contingent Appropriation: Regional Education Service Center for Region 13. Out of money appropriated to the Texas Education Agency under Section 13.01, Article IX, notwithstanding Section 13.02, Article IX, and to the extent authorized by federal law, the commissioner of education shall allocate for each state fiscal year of the state fiscal biennium beginning September 1, 2021, an amount equal to the lesser of $2,500,000 or the total amount of that money that may be spent for purposes of this section to the Regional Education Service Center for Region 13 for the center to provide professional development and other technical assistance services to school districts in the region that are part of the New Tech Network.

Amendment No. 78 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Bonnen, Burrows, Cain, Cook, Craddick, Darby, Gates, Hefner, Krause, Metcalf, Noble, Oliverson, Parker, Romero, Schaefer, Spiller, Talarico, Tinderholt, Vasut, and Wilson recorded voting no; A. Johnson recorded voting present, not voting.)

Amendment No. 77, as amended, was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Bonnen, Buckley, Burrows, Cain, Cook, Craddick, Darby, Gates, Hefner, Hull, Krause, Metcalf, Middleton, Noble, Oliverson, Parker, Paul, Romero, Schaefer, Spiller, Swanson, Talarico, Tinderholt, Toth, Vasut, and Wilson recorded voting no; Howard and A. Johnson recorded voting present, not voting)

Amendment No. 79 (Article XI)

Representative Guillen offered the following amendment to **CSSB 1**:

Floor Packet Page No. 145

Amend **CSSB 1** (house committee report) in Article III of the bill, immediately following the appropriations to the Texas Education Agency (page III-3), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. Contingent Appropriation: On Ramps Dual Enrollment Course Reimbursement. Out of money appropriated to the Texas Education Agency under Section 13.01, Article IX, that is provided through the elementary and secondary school emergency relief fund under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2), notwithstanding Section 13.02, Article IX, and to the extent authorized by federal law, the commissioner of education shall allocate, in addition to other amounts allocated under this Act for this purpose, for each state fiscal year of the state fiscal biennium beginning September 1, 2021, an amount

equal to the lesser of $2,500,000 or the total amount of that money that may be spent for purposes of this section to provide reimbursement to school districts for costs related to students taking On Ramps Dual Enrollment courses.

Amendment No. 80 (Article XI)

Representative Guillen offered the following amendment to Amendment No. 79:

Amend Amendment No. 79 by Guillen to **CSSB 1** (page 145, prefiled amendments packet) by striking page 1, lines 6-19, of the amendment and substituting the following:

____. Contingent Appropriation: On Ramps Dual Enrollment Course Reimbursement. Out of money appropriated to the Texas Education Agency under Section 13.01, Article IX, notwithstanding Section 13.02, Article IX, and to the extent authorized by federal law, the commissioner of education shall allocate, in addition to other amounts allocated under this Act for this purpose, for each state fiscal year of the state fiscal biennium beginning September 1, 2021, an amount equal to the lesser of $2,500,000 or the total amount of that money that may be spent for purposes of this section to provide reimbursement to school districts for costs related to students taking On Ramps Dual Enrollment courses.

Amendment No. 80 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Cain, Cook, Craddick, Darby, Gates, Hefner, Krause, Metcalf, Noble, Oliverson, Parker, Schaefer, Spiller, Tinderholt, Vasut, and Wilson recorded voting no.)

Amendment No. 79, as amended, was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Buckley, Cain, Cook, Craddick, Darby, Gates, Hefner, Krause, Metcalf, Middleton, Noble, Oliverson, Parker, Paul, Schaefer, Spiller, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Amendment No. 81

Representative Guerra offered the following amendment to **CSSB 1**:

Floor Packet Page No. 146

Amend **CSSB 1** (house committee report) in Article III of the bill, following the appropriations to the Texas Education Agency (page III-3), by adding the following appropriately numbered rider:

____. Report on Telehealth Programs in Public Schools. It is the intent of the legislature that the Texas Education Agency, using funds appropriated by this Act, study the possibility and utility of implementing telehealth programs in public schools that do not have a full-time nurse on site at each campus. Not later than September 1, 2022, the agency shall submit to the legislature a report on the results of the study and any recommendations for legislative or other action. The report must identify the manner in which the use of telemedicine at public schools can increase access to medical care for students who attend a school that does not have a full-time nurse or only has a nurse on site for part of the day.

Amendment No. 81 was adopted.

Amendment No. 82

Representative Bernal offered the following amendment to **CSSB 1**:

Floor Packet Page No. 147

Amend **CSSB 1** (house committee report) in Article III of the bill, immediately following the appropriations to the Texas Education Agency (page III-3), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. High School Equivalency Subsidy Program. Out of the money appropriated above to the Texas Education Agency for Strategy A.1.1, Foundation School Program-Equalized Operations, the agency shall allocate $750,000 in fiscal year 2022 and $750,000 in fiscal year 2023 to administer the high school equivalency subsidy program described by Section 48.302(b), Education Code.

Amendment No. 83

Representative Bernal offered the following amendment to Amendment No. 82:

Amend Amendment No. 82 by Bernal to **CSSB 1** (page 147, prefiled amendments packet) on page 1, line 6, by striking "Out" and substituting "It is the intent of the legislature that, out".

Amendment No. 83 was adopted.

Amendment No. 82, as amended, was adopted.

Amendment No. 84

Representatives Herrero, VanDeaver, Morales Shaw, and Meza offered the following amendment to **CSSB 1**:

Floor Packet Page No. 152

Amend **CSSB 1** (house committee printing) on page III-28 of the Texas Education Agency's bill pattern by adding the following appropriately numbered rider:

____. Prohibition on Use of Appropriated Money for School Choice Programs. Money appropriated by this Act may not be used to pay for or support a school voucher, education savings account, or tax credit scholarship program or a similar program through which a child may use state money for nonpublic primary or secondary education.

Amendment No. 84 - Point of Order

Representative Biedermann raised a point of order against further consideration of Amendment No. 84 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill. The point of order was withdrawn.

A record vote was requested by Representative Toth.

Amendment No. 84 was adopted by (Record 410): 115 Yeas, 29 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Campos; Canales; Clardy; Cole; Coleman; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave; Ordaz Perez; Ortega; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Bonnen; Cain; Capriglione; Cason; Craddick; Frank; Gates; Hefner; Hull; Jetton; Klick; Krause; Leach; Metcalf; Middleton; Murphy; Noble; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Swanson; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Bell, C.

Absent — Button; Pacheco; Schofield.

STATEMENTS OF VOTE

When Record No. 410 was taken, I was temporarily out of the house chamber. I would have voted no.

Button

When Record No. 410 was taken, I was shown voting no. I intended to vote yes.

Leach

When Record No. 410 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 410 was taken, I was shown voting no. I intended to vote yes.

Metcalf

When Record No. 410 was taken, I was shown voting no. I intended to vote yes.

Shaheen

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

CSSB 1 - (consideration continued)

Amendment No. 85

Representative Toth offered the following amendment to **CSSB 1**:

Floor Packet Page No. 154

Amend **CSSB 1** (house committee report) in Article III of the bill, following the appropriations to the Texas Education Agency, by adding the following appropriately numbered rider:

____. Private School Choice Program. It is the intent of the legislature that the Texas Education Agency, out of amounts appropriated above, may administer a private school choice program in accordance with rules adopted by the commissioner of education.

Amendment No. 85 - Point of Order

Representative Herrero raised a point of order against further consideration of Amendment No. 85 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill. The point of order was withdrawn.

Amendment No. 85 was withdrawn.

Amendment No. 86

Representative Cason offered the following amendment to **CSSB 1**:

Floor Packet Page No. 158

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to the Texas Education Agency (page III-3), by adding the following appropriately numbered rider:

____. Prohibition on Use of Appropriated Money for Critical Theory. Money appropriated by this Act may not be used to teach critical theory in a public school.

Amendment No. 86 - Point of Order

Representative Collier raised a point of order against further consideration of Amendment No. 86 under Rule 8, Section 4, of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER

on Amendment No. 86 to Senate Bill 1

Announced in the House on April 22, 2021
(Speaker pro tempore in the chair)

Representative Collier raises a point of order against further consideration of the Cason Amendment under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law in an appropriations bill.

The rider imposes on public schools a curriculum requirement that certain subjects may not be taught using appropriated funds. Under Section 28.002(i), Education Code, the State Board of Education may not designate the methodology used by a teacher or the time spent by a teacher or a student on a particular subject. The rider's curriculum restriction is forbidden by general law and thus violates the rule.

Accordingly, the point of order is well-taken and sustained.

The ruling precluded further consideration of Amendment No. 86.

(Speaker in the chair)

Amendment No. 87

Representative Slaton offered the following amendment to **CSSB 1**:

Floor Packet Page No. 159

Amend **CSSB 1** (house committee printing) in Article III of the bill by adding the following appropriately numbered rider following the appropriations to the Texas Education Agency:

____. Prohibition on Use of Appropriated Money to Affirm Certain Perceptions of Biological Sex. Money appropriated for the Foundation School Program by this Act may not be used to affirm a child's perception of the child's biological sex if that perception is inconsistent with the child's biological sex as determined by the child's sex organs, chromosomes, and endogenous hormone profiles.

Amendment No. 87 - Point of Order

Representative Zwiener raised a point of order against further consideration of Amendment No. 87 under Rule 8, Section 4, of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER
on Amendment No. 87 to Senate Bill 1

Announced in the House on April 22, 2021

Representative Zwiener raises a point of order against further consideration of the Slaton Amendment under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law in an appropriations bill.

The rider purports to prohibit the use of money appropriated for the Foundation School Program to affirm certain perceptions expressed by a child. For the Texas Education Agency or a public school to act in accordance with that prohibition, the agency or the school would have to make certain determinations related to the child's expression of those perceptions and any inconsistencies related thereto. The rider would impose an affirmative duty on the agency and public schools that is not present under general law. Atty. Gen. Ltr. Op. 96-079 (1996). The rider creates general law.

Accordingly, the point of order is well-taken and sustained.

The ruling precluded further consideration of Amendment No. 87.

Amendment No. 88

Representative Davis offered the following amendment to **CSSB 1**:

Floor Packet Page No. 160

Amend **CSSB 1** (house committee printing), in Article III of the bill, following the appropriations to the Teacher Retirement System (page III-38), by striking Rider 11 and renumbering subsequent riders accordingly.

Amendment No. 88 was adopted.

Amendment No. 89

Representative Davis offered the following amendment to **CSSB 1**:

Floor Packet Page No. 161

Amend **CSSB 1** (house committee printing), in Article III of the bill, following appropriations to the Teacher Retirement System (page III-36), by adding the following appropriately numbered rider:

____. Supplemental Annuity Payment to Retirees of Teacher Retirement System. (a) To the extent possible and out of general revenue funds appropriated to the Teacher Retirement System under this Act, the board of trustees of the retirement system shall provide a one-time supplemental payment to each retiree of the retirement system who is eligible for an annuity payment in the calendar month in which the retirement system issues the payment. Except as provided by Subsection (b), the amount of the supplemental payment must equal the gross amount of the regular retirement benefit payment to which the retiree is otherwise entitled for that calendar month.

(b) If the board of trustees of the Teacher Retirement System determines that providing a supplemental payment in the amount required by Subsection (a) is prohibited under Section 821.006, Government Code, because, as a result of providing the supplemental payment, the time required to amortize the unfunded actuarial liabilities of the retirement system would be increased to a period that exceeds 30 years by one or more years, the board of trustees shall reduce the amount of the supplemental payment to the maximum amount that would otherwise be permitted by that section.

Amendment No. 90

Representative Davis offered the following amendment to Amendment No. 89:

Amend the Davis Amendment on page 161 for **CSSB 1** as follows:
On page 1, line 8, substitute the word "may" for the word "shall".

Amendment No. 90 was adopted.

Amendment No. 89 - Point of Order

Representative Vasut raised a point of order against further consideration of Amendment No. 89, as amended, under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill. The point of order was withdrawn.

Amendment No. 89, as amended, was adopted.

Amendment No. 91 (Article XI)

Representative Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 162

Amend **CSSB 1** in Article III of the bill, to the appropriations to the Texas Higher Education Coordinating Board (pages III-47-62) as follows:

(1) Reduce general revenue appropriations in Strategy B.1.1, Texas Grant Program, by $433,292,738 in each fiscal year.

(2) Increase federal funds (State Fiscal Relief Funds as designated for Texas by the American Rescue Act Plan of 2021) appropriations in Strategy B.1.1, Texas Grant Program, by $433,292,738 in each fiscal year.

(3) Increase general revenue appropriations in Strategy B.1.1, Texas Grant Program, by $128,430,000 in fiscal year 2022, and $231,160,000 in fiscal year 2023.

(4) Increase general revenue appropriations in Strategy B.1.3, TEOG Pub Community Colleges, by $107,940,000 in fiscal year 2022, and $155,960,000 in fiscal year 2023.

(5) Increase general revenue appropriations in Strategy B.1.3, TEOG Pub State/Technical Colleges by $12,710,000 in fiscal year 2022 and $18,300,000 in fiscal year 2023.

(6) Insert the following new rider after Rider 53 and renumber the subsequent riders accordingly:

Rider 54. Higher Education Financial Aid Programs: Loan Repayment and Medical Education and Health Related Workforce Development. In addition to amounts appropriated above in Strategies C.1.2 and C.1.3, an additional $212,085,476 in general revenue is appropriated for the 2022-2023 biennium for the programs listed in Rider 52 and Rider 53 of this bill pattern.

(7) Add the following new rider to the Higher Education Coordinating Board bill pattern:

____. Contingency for Receipt of American Rescue Act Plan Appropriations. Appropriations of federal funds above in Strategy B.1.1, Texas Grant Program, are estimated appropriations of State Fiscal Relief Funds as designated for Texas by the American Rescue Act Plan of 2021. Should the State of Texas not certify acceptance of the Texas allocation (estimated to be $16,696,900,000) the following adjustments shall be made:

(1) Increase general revenue appropriations in Strategy B.1.1, Texas Grant Program, by $433,292,738 in each fiscal year.

(2) Reduce federal funds appropriations in Strategy B.1.1, Texas Grant Program, by $433,292,738 in each fiscal year.

(3) Reduce general revenue appropriations in Strategy B.1.1, Texas Grant Program, by $128,430,000 in fiscal year 2022, and $231,160,000 in fiscal year 2023.

(4) Reduce general revenue appropriations in Strategy B.1.3, TEOG Pub Community Colleges, by $107,940,000 in fiscal year 2022, and $155,960,000 in fiscal year 2023.

(5) Reduce general revenue appropriations in Strategy B.1.3, TEOG Pub State/Technical Colleges by $12,710,000 in fiscal year 2022 and $18,300,000 in fiscal year 2023.

(6) Strike Rider 54, Higher Education Financial Aid Programs: Loan Repayment and Medical Education and Health Related Workforce Development.

Amendment No. 91 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Geren, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Meyer, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 92

Representative Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 164

Amend **CSSB 1** as follows:

(1) On page III-55 of the Higher Education Coordinating Board bill pattern, amend the following rider:

Professional Nursing Shortage Reduction Program. Appropriations for the Professional Nursing Shortage Reduction Program, which are included in Strategy C.1.3, Medical Education and Health Related Workforce Development, total $[~~9,940,024~~]9,440,024 in fiscal year 2022 and $[~~9,940,024~~]9,440,024 in fiscal year 2023. These funds shall be allocated as follows:

The Texas Higher Education Coordinating Board (THECB) shall allocate the funds appropriated in their bill pattern in Strategy C.1.3, as follows:

(a) Up to 5 percent each year may be used for administrative expenses.

(b) Funds[~~$3,123,557 in fiscal year 2022 and $3,123,557 in fiscal year 2023~~] shall be distributed in an equitable manner to institutions with nursing programs, including institutions graduating their first nursing class, based on increases in numbers of nursing students graduating. Nursing graduates include graduates for both initial licensure and bachelor's completion, RN-to-BSN programs. The THECB shall apply a weight of 1.5 for increased graduates in nursing educator programs identified with a Classification of Instructional Program code of 51.3808 and 51.3817. The THECB shall allocate up to 50 percent in each fiscal year of the biennium and any unexpended amounts to community colleges.

[~~(c) $4,302,157 in fiscal year 2022 and $4,302,157 in fiscal year 2023 shall be distributed at a rate of $10,000 per year for each additional nursing student enrolled in a professional nursing program to institutions with professional nursing programs based on the following criteria: (1) a graduation rate of 70 percent or above as reflected in the final 2020 graduation rates reported by the THECB and (2) an increase in new enrollees for fiscal year 2020 and in fiscal year 2021 of the first year enrollments for the 2019-20 academic year as reported~~

~~by the institutions to the Texas Center for Nursing Workforce Studies. The percentage increase required each year of the biennium shall be determined by the Higher Education Coordinating Board in consultation with eligible nursing programs. The methodology for determining the required percentage increase may allow for the required increase to vary by institution and account for the reallocation of unearned funds.~~

~~(d) $2,014,310 in fiscal year 2022 and $2,014,310 in fiscal year 2023 to (1) professional nursing programs with nursing graduation rates below 70 percent as reflected in the final 2020 graduation rates reported by the THECB, (2) hospital based diploma programs, or (3) new professional nursing programs whose graduation rates which have not been determined by the THECB. From funds available for that purpose, institutions shall receive $20,000 for each additional initial RN graduate in two year programs and $10,000 for each additional graduate in one year programs. If sufficient funds are not available to provide this allocation, the THECB shall distribute the funds on a pro rata basis equally among the nursing programs participating. THECB shall develop an application process for institutions willing to increase the number of nursing graduates. The application shall indicate the number of nursing graduates for initial licensure the institution will produce; indicate the number of payments and payment schedule; identify benchmarks an institution must meet to receive payment; and specify the consequences of failing to meet the benchmarks.~~

~~(e)~~](c) For THECB expenditure purposes, any funds not expended in fiscal year 2022 may be expended in fiscal year 2023 for the same purposes. If an institution spends funds on non-qualifying expenditures or does not spend the funds within the designated timeframe,[~~does not meet targets for purposes of Subsections b, c, and d,~~] the institution shall return these [~~unearned~~] funds to the THECB by the date specified by THECB rule. The THECB shall reallocate these funds to other qualified programs. All institutions receiving funds shall submit to the THECB a detailed accounting of funds received, obligated or expended.

[~~(f)~~](d) [~~If the funds appropriated under Paragraphs b, c, or d exceed the funds that can be expended in accordance with the requirements of that paragraph, THECB may expend the excess funds for any purpose described in Paragraphs b, c, or d.~~] The THECB may not include nonresident students who are enrolled in online professional nursing programs while residing outside of the state in methodologies used to calculate program awards described in Paragraph[~~s~~] b[~~, c, or d.~~]

(e) Using funds under Subsection (a), the Higher Education Coordinating Board shall consider if and how metrics relating to quality of nursing programs should be incorporated in the program and any recommendations for weighting of different types of nursing degrees awarded. The coordinating board shall confer with higher education nursing programs and the Texas Nurses Association in the developing of these weighted metrics. The coordinating board shall make any recommendations to the legislature by November 1, 2022. It is the intent of the legislature that this Subsection (e) expire after the 2022-23 biennium.

Amendment No. 93

Representative M. González offered the following amendment to Amendment No. 92:

Amend Amendment No. 92 by Howard to **CSSB 1** (page 164-165, prefiled amendments packet) on page 2 by adding the following item:

(2) On page III-51 of the Higher Education Coordinating Board bill pattern, amend the following rider:

5. Student Loan Program. All monies and future receipts in the Texas Opportunity Plan Fund and the Texas College Student Loan Bonds Interest and Sinking Fund, the Student Loan Auxiliary Fund, and the Student Loan Revenue Fund are hereby appropriated to the Texas Higher Education Coordinating Board, for the purposes specified in Article III, §§ 50b-4, 50b-5, 50b-6 and 50b-7 of the Texas Constitution and Education Code §§ 52.01-52.91 and 56.121-56.135. Any payments received on B-On-Time loans shall be deposited to the General Revenue Fund and are hereby appropriated to Strategy A.1.2 for administration of the loan program. Full-Time Equivalents (FTEs) employed by the coordinating board paid exclusively with bond proceeds appropriated in this rider who are employed only to support the College Access Loans Program are excluded from the coordinating board's FTE limit and exempted from the provisions set out in Article IX, § 6.10.

Amendment No. 93 was adopted.

Amendment No. 92, as amended, was adopted.

Amendment No. 94

Representative Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 166

Amend **CSSB 1** as follows:

(1) On page III-62, of the bill pattern for the Higher Education Coordinating Board, add the following rider:

____. Professional Nursing Shortage Reduction Program. It is the intent of the legislature that to the extent federal funds become available to the agency, and to the extent that those funds can be used for such purpose, in addition to amounts appropriated above in Strategy C.1.3, Medical Education and Health Related Workforce Development, $500,000 in fiscal year 2022 and $500,000 in fiscal year 2023 in federal funds appropriated for the American Rescue Plan Act shall be used for the Professional Nursing Shortage Reduction Program. Any balances on hand at the end of fiscal year 2022 are appropriated for fiscal year 2023 for the same purpose.

Amendment No. 94 was adopted.

Amendment No. 95 (Article XI)

Representative E. Morales offered the following amendment to **CSSB 1**:

Floor Packet Page No. 167

Amend **CSSB 1** (house committee printing) as follows:

(1) Add the following appropriately numbered rider following the Article III appropriations to the Higher Education Coordinating Board (page III-49):

____. Rural Resident Physician Grant Program. The amount of $5,000,000 is appropriated out of the General Revenue Fund to the Texas Higher Education Coordinating Board for the state fiscal year ending August 31, 2022, for the purpose of increasing the amounts of Rural Resident Physician Grants awarded under Section 58A.081, Education Code, for physician residency programs at teaching hospitals and other appropriate health care entities and the additional amount of $5,000,000 is appropriated out of the General Revenue Fund to the Texas Higher Education Coordinating Board for the state fiscal year ending August 31, 2023, for the same purpose.

(2) In Article I of the bill, in the appropriations to the Office of the Attorney General, Goal A, Provide Legal Services, reduce the appropriation from the General Revenue Fund for Strategy A.1.1, Legal Services (page I-3), by the amount of $5,000,000 for each state fiscal year of the state fiscal biennium ending August 31, 2023.

(3) In Article XI of the bill, under the Article III items for the Texas Higher Education Coordinating Board (page XI-6), strike "Rural Resident Physician Grant Program" and the associated amount for the biennium.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 95 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (K. Bell, Biedermann, Buckley, Burns, Cain, Cook, Craddick, Gates, Harless, Hefner, Holland, P. King, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Paul, Sanford, Schaefer, Shine, Slaton, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 96

Representative S. Thompson offered the following amendment to **CSSB 1**:

Floor Packet Page No. 169

Amend **CSSB 1** (house committee printing) in Article III of the bill by adding the following appropriately numbered rider on page III-96, after the bill pattern for Prairie View A&M:

____. Report on Police Brutality. Out of funds appropriated above, the Center for Race and Justice at Prairie View A&M University shall conduct a report detailing the use of deadly force and police brutality in current policing procedures. The report shall examine practices of state and local law enforcement agencies, as well as review available data on individuals impacted and outcomes of such procedures. As part of the report, the center shall review racial disparities in any data collected and consider the connection those disparities have to policies adopted by state and local law enforcement agencies. The university may coordinate with the Department of Public Safety, Commission on Law Enforcement, and other agencies as needed to conduct the report. The center shall submit the report to governor, lieutenant governor, and each member of the Texas Legislature no later than May 25, 2022.

Amendment No. 97

Representatives S. Thompson and Morales Shaw offered the following amendment to Amendment No. 96:

Amend Amendment No. 96 by S. Thompson to **CSSB 1** (page 169, prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing), in Article III of the bill, following the appropriations to Prairie View A&M University (page III-95), by adding the following appropriately numbered rider:

____. Report on Police Brutality. (a) Out of funds appropriated above, the Center for Race and Justice at Prairie View A&M University shall conduct a study on the use of deadly force and police brutality in current policing procedures.

(b) The study must:

(1) examine the practices of state and local law enforcement agencies;

(2) review available data regarding the individuals affected by and the outcomes of the practices described by Subdivision (1) of this subsection;

(3) identify any racial disparities in the data reviewed under Subdivision (2) of this subsection; and

(4) consider whether there is a connection between any racial disparities identified under Subdivision (3) of this subsection and the policies adopted by state and local law enforcement agencies.

(c) In conducting the study, Prairie View A&M University may coordinate with the Department of Public Safety, the Commission on Law Enforcement, and other agencies as needed.

(d) Not later than May 25, 2022, the Center for Race and Justice at Prairie View A&M University shall submit to the governor, the lieutenant governor, and each member of the legislature a report that includes the results of the study conducted under this rider.

Amendment No. 97 was adopted.

Amendment No. 96, as amended, was adopted.

Amendment No. 98

Representative Minjarez offered the following amendment to **CSSB 1**:

Floor Packet Page No. 171

Amend **CSSB 1** as follows:

(1) In Article V of the bill, to the appropriations of the Department of Public Safety, by reducing general revenue appropriations in Strategy A.1.1, Legal Services, by $2,940,000 in fiscal year 2022 and $2,940,000 in fiscal year 2023;

(2) In Article III of the bill, to the appropriations to Austin Community College, by increasing general revenue appropriations by $2,940,000 in fiscal year 2022 and $2,940,000 in fiscal year 2023 for the Texas Innovative Adult Career Education Grant Program.

Amendment No. 98 was withdrawn.

Amendment No. 99

Representative Darby offered the following amendment to **CSSB 1**:

Floor Packet Page No. 173

Amend **CSSB 1** (house committee report) in Article III of the bill as follows:

(1) In the appropriations for public community/junior colleges, Goal V, Howard College, in Strategy V.2.1 (page III-201), strike "SOUTHWEST INSTITUTE FOR THE DEAF" and substitute "SOUTHWEST COLLEGE FOR THE DEAF".

(2) In the appropriations for public community/junior colleges, Goal V, Howard College, in Strategy V.2.1 (page III-201), strike "Southwest Collegiate Institute for the Deaf" and substitute "SouthWest College for the Deaf".

(3) In Rider 4 following the appropriations for public community/junior colleges (page III-205), strike the reference to "Southwest Collegiate Institute for the Deaf" and substitute "SouthWest College for the Deaf".

Amendment No. 99 was adopted.

Amendment No. 100 (Article XI)

Representatives Minjarez and Morrison offered the following amendment to **CSSB 1**:

Floor Packet Page No. 174

Amend **CSSB 1** as follows:

On page III-207 of the Public Community/Junior Colleges bill pattern, amend the following rider:

17. Instruction and Administration Funding (Outcomes-Based Model). Formula funding is allocated among Public Community/Junior Colleges based upon certified contact hours generated in the previous academic year. Formula funding is allocated based on each community college's points earned from a three-year average of student completion of the following metrics:

Metric	Points
Student successfully completes developmental education in mathematics	1.0
Student successfully completes developmental education in reading	0.5
Student successfully completes developmental education in writing	0.5
Student completes first college-level mathematics course with a grade of "C" or better	1.0
Student completes first college-level course designated as reading intensive with a grade of "C" or better	0.5
Student completes first college-level course designated as writing intensive with a grade of "C" or better	0.5
Student successfully completes first 15 semester credit hours at the institution	1.0

Student successfully completes first 15 semester credit hours at the institution through courses for joint high school and junior college credit under TEC, Section 130.008	1.5
Student successfully completes first 30 semester credit hours at the institution	1.0
Student transfers to a General Academic Institution after successfully completing at least 15 semester credit hours at the community college, or a student in a structured co-enrollment program successfully completing at least 15 semester credit hours at the community college.	[~~2.75~~]2.0
Student identified as academically disadvantaged transfers to a General Academic Institution after successfully completing at least 15 semester credit hours at the community college, or a student in a structured co-enrollment program successfully completing at least 15 semester credit hours at the community college.	2.5
Student identified as economically disadvantaged transfers to a General Academic Institution after successfully completing at least 15 semester credit hours at the community college, or a student in a structured co-enrollment program successfully completing at least 15 semester credit hours at the community college.	2.5
Student identified as both academically and economically disadvantaged transfers to a General Academic Institution after successfully completing at least 15 semester credit hours at the community college, or a student in a structured co-enrollment program successfully completing at least 15 semester credit hours at the community college.	3.0
Student receives from the institution an associate's degree, a Bachelor's degree, or a certificate recognized for this purpose by the coordinating board in a field other than a critical field, such as Science, Technology, Engineering and Mathematics (STEM), or Allied Health.	[~~1.2~~]2.0
Student identified as academically disadvantaged receives from the institution an associate's degree, a Bachelor's degree, or a certificate recognized for this purpose by the coordinating board in a field other than a critical field, such as Science, Technology, Engineering and Mathematics (STEM), or Allied Health.	2.5
Student identified as economically disadvantaged receives from the institution an associate's degree, a Bachelor's degree, or a certificate recognized for this purpose by the coordinating board in a field other than a critical field, such as Science, Technology, Engineering and Mathematics (STEM), or Allied Health.	2.5
Student identified as both academically and economically disadvantaged receives from the institution an associate's degree, a Bachelor's degree, or a certificate recognized for this purpose by the coordinating board in a field other than a critical field, such as Science, Technology, Engineering and Mathematics (STEM), or Allied Health.	3.0

Student receives from the institution an associate's degree, a Bachelor's degree, or a certificate recognized for this purpose by the coordinating board in a critical field, including the fields of Science, Technology, Engineering or Mathematics (STEM), or Allied Health.	[~~3.0~~]2.25
Student identified as academically disadvantaged receives from the institution an associate's degree, a Bachelor's degree, or a certificate recognized for this purpose by the coordinating board in a critical field, including the fields of Science, Technology, Engineering or Mathematics (STEM), or Allied Health.	2.75
Student identified as economically disadvantaged receives from the institution an associate's degree, a Bachelor's degree, or a certificate recognized for this purpose by the coordinating board in a critical field, including the fields of Science, Technology, Engineering or Mathematics (STEM), or Allied Health.	2.75
Student identified as both academically and economically disadvantaged receives from the institution an associate's degree, a Bachelor's degree, or a certificate recognized for this purpose by the coordinating board in a critical field, including the fields of Science, Technology, Engineering or Mathematics (STEM), or Allied Health.	3.25

Amendment No. 100 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Ashby, C. Bell, K. Bell, Biedermann, Buckley, Burns, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Gates, Geren, Goldman, Harless, Hefner, Holland, Huberty, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Meyer, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, and Vasut recorded voting no.)

Amendment No. 101

Representative Schaefer offered the following amendment to **CSSB 1**:

Floor Packet Page No. 176

Amend **CSSB 1** as follows:

(1) On page X-6 of the State Auditor's Office bill pattern, strike $21,802,403 in fiscal year 2022 in Strategy A.1.1, State Auditor, and substitute $14,302,403, and strike $21,802,402 in fiscal year 2023 in Strategy A.1.1, State Auditor, and substitute $14,302,402.

(2) On page III-208 of the Public Community/Junior Colleges bill pattern, add the following new rider:

25. Need-Based Supplements. Out of funds appropriated above, general revenue is appropriated as follows:

	2022	2023
Angelina College	$500,000	$500,000
Cisco Junior College	$500,000	$500,000
Clarendon College	$500,000	$500,000
Coastal Bend College	$500,000	$500,000

Frank Phillips College	$500,000	$500,000
Hill College	$500,000	$500,000
Kilgore College	$500,000	$500,000
Navarro College	$500,000	$500,000
Northeast Texas Community College	$500,000	$500,000
Panola College	$500,000	$500,000
Paris Junior College	$500,000	$500,000
Ranger College	$500,000	$500,000
South Plains College	$500,000	$500,000
Southwest Texas Junior College	$500,000	$500,000
Vernon College	$500,000	$500,000

Eligibility for appropriations made in this rider considers the following:

(a) A fiscal year 2020 composite financial index as calculated by the Higher Education Coordinating Board, including:

(a) expendable assets to total expenses;

(b) expendable assets to total noncurrent liabilities;

(c) growth in expendable assets during the previous fiscal year;

(d) operating surplus or deficit;

(e) availability of capital resources; and

(f) amount of debt in relation to net position;

(b) Six-year contact hour growth trend;

(c) The average income of the students in fiscal year 2020 that completed a Free Application for Federal Student Aid (FAFSA), completed a Texas Application for State Financial Aid (TASFA), or were enrolled in the institution and received aid but did not complete a FAFSA or TASFA;

(d) The July 1, 2019, population of the municipality containing the community college's main campus, as determined by the United States Census Bureau; and

(e) Fiscal year 2020 student contact hours as related to fiscal year 2020 gross assessed district valuation.

An individual's eligibility for a grant made from appropriations made in this rider should consider the need-based supplements outlined in this rider.

Amendment No. 101 was adopted.

Amendment No. 102

Representative Stucky offered the following amendment to **CSSB 1**:

Floor Packet Page No. 178

Amend **CSSB 1** (house committee printing) as follows:

(1) Increase the Article III appropriations from the General Revenue Fund to the Texas A&M AgriLife Extension Service for Strategy D.1.1, Wildlife Management (page III-223), by the amount of $250,000 for the state fiscal year ending August 31, 2022, and by the amount of $250,000 for the state fiscal year ending August 31, 2023. Adjust totals and methods of financing accordingly.

(2) In Article III of the bill, following the appropriations to the Texas A&M AgriLife Extension Service (page III-225), strike Rider 7 and substitute the following appropriately numbered rider:

____. Experimental Use Program for Feral Hog Abatement. (a) Amounts appropriated above out of the General Revenue Fund in Strategy D.1.1, Wildlife Management, include $250,000 in each fiscal year of the biennium to be used by the Texas A&M AgriLife Extension Service to implement an experimental use program for the purpose of advising the Department of Agriculture under Section 76.007, Agriculture Code, regarding pesticide products containing warfarin that are registered by the United States Environmental Protection Agency for use to control feral hogs. The Texas A&M AgriLife Extension Service shall cooperate with the Department of Agriculture in implementing the experimental use program.

(b) The experimental use program must obtain from pesticide applicators licensed by the Department of Agriculture information necessary to validate the efficacy of any pesticide product containing warfarin registered by the United States Environmental Protection Agency for use to control feral hogs. The program must determine the product's efficacy in multiple regions of this state and its ability to assist landholders in this state in their efforts to mitigate the economic harm and damage caused by feral hogs.

(c) Not later than August 31, 2023, the Texas A&M AgriLife Extension Service shall submit a report to the legislature and the Department of Agriculture regarding the results of the experimental use for each pesticide product evaluated under the program.

(3) Reduce the Article VI appropriations from the General Revenue Fund to the Department of Agriculture for Strategy B.2.1, Regulate Pesticide Use (page VI-2), by the amount of $250,000 for the state fiscal year ending August 31, 2022, and by the amount of $250,000 for the state fiscal year ending August 31, 2023. Adjust totals and methods of financing accordingly.

(4) In Article VI of the bill, following the appropriations to the Department of Agriculture (page VI-10), strike Rider 21 and substitute the following appropriately numbered rider:

____. Appropriation Restriction on Feral Hog Abatement Using Certain Pesticides. (a) Except as provided by Subsections (b) and (c) of this rider, no funds appropriated to the Department of Agriculture in this Act may be used for the implementation of warfarin on feral hogs.

(b) The Department of Agriculture may use amounts appropriated by this Act to register a pesticide product containing warfarin for use in this state to control feral hogs only if:

(1) that registration is limited to use by pesticide applicators licensed by the department who are participating in an experimental use program conducted by the Texas A&M AgriLife Extension Service to evaluate the product's efficacy in this state; and

(2) the product is registered by the United States Environmental Protection Agency for use to control feral hogs.

(c) If the department determines, based on available data including the preliminary or final results of the experimental use program described by Subsection (b)(1) of this rider, that the use of a pesticide product containing warfarin is safe and effective in assisting landholders in this state in their efforts

to mitigate the economic harm and damage caused by feral hogs, then the limitations under Subsections (a) and (b) of this rider do not apply after the earlier of:

(1) the second anniversary of the date a pesticide product is registered by the department for the limited use described by Subsection (b)(1) of this rider; or

(2) the date the Texas A&M AgriLife Extension Service delivers a report advising the department regarding the registration of a pesticide product evaluated under the experimental use program.

(5) In Article VI of the bill, in Rider 25 following the appropriations to the Department of Agriculture (page VI-10), reduce the amount to be transferred to the Boll Weevil Eradication Foundation by $250,000 each fiscal year.

Amendment No. 103

Representative Stucky offered the following amendment to Amendment No. 102:

Amend Amendment No. 102 by Stucky to **CSSB 1** (page 178, prefiled amendments packet) on page 3, by striking lines 14 through 17.

Amendment No. 103 was adopted.

Amendment No. 102, as amended, was adopted.

Amendment No. 104

Representative Raymond offered the following amendment to **CSSB 1**:

Floor Packet Page No. 184

Amend **CSSB 1** (house committee printing) as follows:

(1) In the bill pattern for the Office of Court Administration, Texas Judicial Council (page IV-22), amend Strategy A.1.2, Information Technology, by striking "$29,525,164" and substituting "$31,985,164" for fiscal year 2022.

(2) In Article IV of the bill, following the appropriations to Office of Court Administration, Texas Judicial Council (page IV-22), add the following appropriately numbered rider and renumber subsequent riders accordingly:

____. Information Technology Modernization to Address Court Backlogs. Out of the amounts appropriated above to the Office of Court Administration in Strategy A.1.2, Information Technology, $2,460,000 is appropriated in fiscal year 2022 for the purpose of implementing an information technology modernization program to address court backlogs, including backlogs arising due to the COVID-19 pandemic. It is the intent of the legislature that:

(a) this appropriation be expended through a competitive procurement process to implement the program in accordance with general law and that at least two respondents meet qualifications for evaluation; and

(b) to the extent authorized by general law, the program as implemented:

(1) increases Criminal Justice Information Systems (CJIS) compliance throughout the state for a secure end-to-end case access;

(2) provides means for frequent, timely and accurate digital sharing of evidence, exhibits, documents, and multimedia;

(3) provides the ability to annotate and redact documents; and

(4) ensures there are no barriers to entry for pro se litigants thus ensuring access to justice.

Amendment No. 105

Representative Raymond offered the following amendment to Amendment No. 104:

Amend Amendment No. 104 by Raymond to **CSSB 1** (page 184, prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article IV of the bill, in the bill pattern for the Judiciary Section, Comptroller's Department on page IV-30, reduce the appropriations for Strategy A.1.3, Visiting Judges-Regions, by $500,000 in general revenue each fiscal year;

(2) In Article IV of the bill, in the bill pattern for the Office of Court Administration, Texas Judicial Council on page IV-21, increase the appropriations for Strategy A.1.2, Information Technology, by $500,000 in general revenue each fiscal year;

(3) In Article IV of the bill, in the bill pattern for the Office of Court Administration, Texas Judicial Council, on page VI-25, add the following new rider:

____. Information Technology Modernization to Address Court Backlogs. Out of amounts appropriated above in Strategy A.1.2, Information Technology, $500,000 in general revenue each fiscal year shall be used for the purpose of implementing an information technology modernization program to address court backlogs, including backlogs arising due to the COVID-19 pandemic.

Contingent on the Office of Court Administration making a determination that the information technology modernization program is effective at reducing the backlog of court cases resulting from the pandemic, the Office of Court Administration shall notify the Legislative Budget Board and the Comptroller of Public Accounts of its determination and appropriations for Strategy A.1.2, Information Technology, shall be increased by an amount not to exceed $4,343,306 each fiscal year. Also contingent on the Office of Court Administration making a notification of its determination that the information technology modernization program is effective at reducing the backlog of court cases resulting from the pandemic, appropriations in the bill pattern of the Judiciary Section, Comptroller's Department in Strategy A.1.3, Visiting Judges-Regions, shall be reduced by a like amount of the amounts increased in Strategy A.1.2, Information Technology, in the bill pattern of the Office of Court Administration.

(4) Adjust Methods of Finance at the Judiciary Section, Comptroller's Department and the Office of Court Administration, Texas Judicial Council accordingly.

Amendment No. 105 was adopted.

Amendment No. 104, as amended, was adopted.

Amendment No. 106

Representative Moody offered the following amendment to **CSSB 1**:

Floor Packet Page No. 193

Amend **CSSB 1** (house committee printing) as follows:

In Article V of bill, following the appropriations to the Department of Criminal Justice (page V-5), add the following appropriately numbered rider:

____. Air Conditioning Installation. Out of funds appropriated above, TDCJ shall develop a plan for the installation of air conditioning in each TDCJ prison and jail that is not air conditioned and submit the plan to the legislature and the Legislative Budget Board not later than November 1, 2022. The plan shall specify:

(1) options for installing air conditioning in each prison and jail;

(2) the projected cost and necessary appropriations for installing air conditioning in each prison and jail; and

(3) any additional actions requested of the legislature necessary to install air conditioning in each prison and jail.

Amendment No. 106 - Point of Order

Representative Tinderholt raised a point of order against further consideration of Amendment No. 106 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill.

(M. González in the chair)

The point of order was withdrawn.

(Speaker in the chair)

Amendment No. 106 was adopted.

Amendment No. 107

Representative Moody offered the following amendment to **CSSB 1**:

Floor Packet Page No. 194

Amend **CSSB 1** (house committee printing) as follows:

In Article V of the bill, following the appropriations to the Department of Criminal Justice (page V-5), add the following appropriately numbered rider:

____. Pentobarbital. None of the funds appropriated above may be used for the purchase of pentobarbital.

AMENDMENT NO. 107 - REMARKS

REPRESENTATIVE MOODY: I do want you to know that I intend to withdraw this amendment, but I'd like to talk to you about it first. This is an amendment about the death penalty, but it's also one about how the death penalty is administered. I try to be very transparent in everything I do, so if you somehow

didn't know, I'm against capital punishment. If this amendment jammed things up so that the death penalty couldn't be carried out, I'd certainly be fine with that. But the truth is, that's not what the amendment is aimed at. This morning, we passed legislation I offered related to procedures around capital punishment because we all agreed that whatever our position on the death penalty, it ought to be administered fairly. This amendment is the same kind of thing.

Right now, we execute people by lethal injection using a drug called pentobarbital. These death penalty drugs are compounded in secret by entities we are actually prohibited by statute from even identifying. No one besides a select number of people at TDCJ knows who makes these drugs, how they're made, or what's in them except for the broad idea that they contain pentobarbital. In what concentration and configuration, we don't know. But the one thing we do know is that these drugs themselves have a shelf life, and when TDCJ gets them, they are told the drugs should be used by a certain date. Yet because those drugs are difficult to acquire, TDCJ has a small supply and just keeps reauthorizing the use of old drugs years past their use-by date.

Experts who know a lot more about this than I do have repeatedly criticized TDCJ for doing so, including in lawsuits. They say that expired death penalty drugs cause undue pain and suffering to those we administer it to, that executions with them take hours instead of minutes, that using these long-expired drugs makes our executions cruel and unusual. This is a supply issue we've dealt with for years and years, and there's no indication that it's getting any better. We've got to come up with a better system, and until we do, this amendment says that we're going to get out of the practice of using a rare drug we can't keep a supply of. It says that after we pass this budget in 2021, the state isn't going to buy a dose of pentobarbital that gets used for lethal injection in 2031, when it may not be effective or predictable.

Members, we've stood on this house floor and spent a significant amount of time debating what kind of poison is humane to use on feral hogs. These are people we're talking about. People who've done wrong, sure, but people. I think we need to reconsider the death penalty as a whole, but if we're going to have it, it can't be torture. People shouldn't get less consideration than hogs. And I know we can be better than that. I want to thank Mr. Leach for always having an open mind in discussing these issues on reform. While we don't always agree on the ultimate abolition, I know that he has been an advocate for making sure that the death penalty is rarer and fairer. I realize that today might not be the day to have this broad conversation on the floor, but I assure you that day is coming, and it's very soon, because it has to.

Amendment No. 107 was withdrawn.

REMARKS ORDERED PRINTED

Representative Leach moved to print remarks by Representative Moody on Amendment No. 107 on **CSSB 1**.

The motion prevailed.

Amendment No. 108

On behalf of Representative C. Bell, Representative Burns offered the following amendment to **CSSB 1**:

Floor Packet Page No. 204

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article VI of the bill, in the bill pattern for the Department of Agriculture, add the following rider on page VI-10:

____. Feral Hog Abatement Contingency. Contingent on the Department of Agriculture issuing guidelines concerning the use of Warfarin that includes prohibiting use of this product within one mile of a river; restricting application only by licensed applicators; requiring reporting of bait location and outcome results by applicators to the Texas A&M Agrilife Extension Service; communicating that an applicator may lose their license if they do not comply with these guidelines; and communicating that a landowner that fails to comply with these guidelines may be prohibited from participating in the program:

(a) Rider 21, Appropriation Restriction on Feral Hog Abatement Using Toxic Substances, has no effect.

(b) Reduce the appropriations for Strategy B.2.1, Regulate Pesticide Use, by $250,000 each fiscal year.

(c) Amend Rider 25, Boll Weevil Eradication, as follows:

Amounts appropriated above out of the General Revenue Fund in Strategy B.2.1, Regulate Pesticide Use, include [~~$4,845,697~~]$4,595,697 each fiscal year to be transferred to the Boll Weevil Eradication Foundation for efforts to eradicate the boll weevil. The Boll Weevil Eradication Foundation is required to provide a report each fiscal year to the Legislative Budget Board that provides details on the uses of the general revenue transferred each year; the total number of cotton acres treated using funding from the Texas Boll Weevil Eradication Foundation; information on all local matching funds and federal funds received by the foundation; and total cotton bail production in the State of Texas.

(2) In Article III of the bill, in the bill pattern for the Texas A&M Agrilife Extension Service on page III-225, add the following rider:

____. Feral Hog Abatement Contingency. Contingent on the Department of Agriculture issuing guidelines concerning the use of Warfarin that includes prohibiting use of this product within one mile of a river; restricting application only by licensed applicators; requiring reporting of bait location and outcome results by applicators to the Texas A&M Agrilife Extension Service; communicating that an applicator may lose their license if they do not comply with these guidelines; and communicating that a landowner that fails to comply with these guidelines may be prohibited from participating in the program, general revenue in Strategy D.1.1, Wildlife Management, is increased by $250,000 each fiscal year in addition to the amounts appropriated above.

Amendment No. 109

Representative Burns offered the following amendment to Amendment No. 108:

Amend Amendment No. 108 by C. Bell to **CSSB 1** (page 204, prefiled amendments packet) as follows:

(1) In Item (1) of the amendment, strike "and communicating that a landowner that fails to comply with these guidelines may be prohibited from participating in the program" and substitute "communicating that a landowner that fails to comply with these guidelines may be prohibited from participating in the program; and notifying the Legislative Budget Board and the Comptroller of Public Accounts of the guidelines being issued".

(2) Strike Items (1)(b) and (c) of the amendment and substitute the following:

(b) Reduce the Article I appropriations from the General Revenue Fund to the Trusteed Programs within the Office of the Governor for Strategy C.1.1, Create Jobs and Promote Texas (page I-53), by the amount of $250,000 each fiscal year.

(3) In Item (2) of the amendment, strike "and communicating that a landowner that fails to comply with these guidelines may be prohibited from participating in the program," and substitute "communicating that a landowner that fails to comply with these guidelines may be prohibited from participating in the program; and notifying the Legislative Budget Board and the Comptroller of Public Accounts of the guidelines being issued:".

Amendment No. 109 was adopted.

Amendment No. 108, as amended, was adopted.

Amendment No. 110

Representative J. González offered the following amendment to **CSSB 1**:

Floor Packet Page No. 205

Amend **CSSB 1** (house committee printing), in Article VI of the bill, following the appropriations to the Department of Agriculture, by adding the following appropriately numbered rider:

____. Study on Increasing Food Stores in Food Deserts. Out of funds appropriated above in Strategy D.1.2, Information Resources, the Department of Agriculture shall conduct a study to determine methods to increase the number of grocery stores and other stores selling produce and other healthy foods in areas of this state that currently lack access to those stores. Not later than August 31, 2023, the department shall distribute a report containing the findings and recommendations of the study to the legislature.

Amendment No. 111

Representatives J. González and Rose offered the following amendment to Amendment No. 110:

Amend Amendment No. 110 by J. González to **CSSB 1** (page 205, prefiled amendments packet) on page 1, line 9, by striking "August 31" and substituting "January 1".

Amendment No. 111 was adopted.

Amendment No. 110, as amended, was adopted.

Amendment No. 112

Representative Reynolds offered the following amendment to **CSSB 1**:

Floor Packet Page No. 206

Amend **CSSB 1** (house committee printing) as follows:

(1) In the bill pattern for the Texas Commission on Environmental Quality on page VI-23, add the following new rider:

____. Oil and Gas Inspection and Maintenance Report. Out of amounts appropriated above, the commission shall issue and make available for public comment a preliminary report on current or proposed state and federal rules and requirements related to inspection and maintenance requirements for oil and gas facilities covered by a permit by rule or a standard permit no later than January 1, 2022. The report must examine inspection and maintenance programs, including programs that use optical gas imaging, for the detection and repair of leaks of fugitive emissions from different equipment, the use of flaring and venting, emissions of volatile organic compounds from storage tanks, emissions of nitrogen oxide from compressor engines, maintenance and best practices for compressor stations, emissions from and maintenance of pneumatic devices. In preparing the report, the commission shall consider concerns raised about the rules or regulations as well as improvements that could be made to prevent emissions, improve safety and lower pollution. The commission may consider both incentives and regulations in considering improvements and may consult with the Railroad Commission, industry and the public. The commission may hold meetings to consider public comment. After considering public comment, if any, but not later than June 1, 2022, the commission shall post on its Internet website the final report.

Amendment No. 112 - Point of Order

Representative Middleton raised a point of order against further consideration of Amendment No. 112 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill.

(Landgraf in the chair)

The point of order was withdrawn.

Amendment No. 112 was withdrawn.

Amendment No. 113

Representative Canales offered the following amendment to **CSSB 1**:

Floor Packet Page No. 212

Amend **CSSB 1** (house committee printing) in Article VI of the bill, following the appropriations to the Parks and Wildlife Department, in Rider 36, Appropriation: Fees Related to Oyster Mariculture (page VI-44), as follows:

(1) Between "include" and "receipts" insert "any unobligated and unexpended balances of oyster mariculture fees remaining as of August 31, 2021, (estimated to be $36,200) and any".

(2) Strike "program. Any unexpended" and substitute "program, including any cleanup activities. Any unexpended".

Amendment No. 113 was adopted.

Amendment No. 114

Representative E. Morales offered the following amendment to **CSSB 1**:

Floor Packet Page No. 217

Amend **CSSB 1** as follows:

On page VI-59 of the Water Development Board bill pattern, add the following new rider:

____. Val Verde County Groundwater Study. It is the intent of the legislature that out of amounts appropriated above under Strategy A.2.2, Water Resources Planning, the Texas Water Development Board ("Board") conduct a comprehensive study of the groundwater resources in Val Verde County, and develop and implement groundwater use planning strategies, including and prioritizing best management practices for drought scenarios, based on its findings. A study conducted as prescribed by this provision may be used by the Board, Texas Parks and Wildlife, or another board of a district in the county as guidance for adopting standards for groundwater use in the district or other district or management area under the Board's jurisdiction. The Board may adopt rules to carry out the provisions described herein.

Amendment No. 115

Representative E. Morales offered the following amendment to Amendment No. 114:

Amend Amendment No. 114 by E. Morales amending **CSSB 1** (page 217, prefiled amendments packet) as follows:

(1) Strike "conduct a comprehensive study of" and substitute "shall use the comprehensive study conducted by the Board in 2018 regarding".

(2) Strike ", and develop and implement" and substitute "to identify possible".

(3) Strike "A study conducted as prescribed by this provision may be used by the Board, Texas Parks and Wildlife, or another board of a district in the county as guidance for adopting" and substitute "The Board, the Texas Parks and Wildlife Department, or the board of a groundwater conservation district in the county may use the comprehensive 2018 study to develop guidelines or".

Amendment No. 115 was adopted.

Amendment No. 114, as amended, was adopted.

Amendment No. 116 (Article XI)

Representative Martinez offered the following amendment to **CSSB 1**:

Floor Packet Page No. 218

Amend **CSSB 1** (house committee printing) in Article VI of the bill, following the appropriations to the Water Development Board (page VI-59), by adding the following appropriately numbered rider:

____. Allocation for Weslaco Mid-Valley Airport Irrigation Canal Project. Out of the amounts appropriated above from the General Revenue Fund to the Water Development Board for Strategies A.2.2, Water Resources Planning, and B.1.1, State & Federal Financial Assistance Program, the board may allocate an aggregate amount of $6,710,000 for each fiscal year of the 2022-2023 biennium to provide grant funding for the Weslaco Mid-Valley Airport Irrigation Canal

Project. (a) In addition to other amounts appropriated by this Act and notwithstanding Sections 13.01 and 13.02 of Part 13, Article IX, of this Act, a total amount of $13,420,000 of any money made available under the following laws and subject to appropriation from the state treasury is reappropriated to the Water Development Board to the extent consistent with conditions placed on the expenditure of that money by the federal government:

(1) Section 5001, Coronavirus Aid, Relief, and Economic Security Act (CARES Act) (42 U.S.C. Section 801);

(2) Section 313, Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (Div. M, Pub. L. No. 116-260, 134 Stat. 1182 (2020), reprinted in note, 20 U.S.C. Section 3401); or

(3) Section 2001, American Rescue Plan Act of 2021 (Pub. L. No. 117-2, 135 Stat. 4 (2021), reprinted in note, 20 U.S.C. Section 3401).

(b) Out of money reappropriated by Subsection (a) of this rider, the Water Development Board may use the amount of $6,710,000 for each fiscal year of the 2022-2023 biennium to provide grant funding for the Weslaco Mid-Valley Airport Irrigation Canal Project.

Amendment No. 116 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Geren, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Meyer, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Rogers, Sanford, Schaefer, Shaheen, Slaton, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no; Howard recorded voting present, not voting.)

Amendment No. 117 (Article XI)

Representative Huberty offered the following amendment to **CSSB 1**:

Floor Packet Page No. 222

Amend **CSSB 1** (house committee printing) in Article VI of the bill, following the appropriations to the Water Development Board (page VI-59), by adding the following appropriately numbered rider:

____. Funding for Removing Accumulated Siltation from the San Jacinto River and Lake Houston. Out of amounts appropriated above in Strategy B.1.1, State and Federal Financial Assistance Program, the Water Development Board shall allocate $50,000,000 for the state fiscal biennium beginning September 1, 2021, for the purpose of providing financial assistance for removing accumulated siltation and sediment deposits throughout the San Jacinto River and Lake Houston.

Amendment No. 118 (Article XI)

Representative Huberty offered the following amendment to Amendment No. 117:

Amend Amendment No. 117 by Huberty amending **CSSB 1** (page 222, prefiled amendments packet) on page 1, lines 7-8, by striking "B.1.1, State and Federal Financial Assistance Program" and substituting "A.4.1, State and Federal Flood Programs".

Amendment No. 118 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Cook, Craddick, Darby, Hinojosa, Metcalf, Noble, Oliverson, Parker, Price, Spiller, and Tinderholt recorded voting no.)

Amendment No. 117, as amended, was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Biedermann, Buckley, Cook, Craddick, Darby, Hefner, Hinojosa, Metcalf, Noble, Oliverson, Parker, Price, Slaton, Spiller, Swanson, and Tinderholt recorded voting no; Howard recorded voting present, not voting.)

Amendment No. 119 (Article XI)

Representative Campos offered the following amendment to **CSSB 1**:

Floor Packet Page No. 224

CSSB 1 is amended as follows:

(1) On page VII-7 add the appropriately numbered rider to the Department of Housing and Community Affairs bill pattern:

____. Contingency for **HB 1226**. Contingent on the enactment of **HB 1226**, or similar legislation relating to establishment of a pilot program to solicit donations made by text message for the benefit of local programs that provide services to homeless individuals and families in certain municipalities, by the Eighty-Seventh Legislature, Regular Session, $282,724 in general revenue funds in fiscal year 2022 appropriated in amounts above shall be used for the purpose of establishing the pilot program.

Amendment No. 119 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (K. Bell, Biedermann, Buckley, Burns, Cain, Cook, Craddick, Darby, Gates, Harless, Hefner, Holland, Hull, P. King, Klick, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Sanford, Schaefer, Shine, Slaton, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 120

Representative Morales Shaw offered the following amendment to **CSSB 1**:

Floor Packet Page No. 225

On page VII-7 of **CSSB 1**, following the bill pattern for the Texas Department of Housing and Community Affairs, add the following appropriately numbered rider:

____. Reporting on the Texas Rent Relief Program. The Texas Department of Housing and Community Affairs shall use funds appropriated above to produce a monthly report about the Texas Rent Relief Program, including information on the number of applications received, the number of payments made to applicants, the number of backlogged cases, and any public outreach campaigns. The department shall submit this report no later than the fifth day of each month to the speaker of the house, the lieutenant governor, and the chairs of the Texas House Committee on Urban Affairs and the Texas Senate Committee on Local Government.

Amendment No. 120 was adopted.

Amendment No. 121 (Article XI)

Representative Martinez offered the following amendment to **CSSB 1**:

Floor Packet Page No. 227

Amend **CSSB 1** (house committee printing) in Article VII of the bill, following the appropriations to the Department of Transportation (page VII-31), by adding the following appropriately numbered rider:

____. Funding for Certain Flood Control Projects. (a) Out of amounts appropriated above in Strategy B.1.2, Routine Maintenance, the Department of Transportation shall allocate $70,000,000 for the state fiscal biennium beginning September 1, 2021, to provide funding for flood control projects designed to prevent flooding on roads or highways.

(b) In allocating funds for flood control projects under Subsection (a) of this rider, the department shall give priority to a project affecting a road or highway that:

(1) serves as an evacuation route; and

(2) is located within 50 miles of the Gulf of Mexico and an international border.

(c) In addition to other amounts appropriated by this Act and notwithstanding Sections 13.01 and 13.02 of Part 13, Article IX, of this Act, a total amount of $70,000,000 of any money made available under the following laws and subject to appropriation from the state treasury is reappropriated to the Department of Transportation to the extent consistent with conditions placed on the expenditure of that money by the federal government:

(1) Section 5001, Coronavirus Aid, Relief, and Economic Security Act (CARES Act) (42 U.S.C. Section 801);

(2) Section 313, Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (Div. M, Pub. L. No. 116-260, 134 Stat. 1182 (2020), reprinted in note, 20 U.S.C. Section 3401); or

(3) Section 2001, American Rescue Plan Act of 2021 (Pub. L. No. 117-2, 135 Stat. 4 (2021), reprinted in note, 20 U.S.C. Section 3401).

(d) Out of money reappropriated by Subsection (a) of this rider, the Department of Transportation shall allocate $70,000,000 for the state fiscal biennium beginning September 1, 2021, to provide funding for flood control projects designed to prevent flooding on roads or highways.

(e) In allocating funds for flood control projects under Subsection (a) of this rider, the department shall give priority to a project affecting a road or highway that:

(1) serves as an evacuation route; and

(2) is located within 50 miles of the Gulf of Mexico and an international border.

Amendment No. 121 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Ashby, C. Bell, K. Bell, Biedermann, Buckley, Burns, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Geren, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no; Howard recorded voting present, not voting.)

Amendment No. 122 (Article XI)

Representative Morrison offered the following amendment to **CSSB 1**:

Floor Packet Page No. 229

Amend **CSSB 1** (house committee printing) in Article VII of the bill, following the appropriations to the Department of Transportation (page VII-31), by adding the following appropriately numbered rider:

____. Emergency and First Responder Airport Expansion. Out of amounts appropriated above to the Department of Transportation for Strategy C.5.1, Aviation Services, the amount of $2,000,000 out of State Highway Fund No. 006 is allocated during the state fiscal biennium ending August 31, 2023, for the purpose of creating a design of airfield improvements at the Victoria Regional Airport.

Amendment No. 122 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Biedermann, Bonnen, Burrows, Cain, Cook, Darby, Gates, Hefner, Krause, Metcalf, Middleton, Noble, Oliverson, Paul, Price, Schaefer, Slaton, Spiller, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no; Howard recorded voting present, not voting.)

Amendment No. 123 (Article XI)

Representative Raymond offered the following amendment to **CSSB 1**:

Floor Packet Page No. 234

Amend **CSSB 1** as follows:

On page VII-33 of the Department of Transportation bill pattern, add the following rider:

____. FM 1472/FM 1021 Upgrade Project. Out of amounts appropriated above to the Department of Transportation, $310,000,000 from any available source of revenue shall be allocated for the planning, development, and delivery

costs to upgrade the roadway on FM 1472 and FM 1021 to a two-lane rural highway built to service commercial traffic between the Colombia Solidarity Bridge and the Camino Real Bridge.

(Speaker in the chair)

Amendment No. 124 (Article XI)

Representatives Davis and Krause offered the following amendment to Amendment No. 123:

Amend Amendment No. 123 by Raymond to **CSSB 1** (page 234, prefiled amendments packet) by adding the following:

Sec.____.____. The Texas Department of Transportation ("Department") shall provide to each member of the house and senate a report or chart on the historical, current and future projected funding in its Unified Transportation Program ("UTP"). The initial and subsequent report must be delivered in both PDF and Excel formats.

The report shall cover the UTP funding in all of its categories from FY 2004 through FY 2031. Actual numbers should be used in FYs 2004 through FY 2021. Projected numbers are expected for FYs 2022 through 2031.

The information contained in the report must first provide the total amount committed during each year required to be reported. This report or chart will provide a breakdown by amount and percentage to the total in each of the 12 categories of the UTP.

Each year required to be reported will be detailed further in all 12 categories. The breakdown by category will show the amount allocated into each category and its percentage of the total amount of funding in that year's UTP. The information provided by category must also be broken down by each category into the amount of funding in that category by TxDOT District ("District") and Metropolitan Planning Organization ("MPO") where applicable. This breakdown will be provided as to both the total amount of funding provided and its percentage of the total of this funding in that category.

Additional reporting is required for Category 12. An explanation of the methodology or thought process regarding funding in FY 2004 must be provided. Further explanations should be provided where appropriate in subsequent years when the methodology or thought process was modified. Particular attention must be paid to detailing the funding decisions for Category 12 since FY 2016.

The initial report must be delivered by October 1, 2021. A subsequent report must be delivered by October 1, 2022, and provide for an update of the future funding allocations made in the 2023 UTP through FY 2032. It is anticipated that the funding in future fiscal years from FY 2023-2032 might change.

Amendment No. 124 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Cain, Darby, Gates, Geren, Hefner, Metcalf, Oliverson, Schaefer, Shine, Spiller, Tinderholt, Vasut, and Wilson recorded voting no.)

Amendment No. 123, as amended, was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Cain, Craddick, Darby, Gates, Hefner, Metcalf, Meyer, Middleton, Oliverson, Paul, Price, Schaefer, Shine, Spiller, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no; Howard recorded voting present, not voting.)

Amendment No. 125

Representative Dominguez offered the following amendment to **CSSB 1**:

Floor Packet Page No. 235

Amend **CSSB 1** (house committee printing) in Article VII of the bill (page VII-15), by adding the following appropriately numbered rider following the appropriations to the Department of Transportation:

____. South Padre Island Second Access Causeway Environmental Impact Study. Out of amounts appropriated above to the Department of Transportation for Strategy A.1.1, Plan/Design/Manage, the department shall conduct an environmental impact study for the South Padre Island Second Access Project. The department shall reserve out of the appropriated amounts for that strategy an amount sufficient to complete the study and may not spend that amount for any other purpose.

Amendment No. 125 was adopted.

Amendment No. 126

Representative Middleton offered the following amendment to **CSSB 1**:

Floor Packet Page No. 236

Amend **CSSB 1** (house committee printing) in Article VII of the bill, following the appropriations to the Department of Transportation (page VII-15), by adding the following appropriately numbered rider:

____. Prohibition on Use of Appropriated Money to Enforce Mask Requirement on Certain Ferries. Money appropriated to the Department of Transportation by this Act may not be used to enforce a requirement that a person wear a mask on a ferry operated by the Department of Transportation in this state.

Amendment No. 126 - Point of Order

Representative Canales raised a point of order against further consideration of Amendment No. 126 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill. The point of order was withdrawn.

Amendment No. 126 was withdrawn.

Amendment No. 127

Representative Morales Shaw offered the following amendment to **CSSB 1**:

Floor Packet Page No. 241

Amend **CSSB 1** (house committee printing), in Article VIII of the bill, following the appropriations to the Public Utility Commission of Texas (page VIII-50), by adding the following appropriately numbered rider:

____. Load Shed Protocols Study. Using funds appropriated above to the Public Utility Commission of Texas, the commission shall study the effects of load shed protocols in ERCOT, as that term is defined by Section 31.002, Utilities Code, and issue a report on the conclusions of the study to the legislature not later than September 1, 2022.

Amendment No. 127 was adopted.

Amendment No. 128

Representative Hinojosa offered the following amendment to **CSSB 1**:

Floor Packet Page No. 242

Amend **CSSB 1** (house committee printing) by inserting the following appropriately numbered provision following the Article VIII appropriations to the Public Utility Commission:

____. Public Utility Commission Biennial Report. Detail in the biennial report required under Sec. 12.203, Utilities Code, whether ERCOT interconnection to Eastern and/or Western Interconnects and/or Mexico would protect and further the interest of the public. It is the intent of the legislature that the commission, out of the funds appropriated above to the Public Utility Commission, and to the extent permitted under general law, detail within its biennial report the benefits and costs associated with interconnecting ERCOT to other grids, including Eastern and Western Interconnects and Mexico. The report must determine: if reliability could be increased; the impact on customers' energy costs; the potential for economic development benefits to the state from exporting energy to other interconnects; and if ERCOT could remain independent of federal regulation if and when larger direct current ties are established than those that currently exist.

Amendment No. 128 was adopted.

Amendment No. 129

Representative Oliverson offered the following amendment to **CSSB 1**:

Floor Packet Page No. 246

Amend **CSSB 1** (house committee report) in Part 4, Article IX, by adding the following appropriately numbered section:

Sec. 4.____. Grants to Certain Business Entities. Funds appropriated by this Act to a state agency may not be expended in the form of a grant to a business entity unless the terms of the grant require the business entity receiving the funds

under the grant to certify that the business entity has not publicly opposed any legislation filed in this or another state in 2020 or 2021 related to election integrity.

Amendment No. 129 was withdrawn.

Amendment No. 130

Representative Middleton offered the following amendment to **CSSB 1**:

Floor Packet Page No. 248

Amend **CSSB 1** (house committee report) in Article IX of the bill, in Part 6, General Limitations on Expenditures, by adding the following appropriately numbered section:

Sec. 6.____. Prohibition on the Appropriation of Money to Certain Political Subdivisions that Compensate Lobbyists. A political subdivision that uses any public money to pay or compensate an individual who is required to register as a lobbyist under Chapter 305, Government Code, for the purpose of lobbying the legislature is ineligible to receive money appropriated under this Act.

Amendment No. 130 - Point of Order

Representative Lucio raised a point of order against further consideration of Amendment No. 130 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill. The point of order was withdrawn.

Amendment No. 130 was withdrawn.

Amendment No. 131

Representative Cain offered the following amendment to **CSSB 1**:

Floor Packet Page No. 250

Amend **CSSB 1** (house committee printing) in Part 6, Article IX, by adding the following appropriately numbered section:

Sec. 6.____. Limitation on Expenditures: Prohibition on Use of Money to Hire Federal Lobbyists. A state agency may not use money appropriated under this Act to employ or contract with a lobbyist or lobbying firm as those terms are defined by Section 3 of the Lobbying Disclosure Act of 1995 (2 U.S.C. Section 1602).

Amendment No. 131 - Point of Order

Representative J. González raised a point of order against further consideration of Amendment No. 131 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill.

(M. González in the chair)

The point of order was withdrawn.

Amendment No. 131 was withdrawn.

(Speaker in the chair)

Amendment No. 132

Representative Biedermann offered the following amendment to **CSSB 1**:

Floor Packet Page No. 252

Amend **CSSB 1** (house committee printing) in Article IX of the bill by adding the following on page IX-35 of the General Limitations of Expenditures-Reporting Requirements bill pattern, add the following subsection to Rider 7.01. Budgeting and Reporting:

(1) Not later than December 1 of each even-numbered year, each state agency shall submit to the Legislative Budget Board a detailed report identifying measures by which the agency can reduce their biennial expenditures by 1 percent, 5 percent, and 10 percent. The Legislative Budget Board shall compile the reports and submit the reports to the governor, lieutenant governor, and speaker of the house of representatives, by December 31 of each even-numbered year.

Amendment No. 133

Representative Biedermann offered the following amendment to Amendment No. 132:

Amend Amendment No. 132 by Biedermann to **CSSB 1** (page 252, prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing) in Part 7, Article IX (page IX-35), by adding the following appropriately numbered section:

Sec. 7.____. Reports For Reducing Expenditures. (a) Not later than December 1 of each even-numbered year, each state agency shall submit to the Legislative Budget Board a detailed report identifying measures by which the agency may reduce the agency's biennial expenditures by 1 percent, 5 percent, and 10 percent.

(b) Not later than December 31 of each even-numbered year, the Legislative Budget Board shall compile the reports submitted under Subsection (a) of this section and submit the reports to the governor, lieutenant governor, and speaker of the house of representatives.

Amendment No. 133 was adopted.

Amendment No. 132, as amended, was adopted.

Amendment No. 134

Representative Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 256

Amend **CSSB 1** (house committee report) in Article IX of the bill, amend Section 13.02. Report of Additional Funding (page IX-63), by inserting the following new section after Subsection (c) and renumbering subsequent subsections accordingly:

(d)(1) Notwithstanding 13.02 (a)-(c) of this Section, in the event one or more state agencies are awarded, by the United States government, a combined amount greater than or equal to $1 billion in federal stimulus funds or other one-time allocations appropriated through legislation separate from the annual federal appropriations bills and as appropriated by this Act, the House Appropriations Committee and the Senate Committee on Finance shall hold a public hearing(s), joint or separately, within 120 days of the enactment of the federal legislation to require prior approval of any federal funds appropriated to the state under such federal legislation.

(2) The appropriation of the funds described in Subsection (d)(1) is contingent on certification by the secretary of the senate and the chief clerk of the House of Representatives to the comptroller of public accounts that the hearings required under Subsection (e)(1) have occurred.

Amendment No. 134 was adopted.

Amendment No. 135

Representatives Morrison, P. King, Kacal, Minjarez, Clardy, Kuempel, Huberty, Lambert, Howard, Martinez, Frullo, Raney, Reynolds, Herrero, Rodriguez, Smithee, Darby, Larson, J. González, Ramos, Muñoz, Parker, Price, and Martinez Fischer offered the following amendment to **CSSB 1**:

Floor Packet Page No. 257

Amend **CSSB 1** (house committee report) in Part 13, Article IX of the bill by adding the following appropriately numbered section:

Sec. 13.____. Anticipated Federal COVID-19 Relief Funding Not Appropriated. Notwithstanding any provision of the Act, including Section 13.01 of this article, money received from the federal government on or after the effective date of this Act under the Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (Pub. L. No. 116-260), the American Rescue Plan Act of 2021 (Pub. L. No. 117-2), or any other federal law for purposes related to the COVID-19 pandemic is not appropriated by this Act and may not be spent by allocated to a state agency or institution except as authorized by a legislative appropriation enacted during a regular or special session after the effective date of this Act.

Amendment No. 135 was withdrawn.

Amendment No. 136

Representatives Morrison, Martinez Fischer, Parker, Huberty, Minjarez, Cole, Davis, Israel, Rodriguez, Muñoz, Price, Smithee, Darby, J. González, Reynolds, Herrero, Bucy, Gervin-Hawkins, P. King, Raney, Morales Shaw, Kacal, Howard, Lambert, Bowers, Kuempel, Ramos, Cyrier, Goodwin, Lopez, Bernal, Frullo, Romero, Clardy, Martinez, Larson, and Crockett offered the following amendment to **CSSB 1**:

Floor Packet Page No. 258

Amend **CSSB 1** (house committee report) in Part 13, Article IX of the bill by adding the following appropriately numbered section:

Sec. 13.____. Anticipated Federal COVID-19 Relief Funding Not Appropriated. Notwithstanding any other law, including riders to the General Appropriations Act or the making of supplemental appropriations and reductions in appropriations and giving direction and adjustment authority regarding appropriations, no federal funds or monies received by the State of Texas from the federal government though the American Rescue Plan Act, the CARES Act, the Elementary and Secondary School Emergency Relief (ESSER) I, II or III Act(s) or the Coronavirus Response and Relief Act Supplemental Appropriations Act, or any COVID-19 relief act can be appropriated, allocated, transferred or expended without an appropriate official action of the Texas Legislature in a regular session or special session called by the governor in order for the Texas Legislature to consider and take appropriate action regarding the expenditure of such federal funds.

AMENDMENT NO. 136 - REMARKS

REPRESENTATIVE MORRISON: This amendment states that no federal money received from the federal government related to COVID-19 relief may be appropriated, allocated, transferred, or expended without an appropriate official action of the Texas Legislature in a regular or special session called by the governor.

Amendment No. 136 - Point of Order

Representative Vasut raised a point of order against further consideration of Amendment No. 136 under Rule 8, Section 4, of the House Rules on the grounds that the amendment changes general law through an appropriations bill. The point of order was withdrawn.

MORRISON: I wanted to go ahead and finish laying out the amendment, since I didn't have the opportunity to finish it. We are talking about the appropriated money that is coming in from the COVID-19 relief, and this includes a lot of money from the American Rescue Plan Act, the CARES Act, the Elementary and Secondary School Emergency Relief—the ESSER I, II, or III Acts—or the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSAA) or any COVID-19 relief Act. Members, these federal dollars are a historic amount of relief funds that impact every district in this state, and we have to ensure that we can tell our constituents they have a say on where and what those dollars are spent on. We can only ensure that by having their elected representatives making the decisions. The CARES Act, according to the LBB, Texas allocation is currently estimated to be $18.4 billion. The CRRSAA, according to the LBB, Texas allocation is currently estimated to be $12.8 billion. The American Rescue Plan Act—we are still waiting on federal guidance—but estimates are that the Texas allocation is about $38.4 billion.

It is clear in Article III of the Texas Constitution that our founding fathers intended for appropriations to be handled by the Texas Legislature. Throughout Article III, it's enumerated multiple times the role of the legislature is to take in matters of appropriations. Members, I want to thank Chairman Bonnen, Vice-chairman González, the chairs of the Articles—Chairman Capriglione,

Chairman Wilson, Chairman González, Chairman Walle—and Chairman Cecil Bell. They have been great advocates and have run great subcommittees. The whole Appropriations Committee, I want to thank them for their work and look forward to the same good work on the funds that will be coming after our regular session. Members, this is something that I brought to you just because I know all of your constituents are talking to you about being involved. This has been a very difficult year with all that we've gone through, and I know that our constituents have asked us over and over to please make the decisions for the next legislature.

A record vote was requested by Representatives Price and Martinez Fischer.

Amendment No. 136 was adopted by (Record 411): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Coleman.

REMARKS ORDERED PRINTED

Representative Martinez Fischer moved to print remarks by Representative Morrison on Amendment No. 136 on **CSSB 1**.

The motion prevailed.

Amendment No. 137

Representative Huberty offered the following amendment to **CSSB 1**:

Floor Packet Page No. 264

Amend **CSSB 1** (house committee printing), by adding the below Article IX rider:

____.____. Proven Strategies to Address COVID-19 Learning Loss. It is the intent of the legislature that funds appropriated to the Texas Education Agency by the Coronavirus Response and Relief Supplemental Appropriations (CRRSA) Act, 2021 and the American Rescue Plan (ARP) Act, 2021 for distribution to or to otherwise support Local Education Agencies along with local and state funds made available for COVID-19 relief, be utilized, to the extent allowable, for targeted, proven educational programs and supports to reduce, mitigate and eliminate academic learning loss caused by the COVID-19 pandemic disruption to public education.

The commissioner of education shall work with school districts and open enrollment charter schools to assist them in prioritizing the following strategies:

(1) Grants/services/tools to launch changes in practice:

(a) Curricular Rigor, including High Quality Instructional Materials (HQIM)

(b) Teacher Support

(c) Extended Learning Time

(d) Diagnosing Student Mastery

(e) Strong Foundations

(2) Rigorous career-focused high schools, including integrated curricula

(3) Local school system parent engagement initiatives

(4) Quality high-dose tutoring

(5) Initiatives to support high-speed broadband access at home

In the administration of any grants and supports provided by the receipt of federal, state, and local funding for COVID-19 relief, the commissioner shall consider schools with high percentages of students who do not perform satisfactorily on relevant state assessments or have a student body that has historically experienced an academic achievement gap that is assumed to have widened due to the COVID-19 pandemic.

In line with the ARP Act, the commissioner shall set aside a portion of the funds for:

(1) State level activities and interventions that address students' academic, social, and emotional needs and address the disproportionate impact of COVID-19 on underrepresented student subgroups.

(2) At least five percent of the total ARP ESSER allocation shall be used for the implementation of evidence-based interventions aimed specifically at addressing learning loss, such as summer learning or summer enrichment, extended day, comprehensive afterschool programs, or extended school year programs.

(3) At least one percent of the total ARP ESSER allocation for evidence-based summer enrichment programs.

(4) At least one percent of the total ARP ESSER allocation for evidence-based comprehensive afterschool programs.

The commissioner may require any entity with which the Texas Education Agency contracts for purposes of administering the programs under this rider to provide any expenditure and performance data deemed necessary to assess the success of the program.

Amendment No. 138

Representative Dutton offered the following amendment to Amendment No. 137:

Amend Amendment No. 137 by Huberty to **CSSB 1** (page 264, prefiled amendments packet) by adding the following at the end of the amendment:

____. Contingent Rider: Report on Use of Certain Federal Education Funds Related to the COVID-19 Pandemic. (a) Using money appropriated to the Texas Education Agency under Section 13.01 of this article that is provided through the elementary and secondary school emergency relief fund under the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260) or the American Rescue Plan Act of 2021 (Pub. L. No. 117-2), notwithstanding Section 13.02 of this article and to the extent authorized by federal law, the Texas Education Agency shall:

(1) require each school district and open-enrollment charter school to submit to the agency a plan adopted by the board of trustees of the district or the governing body of the school on the use of money received by the district or school from federal sources;

(2) post in a publicly accessible location on the agency's Internet website each plan submitted by a district or school to the agency under Subdivision (1); and

(3) not later than May 1, 2022, submit to the legislature and the governor a report on the use of money described by Subdivision (1) by districts and schools based on the plans collected under that subdivision that includes:

(A) the extent to which the money was spent over the period for which that money was appropriated under the applicable federal law;

(B) the use of that money to address any need for extended instructional time;

(C) any measures used to ensure access to remote instruction;

(D) any innovations implemented in curriculum and instruction;

(E) any improvements made to quality of air and water at school facilities;

(F) any initiatives implemented targeted to accelerated learning;

(G) measures to identify students in need of remediation and provide appropriate services to those students to ensure that the students perform on grade level not later than the 2023-2024 school year; and

(H) the status of compliance with all requirements established by the applicable federal law, the United States Department of Education, or other appropriate federal authority regarding the use of that money.

(b) The Texas Education Agency may provide recommendations to school districts and open-enrollment charter schools that may be considered in adopting the plan described by Subsection (a)(1) of this rider.

Amendment No. 138 was adopted.

Amendment No. 137, as amended, was adopted.

Amendment No. 139

On behalf of Representative Davis, Representative Reynolds offered the following amendment to **CSSB 1**:

Floor Packet Page No. 265

Amend **CSSB 1** (house committee printing), in Article IX of the bill by adding the following appropriately numbered section in Article IX of the bill:

Sec.____.____. Contracting with Ethnic Minority-Owned Underutilized Businesses.

(1) It is the intent of the legislature that any qualified business should have access to compete for business from the state.

(2) It is the intent of the legislature that this section apply to any appropriation made by this Act to state agencies and institutions of government.

(3) In this section "ethnic minority-owned underutilized businesses" means an entity with its principal place of business in Texas and which is:

(a) a corporation formed for the purpose of making a profit in which at least 50.1 percent of all classes of the shares of stock or other equitable securities are owned by one or more persons who are economically disadvantaged because of their identification as members of certain groups, including Black Americans, Hispanic Americans, Asian Americans, and Native Americans, and have suffered the effects of discriminatory practices or similar insidious circumstances over which they have no control; and have a proportionate interest and demonstrate active participation in the control, operation, and management of the corporation's affairs;

(b) a sole proprietorship created for the purpose of making a profit that is 100 percent owned, operated, and controlled by a person described by Subdivision (a) of this subsection;

(c) a partnership formed for the purpose of making a profit in which 51 percent of the assets and interest in the partnership is owned by one or more persons who are described by Subdivision (a) of this subsection and have a proportionate interest and demonstrate active participation in the control, operation, and management of the partnership's affairs;

(d) a joint venture in which each entity in the joint venture is an ethnic minority-owned underutilized business under this subsection; or

(e) a supplier contract between an ethnic minority-owned underutilized business under this subsection and a prime contractor under which the historically underutilized business is directly involved in the manufacture or distribution of the supplies or materials or otherwise warehouses and ships the supplies.

(4) It is the intent of the legislature that all state agencies and institutions of higher education include in their agency strategic plan, a plan for increasing the use of ethnic minority-owned underutilized businesses in purchasing and construction contracting.

(5) It is the intent of the legislature that when determining whether a public need exists for the continuation of a state agency or its advisory committees or for the performance of the functions of the agency or its advisory committees, the Sunset Advisory Commission shall consider the extent to which the agency has

complied with requirements of state law or state agency rules regarding purchasing goals and programs for ethnic minority-owned underutilized businesses.

(6) It is the intent of the legislature that a political subdivision of the state that receives state funds may establish a program to increase the participation of ethnic minority-owned underutilized businesses, disadvantaged, or women-owned businesses as contractors and/or subcontractors on contracts with the political subdivision. To the extent permissible under the U.S. Constitution, such governing body may develop and implement goals based on any evidence, including an independent study, for the participation of such businesses as contractors and/or subcontractors.

(7) This section is an expression of the intent of the legislature and does not negate a power granted by general law.

Amendment No. 139 was adopted.

Amendment No. 140 (Article XI)

Representative Davis offered the following amendment to **CSSB 1**:

Floor Packet Page No. 268

Amend **CSSB 1** (house committee printing) in Article IX of the bill by adding the following appropriately numbered rider in Article IX of the bill:

Sec.____.____. For the purposes of Section 391.0117(b), Local Government Code, the state salary schedules for classified positions for a council of government serving less than 250 participating governmental units are the salary schedules set out above. For a council of government serving more than 250 participating governmental units, the state salary schedules for classified positions are the salary schedules adopted by the council for classified positions that were effective on August 31, 2009, as adjusted annually for inflation (1) for each year since their adoption and (2) for each fiscal year for which this Act makes appropriations.

Amendment No. 141 (Article XI)

Representative Davis offered the following amendment to Amendment No. 140:

Amend Amendment No. 140 by Davis to **CSSB 1** (page 268, prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing) in Article IX of the bill by adding the following appropriately numbered rider in Article IX of the bill:

Sec.____.____. For the purposes of Section 391.0117(b), Local Government Code, the state salary schedules for classified positions for a council of government serving less than 200 participating governmental units are the salary schedules set out above. For a council of government serving more than 200 participating governmental units, the state salary schedules for classified positions are the salary schedules adopted by the council for classified positions

that were effective on August 31, 2009, as adjusted annually for inflation (1) for each year since their adoption and (2) for each fiscal year for which this Act makes appropriations.

Amendment No. 141 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (Burns, Cain, Cook, Craddick, Darby, Frullo, Gates, Hefner, P. King, Metcalf, Noble, Oliverson, Paddie, Parker, Price, Schaefer, Shine, Spiller, Tinderholt, VanDeaver, and Vasut recorded voting no.)

Amendment No. 140, as amended, was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (K. Bell, Biedermann, Buckley, Burns, Cain, Cook, Craddick, Cyrier, Darby, Frullo, Gates, Harless, Hefner, Holland, P. King, Landgraf, Metcalf, Meyer, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Sanford, Schaefer, Shine, Slaton, Spiller, Swanson, Tinderholt, Toth, VanDeaver, and Vasut recorded voting no.)

Amendment No. 142 (Article XI)

Representative Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 271

Amend **CSSB 1** in Article X of the bill, to the appropriations to the Texas House of Representatives (pages X-2) as follows:

(1) The intent of this rider is to increase the funds available to staff salaries for the Texas House of Representatives utilizing unexpended balances carried over from prior fiscal years.

Rider 4. Unexpended balances in the House of Representatives above amounts estimated and identified in the comptroller's January 2021 Biennial Revenue Estimate, are appropriated for the purpose of increasing office budgets for each member of the Texas House of Representatives with the intent to increase staff compensation.

AMENDMENT NO. 142 - REMARKS

REPRESENTATIVE HOWARD: I've brought my good friend Matt Schaefer up here with me because you probably wouldn't have ever expected to hear me say this, but this is an amendment inspired by my good friend Matt Schaefer. For the last couple of sessions, Representative Schaefer has made a compelling case in the house rules process to provide our staff with a potential pay raise through our office budgets. And for the last couple of sessions, he's been told there's not money for that in the budget. This amendment seeks to set aside unexpended funds for the purpose of increasing our office budgets for staff salaries. We've been down here for hours haggling and debating and doing our best to stand up for our districts. Meanwhile, our staff is having another late night and scrambling around in the office to find us that statistic or review a bill to coauthor and see how that last amendment would impact the folks back home.

If you're fortunate enough to have good staff, you know they are hard to keep given the constraints of our office budgets. Those who have managed to keep getting elected know that institutional knowledge is invaluable to successfully serving our constituents. And as I hear quite often, many of your

staff are constituents of mine or Vikki's or Celia's or Gina's or Eddie's or Sheryl's. To be able to provide the responsiveness our voters expect, many of them live right here in Austin. Despite the spate of legislation to help us here in Austin that y'all have been so gracious to bring to us all the time, we've also been hearing a lot this session about all the great success my hometown has been having—low unemployment, more job opportunities, an unending stream of companies relocating here, incredible quality of life. Unfortunately, all that economic success paired with a welcoming and open city has made Austin increasingly expensive.

The last time the house raised its interim office budgets was 2015, when we went from $12,500 a month to $13,500 a month. Meanwhile, the cost of living in Austin has increased dramatically. Our senate colleagues increased their own funding and office budgets in 2019 from $39,000 to $41,000. Let's at least try to set aside some unexpended funds for the potential to increase office budgets next session or to at least have the actual debate on that issue and not get shut down again—not get Schaefer shut down again—because we didn't get anything in the budget. I've been asked to move this to Article XI, and I want that to happen. And I want to do this on behalf, as I know you do, of all of our staffers. And I want our budget conferees, hopefully, to recommend adoption of this much-needed amendment and help us support our staff. Thank you, Representative Schaefer, for inspiring me.

REPRESENTATIVE CORTEZ: Representative Howard, thank you for bringing this amendment forward for our staffs who are currently right now in our offices waiting and working and being patient. They're here with us in these long hours, and they're ensuring that we have the support necessary and the information necessary and the data necessary to make the right decisions on these important amendments. And for you to bring this forward, I remember myself and Representative Schaefer had a discussion about this earlier in session where we were talking about the house rules, about how raises for our staff were necessary and were long overdue. The senate has consistently raised their staff budgets, am I correct?

HOWARD: That's correct.

CORTEZ: Yet we have not done the same for our staff. And yet our staffs are just as qualified, just as educated, just as ready to provide service to our constituents as the senate staff is. Am I correct?

HOWARD: You're correct.

CORTEZ: So why—are you saying that we're going to put this in Article XI?

HOWARD: I'm being told that because of the funding and the unexpended funds that we have left and without having a specific amount that we're talking about raising the office salaries right now, that we would need to be having that kind of information available to us. But I'm being assured that that will be discussed and that we will have some way to look at having dollars available for this. Look, this is the main thing. Representative Schaefer, time after time, has proposed this when we've had our house rules discussions at the beginning of session, and

every single time he's been told, well, it needed to be talked about in the budget. So here we are talking about it in the budget so that we can at least put something in place that, whether we do it now or when we come back—I would like to do it now—that we've actually got something in place. Because it's like this constant cycle of not being able to ever do it because we're told—you didn't get it in the budget; you can't talk about it now. We've got to do something.

CORTEZ: And I appreciate you trying to do something and Representative Schaefer for trying to do something. I hope my colleagues here are listening as to how important this discussion is, how necessary it is. All of our staffs have worked hard and deserve it, and we have a difficult time keeping our staffs because obviously they can go on to another job where the salaries are increased. They can even go across the hall to the senate chamber, which happens.

HOWARD: That's right.

CORTEZ: And yet we have not taken any action to make this happen. And so I encourage my colleagues to please listen to this debate and this important amendment, and if we can make action happen today, let's do it today.

Amendment No. 142 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.) (K. Bell, Burns, Cain, Cyrier, Darby, Gates, Hefner, Holland, Hull, P. King, Krause, Landgraf, Metcalf, Meyer, Middleton, Murr, Oliverson, Paddie, Paul, Sanford, Shine, Spiller, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 143

Representatives Wu and Morales Shaw offered the following amendment to **CSSB 1**:

Floor Packet Page No. 274

Amend **CSSB 1** (house committee report) in Article X of the bill, following the appropriations to the Legislative Council (page X-4), by adding the following appropriately numbered rider:

____. Interpreter Services for Committee Hearings. Out of the funds appropriated above, the Legislative Council shall provide for interpreter services at each legislative committee hearing at which a redistricting bill is considered and at any other committee hearing on request of the committee.

Amendment No. 143 was adopted.

REMARKS ORDERED PRINTED

Representative Israel moved to print remarks by Representative Howard on Amendment No. 142 on **CSSB 1**.

The motion prevailed.

Amendment No. 144 (Article XI)

Representative Hunter offered the following amendment to **CSSB 1**:

Floor Packet Page No. 278

Amend **CSSB 1** (house committee report) as follows:

(1) In Article XI of the bill, following the provisions related to the Parks and Wildlife Department (page XI-14), add the following appropriately numbered rider:

____. Contingent Appropriation for **HB 3807**. (a) Contingent on the enactment of **HB 3807**, or similar legislation of the 87th Legislature, Regular Session, 2021, relating to the use of lifeguards and informational signs to improve safety on public beaches, in addition to the amounts otherwise appropriated by this Act to the Parks and Wildlife Department, the amount of $929,058 is appropriated to the department from the General Revenue Fund for the fiscal year beginning September 1, 2021, and the amount of $505,097 is appropriated from the General Revenue Fund to the department for the fiscal year beginning September 1, 2022, for the purpose of implementing **HB 3807**, or similar legislation.

(b) Increase the number of full-time equivalent employees (FTEs) authorized for the Parks and Wildlife Department by 11.2 FTEs for the fiscal year beginning September 1, 2021, and for the fiscal year beginning September 1, 2022.

(2) Adjust the article totals and methods of financing accordingly.

Amendment No. 144 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.)

Amendment No. 145 (Article XI)

Representative Hunter offered the following amendment to **CSSB 1**:

Floor Packet Page No. 279

Amend **CSSB 1** (house committee printing) in Article XI of the bill by adding the following appropriately numbered rider under the items for The University of Texas at Austin (page XI-7):

____. Construction of New Student Housing Facilities at The University of Texas Marine Science Institute. In addition to other amounts appropriated under Article III to The University of Texas at Austin for Strategy C.2.1, Marine Science Institute, the amount of $2,500,000 is appropriated to The University of Texas at Austin from the General Revenue Fund for the state fiscal year ending August 31, 2022, for the Marine Science Institute to replace student housing facilities destroyed by Hurricane Harvey.

Amendment No. 145 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.)

Amendment No. 146 (Article XI)

Representative Hunter offered the following amendment to **CSSB 1**:

Floor Packet Page No. 280

Amend **CSSB 1** (house committee printing) in Article XI of the bill by adding the following appropriately numbered rider under the items for The University of Texas at Austin (page XI-7):

____. Restoration of Five Percent Reduction for The University of Texas Marine Science Institute. In addition to other amounts appropriated under Article III to The University of Texas at Austin for Strategy C.2.1, Marine Science Institute (page III-72), the amount of $177,230 is appropriated to The University of Texas at Austin from the General Revenue Fund for each state fiscal year of the state fiscal biennium ending August 31, 2023, for the Marine Science Institute.

Amendment No. 146 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.)

Amendment No. 147 (Article XI)

On behalf of Representative Coleman, Representative Bonnen offered the following amendment to **CSSB 1**:

Floor Packet Page No. 283

Amend **CSSB 1** (house committee report) in Article XI of the bill, by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. Contingent Rider: Hobby School of Public Affairs Building and Interdisciplinary Center for Employment and Economic Growth. Out of any money appropriated to the University of Houston under Section 13.01, Article IX, that is provided for purposes related to infrastructure, notwithstanding Section 13.02, Article IX, and to the extent authorized by federal law, the University of Houston shall allocate an amount equal to the lesser of $39,500,000 or the total amount of that money that may be spent for purposes of this rider for the renovation and construction of the building and interdisciplinary center for employment and economic growth for the Hobby School of Public Affairs.

Amendment No. 147 was adopted. (In accordance with a previous motion, the amendment was placed in Article XI.)

SB 1 - RULES SUSPENDED
ADOPTION OF AMENDMENTS ON SPEAKER'S DESK
AND PLACEMENT OF AMENDMENTS IN ARTICLE XI

Representative Bonnen offered the following motion in writing:

Mr. Speaker:

With regard to the prefiled amendments remaining on the speaker's desk that were moved to Article XI, I move to suspend all necessary rules and to:

Adopt all the proposed amendments in a single motion;

Place the text of the amendments in Article XI;

Require the journal to reflect that the text of each amendment will be placed in Article XI;

Direct the journal clerk to distribute to the members the list of each amendment included in this motion as soon as possible; and

Permit members to record a vote in the journal on individual amendments included in this motion by filing a statement with the journal clerk no later than 5 p.m. on Wednesday, April 28th with the understanding that the recording of a vote on an amendment included in this motion does not affect the adoption of the amendment or the inclusion of the text of the amendment in Article XI.

Bonnen

The motion was read and prevailed.

ARTICLE XI - AMENDMENTS ADOPTED

In accordance with a previous motion, the following amendments (Amendments Nos. 148 - 175) were adopted and placed in Article XI of **CSSB 1**:

Amendment No. 148 (Article XI) (by E. Morales) (K. Bell, Biedermann, Buckley, Burns, Cain, Cook, Craddick, Cyrier, Darby, Frullo, Gates, Harless, Hefner, Holland, P. King, Klick, Krause, Landgraf, Leman, Metcalf, Meyer, Middleton, Murr, Noble, Oliverson, Parker, Paul, Price, Sanford, Schaefer, Shine, Slaton, Spiller, Swanson, Talarico, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.; A. Johnson recorded voting present, not voting.)

Floor Packet Page No. 11

Amend **CSSB 1** (house committee report) as follows:

(1) In Article I of the bill, in the appropriations to the Office of the Attorney General, reduce the general revenue appropriations for Strategy A.1.1, Legal Services (page I-3), by $20,000,000 for the state fiscal year ending August 31, 2022.

(2) In Article I of the bill, in the appropriations to the Trusteed Programs within the Office of the Governor, increase the general revenue appropriations for Strategy B.1.2, County Essential Service Grants (page I-53), by $20,000,000 for the state fiscal year ending August 31, 2022.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 149 (Article XI) (by Cole) (Cook, Darby, Metcalf, Noble, Oliverson, Paul, Price, Shine, Toth, and Zwiener recorded voting no.)

Floor Packet Page No. 35

Amend **CSSB 1** (house committee report) in Article I of the bill, following the appropriations to the Facilities Commission (I-40), by adding the following appropriately numbered rider:

____. Barbara Jordan Building. It is the intent of the legislature that the Facilities Commission, using the funds appropriated to the commission by this Act, name the state building being constructed on the east side of North Congress Avenue, between 16th Street and 17th Street, the Barbara Jordan Building, with the name prominently displayed in a manner similar to the display of names for other state buildings.

Amendment No. 150 (Article XI) (by Toth) (Allen, Anchia, Beckley, Bucy, Campos, Cole, Gervin-Hawkins, J. González, M. González, Goodwin, Hinojosa, Howard, Israel, A. Johnson, J.E. Johnson, Martinez, Martinez Fischer, Meza, Minjarez, Morales Shaw, Neave, Ortega, Rodriguez, Romero, Rose, Talarico, Thierry, and Zwiener recorded voting no.)

Floor Packet Page No. 57

Amend **CSSB 1** (house committee report) in Article I of the bill, on page I-59, by amending Rider 27 by adding Clause (f) to read as follows:

(f) An entity that publicly threatened any adverse action against this state based on any legislative or executive action related to firearms that was proposed or taken in 2020, 2021, or 2022 by the legislature or the governor of this state shall not be eligible for funds out of the amounts appropriated above in Strategy C.1.1.

Amendment No. 151 (Article XI) (by Hefner) (Allen, Anchia, Beckley, Bucy, Campos, Cole, Gervin-Hawkins, J. González, M. González, Goodwin, Hinojosa, Howard, Israel, A. Johnson, J.E. Johnson, Martinez, Martinez Fischer, Meza, Minjarez, Morales Shaw, Ortega, Rodriguez, Romero, Rose, Talarico, and Thierry recorded voting no.)

Floor Packet Page No. 59

Amend **CSSB 1** (house committee report) in Article I of the bill, on page I-59, by amending Rider 27 by adding Clause (f) to read as follows:

(f) An entity that publicly threatened any adverse action against this state based on any legislative or executive action that was proposed or taken in 2020, 2021, or 2022 by the legislature or the governor of this state shall not be eligible for funds out of the amounts appropriated above in Strategy C.1.1.

Amendment No. 152 (Article XI) (by Bucy) (Darby, Gates, Hefner, Krause, Middleton, Oliverson, Price, Schaefer, Shine, Slaton, Spiller, Tinderholt, Toth, and Vasut recorded voting no.)

Floor Packet Page No. 68

Amend **CSSB 1** (house committee report), in Article I of the bill, following the appropriations to the secretary of state (page I-89), by adding the following appropriately numbered rider:

____. Contingent Appropriation for **HB 2859**. Contingent on the enactment of **HB 2859**, or similar legislation of the 87th Legislature, Regular Session, 2021, relating to posting certain information about elections on the secretary of state's Internet website, out of the amounts appropriated out of general revenue to the secretary of state for use in Strategy B.1.1, Elections Administration, the amount

of $710,859 shall be allocated to implement **HB 2859** or similar legislation for the fiscal year beginning September 1, 2021, and the amount of $448,631 shall be allocated to implement **HB 2859** or similar legislation for the fiscal year beginning September 1, 2022.

Amendment No. 153 (Article XI) (by Coleman) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Geren, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Meyer, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Smithee, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 81

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Department of State Health Services (page II-20), by adding the following appropriately numbered rider:

____. Contingent Appropriation for **HB 4139**. Contingent on the enactment and becoming law of **HB 4139**, or similar legislation of the 87th Legislature, Regular Session, 2021, relating to the Office for Health Equity, and contingent upon a grant awarded to the Department of State Health Services by the Center for Disease Control's National Initiative to Address COVID-19 Health Disparities Among Populations at High-Risk and Underserved, Including Racial and Ethnic Minority Populations and Rural Communities grant program or a similar federal grant program to the extent authorized by federal law, or, if the grant money is insufficient, from funds provided to this state under the Coronavirus Aid, Relief, and Economic Security (CARES) Act (15 U.S.C. Section 9001 et seq.) and other federal sources and appropriated to the department in agreement with the Health and Human Services Commission, the department in coordination with the commission shall allocate the sum of $5,449,965 for the state fiscal biennium beginning September 1, 2021, for the purpose of implementing **HB 4139**, or similar legislation.

Amendment No. 154 (Article XI) (by Guillen) (K. Bell, Biedermann, Buckley, Burns, Cain, Cook, Craddick, Darby, Gates, Harless, Hefner, Holland, Hull, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Schaefer, Shine, Slaton, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 82

Amend **CSSB 1** (house committee report) in Article II of the bill, following the appropriations to the Department of State Health Services (page II-20), by adding the following appropriately numbered rider:

____. Contingent Appropriation. Contingent on the enactment and becoming law of **HB 4015** or similar legislation of the 87th Legislature, Regular Session, 2021, relating to the Rita Littlefield Chronic Kidney Disease Centralized Resource Center established within the Department of State Health Services, out

of amounts appropriated above to the Department of State Health Services, the department shall allocate an amount necessary during the state fiscal biennium ending August 31, 2023, for the purpose of implementing that legislation.

Amendment No. 155 (Article XI) (by Coleman) (Bonnen, Buckley, Burrows, Cain, Gates, Hefner, Krause, Metcalf, Middleton, Oliverson, Paul, Schaefer, Spiller, Toth, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 94

Amend **CSSB 1** (house committee report) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-36), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. Recovery-Focused Clubhouses. Out of the funds appropriated above to the Health and Human Services Commission in Strategy D.2.1, Community Mental Health Services for Adults, the commission shall allocate $1,225,000 each fiscal year of the state fiscal biennium ending August 31, 2023, for recovery-focused clubhouses.

Amendment No. 156 (Article XI) (by Guillen) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Geren, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 97

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-36), add the following appropriately numbered rider:

____. Medicaid Base Rate Reimbursement for Nursing Facilities. It is the intent of the legislature that, out of funds appropriated above to the Health and Human Services Commission for Strategy A.2.4, Nursing Facility Payments, the commission shall allocate the amount necessary to set the base rate reimbursement under Medicaid for each nursing facility at an amount that is at least equal to the rate in effect on April 1, 2020, including any emergency temporary rate increase authorized under 1 T.A.C. Section 355.205.

(2) In Article XI of the bill, strike the item for consideration listed under Article II, Health and Human Services Commission, for Nursing Facility Emergency Reimbursement Rate Increase Protection (page XI-4).

Amendment No. 157 (Article XI) (by Guillen) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 107

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-36), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. Contingency Rider for **HB 1816** or Similar Legislation. Contingent on the enactment and becoming law of **HB 1816** or similar legislation of the 87th Legislature, Regular Session, 2021, relating to the reimbursement of nursing facilities under Medicaid, out of amounts appropriated above to the Health and Human Services Commission for Strategy A.2.4, Nursing Facility Payments (page II-32), the commission shall allocate the amount necessary to implement that legislation.

Amendment No. 158 (Article XI) (by Raymond) (Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Meyer, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no; Howard recorded voting present, not voting.)

Floor Packet Page No. 112

Amend **CSSB 1** as follows:

On page II-____, Health and Human Services Commission, establish Medicaid Physician Accountable Care Organization.

____. Medicaid Physician Accountable Care Organization.

(____). Out of funds above, $5,000,000 in fiscal year 2022 shall be used to establish a Medicaid physician accountable care organization initiative to accelerate physician adoption of innovative care delivery models that promote data-driven, coordinated, cost-effective and high quality patient care in the Medicaid program in Harris, Tarrant, and Webb Counties.

Amendment No. 159 (Article XI) (by Howard) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Meyer, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Smithee, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 113

Amend **CSSB 1** as follows:

(1) In Article II of the bill, page II-56, make the following change:

[~~35. Prohibition on Abortions.~~

~~(a) It is the intent of the legislature that no funds shall be used to pay the direct or indirect costs (including marketing, overhead, rent, phones, and utilities) of abortion procedures provided by contractors of the Health and Human Services Commission.~~

~~(b) It is also the intent of the legislature that no funds appropriated for Medicaid Family Planning, Healthy Texas Women Program, or the Family Planning Program shall be distributed to individuals or entities that perform elective abortion procedures or that contract with or provide funds to individuals or entities for the performance of elective abortion procedures.~~

~~(c) The commission shall include in its financial audit a review of the use of appropriated funds to ensure compliance with this section.~~]

(2) In Article II of the bill, page II-56, make the following change:

[~~36. Funding for Family Planning Instruction. None of the funds appropriated above may be used to implement human sexuality instruction or family planning instruction, or to provide instructional materials for use in human sexuality instruction or family planning instruction, if the instruction or instructional materials are provided or prepared by an individual or entity that performs elective abortions or an affiliate of an individual or entity that performs elective abortions.~~]

Amendment No. 160 (Article XI) (by Howard) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Rogers, Sanford, Schaefer, Shaheen, Slaton, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 124

Amend **CSSB 1** as follows:

In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-91), by adding the following appropriately numbered rider:

____. Medicaid Transformation Waiver. It is the intent of the legislature that the Health and Human Services Commission:

(a) allow a hospital district established under Health and Safety Code Section 281.002(c) that is in a county with a population of more than 800,000 and that was not included in the boundaries of a hospital district before September 1, 2003, or by a physician practice owned or controlled by such a hospital district to participate in the Uncompensated Care (UC) Pool program authorized under Texas Healthcare Transformation and Quality Improvement Program waiver; and

(b) increase the amount of UC Pool funds allocated to physician group practices and distribute the allocated funds such that:

(1) each physician group practice participating in the UC Pool during demonstration year 9 has at least the same percentage of its uncompensated charity care defrayed for future demonstration years as was defrayed for demonstration year 9; and

(2) each provider made eligible pursuant to Subsection (a) has at least the same percentage of its uncompensated charity care defrayed for future demonstration years as was defrayed for physician group practices receiving funds from the UC Pool in demonstration year 9.

HHSC shall work with the Center for Medicare and Medicaid Services as necessary to implement the provision of this rider.

Amendment No. 161 (Article XI) (by Minjarez) (K. Bell, Biedermann, Buckley, Burns, Cain, Cook, Craddick, Cyrier, Gates, Harless, Hefner, Holland, Hull, P. King, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Sanford, Schaefer, Shine, Slaton, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 126

Amend **CSSB 1** as follows:

(1) In Article II of the bill, to the bill pattern of the Health and Human Services Commission, add the following new rider:

____. Prioritization of Federal State Fiscal Relief Funds. On certification of Federal State Fiscal Relief Funds designated for Texas by the American Rescue Act Plan of 2021, priority shall be given to providing salary adjustments for health care providers serving clients in long-term care, rehabilitation, state-supported living centers, hospitals, and any other state-related facility providing in patient health care services.

Amendment No. 162 (Article XI) (by Guillen) (K. Bell, Biedermann, Buckley, Burns, Cain, Cook, Craddick, Darby, Harless, Hefner, Howard, Hull, P. King, Landgraf, Leman, Metcalf, Murr, Noble, Oliverson, Parker, Paul, Romero, Shine, Slaton, Spiller, Swanson, Talarico, Tinderholt, and VanDeaver recorded voting no; A. Johnson recorded voting present, not voting.)

Floor Packet Page No. 135

Amend **CSSB 1** (house committee printing) in Article III of the bill as follows:

(1) Increase the appropriations from the General Revenue Fund to the Texas Education Agency for Strategy A.2.1, Statewide Educational Programs (page III-2), by $3,000,000 for the state fiscal year ending August 31, 2022, and by $3,000,000 for the state fiscal year ending August 31, 2023.

(2) Reduce the appropriations from the Technology and Instructional Materials Fund No. 003 to the Texas Education Agency for Strategy B.2.1, Technology/Instructional Materials (page III-2), by $3,000,000 for the state fiscal year ending August 31, 2022, and by $3,000,000 for the state fiscal year ending August 31, 2023.

(3) Following the appropriations to the Texas Education Agency, amend Rider 52, Texas Gateway and Online Resources (page III-20), by striking "$7,302,500" and substituting "$10,302,500".

(4) Following the appropriations to the Texas Education Agency, amend Rider 52, Texas Gateway and Online Resources (page III-20), in the provision regarding the amount to be set aside for the reimbursement of district costs related to students taking OnRamps Dual Enrollment courses, by striking "$1,950,000" and substituting "$4,950,000".

(5) Following the appropriations to the Texas Education Agency, amend Rider 55, Open Education Resource Instructional Materials (page III-21), by striking "$10,000,000" and substituting "$7,000,000".

(6) Adjust totals and methods of financing accordingly.

Amendment No. 163 (Article XI) (by Coleman) (Biedermann, Buckley, Cain, Cook, Craddick, Darby, Gates, M. González, Hefner, Krause, Metcalf, Middleton, Noble, Oliverson, Price, Schaefer, Shine, Slaton, Spiller, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 170

Amend **CSSB 1** (house committee report) in Article III of the bill, immediately following the appropriations to the University of Houston (page III-118), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. Contingent Rider: Hobby School of Public Affairs Building and Interdisciplinary Center for Employment and Economic Growth. Out of any money appropriated to the University of Houston under Section 13.01, Article IX, that is provided for purposes related to infrastructure, notwithstanding Section 13.02, Article IX, and to the extent authorized by federal law, the University of Houston shall allocate an amount equal to the lesser of $39,500,000 or the total amount of that money that may be spent for purposes of this rider for the renovation and construction of the building and interdisciplinary center for employment and economic growth for the Hobby School of Public Affairs.

Amendment No. 164 (Article XI) (by Patterson) (K. Bell, Burns, Cain, Cook, Darby, Harless, Hefner, Howard, Klick, Landgraf, Metcalf, Murr, Noble, Oliverson, Paddie, Paul, Price, Schaefer, Shine, Spiller, VanDeaver, and Wilson recorded voting no; A. Johnson recorded voting present, not voting.)

Floor Packet Page No. 199

Amend **CSSB 1** (house committee report) in Article V of the bill, following the appropriations to the Department of Public Safety, in Rider 41, Compassionate Use Program (page V-53 and V-54), in the third sentence, by inserting "license no less than six dispensing organizations and" between "shall" and "submit".

Amendment No. 165 (Article XI) (by Guillen) (Buckley, Cain, Cook, Darby, Gates, Hefner, Hull, Krause, Metcalf, Middleton, Noble, Oliverson, Paul, Price, Schaefer, Shine, Spiller, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no; Howard recorded voting present, not voting.)

Floor Packet Page No. 210

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article VI of the bill, in the appropriations for the Parks and Wildlife Department (page VI-32), reduce the appropriations from the General Revenue Fund for Strategy B.2.2, Boating Access and Other Grants, by the amount of $75,000 for the state fiscal year ending August 31, 2022.

(2) In Article VI of the bill, following the appropriations to the Parks and Wildlife Department (page VI-44), add the following appropriately numbered rider:

____. Low Water Boat Ramp at Falcon State Park. The amount of $75,000 is appropriated out of the General Revenue Fund to the Parks and Wildlife Department for the state fiscal year ending August 31, 2022, for the purpose of constructing a low water boat ramp at Falcon State Park and the infrastructure needed to access the ramp.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 166 (Article XI) (by Ramos) (K. Bell, Buckley, Burns, Cain, Cook, Craddick, Darby, Frullo, Gates, Harless, Hefner, Holland, Hull, P. King, Klick, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Schaefer, Shine, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no; Howard recorded voting present, not voting.)

Floor Packet Page No. 213

Amend **CSSB 1** as follows:

(1) On page VI-44 of the Parks and Wildlife Department bill pattern, add the following rider:

____. Cottonwood Park. Out of amounts appropriated above to the Parks and Wildlife Department in Sporting Goods Sales Tax Transfer to Texas Recreation and Parks Acct. No. 467 in Strategy B.2.1, Local Park Grants, $12,000 in fiscal year 2022 shall be used to provide a grant to Cottonwood Park.

Amendment No. 167 (Article XI) (by Guillen) (K. Bell, Biedermann, Burns, Cain, Craddick, Gates, Harless, Hefner, P. King, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Oliverson, Parker, Paul, Schaefer, Shine, Slaton, Spiller, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 244

Amend **CSSB 1** (house committee printing) in Article IX of the bill, in Section 2.01, Position Classification Plan, in the list of classified positions for the 2022-2023 biennium, as follows:

(1) On page IX-15, for the class title State Park Police Officer Trainee (Cadet), strike the salary group "B14" and substitute "C01".

(2) On page IX-15, for the class title Probationary State Park Police Officer, strike the salary group "B16" and substitute "C02".

(3) On page IX-15, for the class title State Park Police Officer, strike the salary group "B21" and substitute "C03".

(4) On page IX-15, for the class title Sergeant, State Park Police Officer, strike the salary group "B22" and substitute "C04".

(5) On page IX-16, for the class title Lieutenant, State Park Police Officer, strike the salary group "B23" and substitute "C05".

(6) On page IX-16, for the class title Captain, State Park Police Officer, strike the salary group "B24" and substitute "C06".

(7) On page IX-16, for the class title Major, State Park Police Officer, strike the salary group "B25" and substitute "C08".

Amendment No. 168 (Article XI) (by Davis) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Geren, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 253

Amend **CSSB 1** (house committee printing) as follows:

(1) In Article IX of the bill, Reporting Requirements, on page IX-38, strike Sec. 7.07. Historical Underutilized Business Policy Compliance, and insert the following:

Sec. 7.07. Historically Underutilized Business Policy Compliance.

(a)(1) Before December 1, 2021, each agency or institution shall submit a report demonstrating to the Legislative Budget Board and comptroller compliance and a plan for maintaining future compliance with Government Code § 2161.123 and that it will make good faith efforts to meet its goals established under Government Code § 2161.123(d)(5) for increasing the agency's or institution's use of historically underutilized businesses (HUBs) in purchasing and public works contracting.

(2) The State Auditor's Office (SAO) shall audit compliance with HUB provisions at least once per biennium. The SAO should make recommendations to the entities audited. Copies of the audit report shall be submitted to the Legislative Budget Board and comptroller.

(3) In demonstrating to the Legislative Budget Board and comptroller that the agency or institution is compliant and will in the future maintain compliance or become compliant with Government Code § 2161.123 and that it will make good faith efforts to meet the agency's or institution's HUB purchasing and contracting goals, the agency or institution shall submit a plan addressing:

(A) Statistical disparities by race, ethnicity and gender classification in current HUB utilization, particularly in prime contracting;

(B) Statistical disparities by race, ethnicity and gender classification in the private marketplace, particularly in the area of utilization of women- and minority-owned firms in commercial construction;

(C) Statistical disparities in firm earnings by race, ethnicity and gender classification;

(D) Anecdotal testimony of disparate treatment as presented by business owners in interviews, surveys, public hearings and focus groups;

(E) Details of the agency's outreach plan; and

(F) Proper staffing of the agency's HUB department.

(b) Upon being identified as lacking in compliance with HUB provisions by the SAO or at the request of the Legislative Budget Board, a state agency or institution shall also provide quarterly reports to the Legislative Budget Board and comptroller on the status of implementation of the plan described under Subsection (a) of this section.

Amendment No. 169 (Article XI) (by Bernal) (Biedermann, Buckley, Cook, Craddick, Harless, Hefner, Hull, Klick, Metcalf, Noble, Oliverson, Paddie, Parker, Paul, Price, Shine, Slaton, Spiller, Toth, and Wilson recorded voting no.)

Floor Packet Page No. 259

Amend **CSSB 1** (house committee printing) by adding the appropriately numbered rider to Part 13 of Article IX (page IX-63):

Sec. 13.____. Strategic Plan and Public Hearing Required for Use of Federal Funds. A state agency may not expend federal funds appropriated to the agency under Section 13.01 of this Article until the agency:

(1) develops a strategic plan for expending the funds in consultation with stakeholders and members of the public;

(2) holds a public hearing and receives public comment on the strategic plan developed by the agency; and

(3) incorporates in the strategic plan, as appropriate, the input received during the development of the plan.

Amendment No. 170 (Article XI) (by Craddick and Landgraf) (Metcalf and Swanson recorded voting no.)

Floor Packet Page No. 262

CSSB 1 is amended by adding an appropriately numbered rider on page IX-86 of the bill to read as follows:

Sec. 18.____. Contingency for **HJR 82**. Contingent on the passage of **HJR 82**, or other legislation by the Eighty-Seventh Legislature, Regular Session, that proposes a constitutional amendment and any other necessary legislation for providing for the creation of and use of money in the Grow Texas fund and allocating certain general revenues to that fund, the economic stabilization fund, and the state highway fund, and any other necessary legal requirements, the Grow Texas fund is eligible for receiving first available federal fund appropriations in an amount not to exceed $50,000,000 for the 2022-23 biennium.

Amendment No. 171 (Article XI) (by Talarico) (Cook, Craddick, Darby, Metcalf, Middleton, Noble, Oliverson, Paul, Shine, Spiller, Swanson, Toth, and Wilson recorded voting no.)

Floor Packet Page No. 263

CSSB 1 is amended as follows:

Add the appropriately numbered rider to Article IX of the bill:

Sec.____. Contingency for **HB 30**.

(a) Contingent on the enactment of **HB 30**, or similar legislation relating to educational requirements for certain incarcerated students, by the Eighty-Seventh Legislature, Regular Session, $735,455 in general-revenue-dedicated funds in fiscal year 2022 and $529,280 in general-revenue-dedicated funds in fiscal year 2023 are reduced from Strategy A.1.8, Promote Lottery Games Contract(s) (page VII-8), of the Texas Lottery Commission.

(b) Contingent on the enactment of **HB 30**, or similar legislation relating to educational requirements for certain incarcerated students, by the Eighty-Seventh Legislature, Regular Session, appropriations for Strategy B.2.4, Windham School District (page III-2), of the Texas Education Agency is increased by $735,455 in general revenue funds in fiscal year 2022 and $529,280 in general revenue funds in fiscal year 2023 to implement the provisions of the legislation.

Amendment No. 172 (Article XI) (by Minjarez) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Geren, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Smithee, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 270

Amend **CSSB 1** (house committee printing) in Article X of the bill as follows:

(1) Following the appropriations to the House of Representatives (page X-2), add the following appropriately numbered rider:

____. Reimbursement for Study on Redistricting Effects. Out of the funds appropriated above and allocated by the House of Representatives to the Committee on Redistricting, the House of Representatives shall transfer to the

Legislative Council an amount sufficient to reimburse the Legislative Council for the cost of conducting the study and preparing the report required by this article on the effects of redistricting on political representation of persons of color.

(2) Following the appropriations to the Legislative Council (page X-4), add the following appropriately numbered rider:

____. Study on Redistricting Effects. The Legislative Council shall conduct a study on the effects of redistricting in this state on the political representation of persons of color. Not later than August 31, 2023, the Legislative Council shall deliver a report containing the findings of the study to the lieutenant governor and each member of the legislature. The report must include the data and methodology used in conducting the study and preparing the report.

Amendment No. 173 (Article XI) (by Morales Shaw) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cook, Cyrier, Darby, Ellzey, Frullo, Gates, Geren, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Smithee, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 272

Amend **CSSB 1** (house committee report) in Article X of the bill by adding the following appropriately numbered rider following the appropriations to the Legislative Budget Board (page X-3):

____. Study on Digital Equity. Using funds appropriated above for the Legislative Budget Board, the Legislative Budget Board shall conduct a study on the equity of access in this state to technology necessary for using the Internet to participate in modern society and the distribution in this state of state and federal grant money to promote that access. The study must include an analysis of the benefits and drawbacks of the use of census block data as a basis for distribution of that grant money. The Legislative Budget Board shall submit a report on the results of the study to the Governor's Broadband Development Council not later than November 1, 2022.

Amendment No. 174 (Article XI) (by Minjarez) (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Ellzey, Frullo, Gates, Geren, Goldman, Harless, Hefner, Holland, Huberty, Hull, Hunter, Jetton, P. King, Klick, Krause, Landgraf, Leach, Leman, Metcalf, Meyer, Middleton, Murr, Noble, Oliverson, Paddie, Parker, Paul, Price, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Smithee, Spiller, Stephenson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Floor Packet Page No. 273

Amend **CSSB 1** (house committee printing) in Article X of the bill, following the appropriations to the Legislative Budget Board (page X-3), by adding the following appropriately numbered rider:

____. Equity Analysis of Agency Expenditure of Federal Money. It is the intent of the legislature that the Legislative Budget Board recommend to each state agency that receives an appropriation of federal money under this Act that

the agency conduct an equity analysis of the agency's expenditures of that federal money to determine if the expenditures are equitably distributed across certain demographics, including race and income.

Amendment No. 175 (Article XI) (by Schaefer) (Allen, Anchia, Beckley, Campos, Cole, J. González, Howard, A. Johnson, J.E. Johnson, Martinez, Martinez Fischer, Minjarez, Morales Shaw, Rodriguez, Romero, Talarico, and Thierry recorded voting no.)

Floor Packet Page No. 276

CSSB 1 is amended as follows:

(1) On page X-6 of the bill pattern for the State Auditor's Office, reduce appropriations by $7,500,000 in fiscal year 2022 and $7,500,000 in fiscal year 2023 in general revenue, in A.1.1, State Auditor.

(2) On page V-45 of the bill pattern for the Department of Public Safety, increase appropriations by $7,500,000 in fiscal year 2022 and $7,500,000 in fiscal year 2023 in general revenue, in A.3.1, Texas Highway Patrol.

(3) On page V-54, add the following rider to the bill pattern for the Department of Public Safety:

____. Ballistic Protection. Included in amounts appropriated above in Strategy A.3.1, Texas Highway Patrol, is $7,500,000 in fiscal year 2022 and $7,500,000 in fiscal year 2023 in general revenue for ballistic protection on highway patrol vehicles and other ballistic protection equipment, as determined by the Director of the Department of Public Safety.

CSSB 1 - REMARKS

REPRESENTATIVE BONNEN: I want to thank Speaker Phelan for the job that he has done and for the privilege of being able to chair this committee and the great committee members that we have. I want to thank all our staff, many of whom are in this chamber with us now, and in particular the committee staff, the speaker's staff, our house parliamentarians who have worked day and night for many weeks now, and the staff of the chief clerk's office. Additionally, the Legislative Budget Board has been indispensable in their support for all of our efforts, and we truly could not do this without them. Most importantly, for what we have done here today, I have to thank the subcommittee chairs, Vice-chair Mary González, Chair Armando Walle, Chair Gio Capriglione, and Chair Terry Wilson. I think things went well today, and it's just a blessing to be able to serve in a legislative body that can come together with different backgrounds, different perspectives, different opinions, have a healthy, serious, thoughtful discussion and debate, respect for one another, and do the work of the people of the State of Texas. It was the due diligence and the preparation that these members put into what happened today that made today such a success, so I want to thank them personally for their great work.

REMARKS ORDERED PRINTED

Representative Canales moved to print closing remarks by Representative Bonnen on **CSSB 1**.

The motion prevailed.

CSSB 1, as amended, was passed to third reading.

EMERGENCY CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 2 ON SECOND READING
(by Bonnen)

CSHB 2, A bill to be entitled An Act relating to making supplemental appropriations and reductions in appropriations and giving direction and adjustment authority regarding appropriations.

Amendment No. 1

Representative Bonnen offered the following amendment to **CSHB 2**:

Amend **CSHB 2** (house committee printing) as follows:

(1) On page 42, lines 8, 14, and 24, strike "August 1," each place the term appears and substitute "August 31,".

(2) On page 43, lines 3, 9, 15, and 20, strike "August 1," each place the term appears and substitute "August 31,".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Landgraf offered the following amendment to **CSHB 2**:

Amend **CSHB 2** (house committee report) by striking page 4, line 27, through page 5, line 1, and renumbering subsequent subdivisions accordingly.

Amendment No. 2 was withdrawn.

Amendment No. 3

Representatives Morrison, Price, Howard, Minjarez, Ramos, J. González, Reynolds, Larson, Muñoz, Huberty, Parker, Rodriguez, Frullo, Herrero, Darby, Smithee, Kuempel, Clardy, Martinez Fischer, Martinez, and Kacal offered the following amendment to **CSHB 2**:

Amend **CSHB 2** (house committee report) by adding the following appropriately numbered section:

SECTION ____. ANTICIPATED FEDERAL COVID-19 RELIEF FUNDING NOT APPROPRIATED. Notwithstanding any other law, including riders to the General Appropriations Act or the making of supplemental appropriations and reductions in appropriations and giving direction and adjustment authority regarding appropriations, no federal funds or monies received by the State of Texas from the federal government through the American

Rescue Plan Act, the CARES Act, the Elementary and Secondary School Emergency Relief (ESSER) I, II or III Act(s) or the Coronavirus Response and Relief Act Supplemental Appropriations Act, or any COVID-19 relief act can be appropriated, allocated, transferred or expended without an appropriate official action of the Texas Legislature in a regular session or special session called by the governor in order for the Texas Legislature to consider and take appropriate action regarding the expenditure of such federal funds.

Amendment No. 3 was adopted.

Amendment No. 4

Representative Parker offered the following amendment to **CSHB 2**:

Amend **CSHB 2** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. USE OF FEDERAL COVID-19 FEDERAL RELIEF MONEY FOR MEDICAID HOME AND COMMUNITY-BASED SERVICES. (a) In this section, "commission" means the Health and Human Services Commission.

(b) This section applies only to federal money provided to this state for the provision of Medicaid home and community-based services and administered by the commission under:

(1) the Families First Coronavirus Response Act (Pub. L. No. 116-127);

(2) the Coronavirus Aid, Relief, and Economic Security (CARES) Act (15 U.S.C. Section 9001 et seq.);

(3) the American Rescue Plan Act of 2021 (Pub. L. No. 117-2); or

(4) any other federal COVID-19 relief bill under which federal money is provided to the commission for the provision of Medicaid home and community-based services.

(c) Section 1(e) of this Act does not apply to federal money to which this section applies.

(d) During the state fiscal biennium ending August 31, 2023, the commission may use federal money to which this section applies only on Medicaid initiatives that:

(1) directly increase:

(A) access to care, including the provision of direct services; and

(B) rates paid to direct service providers and for direct service supplies and equipment;

(2) increase Medicaid waiver program and emergency diversion slots and decrease the number of individuals on Medicaid waiver program interest lists;

(3) fund the implementation of provisions of state law governing Medicaid;

(4) explore opportunities for this state to obtain additional federal money under the Advancing Care for Exceptional (ACE) Kids Act of 2019 enacted as part of the Medicaid Services Investment and Accountability Act of 2019 (Pub. L. No. 116-16); and

(5) enable this state to achieve full compliance with federal law governing Medicaid home and community-based services, including rules on home and community-based services settings.

(e) The commission shall ensure that:

(1) money identified under Subsection (d) of this section for provider rate increases is used to directly reimburse direct service providers or to provide direct reimbursement for direct service supplies and equipment; and

(2) Medicaid managed care organizations reimburse direct service providers or provide reimbursement for direct service supplies and equipment in an amount equal to the difference between this state's Medicaid fee-for-service rate and the federal medical assistance percentage (FMAP) rate increase for direct service providers and direct service supplies and equipment.

(f) The commission may not use federal money to which this section applies:

(1) for a purpose that is directly or indirectly related to payroll, contract administration, or administrative services provided by a Medicaid managed care organization; or

(2) to replace other money available to this state for Medicaid.

(g) The commission may not use money described by Subsection (e)(1) of this section for a purpose that is directly or indirectly related to payroll, bonuses, administrative services, or costs unallowable under state or federal law or under the uniform managed care contract.

(h) The commission may use money to which this section applies only to supplement, rather than supplant, money available to this state for Medicaid in a manner that complies with the provisions of this section.

Amendment No. 4 was adopted.

CSHB 2, as amended, was passed to engrossment.

SB 1 ON THIRD READING
(Bonnen - House Sponsor)
CONSTITUTIONAL RULE SUSPENDED

Representative Bonnen moved to suspend the constitutional rule requiring bills to be read on three several days and to place **SB 1** on its third reading and final passage.

The motion prevailed by (Record 412): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel;

Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

Absent — Zwiener.

The chair laid **SB 1** before the house on its third reading and final passage.

SB 1 was read third time and was passed by (Record 413): 149 Yeas, 0 Nays, 0 Present, not voting.

Yeas — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Bell, C.

The chair stated that **SB 1** was passed subject to the provisions of Article III, Section 49a, of the Texas Constitution.

HB 2 ON THIRD READING
(by Bonnen)
CONSTITUTIONAL RULE SUSPENDED

Representative Bonnen moved to suspend the constitutional rule requiring bills to be read on three several days and to place **HB 2** on its third reading and final passage.

The motion prevailed by (Record 414): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

The chair laid **HB 2** before the house on its third reading and final passage.

HB 2 was read third time and was passed by (Record 415): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky;

Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.

The chair stated that **HB 2** was passed subject to the provisions of Article III, Section 49a, of the Texas Constitution.

RECESS

Representative Bonnen moved that the house recess until 9 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 10:21 p.m., recessed until 9 a.m. tomorrow.

ADDENDUM

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 10

HCR 78

Senate List No. 6

SB 270

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, April 22, 2021

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 22 Springer

Relating to certain claims for benefits or compensation by certain public safety employees.

SB 462 Lucio

Relating to funding under the transportation allotment for transporting meals and instructional materials to students during a declared disaster.

SB 474 Lucio

Relating to the unlawful restraint of a dog; creating a criminal offense.

SB 642 West

Relating to the provision of mental health services for certain children at risk of relinquishment.

SB 739 Birdwell

Relating to the presiding officers of the boards of directors of certain river authorities.

SB 787 Lucio

Relating to the designation of Farm-to-Market Road 1479 in Cameron County as the Bobby Morrow Memorial Highway.

SB 885 Hughes

Relating to quitclaim deeds.

SB 922 Seliger

Relating to contracts for fingerprinting services entered into by the Department of Public Safety of the State of Texas.

SB 968 Kolkhorst

Relating to public health disaster and public health emergency preparedness and response; providing a civil penalty.

SB 969 Kolkhorst

Relating to reporting procedures for and information concerning public health disasters and to certain public health studies; providing a civil penalty.

SB 1261 Birdwell

Relating to the exclusive jurisdiction of the state to regulate greenhouse gas emissions in this state and the express preemption of local regulation of those emissions.

SB 1267 West

Relating to continuing education and training requirements for educators and other school district personnel.

SB 1295 Creighton

Relating to financial support and incentives for comprehensive regional universities.

SB 1524 Hughes

Relating to a sales and use tax refund pilot program for certain persons who employ apprentices.

SB 1585 Hughes

Relating to requirements for the designation of a property as a historic landmark and the inclusion of a property in a historic district by a municipality.

SB 1677 Buckingham

Relating to eliminating certain reporting and posting requirements for public institutions of higher education and other state agencies and the requirement for a plan by certain school districts to increase enrollment in public institutions of higher education.

SB 1780 Creighton

Relating to the protection of public health in this state, including through the establishment of the Texas Epidemic Public Health Institute at The University of Texas Health Science Center at Houston.

SB 1818 Zaffirini

Relating to a defense under the Solid Waste Disposal Act for persons engaged in certain scrap metal recycling transactions.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, April 22, 2021 - 2

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 68 Miles

Relating to a duty for peace officers to intervene and make a report when a peace officer uses excessive force.

SB 1102 Creighton

Relating to the establishment of the Texas Reskilling and Upskilling through Education (TRUE) Program to support workforce education.

SB 1158 Kolkhorst

Relating to state contracts with and investments in social media companies that censor political speech.

SB 1385 Creighton

Relating to the compensation and professional representation of student athletes participating in intercollegiate athletic programs at certain institutions of higher education.

SB 1449 Bettencourt
Relating to the exemption from ad valorem taxation of income-producing tangible personal property having a value of less than a certain amount.

SB 1615 Bettencourt
Relating to the adult high school charter school program.

SB 2212 West
Relating to the duty of a peace officer to request and render aid for an injured person.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 21

Business and Industry - **HB 1659**, **HB 3158**

Criminal Jurisprudence - **HB 9**, **HB 302**, **HB 624**, **HB 818**, **HB 859**

Culture, Recreation, and Tourism - **SB 599**

Elections - **HB 2321**, **HB 2546**, **HB 2602**, **HB 3868**

Higher Education - **HB 15**, **HJR 5**

Homeland Security and Public Safety - **HB 1069** (corrected), **HB 1911** (corrected), **HB 1920** (corrected), **HB 2147**, **HB 2555** (corrected), **HB 2696** (corrected), **HB 2733** (corrected)

Human Services - **HB 413**

Insurance - **HB 1793**, **HB 2241**, **HB 2595**, **HB 3433**, **HB 3752**, **HB 3899**, **HB 4153**, **HB 4313**, **SB 965**, **SB 1448**

International Relations and Economic Development - **HB 3271**

Judiciary and Civil Jurisprudence - **HB 3262**

Juvenile Justice and Family Issues - **HB 2924**

Land and Resource Management - **HB 448**, **HB 1526**, **HB 1564**, **HB 1653**, **HB 1897**, **HB 2041**, **HB 2044**, **HB 2776**, **HB 2837**, **HB 3570**, **HB 3800**, **HB 3827**, **HB 4573**, **HB 4574**

Licensing and Administrative Procedures - **HB 1485**

Natural Resources - **HB 4606**

Pensions, Investments, and Financial Services - **HB 3214**, **HB 3507**

Public Education - **HB 3270**

State Affairs - **HB 2000**, **HB 2558**, **HJR 2**, **SB 44**

Ways and Means - **HB 349**, **HB 1346**, **HB 1764**, **HB 3702**, **HJR 140**

ENGROSSED

April 21 - HB 113, HB 270, HB 559, HB 851, HB 872, HB 999, HB 1315, HB 1371, HB 1387, HB 1565, HB 1570, HB 1849, HB 1993, HB 2116, HB 2350, HB 2374, HB 2390, HB 2483, HB 2519, HB 2658, HB 2680, HB 2683, HB 2957, HB 3257, HB 3600, HB 3786, HB 3799, HB 4218

ENROLLED

April 21 - HCR 78

SENT TO THE GOVERNOR

April 21 - HB 1445

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-FIRST DAY (CONTINUED) — FRIDAY, APRIL 23, 2021

The house met at 9:12 a.m. and was called to order by the speaker.

The invocation was offered by Representative Spiller as follows:

Heavenly Father, thank you for this day. We rejoice in it, and we give you thanks for the opportunities that we have today to serve you and witness for you. We thank you for the honor and privilege you have afforded each of us to serve in this great body for the State of Texas. Be with each of us as we make decisions that affect the lives of so many. Give us wisdom, knowledge, understanding, and discernment.

Lord, we know from your word that if we ask for your wisdom, it will be given to us generously. We pray also for our speaker, the senate, and our governor. Together, let us work for the benefit of this great state. Let our actions and our words bring honor and glory to your name. Lord, let us trust in you and lean not on our own understanding. Lord, be with our families. We ask that you put a hedge of protection around them and keep them safe. We pray for the people of Texas, and we ask for your strength and your guidance. We ask this in Jesus' name. Amen.

The chair recognized Representative Minjarez who led the house in the pledges of allegiance to the United States and Texas flags.

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for today because of a death in the family:

C. Bell on motion of Hefner.

The following member was granted leave of absence for today because of important business in the district:

Goldman on motion of Leach.

(Guillen in the chair)

CONGRATULATORY AND MEMORIAL CALENDAR

The following congratulatory resolutions were laid before the house:

HCR 90 (by Rodriguez), Honoring the Texas Chili Parlor in Austin.

HR 651 (by Canales), Congratulating The University of Texas Rio Grande Valley chess team on winning the 2021 President's Cup tournament.

HR 655 (by Jetton), Honoring Hank Wolgamott of Sugar Land for the courage and resilience he has demonstrated while living with Hemophilia A.

HR 656 (by Jetton), Honoring Abigail's Place for its service to single-mother families in Fort Bend County who are experiencing homelessness.

HR 657 (by Neave), Congratulating Cleotilde "Coty" Rodriguez Anderson of Plano on her 75th birthday.

HR 658 (by Kacal), Commemorating the Kosse Sesquicentennial.

HR 659 (by Leach and Noble), Congratulating Terry Gambill on his retirement as head coach of the Allen High School football team.

HR 660 (by Stucky, Parker, Beckley, and Patterson), Congratulating the Denton County Medical Reserve Corps on its selection as a 2021 MRC Program Recognition Awardee.

HR 661 (by White), Congratulating Michelle Brewer on her appointment to the OneStar National Service Commission by Governor Greg Abbott and on her selection as a 2020 Woman of Integrity by the Better Business Bureau Serving Southeast Texas.

HR 662 (by Paddie), Commemorating the 100th anniversary of Hawthorn Funeral Home in Carthage.

HR 664 (by Holland), Congratulating Keaton Steen of Scouts BSA Troop No. 314 on achieving the rank of Eagle Scout.

HR 665 (by Wu), Congratulating executive director Jean Patterson on her 40th anniversary with the Texas Surplus Lines Association.

HR 667 (by Jetton), Congratulating Sabrina Roesler of Bess Campbell Elementary School in Sugar Land on being named the Lemonade Day Houston 2020 Youth Entrepreneur of the Year.

HR 668 (by Jetton), Recognizing Houston Methodist Sugar Land Hospital on its redesignation as a Level II Primary Stroke Facility by the Texas Department of State Health Services.

HR 670 (by Button), Congratulating Brad Neighbor on his retirement as city attorney for the City of Garland.

HR 671 (by Thierry), Congratulating The Woman's Hospital of Texas in Houston on earning a Level IV Maternal Designation from the Texas Department of State Health Services.

HR 672 (by Darby), Recognizing April 2021 as Alcohol Responsibility Month.

HR 676 (by Martinez), Commemorating the annual City of Alamo Watermelon Festival and BBQ Cook-off.

HR 678 (by Herrero), Commending the Snapka family of Corpus Christi on the success of Snapka's Drive Inn.

HR 679 (by Leman), Congratulating the Iola High School volleyball team on winning the 2020 UIL 2A state championship.

HR 680 (by Leman), Commemorating the 175th anniversary of the founding of Burleson County.

HR 681 (by C. Turner), Congratulating David Crow on his retirement as president of the International Association of Fire Fighters Local No. 1329 in Arlington.

HR 683 (by C. Morales), Commending the Navigation Boulevard business community in Houston for its contributions and paying tribute to the legacy of "Mama" Ninfa Laurenzo.

HR 685 (by Raymond), Congratulating Miguel A. Conchas on his retirement as president and CEO of the Laredo Chamber of Commerce.

HR 687 (by Raymond), Congratulating former Dallas Cowboy Drew Pearson on his induction into the Pro Football Hall of Fame as a member of the Class of 2021.

HR 688 (by White), Congratulating Barbara Bienvenu of the Jasper Police Department on being named the 2021 Mental Health Peace Officer of the Year by the Texas Crisis Intervention Team Association.

HR 689 (by J.E. Johnson), Honoring Karen Hunt for her service as mayor of Coppell.

HR 691 (by Thierry), Honoring the Adam Caesar Foundation and recognizing April 20, 2021, as Adam Caesar Day.

HR 692 (by Goldman), Congratulating Rebecca Clements on being named the 2020-2021 Teacher of the Year at Westpark Elementary School.

HR 693 (by Goldman), Congratulating Stephanie Kelley on her selection as the 2020-2021 Teacher of the Year at Bruce Shulkey Elementary School.

HR 694 (by Goldman), Congratulating Vanida Chanthaphone of Monnig Middle School on her selection as a finalist for the 2020-2021 Secondary Teacher of the Year in Fort Worth ISD.

HR 695 (by Leach), Congratulating the Baylor University men's basketball team on winning the 2021 NCAA Division I national championship.

HR 696 (by Leach, Shaheen, and Noble), Honoring the City of Plano, the Plano Chamber of Commerce, and Plano ISD.

HR 697 was withdrawn.

HR 698 (by Allen), Honoring Dr. Grenita Lathan for her service as interim superintendent of the Houston Independent School District.

HR 700 (by M. González, Fierro, Moody, and Ordaz Perez), Honoring the San Elizario ISD Board of Trustees for its leadership during the COVID-19 pandemic.

HR 701 (by M. González, Fierro, Moody, and Ordaz Perez), Honoring the Tornillo ISD Board of Trustees for its leadership during the COVID-19 pandemic.

HR 702 (by M. González, Fierro, Moody, and Ordaz Perez), Honoring the Fabens ISD Board of Trustees for its leadership during the COVID-19 pandemic.

HR 703 (by M. González, Fierro, Moody, and Ordaz Perez), Honoring the Clint Independent School District Board of Trustees for its leadership during the COVID-19 pandemic.

HR 704 (by M. González, Fierro, Moody, and Ordaz Perez), Honoring the Socorro ISD Board of Trustees for its leadership during the COVID-19 pandemic.

HR 705 (by M. González, Fierro, Moody, Ordaz Perez, and Ortega), Honoring the Ysleta ISD Board of Trustees for its leadership during the COVID-19 pandemic.

HR 707 (by M. González), Commemorating the opening of the Casa Ortiz art gallery in Socorro.

HR 708 (by M. González), Congratulating Raul Romero of El Paso on his selection as a TMEA All-State Choir member for four consecutive years.

HR 709 (by M. González), Congratulating Olivia Uribe on her selection as the 2020-2021 Teacher of the Year at Tornillo Intermediate School.

HR 710 (by M. González), Commending Bonnie Soria Najera of El Paso for her public health advocacy during the COVID-19 pandemic.

HR 711 (by M. González), Congratulating Raul Romero of El Paso on his selection as a TMEA All-State Choir member for four consecutive years.

HR 714 (by White), Congratulating David Nugent on his retirement as senior pastor of Hillcrest Baptist Church in Jasper.

HR 715 (by Neave), Commemorating the fifth anniversary of Raising the Bridge in Mesquite.

HR 716 (by Ramos), Commending the members of the A.C.T.I.O.N. Steering Committee for House District 102. (Hefner, Metcalf, Middleton, and Murr recorded voting no.)

HR 718 (by Longoria), Congratulating Dr. Art Cavazos on his retirement as superintendent of Harlingen CISD.

HR 720 (by Raney), Commending the administration, faculty, staff, and students of the Texas A&M Health Science Center and the Texas A&M School of Public Health for their service to the state during the COVID-19 pandemic.

HR 721 (by White), Congratulating Lopez Pressure Wash on being named a 2020 Small Business of the Year by the Lufkin/Angelina County Chamber of Commerce.

HR 722 (by Dean and Kacal), Congratulating Dr. Blanche Henderson Brick on her receipt of a 2021 Distinguished Alumni Award from Longview ISD.

HR 723 (by Dean), Congratulating Wray Wade on receiving a 2021 Distinguished Alumni Award from the Longview Independent School District.

HR 724 (by Dean), Congratulating Longview mayor Andy Mack on his receipt of a 2021 Distinguished Alumni Award from Longview ISD.

HR 725 (by Dean), Congratulating the Longview News-Journal on its receipt of 13 awards from the North and East Texas Press Association.

The resolutions were adopted.

The following memorial resolutions were laid before the house:

HR 652 (by Holland), In memory of Scott Lawrence Self, former mayor of Rockwall.

HR 653 (by Holland), In memory of Ross Bennett Redden of Dallas.

HR 654 (by Lozano), In memory of David Aubrey Barr of Rowlett.

HR 663 (by Herrero), In memory of Frank S. Lazarte Jr. of Corpus Christi.

HR 669 (by Muñoz), In memory of Jose Ismael "Melo" Ochoa of Palmview.

HR 673 (by Murr, E. Morales, and K. King), In memory of Dr. Robert Otto Dittmar II of Kerrville.

HR 674 (by Murr, E. Morales, and K. King), In memory of Dewey Douglas Stockbridge of Alpine.

HR 675 (by Lozano), In memory of Dr. Teresa Lozano Long of Austin.

HR 677 (by Martinez), In memory of Cornelia N. Masso of Weslaco.

HR 682 (by Muñoz), In memory of Eulalio "Lalo" Muñoz Jr. of Mission.

HR 684 (by C. Morales), In memory of Maria Isabel "Chavela" Araujo.

HR 686 (by Raymond), In memory of Elmo López Sr. of Laredo.

HR 690 (by Thierry), In memory of Frederick Thierry of Houston.

HR 699 (by T. King), In memory of former world boxing champion Oscar "Shotgun" Albarado of Uvalde.

HR 712 (by A. Johnson), In memory of Marilyn Ruth Cohn Schwartz.

HR 717 (by Spiller), In memory of Bobby Glen Stout of Throckmorton.

HR 719 (by Darby), In memory of JoAnne Powell.

HR 727 (by Rogers), In memory of John Calvin "JC" Campbell of Granbury.

SCR 39 (Smith - House Sponsor), In memory of Clyde Moody Siebman.

SCR 42 (Canales - House Sponsor), In memory of Moises Sanchez.

The resolutions were unanimously adopted by a rising vote.

(Speaker pro tempore in the chair)

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR SECOND READING

The following bills were laid before the house, read second time, and passed to engrossment or third reading (members registering votes are shown following the caption), and the following resolutions were laid before the house on committee report:

CSHB 632 (by Darby, Anchia, Geren, Craddick, and Longoria), A bill to be entitled An Act relating to the establishment of an advisory committee for the TexNet seismic monitoring program. (Allison, Biedermann, Buckley, Cain, Cason, Dean, Ellzey, Gates, Harris, Hull, Krause, Leman, Middleton, Patterson, Schaefer, Shaheen, Shine, Slaton, Swanson, Toth, Vasut, and Wilson recorded voting no.)

HB 765 (by Burns), A bill to be entitled An Act relating to appropriations to historical foundations by certain counties. (Patterson and Swanson recorded voting no.)

HB 792 (by Burns and Holland), A bill to be entitled An Act relating to the authority of certain municipalities to use an alternate work schedule for police dispatchers. (Allison, K. Bell, Cain, Dean, Gates, Harris, Krause, Middleton, Shine, Stucky, Swanson, Toth, Vasut, and Wilson recorded voting no.)

HB 912 (by Cortez), A bill to be entitled An Act relating to the issuance of specialty license plates for recipients of the Borinqueneers Congressional Gold Medal. (Oliverson and Spiller recorded voting no.)

HB 954 (by Dutton), A bill to be entitled An Act relating to certain contract and notice requirements applicable to certain facilities used to house inmates or releasees from the Texas Department of Criminal Justice. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Clardy, Dean, Harris, Hefner, Holland, Landgraf, Leman, Metcalf, Middleton, Murr, Patterson, Rogers, Shine, Slaton, Stucky, Swanson, and VanDeaver recorded voting no.)

CSHB 964 (by Darby, Geren, T. King, Craddick, and Leman), A bill to be entitled An Act relating to the treatment, recycling for beneficial use, or disposal of drill cuttings. (Patterson and Ramos recorded voting no.)

CSHB 985 (by Burns, Guillen, and E. Morales), A bill to be entitled An Act relating to the inclusion of information relating to human trafficking prevention in the curriculum of driver education and driving safety courses. (Allison, Anderson, K. Bell, Bonnen, Burrows, Cain, Capriglione, Craddick, Dean, Gates, Harris, Landgraf, Leach, Leman, Middleton, Murphy, Murr, Noble, Oliverson, Parker, Patterson, Schaefer, Shaheen, Shine, Slawson, Smith, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1023 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 1045 (by Anchia, Parker, et al.), A bill to be entitled An Act relating to health care benefits of persons wrongfully imprisoned. (Allison, Anderson, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Dean, Harris, Hefner, Krause, Leman, Metcalf, Middleton, Noble, Patterson, Sanford, Shine, Smith, Stucky, Toth, Vasut, and Wilson recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1062 (by C. Bell), A bill to be entitled An Act relating to the eligibility of certain 17-year-old persons to serve as members of the Texas State Guard.

The chair moved **HB 1154** until the end of today's local, consent, and resolutions calendar.

HB 1159 (by Murr), A bill to be entitled An Act relating to the maximum judgment amount awarded by a justice court in certain civil cases regarding the repair of residential rental property. (Patterson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 1181 (by Middleton, Vasut, Guillen, Morrison, and Lozano), A bill to be entitled An Act relating to the authority of certain counties to authorize the operation of a golf cart or off-highway vehicle on certain roads. (Patterson recorded voting no.)

CSHB 1240 (by Coleman), A bill to be entitled An Act relating to the offense of failure to comply with an order from a fire marshal and the authority of certain county employees to issue citations for certain violations; changing a criminal penalty. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Dean, Ellzey, Gates, Harris, Hefner, Holland, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Smith, Stucky, Toth, VanDeaver, Vasut, and Wilson recorded voting no.) (Leach and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 1307 (by M. González and Allen), A bill to be entitled An Act relating to the care of pregnant women in county jail or in the custody of the Texas Department of Criminal Justice. (Allison, K. Bell, Buckley, Cain, Clardy, Dean, Gates, Harris, Leman, Middleton, Rogers, Schaefer, Shaheen, Shine, Stucky, and Toth recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 1338 (by Coleman), A bill to be entitled An Act relating to the continuation and operations of a health care provider participation program by the Harris County Hospital District. (Allison, Anderson, Ashby, K. Bell, Bonnen, Buckley, Burns, Capriglione, Clardy, Cook, Craddick, Darby, Dean, Ellzey, Gates, Harless, Harris, Hefner, Holland, Hull, Hunter, Krause, Landgraf, Leach,

Leman, Metcalf, Middleton, Murphy, Murr, Noble, Oliverson, Parker, Patterson, Paul, Rogers, Sanford, Shine, Slawson, Smith, Spiller, Stucky, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSSB 44 (Leach - House Sponsor), in lieu of **HB 1345**, A bill to be entitled An Act relating to leave for state employees who are volunteers of certain disaster relief organizations. (Biedermann recorded voting no.)

Representative Leach moved to lay **HB 1345** on the table subject to call, and the motion prevailed.

CSHB 1365 (by Clardy), A bill to be entitled An Act relating to the procedure for transferring certain cases and proceedings between courts. (Patterson recorded voting no.) (Anchia requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1443 (by Lopez, Cason, et al.), A bill to be entitled An Act relating to county jailer training on interacting with veterans in the criminal justice system. (Cain, Dean, Gates, Harris, Krause, Middleton, Noble, Smith, Tinderholt, Toth, Vasut, and Wilson recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1444 (by P. King, White, Morrison, C. Bell, et al.), A bill to be entitled An Act relating to qualifications of a sheriff or a candidate for sheriff. (Buckley, Cain, Cason, Dean, Gates, Harris, Hefner, Krause, Leman, Middleton, Murr, Schaefer, Shaheen, Slaton, Swanson, Toth, VanDeaver, Vasut, and Wilson recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1496 (by VanDeaver), A bill to be entitled An Act relating to requiring school districts to report management fees under certain cooperative purchasing contracts.

CSHB 1558 (by Button, Neave, and Bowers), A bill to be entitled An Act relating to the system by which an application for a low income housing tax credit is scored. (Allison, Anderson, Ashby, K. Bell, Buckley, Cain, Clardy, Dean, Ellzey, Gates, Harris, Holland, Krause, Leman, Middleton, Patterson, Shine, Slaton, Spiller, Stucky, Tinderholt, Toth, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1574 (by Landgraf and Guillen), A bill to be entitled An Act relating to signs posted under the memorial sign program for victims of certain vehicle accidents.

CSHB 1576 (by Parker, Capriglione, Bucy, Button, and Wilson), A bill to be entitled An Act relating to the creation of a work group on blockchain matters concerning this state. (Allison, Ashby, K. Bell, Buckley, Cain, Dean, Gates, Harris, Hefner, Krause, Leman, Middleton, Patterson, Schaefer, Shine, Slaton, Stucky, Toth, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1606 (by Talarico), A bill to be entitled An Act relating to the construction, maintenance, rehabilitation, and removal of dams by the Upper Brushy Creek Water Control and Improvement District. (Allison, Ashby, K. Bell, Buckley, Clardy, Cook, Leman, Noble, Patterson, Shine, Smith, Spiller, and Stucky recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 1685 (by Cortez), A bill to be entitled An Act relating to the use of an electronic recording device to report proceedings before a municipal court of record for the City of San Antonio. (Allison, Anderson, K. Bell, Cain, Dean, Ellzey, Harris, Middleton, Patterson, Shine, Stucky, and Toth recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1759 (by Krause), A bill to be entitled An Act relating to the operation of vehicles and certain equipment at railroad grade crossings when on-track equipment is approaching. (Patterson recorded voting no.)

CSHB 1939 (by Smith), A bill to be entitled An Act relating to the limitations periods for certain suits against real estate appraisers and appraisal firms. (Allison, K. Bell, Cain, Dean, Ellzey, Gates, Hefner, Krause, Middleton, Patterson, Schaefer, Shaheen, Shine, Stucky, Tinderholt, Toth, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1953 (by Howard, J.E. Johnson, Slawson, and Leach), A bill to be entitled An Act relating to liability for the donation and distribution of feminine hygiene products. (Ashby, K. Bell, Biedermann, Buckley, Clardy, Leman, and Stucky recorded voting no.)

HB 2040 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 2052 (by Klick), A bill to be entitled An Act relating to public access to certain hospital investigation information and materials. (Patterson recorded voting no.)

CSHB 2103 (by Bowers), A bill to be entitled An Act relating to the authority of certain water planning entities to hold an open or closed meeting by telephone conference call or videoconference call. (Allison, Anderson, K. Bell, Biedermann, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Dean, Gates, Harris, Hefner, Krause, Leman, Middleton, Noble, Patterson, Schaefer, Shine, Slaton, Smith, Stucky, Toth, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2110 (by C. Morales), A bill to be entitled An Act relating to the automatic transfer of manufacturer's warranties on air conditioning systems conveyed with residential real property. (Allison, K. Bell, Bonnen, Buckley,

Burrows, Cain, Clardy, Dean, Ellzey, Gates, Harris, Hefner, Krause, Leman, Middleton, Patterson, Shine, Slaton, Stucky, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 965 (Lucio - House Sponsor), in lieu of **HB 2111**, A bill to be entitled An Act relating to rate filing requirements for certain personal lines insurers with low market shares. (Allison, K. Bell, Biedermann, Buckley, Cain, Clardy, Dean, Ellzey, Harris, Krause, Leman, Middleton, Patterson, Shine, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative Lucio moved to lay **HB 2111** on the table subject to call, and the motion prevailed.

HB 2152 (by Meyer and Holland), A bill to be entitled An Act relating to the online renewal of vehicle registration. (Patterson recorded voting no.)

HB 2171 (by Metcalf), A bill to be entitled An Act relating to the eligibility of certain retired firefighters and emergency medical services providers to purchase continued health benefits coverage. (Allison, K. Bell, Cain, Dean, Gates, Harris, Middleton, Schaefer, Shaheen, Shine, Stucky, Toth, Vasut, and Wilson recorded voting no.)

HB 2197 (by Hull and Paul), A bill to be entitled An Act relating to the statement of residence required to vote. (Ramos recorded voting no.)

CSHB 2223 (by Canales and Wilson), A bill to be entitled An Act relating to a study by the Texas Department of Transportation on the impact of certain classifications of motor vehicle on the roads and bridges of this state. (Allison, K. Bell, Buckley, Cain, Clardy, Darby, Dean, Gates, Harris, Hefner, Krause, Leman, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Smith, Stucky, Swanson, Toth, and Vasut recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2314 (by Clardy), A bill to be entitled An Act relating to the powers of and election to the board of directors of the Nacogdoches County Hospital District. (Allison, Ashby, K. Bell, Buckley, Cain, Dean, Ellzey, Gates, Harris, Leman, Middleton, Patterson, Schaefer, Shine, Stucky, Toth, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 2378 (by Kuempel), A bill to be entitled An Act relating to the licensing and regulation of real estate inspectors; reducing a fee. (Allison, Anderson, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cason, Cook, Craddick, Dean, Gates, Harris, Hefner, Holland, Hull, Hunter, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murphy, Murr, Noble, Oliverson, Parker, Patterson, Paul, Shine, Slaton, Slawson, Smith, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 1

Representative Kuempel offered the following amendment to **CSHB 2378**:

Amend **CSHB 2378** (house committee printing) as follows:

(1) Strike page 2, lines 8 through 22, and substitute the following:

a report of a real estate inspection is under[~~:~~

[~~(1)~~] direct supervision if the person is instructed and controlled by a professional inspector [~~or real estate inspector~~] who is:

(1) [~~(A)~~] responsible for the actions of the person;

(2) [~~(B)~~] available if needed to consult with or assist the person; and

(3) [~~(C)~~] physically present at the time and place of the inspection[~~; and~~

[~~(2) indirect supervision if the person is instructed and controlled by a professional inspector who is:~~

[~~(A) responsible for the actions of the person; and~~

[~~(B) available if needed to consult with or assist the person~~].

(2) On page 3, line 5, strike "indirect" and substitute "direct [~~indirect~~]".

Amendment No. 1 was adopted.

HB 2421 (by Davis), A bill to be entitled An Act relating to the disclosure of information collected by a regional transportation authority under the public information law. (Buckley, Clardy, Leman, Patterson, and Schaefer recorded voting no.)

HB 2430 (by Murr), A bill to be entitled An Act relating to the mileage expense reimbursement for certain temporary justices of the peace. (Patterson recorded voting no.)

HB 2547 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 2749 (by Ellzey), A bill to be entitled An Act relating to the enforcement of commercial motor vehicle safety standards in certain counties. (Allison, K. Bell, Cain, Cason, Dean, Harris, Middleton, Patterson, Shine, Stucky, Toth, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 2792 (by Darby, Guillen, Price, Rogers, et al.), A bill to be entitled An Act relating to a pilot project to provide emergency telemedicine medical services and telehealth services in rural areas. (Patterson recorded voting no.)

HB 2819 (by Smithee), A bill to be entitled An Act relating to temporary licenses for insurance professionals. (Biedermann, Buckley, Cason, Leman, Patterson, and Slaton recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2840 (by Longoria and Guerra), A bill to be entitled An Act relating to the inapplicability of state citrus fruit maturity standards to grapefruit and oranges processed for juice. (Ashby, K. Bell, Darby, Patterson, Shine, and Stucky recorded voting no.)

HB 2841 (by Longoria and Guerra), A bill to be entitled An Act relating to suits to collect assessments owed by certain citrus producers. (Allison, Anderson, Ashby, K. Bell, Bonnen, Cain, Cook, Darby, Dean, Ellzey, Gates, Harris, Hefner, Krause, Middleton, Noble, Patterson, Sanford, Schaefer, Shaheen, Shine, Slaton, Smith, Stucky, Swanson, Toth, Vasut, and Wilson recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2985 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 3067 (by Buckley and Wilson), A bill to be entitled An Act relating to the designation of State Highway 195 as a portion of the national Purple Heart Trail.

HB 3132 (by Smithee), A bill to be entitled An Act relating to the performance of equine dentistry by students of equine dental provider certification programs. (Allison, K. Bell, Bonnen, Cain, Dean, Gates, Harris, Hefner, Krause, Middleton, Patterson, Shine, Stucky, Toth, Vasut, and Wilson recorded voting no.)

HB 3216 (by Harris), A bill to be entitled An Act relating to legislative leave for certain peace officers commissioned by the Parks and Wildlife Department. (Allison, K. Bell, Cain, Dean, Harris, Krause, Middleton, Shine, Stucky, Toth, Vasut, and Wilson recorded voting no.)

CSHB 3252 (by Parker, Stucky, Guillen, et al.), A bill to be entitled An Act relating to designating October 17 as Entrepreneurs with Disabilities Day.

HB 3325 (by Lozano), A bill to be entitled An Act relating to the terminology used to describe transportation-related accidents. (Allison, K. Bell, Cain, Cason, Dean, Gates, Harris, Hefner, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Shine, Slaton, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3390 (by E. Thompson), A bill to be entitled An Act relating to the purchase of cybersecurity insurance coverage by the Texas Department of Transportation. (Allison, K. Bell, Cain, Dean, Gates, Harris, Krause, Middleton, Shine, Stucky, Toth, Vasut, and Wilson recorded voting no.)

CSHB 3395 (by Ashby, Landgraf, and Muñoz), A bill to be entitled An Act relating to the knowledge test required for a commercial driver's license. (Patterson recorded voting no.)

HB 3401 (by Price, Guillen, Raymond, and Bucy), A bill to be entitled An Act relating to the issuance of specialty license plates to honor members of the United States Navy SEALs. (Allison, K. Bell, Cain, Dean, Shine, Stucky, and Toth recorded voting no.)

HB 3428 (by Krause and Cason), A bill to be entitled An Act relating to the compensation of criminal law magistrates appointed for certain district courts and criminal county courts at law in Tarrant County. (Tinderholt recorded voting no.)

CSHB 3442 (by Anderson, Guillen, Stucky, Buckley, Rogers, et al.), A bill to be entitled An Act relating to complaints filed with the State Board of Veterinary Medical Examiners. (Patterson recorded voting no.)

HB 3457 (by White), A bill to be entitled An Act relating to the applicability of certain laws to the Windham School District and teachers or administrators of the district. (K. Bell, Buckley, Leman, Patterson, Stucky, and Tinderholt recorded voting no.)

CSHB 3568 (by Kacal), A bill to be entitled An Act relating to the sale and purchase of certain fish. (Bonnen, Burrows, Hefner, Metcalf, Murr, Patterson, and VanDeaver recorded voting no.)

CSHB 3644 (by Ashby, Toth, Patterson, et al.), A bill to be entitled An Act relating to the establishment of a memorial monument dedicated to emergency medical services personnel on the Capitol grounds.

HB 3684 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 3706 (by K. King), A bill to be entitled An Act relating to the state historic sites and parks under the jurisdiction of the Texas Historical Commission. (Hefner, Krause, Patterson, Toth, Vasut, and Wilson recorded voting no.)

HB 3769 (by Smithee), A bill to be entitled An Act relating to required disclosures for certain occupational insurance policies. (Buckley, Leman, and Patterson recorded voting no.)

On behalf of Representative Geren, the chair moved **HB 3849** until the end of today's local, consent, and resolutions calendar.

On behalf of Representative Geren, the chair moved **HB 3850** until the end of today's local, consent, and resolutions calendar.

CSHB 4296 (by Burns), A bill to be entitled An Act relating to the use of dyed diesel fuel to operate a motor vehicle during and for a limited period following certain disasters. (Patterson recorded voting no.)

CSHB 1154 (by Jetton, Metcalf, C. Bell, et al.), A bill to be entitled An Act relating to a requirement that certain political subdivisions cause certain financial and operating information to be posted on an Internet website. (Patterson recorded voting no.)

CSHB 3849 (by Slawson and Anchia), A bill to be entitled An Act relating to the requirements for the regulation of state trust companies. (Biedermann, Patterson, Slaton, and Tinderholt recorded voting no.)

CSHB 3850 (by Slawson and Anchia), A bill to be entitled An Act relating to the regulation of state banks. (Biedermann, Patterson, and Slaton recorded voting no.)

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

ADJOURNMENT

Representative Geren moved that the house adjourn until 10:25 a.m. today.

The motion prevailed.

The house accordingly, at 10:24 a.m., adjourned until 10:25 a.m. today.

ADDENDUM

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Friday, April 23, 2021

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 77 Oliverson SPONSOR: Schwertner
Paying tribute to the lives of the physicians and other health care workers who passed away during the COVID-19 pandemic.

THE SENATE HAS PASSED THE FOLLOWING MEASURES:
LOCAL AND UNCONTESTED CALENDAR

SB 62 Zaffirini
Relating to permitting the Texas Ethics Commission to provide seminars and charge an attendance fee for those seminars.

SB 63 Nelson
Relating to the system for appraising property for ad valorem tax purposes.

SB 369 Kolkhorst
Relating to the requirement to submit a financial aid application as a condition of high school graduation for public school students.

SB 503 Miles
Relating to creating the criminal offense of failing to report abuse, neglect, or exploitation in boarding home facilities by certain persons.

SB 530 Huffman
Relating to the prosecution and punishment of the criminal offense of harassment; creating a criminal offense.

SB 552 Kolkhorst
Relating to an annual report regarding certain dog bites.

SB 655 Schwertner
Relating to the sale of distilled spirits to ultimate consumers by the holder of a distiller's and rectifier's permit.

SB 692 Zaffirini
Relating to access to certain financial records by the guardianship abuse, fraud, and exploitation deterrence program.

SB 764 Huffman
Relating to the operation of certain child-care facilities during an appeal of a suspension or denial of a license, certification, registration, or listing.

SB 801 Kolkhorst
Relating to the development of an agriculture education program for public elementary schools.

SB 839 Schwertner
Relating to the regulation of electric vehicle supply equipment; requiring an occupational registration; authorizing fees; authorizing an administrative penalty.

SB 906 Perry
Relating to the civil commitment of sexually violent predators.

SB 910 Schwertner
Relating to implementation options for community-based family preservation services and the provision of certain other health and human services by certain state agency contractors and to the repeal of a prior pilot program for family-based safety services.

SB 999 Hancock
Relating to county and municipal authority and a study regarding certain medical and health care billing by ambulance service providers.

SB 1028 Huffman
Relating to health benefit plan coverage for colorectal cancer early detection.

SB 1061 Zaffirini

Relating to background and criminal history checks for operators and employees of certain child-care facilities.

SB 1079 Campbell
Relating to monthly reports of certain activity of the Department of Family and Protective Services.

SB 1094 Creighton
Relating to the payment of apprenticeship education expenses using the state's programs for paying, prepaying, or saving toward the costs of attending an institution of higher education.

SB 1095 Creighton
Relating to notice regarding the availability to public school students of college credit and work-based education programs and subsidies for fees paid to take certain advanced placement tests.

SB 1168 Campbell
Relating to the authority of a municipality to impose a fine or fee in certain areas in the municipality's extraterritorial jurisdiction.

SB 1230 Taylor
Relating to establishing the Texas Commission on Community College Finance.

SB 1260 Birdwell
Relating to the authority of the Railroad Commission of Texas to contract for the treatment of and sell drill cuttings.

SB 1334 Hinojosa
Relating to the lease, rental, and donation to the United States of certain facilities relating to a toll bridge by certain counties and municipalities.

SB 1356 Hughes
Relating to the participation by members of nonprofit teacher organizations in a tutoring program for public school students and related retirement benefits for certain tutors participating in the program.

SB 1418 Schwertner
Relating to the compensation of the presiding judge of an early ballot voting board.

SB 1474 Perry
Relating to the I-27 Advisory Committee.

SB 1502 Buckingham
Relating to a determination by the Texas Medical Board of a physician's specialty board certification.

SB 1541 Zaffirini
Relating to the definition of business case for major information resources projects.

SB 1550 Nelson
Relating to airport police forces, including the authority to commission peace officers and the rights, privileges, and duties of those officers.

SB 1668 Hughes

Relating to licensing and examination requirements for persons engaged in liquefied petroleum gas activities.

SB 1679 Alvarado

Relating to the creation of an urban land bank by certain municipalities.

SB 1697 Paxton

Relating to allowing parents and guardians to elect for a student to repeat or retake a course or grade.

SB 1704 Blanco

Relating to the designation of the portion of United States Highway 54 in El Paso County as the Korean War Veterans Memorial Highway.

SB 1728 Schwertner

Relating to the equalization for road use consumption for alternatively fueled vehicles imposed at the time of registration or registration renewal; authorizing a fee.

SB 1783 Creighton

Relating to a fee collected by a landlord in lieu of a security deposit.

SB 1814 Seliger

Relating to oversize and overweight vehicle permits.

SB 1816 Seliger

Relating to certain temporary vehicle permits and tags.

SB 1901 Zaffirini

Relating to the authority of the secretary of state to order the performance of certain election functions.

SB 1923 Zaffirini

Relating to certain criminal court costs, fines, and fees.

SB 1925 Hughes

Relating to the publication of the record of voters who voted in an election.

SB 1936 Hughes

Relating to the beginning and ending possession times in certain standard possession orders in a suit affecting the parent-child relationship.

SB 1963 West

Relating to a transferability report card for certain public institutions of higher education.

Respectfully,
Patsy Spaw
Secretary of the Senate

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-SECOND DAY — FRIDAY, APRIL 23, 2021

The house met at 10:26 a.m. and was called to order by the speaker pro tempore.

The roll of the house was called and a quorum was announced present (Record 416).

Present — Mr. Speaker; Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody(C); Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Bell, C.; Goldman.

LEAVES OF ABSENCE GRANTED

On motion of Representative Geren and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

RULES SUSPENDED

Representative Geren moved to suspend all necessary rules to take up and consider at this time, on third reading and final passage, the bills on the local, consent, and resolutions calendar which were considered on the previous legislative day.

The motion prevailed.

MOTION FOR ONE RECORD VOTE

On motion of Representative Geren and by unanimous consent, the house agreed to use the first record vote taken for all those bills on the local, consent, and resolutions calendar that require a record vote on third reading and final passage, with the understanding that a member may record an individual vote on any bill with the journal clerk.

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR THIRD READING

The following bills which were considered on second reading on the previous legislative day on the local, consent, and resolutions calendar were laid before the house, read third time, and passed by the following record vote (members registering votes and the results of the vote are shown following the bill number).

(Record 417): 146 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Bell, C.; Goldman.

HB 632 (Allison, Biedermann, Buckley, Cain, Cason, Dean, Ellzey, Gates, Harris, Hull, Krause, Leman, Middleton, Patterson, Schaefer, Shaheen, Shine, Slaton, Swanson, Toth, Vasut, and Wilson - no) (124 - 22 - 2)

HB 765 (Patterson and Swanson - no) (144 - 2 - 2)

HB 792 (Allison, K. Bell, Cain, Dean, Gates, Harris, Krause, Middleton, Shine, Stucky, Swanson, Toth, Vasut, and Wilson - no) (132 - 14 - 2)

HB 912 (Oliverson and Spiller - no) (144 - 2 - 2)

HB 954 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Clardy, Dean, Harris, Hefner, Holland, Landgraf, Leman, Metcalf, Middleton, Murr, Patterson, Rogers, Shine, Slaton, Stucky, Swanson, and VanDeaver - no) (123 - 23 - 2)

HB 964 (Patterson and Ramos - no) (144 - 2 - 2)

HB 985 (Allison, Anderson, K. Bell, Bonnen, Burrows, Cain, Capriglione, Craddick, Dean, Gates, Harris, Landgraf, Leach, Leman, Middleton, Murphy, Murr, Noble, Oliverson, Parker, Patterson, Schaefer, Shaheen, Shine, Slawson, Smith, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (113 - 33 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1045 (Allison, Anderson, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Dean, Harris, Hefner, Krause, Leman, Metcalf, Middleton, Noble, Patterson, Sanford, Shine, Smith, Stucky, Toth, Vasut, and Wilson - no) (121 - 25 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1062

HB 1159 (Patterson - no) (145 - 1 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1181 (Patterson - no) (145 - 1 - 2)

HB 1240 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Dean, Ellzey, Gates, Harris, Hefner, Holland, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Rogers, Sanford, Schaefer, Shaheen, Shine, Slaton, Smith, Stucky, Toth, VanDeaver, Vasut, and Wilson - no) (111 - 35 - 2) (Leach and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1307 (Allison, K. Bell, Buckley, Cain, Clardy, Dean, Gates, Harris, Leman, Middleton, Rogers, Schaefer, Shaheen, Shine, Stucky, and Toth - no) (130 - 16 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1338 (Allison, Anderson, Ashby, K. Bell, Bonnen, Buckley, Burns, Capriglione, Clardy, Cook, Craddick, Darby, Dean, Ellzey, Gates, Harless, Harris, Hefner, Holland, Hull, Hunter, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murphy, Murr, Noble, Oliverson, Parker, Patterson, Paul, Rogers, Sanford, Shine, Slawson, Smith, Spiller, Stucky, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (99 - 47 - 2)

SB 44 (Biedermann - no) (145 - 1 - 2)

HB 1365 (Patterson - no) (145 - 1 - 2) (Anchia requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1443 (Cain, Dean, Gates, Harris, Krause, Middleton, Noble, Smith, Tinderholt, Toth, Vasut, and Wilson - no) (134 - 12 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1444 (Buckley, Cain, Cason, Dean, Gates, Harris, Hefner, Krause, Leman, Middleton, Murr, Schaefer, Shaheen, Slaton, Swanson, Toth, VanDeaver, Vasut, and Wilson - no) (127 - 19 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1496

HB 1558 (Allison, Anderson, Ashby, K. Bell, Buckley, Cain, Clardy, Dean, Ellzey, Gates, Harris, Holland, Krause, Leman, Middleton, Patterson, Shine, Slaton, Spiller, Stucky, Tinderholt, Toth, Vasut, and Wilson - no) (122 - 24 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1574

HB 1576 (Allison, Ashby, K. Bell, Buckley, Cain, Dean, Gates, Harris, Hefner, Krause, Leman, Middleton, Patterson, Schaefer, Shine, Slaton, Stucky, Toth, Vasut, and Wilson - no) (126 - 20 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1606 (Allison, Ashby, K. Bell, Buckley, Clardy, Cook, Leman, Noble, Patterson, Shine, Smith, Spiller, and Stucky - no) (133 - 13 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1685 (Allison, Anderson, K. Bell, Cain, Dean, Ellzey, Harris, Middleton, Patterson, Shine, Stucky, and Toth - no) (134 - 12 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1759 (Patterson - no) (145 - 1 - 2)

HB 1939 (Allison, K. Bell, Cain, Dean, Ellzey, Gates, Hefner, Krause, Middleton, Patterson, Schaefer, Shaheen, Shine, Stucky, Tinderholt, Toth, Vasut, and Wilson - no) (128 - 18 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1953 (Ashby, K. Bell, Biedermann, Buckley, Clardy, Leman, and Stucky - no) (139 - 7 - 2)

HB 2052 (Patterson - no) (145 - 1 - 2)

HB 2103 (Allison, Anderson, K. Bell, Biedermann, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Dean, Gates, Harris, Hefner, Krause, Leman, Middleton, Noble, Patterson, Schaefer, Shine, Slaton, Smith, Stucky, Toth, Vasut, and Wilson - no) (119 - 27 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2110 (Allison, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Dean, Ellzey, Gates, Harris, Hefner, Krause, Leman, Middleton, Patterson, Shine, Slaton, Stucky, Tinderholt, Toth, Vasut, and Wilson - no) (123 - 23 - 2)

SB 965 (Allison, K. Bell, Biedermann, Buckley, Cain, Clardy, Dean, Ellzey, Harris, Krause, Leman, Middleton, Patterson, Shine, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (126 - 20 - 2)

HB 2152 (Patterson - no) (145 - 1 - 2)

HB 2171 (Allison, K. Bell, Cain, Dean, Gates, Harris, Middleton, Schaefer, Shaheen, Shine, Stucky, Toth, Vasut, and Wilson - no) (132 - 14 - 2)

HB 2197 (Ramos - no) (145 - 1 - 2)

HB 2223 (Allison, K. Bell, Buckley, Cain, Clardy, Darby, Dean, Gates, Harris, Hefner, Krause, Leman, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Smith, Stucky, Swanson, Toth, and Vasut - no) (123 - 23 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2314 (Allison, Ashby, K. Bell, Buckley, Cain, Dean, Ellzey, Gates, Harris, Leman, Middleton, Patterson, Schaefer, Shine, Stucky, Toth, Vasut, and Wilson - no) (128 - 18 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2378 (Allison, Anderson, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cason, Cook, Craddick, Dean, Gates, Harris, Hefner, Holland, Hull, Hunter, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murphy, Murr, Noble, Oliverson, Parker, Patterson, Paul, Shine, Slaton, Slawson, Smith, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (101 - 45 - 2)

HB 2421 (Buckley, Clardy, Leman, Patterson, and Schaefer - no) (141 - 5 - 2)

HB 2430 (Patterson - no) (145 - 1 - 2)

HB 2749 (Allison, K. Bell, Cain, Cason, Dean, Harris, Middleton, Patterson, Shine, Stucky, Toth, Vasut, and Wilson - no) (133 - 13 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2792 (Patterson - no) (145 - 1 - 2)

HB 2819 (Biedermann, Buckley, Cason, Leman, Patterson, and Slaton - no) (140 - 6 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2840 (Ashby, K. Bell, Darby, Patterson, Shine, and Stucky - no) (140 - 6 - 2)

HB 2841 (Allison, Anderson, Ashby, K. Bell, Bonnen, Cain, Cook, Darby, Dean, Ellzey, Gates, Harris, Hefner, Krause, Middleton, Noble, Patterson, Sanford, Schaefer, Shaheen, Shine, Slaton, Smith, Stucky, Swanson, Toth, Vasut, and Wilson - no) (118 - 28 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3067

HB 3132 (Allison, K. Bell, Bonnen, Cain, Dean, Gates, Harris, Hefner, Krause, Middleton, Patterson, Shine, Stucky, Toth, Vasut, and Wilson - no) (130 - 16 - 2)

HB 3216 (Allison, K. Bell, Cain, Dean, Harris, Krause, Middleton, Shine, Stucky, Toth, Vasut, and Wilson - no) (134 - 12 - 2)

HB 3252

HB 3325 (Allison, K. Bell, Cain, Cason, Dean, Gates, Harris, Hefner, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Shine, Slaton, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (123 - 23 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3390 (Allison, K. Bell, Cain, Dean, Gates, Harris, Krause, Middleton, Shine, Stucky, Toth, Vasut, and Wilson - no) (133 - 13 - 2)

HB 3395 (Patterson - no) (145 - 1 - 2)

HB 3401 (Allison, K. Bell, Cain, Dean, Shine, Stucky, and Toth - no) (139 - 7 - 2)

HB 3428 (Tinderholt - no) (145 - 1 - 2)

HB 3442 (Patterson - no) (145 - 1 - 2)

HB 3457 (K. Bell, Buckley, Leman, Patterson, Stucky, and Tinderholt - no) (140 - 6 - 2)

HB 3568 (Bonnen, Burrows, Hefner, Metcalf, Murr, Patterson, and VanDeaver - no) (139 - 7 - 2)

HB 3644

HB 3706 (Hefner, Krause, Patterson, Toth, Vasut, and Wilson - no) (140 - 6 - 2)

HB 3769 (Buckley, Leman, and Patterson - no) (143 - 3 - 2)

HB 4296 (Patterson - no) (145 - 1 - 2)

HB 1154 (Patterson - no) (145 - 1 - 2)

HB 3849 (Biedermann, Patterson, Slaton, and Tinderholt - no) (142 - 4 - 2)

HB 3850 (Biedermann, Patterson, and Slaton - no) (143 - 3 - 2)

(Speaker in the chair)

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for the remainder of today because of important business in the district:

Campos on motion of Morales Shaw.

Hernandez on motion of Walle.

PROVIDING FOR A LOCAL, CONSENT, AND RESOLUTIONS CALENDAR

Representative Geren moved to set a local, consent, and resolutions calendar for 9 a.m. Friday, April 30.

The motion prevailed.

PROVIDING FOR A CONGRATULATORY AND MEMORIAL CALENDAR

Representative Guillen moved to set a congratulatory and memorial calendar for 9 a.m. Friday, April 30.

The motion prevailed.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 2262 ON SECOND READING (by Schofield)

CSHB 2262, A bill to be entitled An Act relating to the extended registration of certain fleet vehicles.

CSHB 2262 was read second time on April 15 and was postponed until 10 a.m. today.

Representative Schofield moved to postpone consideration of **CSHB 2262** until 10 a.m. Friday, April 30.

The motion prevailed.

HB 1195 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Geren called up with senate amendments for consideration at this time,

HB 1195, A bill to be entitled An Act relating to the franchise tax treatment of certain loans and grants made under the federal Coronavirus Aid, Relief, and Economic Security Act.

Representative Geren moved to concur in the senate amendments to **HB 1195**.

The motion to concur in the senate amendments to **HB 1195** prevailed by (Record 418): 143 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Anchia.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Campos; Goldman; Hernandez.

Absent — Davis.

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend **HB 1195** (senate committee printing) in SECTION 1 of the bill by striking added Section 171.10131(a), Tax Code (page 1, lines 32 through 48), and substituting the following:

(a) In this section, "qualifying loan or grant proceeds" means the amount of money received by a taxable entity that:

(1) is:

(A) a loan or grant under the Coronavirus Aid, Relief, and Economic Security Act (15 U.S.C. Section 9001 et seq.), as amended by the Paycheck Protection Program Flexibility Act of 2020 (Pub. L. No. 116-142), the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260), the American Rescue Plan Act of 2021 (Pub. L. No. 117-2), and the PPP Extension Act of 2021 (Pub. L. No. 117-6);

(B) a shuttered venue operator grant under Section 324 of the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260), as amended by Section 5005 of the American Rescue Plan Act of 2021 (Pub. L. No. 117-2);

(C) microloan program recovery assistance under Section 329 of the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260); or

(D) a grant from the restaurant revitalization fund established under Section 5003 of the American Rescue Plan Act of 2021 (Pub. L. No. 117-2); and

(2) is not included in the taxable entity's gross income for purposes of federal income taxation under:

(A) Section 276 or 278 of the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260); or

(B) Section 9672 or 9673 of the American Rescue Plan Act of 2021 (Pub. L. No. 117-2).

ADJOURNMENT

Representative Metcalf moved that the house adjourn until 10 a.m. Monday, April 26 in memory of Charlie Jackson Bullock of Magnolia.

The motion prevailed.

The house accordingly, at 10:40 a.m., adjourned until 10 a.m. Monday, April 26.

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 22

Agriculture and Livestock - **HB 3855**, **HB 3856**, **HB 3948**

Business and Industry - **HB 3746**, **SB 1203**, **SB 1523**

Corrections - **HB 721**, **HB 2036**, **HB 2331**, **HB 3621**

Criminal Jurisprudence - **HB 854**, **HB 2290**, **HB 3111**, **HB 3988**

Culture, Recreation, and Tourism - **HB 3584**, **HB 4204**

Elections - **HB 752**, **HB 1300**, **HB 1382**, **HB 1708**, **HB 1725**, **HB 4331**

Higher Education - **HB 4383**

Homeland Security and Public Safety - **HB 273**, **HB 781**, **HB 1757**, **HB 1758**, **HB 1838**, **HB 1938**, **HB 2112**, **HB 2169**, **HB 2214**, **HB 2366**, **HB 2650**, **HB 2706**, **HB 3452**, **HB 3712**

Human Services - **HB 4094**

Insurance - **HB 1588**, **HB 2504**, **HB 2885**, **HB 3618**, **HB 3923**, **HB 3924**, **SB 813**, **SB 918**

Judiciary and Civil Jurisprudence - **HB 674**, **HB 2086**, **HB 2406**, **HB 2441**, **HB 3126**, **HB 3221**, **HB 3338**, **HB 3394**, **HB 3984**, **HB 3986**

Juvenile Justice and Family Issues - **HB 2278**, **HB 2308**, **HB 3315**, **HB 4113**, **HB 4158**

Land and Resource Management - **HB 1591**, **HB 2235**, **HB 3199**, **HB 3385**, **HB 3817**, **HB 4570**, **HB 4578**, **HB 4580**, **HB 4582**, **HB 4583**, **HB 4586**, **HB 4594**, **HB 4596**, **HB 4600**, **HB 4602**, **HB 4609**, **HB 4611**

Licensing and Administrative Procedures - **HB 1560** (corrected)

Public Education - **HB 998**

Public Health - **HB 1097, HB 2676, HB 4139**

State Affairs - **HB 2667, HB 4492**

Transportation - **HB 1698, HB 2220, HB 3026, HB 3512, HB 3665, HB 4026**

Urban Affairs - **HB 1004, HB 1219, HB 1226, HB 1277, HB 1278, HB 1547, HB 1561, HB 3417**

Ways and Means - **HB 2345, HB 2535, HB 2626, HB 3021, HB 3097, HB 3217, HB 3343, HB 3777, HB 3971, HB 4072, HB 4103, HB 4315, SB 873**

ENGROSSED

April 22 - HB 8, HB 252, HB 275, HB 295, HB 978, HB 1276, HB 1293, HB 1341, HB 1441, HB 1525, HB 1635, HB 1694, HB 4136, HCR 51

SENT TO THE GOVERNOR

April 22 - HCR 78

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-THIRD DAY — MONDAY, APRIL 26, 2021

The house met at 10:14 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 419).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Campos; Ellzey; Herrero; Huberty; Morales Shaw; Tinderholt.

Absent — Landgraf.

The invocation was offered by Representative Raymond as follows:

Our Father, who art in heaven, hallowed be thy name. Thy kingdom come. Thy will be done, on earth as it is in heaven. Give us this day our daily bread, and forgive us our trespasses as we forgive those who trespass against us. Lead us not into temptation but deliver us from evil. For thine is the kingdom and the power and the glory, forever and ever. Amen.

The chair recognized Representative VanDeaver who led the house in the pledges of allegiance to the United States and Texas flags.

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for today and tomorrow because of important business:

Ellzey on motion of Harris.

The following members were granted leaves of absence for today because of important business in the district:

Campos on motion of C. Morales.

Herrero on motion of Hunter.

Morales Shaw on motion of C. Morales.

The following members were granted leaves of absence for today because of important business:

Huberty on motion of Murphy.

Tinderholt on motion of Biedermann.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 11).

(Speaker pro tempore in the chair)

ADDRESS BY SPEAKER PHELAN

The chair recognized Speaker Phelan who addressed the house, speaking as follows:

Members, I stand here before you today not as the speaker of the house but as a member of this body and as a former staff member of the Texas House. Recently, the Texas Department of Public Safety began investigating a report of a lobbyist drugging a legislative staffer during a meeting that took place off-site in recent weeks. These allegations shake our Capitol family to its core, and I am disgusted that this sort of predatory behavior is still taking place in and around our Capitol. We can and we must do better when it comes to changing the culture in this building. In this particular case, the victim has bravely come forward and chosen to pursue justice by contacting law enforcement, and we are going to allow the process to work exactly as it was intended.

In the meantime, I want to remind everyone who serves or works within the house of the rules and processes we have in place for reporting this sort of behavior in a confidential and official manner. We adopted House Rule 15 in a commitment to providing a safe and professional environment in which each individual is treated with respect. Pursuant to these rules and our housekeeping resolution, we have detailed policies and procedures in place that are designed to prevent harassment and appropriately address it if it occurs. The protocols are essential for conducting the legislative business of Texas. Members, officers, and employees of the house who have direct or personal knowledge of harassment in the workplace may file a complaint through the General Investigating Committee,

where confidential proceedings may then take place. For too long, the culture of the house has made victims of harassment feel as though they can't or shouldn't come forward because it might ruin their reputation or ruin their career. Victims shouldn't have to decide between their career and coming forward. That has to change.

To make it easier for an individual to confidently come forward and report harassment, today I am directing the General Investigating Committee to establish an e-mail hotline for the purpose of submitting reports or complaints of harassment in the workplace. Each house member will be provided with official office signage that includes this e-mail address and encourages members, staff, and visitors to report knowledge or experience of harassment taking place. In years past, we've also required sexual harassment prevention training to be completed virtually by members, staff, and house officers. I believe this training will be far more effective if it were conducted in person rather than through video, and I have instructed the House Administration Committee to begin the process of changing those protocols accordingly. This will apply to all sexual harassment training moving forward.

Members, this is just a start. We've come a long way but we haven't gone far enough, and we will continue to examine paths to protect our own. In this session alone, we've gone from talking about COVID-19 to the budget deficit to Winter Storm Uri and more. I find it infuriating that amid conversations about these monumental issues, I stand here today having to address these disgusting, detestable allegations that are a symptom of a culture that has been festering in this building for far too long. There's an active investigation underway, and we must let that process play out. However, this sort of behavior has no place in this Capitol, and moving forward, we can and will do better by listening to those who speak up, by protecting them when they come forward, by identifying smarter solutions, and by being mindful of the impacts that these very real scenarios have on people's lives. To the brave victims who have experienced these horrible, senseless acts: We hear you, we're behind you, and you have our commitment and our protection. Today, let's all renew our commitment to making sure that every single person who works so hard in this building feels safe and protected.

REMARKS ORDERED PRINTED

Representative S. Thompson moved to print remarks by Speaker Phelan.

The motion prevailed.

(Speaker in the chair)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Smithee on motion of Shine.

SB 13 - RECOMMITTED

Representative Paddie moved to recommit **SB 13** to the Committee on State Affairs.

The motion prevailed.

(Landgraf now present)

ADDRESS BY REPRESENTATIVE THIERRY

The chair recognized Representative Thierry who addressed the house, speaking as follows:

"Come to me, all you who are weary and burdened, and I will give you rest. Take my yoke upon you and learn from me, for I am gentle and humble in heart, and you will find rest for your souls. For my yoke is easy and my burden is light." (Matthew 11:28-30) Members, a memorial resolution was done on the resolutions calendar for my dad, Frederick Thierry, on Friday. And I had planned to give some remarks then, but I couldn't do it. I spoke with Sharon and the speaker and they were gracious enough to allow me to do it today.

Losing my father is one of the most difficult things I have gone through. And on standing up here today, I realize how fortunate I am to have had him as my dad. There are no words to express his influence on my life. I can assure you I would not be standing here today without my dad. It is through his discipline, his drive, his courage, his conviction, his compassion, that I was able to become the first black woman, the first woman, to be hired at one of the top ten law firms in the state out of law school and the only woman to hold the seat for Texas House District 146. My father was hardworking, strong, loving, and gentle. He loved his family so dearly. One of the biggest lessons I learned from my dad was hard work and perfectionism. He was a perfectionist.

Prior to him having heart trouble, which started last year, I could actually count on my hand the number of times my dad missed work. He was never sick. He retired from the City of Houston as a senior manager of logistics. He worked for over 60 years, retired, and then went back to work because he just didn't like sitting at home. He was beyond resilient and strong. He would set his alarm clock at 5 a.m. every morning even if he had nowhere to go. In March of last year, I had a primary opponent. My dad would go to the polls with the push cards for me, and he would be the first car parked at the polls. He was like, "I've got to get a good spot so I can catch 'em, baby, right when they're coming up. I've got to give them your card." And he was so good at it that candidates, other elected officials, started to call me and say, "I don't want to insult you, but can I pay your dad to work for me? He is so good. He's like flipping folks left and right." I'd say, "Sure, give him a call." He just took pride in everything he did.

Last October, some of you know this—Jared knows, Carl knows, Representative Dutton knows—my dad had to undergo a very risky heart surgery. They only give this procedure—it's called the LVAD; Dick Cheney had one—to maybe 800 people a year. And so my father was considered one of the special ones to get approved for this. He was very afraid to do it, but true to form, he played through the pain and operated by faith not fear. I'm grateful that he

survived the surgery. And I did have the privilege to be by his side for 30 more days in the ICU unit at Methodist. I've spoken with Jared about my grief and Representative Carl Sherman, who drove all the way to my district to attend my dad's funeral to speak. I spoke with Representative Burns who has been there as a confidante for me and shared with me how he had to cope with losing his dad during his second session. And I just want to thank you all for being understanding. It is really something that, no matter how old you are, you feel like a little bitty child again.

I told Jared recently—last week, I think—that I was disappointed and a little bit depressed because I don't get any of those little signs. Sometimes people say when someone passes away, you'll feel them or you'll see a butterfly or you'll see something. I told Jared, "I don't get anything. I don't see any symbol of my dad." I said, "And that's shocking to me, as close as we were." But if you'll just give me one more minute and indulge me, I got a letter mailed to me on Friday of last week. It's from a cousin that I've never met. And I just want to share it with you to also encourage any of you, uplift you who may need a positive testimony or a message that God is real:

"Dear Shawn: My wife and I want to gift you, your mom, and daughter this money order in hopes that it can help out in any way. It's not a campaign donation. We want nothing in return. I just want you to know that your father was an inspiration to the family. My aunt, who is still living, told me about him when I asked about him. She had nothing but great things and stories to share about him, especially his beautiful hair"—that was that beautiful head of hair. "Your father helped many people out. His nickname was 'Boy.' I think I was told that he was always a sharp and clean dresser, and he always told a joke or two. Unfortunately, I never even met him, but we're family. I grew up in Baton Rouge, and I was told that your dad really helped my dad out. For what, I have no idea. In return, we're sending this to you. Keep doing what you do, and I want you to know I'm proud to share your last name. Best wishes, Justus Christopher Thierry."

So members, I shouldn't have to have this to have a sign, but it did warm my heart and reaffirm that my dad is still out here watching over me and taking care of me just like all of you were here today. So I just want to thank you, and I appreciate every last one of you. And I ask that we all just try. This is why I've been wearing this dove of peace, because I know we have challenges and adversities in this house, but there are moments I believe that we can use grace and peace to lift each other up. Thank you, and thank you to my dad.

REMARKS ORDERED PRINTED

Representative Patterson moved to print remarks by Representative Thierry.

The motion prevailed.

FIVE-DAY POSTING RULE SUSPENDED

Representative Frank moved to suspend the five-day posting rule to allow the Committee on Human Services to consider **HB 4047** at 8 a.m. tomorrow in E2.030.

The motion prevailed.

Representative White moved to suspend the five-day posting rule to allow the Committee on Homeland Security and Public Safety to consider **SB 24** at 10:30 a.m. or upon final adjournment or recess or bill referral, if permission is granted, Thursday, April 29 in E2.030.

The motion prevailed.

Representative T. King moved to suspend the five-day posting rule to allow the Committee on Natural Resources to consider **HB 2194** at 8 a.m. tomorrow in JHR 120.

The motion prevailed.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 2189 ON SECOND READING
(by P. King, Craddick, Price, K. King, and C. Bell)

CSHB 2189, A bill to be entitled An Act relating to state contracts with and investments in certain companies that boycott energy companies.

CSHB 2189 was read second time on April 19 and was postponed until 10 a.m. today.

Representative P. King moved to postpone consideration of **CSHB 2189** until 10 a.m. Monday, May 3.

The motion prevailed.

HB 1380 ON SECOND READING
(by Longoria)

HB 1380, A bill to be entitled An Act relating to information technology purchased through the Department of Information Resources.

HB 1380 was read second time on April 20 and was postponed until 10 a.m. today.

Representative Rose moved to postpone consideration of **HB 1380** until 10 a.m. tomorrow.

The motion prevailed.

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 4492 ON SECOND READING
(by Paddie)

CSHB 4492, A bill to be entitled An Act relating to securitizing costs associated with electric markets; granting authority to issue bonds.

Representative Paddie moved to postpone consideration of **CSHB 4492** until 10 a.m. Wednesday, April 28.

The motion prevailed.

HB 1925 ON SECOND READING
(by Capriglione, Harless, Lucio, Geren, P. King, et al.)

HB 1925, A bill to be entitled An Act relating to prohibitions on camping in a public place; creating a criminal offense.

HB 1925 - POINT OF ORDER

Representative Israel raised a point of order against further consideration of **HB 1925** under Rule 4, Section 32(c), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

Amendment No. 1

Representative Capriglione offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) as follows:

(1) On page 1, line 15, between "without the" and "consent", insert "effective".

(2) On page 2, line 4, between "(b)" and the underlined period, insert the following:

, unless given to authorize the person to camp for:

(1) recreational purposes;

(2) purposes of housing or otherwise sheltering homeless individuals, if the property on which the camping occurs is subject to a plan approved under Subchapter PP, Chapter 2306, Government Code, and the camping occurs in a manner that complies with the plan; or

(3) purposes permitted by a beach access plan that has been approved under Section 61.015, Natural Resources Code, and the camping occurs in a manner that complies with the plan

(3) Strike page 2, lines 5-11, and reletter subsequent subsections of added Section 48.05, Penal Code, and any cross-references to those subsections accordingly.

(4) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Title 5, Civil Practice and Remedies Code, is amended by adding Chapter 115 to read as follows:

CHAPTER 115. LIABILITY TO STATE FOR DAMAGES CAUSED BY CERTAIN HOMELESS INDIVIDUALS

Sec. 115.001. DEFINITION. In this chapter, "camp" has the meaning assigned by Section 48.05, Penal Code.

Sec. 115.002. LIABILITY FOR DAMAGE TO STATE PROPERTY. (a) A political subdivision is liable to the state for the cost to repair damages occurring to property owned by the state and caused by homeless individuals camping:

(1) within the boundaries of the political subdivision;

(2) near or adjacent to the property; and

(3) consistently in an area to the extent that the political subdivision knows or should know that the area is regularly used for camping by homeless individuals.

(b) The attorney general may bring an action to enforce this section.

Sec. 115.003. GOVERNMENTAL IMMUNITY WAIVED. A political subdivision's governmental immunity to suit and from liability is waived to the extent of liability created by this chapter.

SECTION ____. Chapter 2306, Government Code, is amended by adding Subchapter PP to read as follows:

SUBCHAPTER PP. APPROVAL FOR PURCHASE OR USE CONVERSION OF PROPERTY TO HOUSE HOMELESS INDIVIDUALS

Sec. 2306.1121. APPROVAL. (a) A political subdivision may not purchase property to house homeless individuals unless the department approves a plan described by Section 2306.1122(b).

(b) A political subdivision may not convert the use of a property owned by the political subdivision to enable the property to house homeless individuals unless the department approves a plan that meets the requirements of Section 2306.1122(b).

(c) Not later than the 30th day after the date the department receives a plan submitted under this section, the department shall make a final determination regarding approval of the plan.

Sec. 2306.1122. PLAN REQUIREMENTS. (a) In this section, "proposed new residents" means homeless individuals the applicant intends to house at the property intended for purchase or conversion of use.

(b) A plan required by Section 2306.1121 must describe:

(1) the availability of local health care for proposed new residents, including access to Medicaid services and mental health services;

(2) the availability of indigent services for proposed new residents;

(3) the availability of reasonably affordable public transportation for proposed new residents;

(4) local law enforcement resources in the area of the property; and

(5) the steps the applicant has taken to coordinate with the local mental health authority to provide for any proposed new residents.

(c) An applicant shall respond to reasonable requests for additional information made by the department regarding the proposed property purchase or use conversion.

Sec. 2306.1123. NOTICE. A political subdivision that intends to purchase or convert property to house homeless individuals shall:

(1) post notice of the proposed use of the property at the property not later than the 61st day before the proposed date of purchase or conversion; and

(2) publish notice of the proposed purchase or conversion of the property for 10 consecutive days in a newspaper of general circulation in the county in which the property is located, with the first day being not later than the 61st day before the proposed date of purchase or conversion.

SECTION ____. Subchapter PP, Chapter 2306, Government Code, as added by this Act, applies only to a purchase or use conversion described by that subchapter that is not final on the effective date of this Act. A purchase or use conversion that was final before the effective date of this Act is governed by the law in effect when the purchase or use conversion was completed, and the former law is continued in effect for that purpose.

Amendment No. 1 - Point of Order

Representative Hinojosa raised a point of order against further consideration of Amendment No. 1 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane. The point of order was withdrawn.

Amendment No. 1 was withdrawn.

Amendment No. 2

Representative Capriglione offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) as follows:

(1) On page 1, line 15, between "without the" and "consent", insert "effective".

(2) On page 2, line 4, between "(b)" and the underlined period, insert the following:

, unless given to authorize the person to camp for:

(1) recreational purposes; or

(2) purposes permitted by a beach access plan that has been approved under Section 61.015, Natural Resources Code, and the camping occurs in a manner that complies with the plan

(3) Strike page 2, lines 5-11, and reletter subsequent subsections of added Section 48.05, Penal Code, and any cross-references to those subsections accordingly.

Amendment No. 2 was adopted.

Amendment No. 2 - Vote Reconsidered

Representative Capriglione moved to reconsider the vote by which Amendment No. 2 was adopted.

The motion to reconsider prevailed.

Amendment No. 2 was withdrawn.

Amendment No. 3

Representative Capriglione offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) as follows:

(1) On page 1, line 15, between "without the" and "consent", insert "effective".

(2) On page 2, line 4, between "(b)" and the underlined period, insert the following:

, unless given to authorize the person to camp for:

(1) recreational purposes; or

(2) purposes permitted by a beach access plan that has been approved under Section 61.015, Natural Resources Code, and the camping occurs in a manner that complies with the plan

Amendment No. 3 was adopted.

Representative Capriglione moved to postpone consideration of **HB 1925** until 2 p.m. today.

The motion prevailed.

CSHB 2000 ON SECOND READING
(by Huberty)

CSHB 2000, A bill to be entitled An Act relating to the funding of utility reliability and resiliency projects by the Texas Water Development Board; authorizing the issuance of revenue bonds.

Representative Harris moved to postpone consideration of **CSHB 2000** until 10 a.m. Wednesday, April 28.

The motion prevailed.

CONSTITUTIONAL AMENDMENTS CALENDAR
HOUSE JOINT RESOLUTIONS
SECOND READING

The following resolutions were laid before the house and read second time:

CSHJR 2 ON SECOND READING
(by Huberty)

CSHJR 2, A joint resolution proposing a constitutional amendment creating the State Utilities Reliability Fund and the State Utilities Reliability Revenue Fund to provide financial support for projects that enhance the reliability and resiliency of water, electric, and natural gas utilities, broadband providers, and power generation resources in this state.

Representative Harris moved to postpone consideration of **CSHJR 2** until 10 a.m. Wednesday, April 28.

The motion prevailed.

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

HB 217 ON SECOND READING
(by S. Thompson)

HB 217, A bill to be entitled An Act relating to postconviction forensic DNA testing.

HB 217 was passed to engrossment.

HB 3397 ON SECOND READING
(by Murphy)

HB 3397, A bill to be entitled An Act relating to contributions to the Employees Retirement System of Texas.

HB 3397 was passed to engrossment.

CSHB 3516 ON SECOND READING
(by T. King and Guillen)

CSHB 3516, A bill to be entitled An Act relating to the regulation of the recycling of oil and gas waste.

Amendment No. 1

Representative T. King offered the following amendment to **CSHB 3516**:

Amend **CSHB 3516** by striking all below the enacting clause and substituting the following:

SECTION 1. Section 122.004, Natural Resources Code, is amended to read as follows:

Sec. 122.004. COMMISSION RULES FOR TREATMENT AND BENEFICIAL USE. (a) The commission shall adopt rules to govern the treatment and beneficial use of oil and gas waste.

(b) Rules adopted under this section must:

(1) encourage fluid oil and gas waste recycling for beneficial purposes; and

(2) establish standards for the issuance of permits for commercial recycling of fluid oil and gas waste.

(c) In adopting rules under this section, the commission shall consider previously adopted rules for recycling fluid oil and gas waste.

(d) Rules adopted under this section for commercial recycling of fluid oil and gas waste must establish:

(1) minimum siting standards for fluid recycling pits;

(2) uniform technical, construction, and placement standards;

(3) uniform standards for estimating closure costs;

(4) minimum and maximum bonding and financial security amounts based on factors determined by the commission; and

(5) standards for sampling and analysis of fluid oil and gas waste.

(e) The commission shall approve or deny an application for a permit issued under rules adopted under this section not later than the 90th day after the date the complete application was received by the commission, unless a protest is filed with the commission, in which case the commission may extend the amount of time to approve or deny the application in order to allow for notice, public

comment, and a public hearing on the application. If the commission does not approve or deny the application before that date, the permit application is considered approved and the applicant may operate under the terms specified in the application for a period of one year.

(f) An application requesting a variance from the standards adopted under this section must be evaluated and determined to be substantially similar to previous variances approved by the commission.

SECTION 2. This Act takes effect September 1, 2021.

Amendment No. 1 was adopted.

CSHB 3516, as amended, was passed to engrossment.

HB 1783 ON SECOND READING
(by White)

HB 1783, A bill to be entitled An Act relating to the age of a child at which a juvenile court may exercise jurisdiction over the child and to the minimum age of criminal responsibility.

Amendment No. 1

Representative White offered the following amendment to **HB 1783**:

Amend **HB 1783** (house committee printing) as follows:

(1) On page 1, line 23, strike "13 [~~ten~~]" and substitute "10 [~~ten~~]".

(2) Strike SECTION 5 of the bill (page 3, lines 18-22) and substitute the following appropriately numbered SECTION:

SECTION ____. Chapter 54, Family Code, is amended by adding Section 54.021 to read as follows:

Sec. 54.021. WAIVER OF JURISDICTION FOR CHILD UNDER 13 YEARS OF AGE. (a) The juvenile court shall, before holding an adjudication hearing, hold a hearing without a jury to determine whether to waive its exclusive original jurisdiction over a child under 13 years of age.

(b) At a hearing under this section, the juvenile court shall consider whether:

(1) normal interventions by the child's parent, guardian, family, or school, or by child protective services or county family and youth services, will be sufficient to ensure the safety of the public and of the child;

(2) intervention by the court is warranted; and

(3) it is in the best interest of the child for the court to intervene.

(c) If the court elects not to waive its jurisdiction over a child in a hearing under this section, the court shall state the reasons for its decision in the order.

(d) If the court elects to waive its jurisdiction over a child in a hearing under this section, the court shall dismiss all charges against the child. The court shall refer the child to the person who conducted the preliminary investigation of the child under Section 53.01 for a referral for services described by Subsection (b)(1), as appropriate.

(3) On page 3, line 25, strike "13".

(4) On page 3, line 26, strike "[~~(A) 10~~]" and substitute "[~~(A)~~] 10".

Amendment No. 1 was adopted.

HB 1783, as amended, was passed to engrossment.

CSHB 1920 ON SECOND READING
(by Capriglione, Tinderholt, P. King, and White)

CSHB 1920, A bill to be entitled An Act relating to the offense of possessing a weapon in a secured area of an airport.

CSHB 1920 was passed to engrossment.

HB 2914 ON SECOND READING
(by C. Turner, Meza, and J. González)

HB 2914, A bill to be entitled An Act relating to the fee for emergency medical services in certain municipalities.

HB 2914 was passed to engrossment.

CSHB 3745 ON SECOND READING
(by Capriglione)

CSHB 3745, A bill to be entitled An Act relating to prohibitions in connection with the online sale of goods.

Representative C. Turner moved to postpone consideration of **CSHB 3745** until 2:05 p.m. today.

The motion prevailed.

CSHB 3853 ON SECOND READING
(by Anderson, Guillen, T. King, Ashby, K. King, et al.)

CSHB 3853, A bill to be entitled An Act relating to middle mile broadband service provided by an electric utility.

Amendment No. 1

Representative Anderson offered the following amendment to **CSHB 3853**:

Amend **CSHB 3853** (house committee printing) as follows:

(1) On page 2, between "unserved" and "areas", insert "and underserved" in each of the following places it appears:

(A) line 5;

(B) line 15; and

(C) line 19.

(2) On page 8, line 8, between "entity" and the period, insert ", unless the property owner protests the use as provided by this section".

(3) On page 14, lines 2 and 3, strike "the provision and maintenance of adequate, efficient, safe, reliable, and".

(4) Add the following appropriately numbered SECTION to the bill and renumber the SECTIONS of the bill accordingly:

SECTION ____. The Public Utility Commission of Texas is required to implement a provision of this Act only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the commission may, but is not required to, implement a provision of this Act using other appropriations that are available for that purpose.

Amendment No. 1 was adopted.

CSHB 3853, as amended, was passed to engrossment.

HB 956 ON SECOND READING
(by Dutton and Frullo)

HB 956, A bill to be entitled An Act relating to the places where certain knives are prohibited.

Representative Frullo moved to postpone consideration of **HB 956** until 10 a.m. tomorrow.

The motion prevailed.

HB 193 ON SECOND READING
(by Rose)

HB 193, A bill to be entitled An Act relating to the destruction of juvenile court records of victims of sex trafficking.

Amendment No. 1

Representative Rose offered the following amendment to **HB 193**:

Amend **HB 193** (house committee printing) as follows:

(1) Strike SECTION 1 of the bill (page 1, line 5, through page 2, line 4).

(2) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Chapter 54, Family Code, is amended by adding Section 54.12 to read as follows:

Sec. 54.12. TRAFFICKING VICTIM FINDING. (a) This section applies to a child who was referred to a juvenile probation department and whose records include conduct:

(1) that constitutes an offense under Section 43.02(a), Penal Code; and

(2) for which the defense under Section 43.02(d), Penal Code, applies.

(b) If applicable, the court shall enter a finding in the case of a child to whom this section applies stating that the child is a victim of trafficking.

SECTION ____. Subchapter C-1, Chapter 58, Family Code, is amended by adding Section 58.2552 to read as follows:

Sec. 58.2552. SEALING RECORDS WITH OR WITHOUT APPLICATION: TRAFFICKING VICTIM. (a) If a juvenile court enters a finding that a child is a victim of trafficking under Section 54.12, the court, on the court's own motion and without a hearing, shall immediately order the sealing of all records of the child that are related to the conduct described under that section.

(b) Notwithstanding Subsection (a), a child who is entitled to have records sealed under that subsection may file an application for the sealing of records related to the child's applicable conduct in the juvenile court served by the juvenile probation department to which the child was referred. The court may not charge a fee for filing the application, regardless of the form of the application. An application filed under this subsection must include the information required under Section 58.256(b).

(c) On receipt of an application under Subsection (b), the court shall immediately order the sealing of the child's records related to the applicable conduct without a hearing.

Amendment No. 1 was adopted.

HB 193, as amended, was passed to engrossment.

CSHB 541 ON SECOND READING
(by Patterson, Collier, Burrows, Hunter, Canales, et al.)

CSHB 541, A bill to be entitled An Act relating to certain claims for benefits, compensation, or assistance by certain public safety employees and survivors of certain public safety employees.

Amendment No. 1

Representative Patterson offered the following amendment to **CSHB 541**:

Amend **CSHB 541** (house committee report) on page 5, line 10, by striking "10" and substituting "14".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Patterson offered the following amendment to **CSHB 541**:

Amend **CSHB 541** (house committee report) on page 5, between lines 18 and 19, by inserting the following:

(d) Sections 409.009 and 409.0091, Labor Code, do not apply to a claim for compensation determined to be compensable or accepted by an insurance carrier as compensable using the presumption under this section. Notwithstanding this subsection, an injured employee may request reimbursement for health care paid by the employee as provided by rule of the division of workers' compensation of the Texas Department of Insurance.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Patterson offered the following amendment to **CSHB 541**:

Amend **CSHB 541** (house committee report) on page 7, between lines 11 and 12, by inserting the following:

(e) A rebuttal offered under this section to a presumption under Section 607.0545 may be based on evidence that a person with whom a detention officer, corrections employee, firefighter, peace officer, or emergency medical technician resides had a confirmed diagnosis of severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2) or coronavirus disease 2019 (COVID-19).

Amendment No. 3 was adopted.

Amendment No. 4

Representative C. Turner offered the following amendment to **CSHB 541**:

Amend **CSHB 541** (house committee report) as follows:

(1) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 409.022(d), Labor Code, is amended to read as follows:

(d) In this subsection, the terms "corrections employee," "detention officer," "emergency medical technician," "firefighter," and "peace officer" have the meanings assigned by Section 607.051, Government Code. In addition to the other requirements of this section, if an insurance carrier's notice of refusal to pay benefits under Section 409.021 is sent in response to a claim for compensation resulting from a corrections employee's, a detention officer's, an emergency medical technician's, a firefighter's, or a peace officer's disability or death for which a presumption is claimed to be applicable under Subchapter B, Chapter 607, Government Code, the notice must include a statement by the carrier that:

(1) explains why the carrier determined a presumption under that subchapter does not apply to the claim for compensation; and

(2) describes the evidence that the carrier reviewed in making the determination described by Subdivision (1).

(2) On page 7, strike lines 19 through 26 and substitute the following:

(b) Notwithstanding Subsection (a) of this section or Sections 409.003, 410.169, or 410.205, Labor Code, a person who on or after the date the governor declared a disaster under Chapter 418, Government Code, relating to SARS-CoV-2, coronavirus disease 2019 (COVID-19), but before the effective date of this Act, filed a claim for benefits, compensation, or assistance related to SARS-CoV-2, coronavirus disease 2019 (COVID-19), and whose claim was subsequently denied may, on or after the effective date of this Act, request in writing that the insurance carrier reprocess the claim and the changes in law made by this Act shall apply to that claim. A request to reprocess a claim as authorized by this subsection shall be filed not later than one year after the effective date of this Act.

(c) Not later than the 60th day after the date an insurance carrier receives a written request to reprocess a claim under Subsection (b) of this section, the insurance carrier shall reprocess the claim and notify the person in writing whether the carrier accepted or denied the claim. If the insurance carrier denies the claim, the notice must include information on the process for disputing the denial. The notice provided by the insurance carrier must use the notice provisions prescribed by the division of workers' compensation of the Texas Department of Insurance under Subsection (d) of this section.

(d) As soon as practicable after the effective date of this Act, the division of workers' compensation of the Texas Department of Insurance shall prescribe notice provisions for an insurance carrier to use when providing notice of the insurance carrier's acceptance or denial of a person's claim. The notice provisions must be clear and easily understandable.

Amendment No. 4 was adopted.

CSHB 541, as amended, was passed to engrossment.

HB 2812 ON SECOND READING
(by Murphy)

HB 2812, A bill to be entitled An Act relating to the creation of the disaster response loan fund and the permissible uses of that fund; making an appropriation.

Amendment No. 1

Representative Slaton offered the following amendment to **HB 2812**:

Amend **HB 2812** (house committee printing) by striking page 3, lines 1 through 3, and substituting the following:

subchapter if:

(1) the award would affect the political subdivision's receipt of federal money to which the political subdivision is eligible as a result of the disaster; or

(2) during the 12-month period preceding the date on which the political subdivision applies for the loan, the political subdivision directly or indirectly funded the legal defense against removal of a person who is not a citizen or national of the United States and is unlawfully present in the United States under the federal Immigration and Nationality Act (8 U.S.C. Section 1101 et seq.).

Amendment No. 1 - Point of Order

Representative Hernandez raised a point of order against further consideration of Amendment No. 1 under Rule 11, Section 2, of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER

on Amendment No. 1 to House Bill 2812

Announced in the House on April 26, 2021

Representative Hernandez raises a point of order against further consideration of the Slaton Amendment under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane.

The subject of the bill is the creation and administration of a disaster loan response fund. The bill prohibits the award of a loan from the fund to a political subdivision if that award would affect the subdivision's eligibility for certain federal aid. The Slaton Amendment would prohibit the award of a loan if the political subdivision took certain actions related to the defense of certain persons in removal proceedings under Federal law.

The burden of proof of the germaneness of an amendment rests upon its proponents. 87 H. Jour. 788 (2021). Here, the burden of proof was not met. *See* 47 H. Jour. 1123 (1941). The amendment is not related to the existing limitation in the bill because it is not of the same scope and effect. The amendment is not germane.

Accordingly, the point of order is well-taken and sustained.

The ruling precluded further consideration of Amendment No. 1.

A record vote was requested by Representative Slaton.

HB 2812 was passed to engrossment by (Record 420): 124 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick;

Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schaefer; Schofield; Sherman; Shine; Slawson; Smith; Spiller; Stephenson; Swanson; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Frullo; Hefner; Middleton; Patterson; Shaheen; Slaton; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Ellzey; Herrero; Huberty; Morales Shaw; Smithee; Tinderholt.

Absent — Goldman; Krause; Sanford; Stucky; Thierry; White.

STATEMENTS OF VOTE

When Record No. 420 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 420 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 420 was taken, I was temporarily out of the house chamber. I would have voted no.

Krause

When Record No. 420 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 420 was taken, I was excused because of important business in the district. I would have voted yes.

Morales Shaw

When Record No. 420 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 420 was taken, I was shown voting yes. I intended to vote no.

Slawson

HB 4422 ON SECOND READING
(by T. King)

HB 4422, A bill to be entitled An Act relating to the authority to request attorney general advice on questions relating to actions in which the state is interested.

Representative T. King moved to postpone consideration of **HB 4422** until 10 a.m. Monday, May 3.

The motion prevailed.

HB 2446 ON SECOND READING
(by Canales)

HB 2446, A bill to be entitled An Act relating to the reimbursement of expenses to certain counsel appointed to represent a defendant in a criminal proceeding.

HB 2446 was passed to engrossment.

HB 1256 ON SECOND READING
(by Ashby, Price, Rose, Minjarez, Stucky, et al.)

HB 1256, A bill to be entitled An Act relating to the allocation of certain revenue from mixed beverage gross receipts and sales taxes.

Amendment No. 1

Representatives Ashby, Burrows, and Frullo offered the following amendment to **HB 1256**:

Amend **HB 1256** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. This Act may be cited as the Judge Ruben G. Reyes Act.

Amendment No. 1 was adopted.

HB 1256, as amended, was passed to engrossment.

CSHB 2555 ON SECOND READING
(by Neave, Button, Collier, M. González, Meyer, et al.)

CSHB 2555, A bill to be entitled An Act relating to evidence to be included and tracked in the statewide electronic tracking system maintained for evidence of a sexual assault or other sex offense and to noncompliance with requirements imposed with respect to that evidence.

Amendment No. 1

Representative Neave offered the following amendment to **CSHB 2555**:

Amend **CSHB 2555** (house committee report) on page 1 as follows:

(1) On line 7, strike "Section 420.034(c), Government Code, is" and substitute "Sections 420.034(a) and (c), Government Code, are".

(2) Between lines 8 and 9, insert the following:

(a) For purposes of this section, "evidence" means evidence collected during the investigation of a [~~an alleged~~] sexual assault or other sex offense, including:

(1) evidence from an evidence collection kit used to collect and preserve evidence of a sexual assault or other sex offense; and

(2) other biological evidence of a sexual assault or other sex offense.

Amendment No. 1 was adopted.

CSHB 2555, as amended, was passed to engrossment.

CSHB 1647 ON SECOND READING
(by Walle and Crockett)

CSHB 1647, A bill to be entitled An Act relating to the confidentiality of eviction case information for evictions related to the COVID-19 pandemic.

Amendment No. 1

Representative Cain offered the following amendment to **CSHB 1647**:

Amend **CSHB 1647** (house committee report) by striking page 2, lines 17-20, and substituting the following:

(f) This section does not apply to an eviction case:

(1) based on actions of the tenant that create an imminent threat to the health or safety of the landlord, a member of the landlord's or tenant's household, other tenants, or neighbors; or

(2) that was dismissed because the tenant had vacated the leased property after the filing of the complaint but before trial.

A record vote was requested by Representative Gates.

Amendment No. 1 was adopted by (Record 421): 75 Yeas, 66 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Campos; Ellzey; Herrero; Huberty; Morales Shaw; Smithee; Tinderholt.

Absent — Smith.

STATEMENTS OF VOTE

When Record No. 421 was taken, I was shown voting no. I intended to vote yes.

Frullo

When Record No. 421 was taken, I was excused because of important business in the district. I would have voted no.

Morales Shaw

A record vote was requested by Representative Gates.

CSHB 1647, as amended, was passed to engrossment by (Record 422): 82 Yeas, 58 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Buckley; Bucy; Burns; Canales; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Muñoz; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Burrows; Button; Cain; Capriglione; Cason; Cook; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leman; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Spiller; Stucky; Swanson; Thompson, E.; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C); Dutton.

Absent, Excused — Campos; Ellzey; Herrero; Huberty; Morales Shaw; Smithee; Tinderholt.

Absent — Smith.

STATEMENTS OF VOTE

When Record No. 422 was taken, I was shown voting yes. I intended to vote no.

Buckley

When Record No. 422 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 422 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 422 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 422 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 422 was taken, I was shown voting yes. I intended to vote no.

Frullo

When Record No. 422 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 422 was taken, I was shown voting yes. I intended to vote no.

Meyer

When Record No. 422 was taken, I was excused because of important business in the district. I would have voted yes.

Morales Shaw

When Record No. 422 was taken, I was shown voting yes. I intended to vote no.

Shine

When Record No. 422 was taken, I was shown voting yes. I intended to vote no.

Stephenson

CSHB 3120 ON SECOND READING
(by Capriglione, Guillen, Patterson, and Button)

CSHB 3120, A bill to be entitled An Act relating to the eligibility of an injured employee for lifetime income benefits under the workers' compensation system.

Representative Stucky moved to postpone consideration of **CSHB 3120** until 2:10 p.m. today.

The motion prevailed.

HB 3023 ON SECOND READING
(by K. King and Guillen)

HB 3023, A bill to be entitled An Act relating to the eligibility of the Professional Bull Riders World Finals for funding under the Major Events Reimbursement Program.

Representative K. King moved to postpone consideration of **HB 3023** until the end of today's calendar.

The motion prevailed.

HB 3529 ON SECOND READING
(by Meyer)

HB 3529, A bill to be entitled An Act relating to consent for the use or possession of personal identifying information under the Identity Theft Enforcement and Protection Act.

HB 3529 was passed to engrossment.

HB 2879 ON SECOND READING
(by Landgraf)

HB 2879, A bill to be entitled An Act relating to notice required in connection with possessory liens on certain motor vehicles.

Amendment No. 1

Representatives Harless, Holland, Raney, and Cain offered the following amendment to **HB 2879**:

Amend **HB 2879** (house committee report) as follows:

(1) Strike the recital to SECTION 1 of the bill (page 1, lines 5 and 6) and substitute the following:

SECTION 1. Section 70.006, Property Code, is amended by amending Subsections (a) and (b-1) and adding Subsection (a-1) to read as follows:

(2) On page 1, strike lines 14 through 17, and substitute the following:

certificate of title. Subject to Subsection (a-1) [~~Not later than the 30th day after the date on which the charges accrue~~], a holder of a possessory lien on a

(3) On page 2, between lines 3 and (4), insert the following:

(a-1) A copy of the notice and information required to be filed with the county tax assessor-collector's office under Subsection (a) must be filed:

(1) for a motor vehicle that has a gross vehicle weight rating of less than 19,500 pounds, not later than the 30th day after the date on which the charges accrue; and

(2) for a motor vehicle that has a gross vehicle weight rating equal to or greater than 19,500 pounds, not later than the later of the 30th day after the date on which the charges accrue or the 30th day before the date of a proposed sale or disposition of the motor vehicle under Subsection (f) or (f-1).

Amendment No. 1 was adopted.

HB 2879, as amended, was passed to engrossment.

HB 3022 ON SECOND READING
(by Herrero and Collier)

HB 3022, A bill to be entitled An Act relating to the expunction of arrest records and files by a statutory county court.

HB 3022 was passed to engrossment.

CSHB 3614 ON SECOND READING
(by Cain)

CSHB 3614, A bill to be entitled An Act relating to a biennial report on state lending and credit support programs.

CSHB 3614 was passed to engrossment.

HB 3717 ON SECOND READING
(by Burns)

HB 3717, A bill to be entitled An Act relating to the sale of a water or sewer utility system by a municipality without an election.

HB 3717 was passed to engrossment.

CSHB 2093 ON SECOND READING
(by Cortez, Oliverson, et al.)

CSHB 2093, A bill to be entitled An Act relating to including certain licensed physician assistants in the definition of non-physician mental health professional for purposes of certain provisions applicable to non-physician mental health professionals.

CSHB 2093 was passed to engrossment.

HB 2448 ON SECOND READING
(by Canales)

HB 2448, A bill to be entitled An Act relating to the verification of the incarceration of an accused person in a criminal case for the purpose of discharging a surety's liability on a bail bond.

HB 2448 was passed to engrossment. (Leach recorded voting no.)

CSHB 4548 ON SECOND READING
(by Burns and Guillen)

CSHB 4548, A bill to be entitled An Act relating to the issuance of oversize or overweight permits for vehicles transporting agricultural commodities during or preceding a disaster.

CSHB 4548 was passed to engrossment.

HB 2631 ON SECOND READING
(by Krause, Leach, Cason, Collier, S. Thompson, et al.)

HB 2631, A bill to be entitled An Act relating to the use of in-custody informant testimony in a criminal trial.

Amendment No. 1

Representative Krause offered the following amendment to **HB 2631**:

Amend **HB 2631** (house committee report) on page 1 by striking lines 12 through 15 and substituting the following:

(2) "Benefit" means any of the following that are offered to or requested by an in-custody informant in exchange for testimony or that the informant could reasonably expect to receive in exchange for testimony:

(A) a reduction in sentence;

(B) immunity from prosecution; or

(C) any other form of leniency or special treatment.

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Krause and S. Thompson offered the following amendment to **HB 2631**:

Amend **HB 2631** (house committee report) as follows:

(1) On page 5, line 1, strike "except for good cause shown" and substitute "unless an extension of time has been granted under Section 5 of this article"

(2) On page 5, between lines 1 and 2, insert the following:

Sec. 5. CONTINUANCE. (a) The court shall, for sufficient cause shown, extend the time by which the attorney representing the state is required to provide notice under Section 3(a)(1) or provide information under Section 4(b).

(b) The court shall, for sufficient cause shown, continue an admissibility hearing under this article or continue the defendant's trial in accordance with Article 29.03 if the defendant or the attorney representing the state needs additional time to prepare for the admissibility hearing.

(c) An extension of time under Subsection (a) constitutes sufficient cause shown for continuing the admissibility hearing or the trial as described by Subsection (b) if the continuance is requested by the defendant.

(3) On page 5, line 2, strike "Sec. 5" and substitute "Sec. 6".

Amendment No. 2 was adopted.

Amendment No. 3

Representative Collier offered the following amendment to **HB 2631**:

Amend **HB 2631** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. This Act may be cited as the John Nolley Act.

Amendment No. 3 was adopted.

HB 2631, as amended, was passed to engrossment.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Anchia on motion of C. Turner.

CSHB 1005 ON SECOND READING
(by Leman, Collier, A. Johnson, Smith, and Hunter)

CSHB 1005, A bill to be entitled An Act relating to the requisites of a bail bond given by certain defendants and to conditions of release on bond for certain defendants.

CSHB 1005 was passed to engrossment.

HB 1763 ON SECOND READING
(by Oliverson, Hefner, Lucio, C. Bell, Raymond, et al.)

HB 1763, A bill to be entitled An Act relating to the contractual relationship between a pharmacist or pharmacy and a health benefit plan issuer or pharmacy benefit manager.

Amendment No. 1

Representative Lucio offered the following amendment to **HB 1763**:

Amend **HB 1763** (house committee report) as follows:

(1) Strike page 3, line 23, through page 4, line 6, and substitute "except in accordance with an audit performed under Subchapter F.".

(2) Strike page 6, lines 15 through 20.

(3) On page 6, line 22, strike "(a)".

(4) On page 6, line 25, strike "except as provided by Subsection (b),".

(5) On page 7, strike lines 11 through 21.

Amendment No. 1 was adopted.

HB 1763, as amended, was passed to engrossment.

CSHB 988 ON SECOND READING
(by Shine, Rodriguez, Lucio, Button, et al.)

CSHB 988, A bill to be entitled An Act relating to the administration of the system for appraising property for ad valorem tax purposes.

Amendment No. 1

Representative Shine offered the following amendment to **CSHB 988**:

Amend **CSHB 988** (house committee printing) on page 13 by striking lines 2 through 4 and substituting the following:

(n) An award under this section does not affect the property owner's right to:

(1) appeal the final determination of a protest by the appraisal review board under Chapter 42; or

(2) pursue any other legal or statutory remedy available to the property owner.

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Canales and Burrows offered the following amendment to **CSHB 988**:

Amend **CSHB 988** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Subchapter A, Chapter 6, Tax Code, is amended by adding Section 6.155 to read as follows:

Sec. 6.155. CERTAIN COMMUNICATIONS BY TAXING UNITS PROHIBITED; PENALTY. (a) A member of the governing body, officer, or employee of a taxing unit commits an offense if the person directly or indirectly communicates with the chief appraiser or another employee of the appraisal district in which the taxing unit participates for the purpose of influencing the value at which property in the district is appraised.

(b) An offense under this section is a state jail felony.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Bonnen offered the following amendment to **CSHB 988**:

Amend **CSHB 988** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering SECTIONS of the bill accordingly:

SECTION ____. Subchapter C, Chapter 41, Tax Code, is amended by adding Section 41.445 to read as follows:

Sec. 41.445. INFORMAL CONFERENCE BEFORE HEARING ON PROTEST. (a) The appraisal review board shall schedule an informal conference with the appraisal office for each property owner who files a notice of protest with the board, to be held before the hearing on the protest. Notice of the date, time, and location of the informal conference shall be delivered to the property owner with the notice of protest hearing required under Section 41.46.

(b) Except as provided by Subsection (c), the informal conference may not be scheduled to be held on the same day on which the hearing on the protest is scheduled to be held or during the five-day period preceding that date.

(c) On request made in writing by the property owner to the appraisal office with good cause shown, the appraisal office shall reschedule the informal conference for a later date that is before the date of the hearing on the protest. The rescheduling of the informal conference under this subsection does not require the delivery of additional written notice to the property owner. The appraisal office may reschedule the informal conference for a date during the five-day period described by Subsection (b) with the property owner's consent.

(d) The appraisal office shall cancel the informal conference if the property owner informs the appraisal office, in writing, that the property owner elects not to participate in the conference.

(e) The property owner's failure to appear at the informal conference does not prevent the appraisal review board from hearing the protest and issuing an order determining the protest.

SECTION ____. Section 41.45(b-1), Tax Code, is amended to read as follows:

(b-1) An appraisal review board shall conduct a hearing on a protest by telephone conference call if [~~:~~

[~~(1)~~] the property owner notifies the board that the property owner intends to appear by telephone conference call in the owner's notice of protest or by written notice filed with the board not later than the 10th day before the date of the hearing [~~; or~~

[~~(2) the board proposes that the hearing be conducted by telephone conference call and the property owner agrees to the hearing being conducted in that manner~~].

SECTION ____. Section 41.445, Tax Code, as added by this Act, and Section 41.45(b-1), Tax Code, as amended by this Act, apply only to a protest under Chapter 41, Tax Code, for which a notice of protest is filed by a property owner on or after the effective date of this Act. A protest under Chapter 41, Tax Code, for which a notice of protest is filed by a property owner before the effective date of this Act is governed by the law in effect on the date the notice of protest is filed, and the former law is continued in effect for that purpose.

Amendment No. 3 was adopted.

Amendment No. 4

Representative Lucio offered the following amendment to **CSHB 988**:

Amend **CSHB 988** (house committee report) as follows:

(1) Strike page 14, lines 14 through 18, and substitute the following appropriately numbered SECTION to the bill:

SECTION ____. (a) Except as provided by Subsection (b) of this section, this Act takes effect January 1, 2022.

(b) Sections 5.103, 5.104, 6.04, 6.052, 41.01, 41.461, and 41.66, Tax Code, as amended by this Act, and Section 41A.015, Tax Code, as added by this Act, take effect immediately if this Act receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, those sections of this Act take effect September 1, 2021.

(2) Add the following appropriately numbered SECTIONS to the bill:

SECTION ____. Section 11.253(a)(2), Tax Code, is amended to read as follows:

(2) "Goods-in-transit" means tangible personal property that:

(A) is acquired in or imported into this state to be forwarded to another location in this state or outside this state;

(B) is stored under a contract of bailment by a public warehouse operator at one or more public warehouse facilities in this state that are not in any way owned or controlled by the owner of the personal property for the account of the person who acquired or imported the property;

(C) is transported to another location in this state or outside this state not later than 175 days, or, if applicable, the greater number of days adopted by the taxing unit as authorized by Subsection (l), after the date the person acquired the property in or imported the property into this state; and

(D) does not include oil, natural gas, petroleum products, aircraft, dealer's motor vehicle inventory, dealer's vessel and outboard motor inventory, dealer's heavy equipment inventory, or retail manufactured housing inventory.

SECTION ____. Section 11.253, Tax Code, is amended by amending Subsections (e) and (g) and adding Subsection (l) to read as follows:

(e) In determining the market value of goods-in-transit that in the preceding year were stored in this state, the chief appraiser shall exclude the cost of equipment, machinery, or materials that entered into and became component parts of the goods-in-transit but were not themselves goods-in-transit or that were not transported to another location in this state or outside this state before the expiration of 175 days, or, if applicable, the greater number of days adopted by the taxing unit as authorized by Subsection (l), after the date they were brought into this state by the property owner or acquired by the property owner in this state. For component parts held in bulk, the chief appraiser may use the average length of time a component part was held by the owner of the component parts during the preceding year at a location in this state that was not owned by or under the control of the owner of the component parts in determining whether the component parts were transported to another location in this state or outside this state before the expiration of 175 days, or, if applicable, the greater number of days adopted by the taxing unit as authorized by Subsection (l).

(g) If the property owner or the chief appraiser demonstrates that the method provided by Subsection (d) significantly understates or overstates the market value of the property qualified for an exemption under Subsection (b) in the current year, the chief appraiser shall determine the market value of the goods-in-transit to be exempt by determining, according to the property owner's records and any other available information, the market value of those goods-in-transit owned by the property owner on January 1 of the current year, excluding the cost of equipment, machinery, or materials that entered into and became component parts of the goods-in-transit but were not themselves goods-in-transit or that were not transported to another location in this state or outside this state before the expiration of 175 days, or, if applicable, the greater number of days adopted by the taxing unit as authorized by Subsection (l), after the date they were brought into this state by the property owner or acquired by the property owner in this state.

(l) This subsection applies only to a taxing unit any part of which is located in an area designated a disaster area by a disaster declaration issued under Section 418.014 or 418.108, Government Code, that has not expired or otherwise been terminated. The governing body of a taxing unit, in the manner provided by law for official action, may extend the date by which goods-in-transit must be transported to another location in this state or outside this state to a date not later

than the 270th day after the date the person acquired the property in or imported the property into this state. An extension adopted by official action under this subsection applies only to:

(1) the exemption from ad valorem taxation by the taxing unit adopting the extension; and

(2) the tax year in which the extension is adopted.

SECTION ____. Section 23.55, Tax Code, is amended by adding Subsections (e-1) and (r) to read as follows:

(e-1) A property owner may request in writing that the chief appraiser determine whether a change of use of the property owner's land has occurred. The request must state the manner in which the property owner is currently using the land. Not later than the 90th day after the date the chief appraiser receives the request, the chief appraiser shall provide the property owner with a written determination that includes a description of the current use of the land and a statement as to whether the current use of the land has resulted in a change of use of the land. If the chief appraiser determines that a change of use of the land has not occurred, the chief appraiser may not later determine that a change of use of the land has occurred on the basis of the use described in the written determination.

(r) The sanctions provided by Subsection (a) do not apply to a change in the use of land if, after the change in use, the physical characteristics of the land remain consistent with the physical characteristics of the land during the period for which the land was eligible for appraisal under this subchapter.

SECTION ____. Section 25.02, Tax Code, is amended by adding Subsections (c), (d), (e), and (f) to read as follows:

(c) Each appraisal record must have a unique account number. If an appraisal district changes the account number of an appraisal record, the appraisal district must provide written notice of the change to the property owner as soon as practicable after the change and provide notice of the change in the next notice of appraised value of the property included in the record that is delivered to the property owner under Section 25.19.

(d) This subsection does not apply to an appraisal record for a residential property, for an improvement only, or for a property on which a delinquent tax is due. On the written request of a property owner, the chief appraiser shall combine contiguous parcels or tracts of the owner's real property into a single appraisal record. On the written request of a property owner, the chief appraiser shall separate identifiable segments of the owner's parcel or tract of real property into individual appraisal records.

(e) A property owner must make a request under Subsection (d) before January 1 of the tax year for which the requested change to the appraisal records is to be made. The request must contain a legal description as contained in a deed sufficient to describe the property subject to the request.

(f) If a chief appraiser refuses to combine parcels or tracts, or separate a parcel or tract, on request of a property owner under Subsection (d), the appraisal review board may order the requested change on a motion filed by the property owner under Section 25.25 or a protest filed under Chapter 41.

SECTION ____. Section 25.19, Tax Code, is amended by adding Subsections (m) and (n) to read as follows:

(m) The chief appraiser may not deliver a corrected or amended notice of appraised value later than June 1 for property for which a person files a rendition statement or property report as required by Chapter 22 unless the purpose of the notice is to:

(1) include omitted property; or

(2) correct a clerical error.

(n) As soon as practicable after delivering a notice required by this section to a property owner, the chief appraiser shall post the notice on the appraisal district's Internet website, if the appraisal district maintains a website, as part of the appraisal record pertaining to the property.

SECTION ____. Section 31.11(h), Tax Code, is amended to read as follows:

(h) This section does not apply to an overpayment caused by a change of exemption status or correction of a tax roll, including an overpayment received after a correction of a tax roll as a result of an appeal under Chapter 42. Such an overpayment is covered by Section 26.15 or 42.43, as applicable.

SECTION ____. Section 41.44(d), Tax Code, is amended to read as follows:

(d) A notice of protest is sufficient if it identifies the protesting property owner, including a person claiming an ownership interest in the property even if that person is not listed on the appraisal records as an owner of the property, identifies the property that is the subject of the protest, and indicates apparent dissatisfaction with some determination of the appraisal office. The notice need not be on an official form, but the comptroller shall prescribe a form that provides for more detail about the nature of the protest. The form must permit a property owner to include each property in the appraisal district that is the subject of a protest. The form must permit a property owner to request that the protest be heard by a special panel established under Section 6.425 if the protest will be determined by an appraisal review board to which that section applies and the property is included in a classification described by Section 6.425(b). The form must permit a property owner to request that the protest be heard by a single-member panel authorized by Section 41.45(b-4). The comptroller, each appraisal office, and each appraisal review board shall make the forms readily available and deliver one to a property owner on request.

SECTION ____. Section 41.45, Tax Code, is amended by adding Subsections (b-4) and (b-5) and amending Subsections (d), (d-2), and (d-3) to read as follows:

(b-4) An appraisal review board shall sit in a single-member panel to conduct a protest hearing under this section if the property owner requests that the hearing be conducted by a single-member panel:

(1) in the notice of protest; or

(2) in writing submitted to the board not later than the 10th day before the date of the hearing.

(b-5) If the recommendation of a single-member panel that conducts a hearing under Subsection (b-4) is not accepted by the appraisal review board, the board may refer the matter for rehearing to a single-member panel composed of a member who did not hear the original protest or the board may determine the protest.

(d) This subsection does not apply to a single-member panel established under Subsection (b-4) of this section or a special panel established under Section 6.425. An appraisal review board consisting of more than three members may sit in panels of not fewer than three members to conduct protest hearings. If the recommendation of a panel is not accepted by the board, the board may refer the matter for rehearing to a panel composed of members who did not hear the original protest or, if there are not at least three members who did not hear the original protest, the board may determine the protest.

(d-2) The determination of a protest heard by a panel under Subsection (b-4), (d), or (d-1) must be made by the board.

(d-3) The board must deliver notice of a hearing or meeting to determine a protest heard by a panel, or to rehear a protest, under Subsection (b-4), (d), or (d-1) in accordance with the provisions of this subchapter.

SECTION ____. Section 41.47, Tax Code, is amended by amending Subsection (c) and adding Subsection (d-1) to read as follows:

(c) If the protest is of the determination of the appraised value of the owner's property, the appraisal review board must state in the order the appraised value of the property, listed separately in the case of real property as the appraised value of the land and the appraised value of any improvement to the land as allocated by the chief appraiser:

(1) as shown in the appraisal records submitted to the board by the chief appraiser under Section 25.22 or 25.23; and

(2) as finally determined by the board.

(d-1) This subsection applies only to an appraisal district established in a county with a population of 120,000 or more. The requirements of this subsection are in addition to the requirements of Subsection (d). On written request submitted to the chief appraiser, the chief appraiser shall deliver by e-mail, in the manner provided by this subsection, a copy of the notice of issuance of the order and a copy of the order required by Subsection (d) if the property subject to the order is not the subject of an agreement under Section 1.085. A request under this subsection may be submitted only by the property owner whose property is subject to the protest for which the order is issued, an attorney representing the property owner, or an individual designated by the property owner under Section 1.111. A person may include in a single request more than one property owned by the same property owner or multiple properties owned by multiple property owners. A person may submit more than one request. A person submitting a request must indicate in the request that the chief appraiser must make the delivery to the property owner, an attorney representing the property owner, an individual designated by the property owner under Section 1.111, or a combination of those persons. A person must submit a request before the protest hearing relating to each property included in the request. The chief appraiser shall

deliver, as provided by this subsection, a copy of the notice of issuance of the order and a copy of the order required by Subsection (d) not later than the 21st day after the date the appraisal review board issues the order.

SECTION ____. Section 42.01, Tax Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) A property owner may not appeal separately the portion of an order of an appraisal review board determining the appraised value of land or the portion of the order determining the appraised value of an improvement to the land if the order determined the appraised value of both.

SECTION ____. Section 42.015(a), Tax Code, is amended to read as follows:

(a) A person leasing property who is contractually obligated to reimburse the property owner for taxes imposed on the property is entitled to appeal an order of the appraisal review board determining a protest relating to the property:

(1) brought by the person under Section 41.413; or

(2) brought by the property owner if the property owner does not appeal the order.

SECTION ____. Section 42.23(e), Tax Code, is amended to read as follows:

(e) For purposes of Subsection (d), a property owner may designate a cause of action under Section 42.25 or 42.26 as the basis for an appeal, but may not designate a cause of action under both sections as the basis for the appeal. Discovery regarding a cause of action that is not specifically designated by the property owner under Subsection (d) shall be conducted as provided by the Texas Rules of Civil Procedure. A [~~The~~] court may not enter an order, including a protective order [~~to modify the provisions of this subsection~~] under Rule 192.6 of the Texas Rules of Civil Procedure, that conflicts with Subsection (d).

SECTION ____. Section 11.253, Tax Code, as amended by this Act, applies only to a tax year beginning on or after January 1, 2022.

SECTION ____. Section 25.19, Tax Code, as amended by this Act, applies only to a notice of appraised value for a tax year beginning on or after January 1, 2022.

SECTION ____. Sections 41.45 and 41.47, Tax Code, as amended by this Act, apply only to a protest under Chapter 41, Tax Code, for which a notice of protest is filed on or after January 1, 2022.

SECTION ____. Sections 42.01, 42.015, and 42.23, Tax Code, as amended by this Act, apply only to an appeal under Chapter 42, Tax Code, that is filed on or after January 1, 2022.

(3) Renumber SECTIONS of the bill as appropriate.

Amendment No. 4 was adopted.

CSHB 988, as amended, was passed to engrossment.

HB 1281 ON SECOND READING
(by Wilson)

HB 1281, A bill to be entitled An Act relating to the operation of certain low-powered vehicles.

HB 1281 was passed to engrossment.

HB 582 ON SECOND READING
(by Cole, Toth, VanDeaver, Howard, Lopez, et al.)

HB 582, A bill to be entitled An Act relating to the exemption of tuition and laboratory fees at public institutions of higher education for certain paramedics.

HB 582 was passed to engrossment.

CSHB 148 ON SECOND READING
(by Toth, Craddick, Collier, and Leman)

CSHB 148, A bill to be entitled An Act relating to the limitations period for certain offenses involving dating or family violence.

Amendment No. 1

Representative Craddick offered the following amendment to **CSHB 148**:

Amend **CSHB 148** (house committee report) as follows:

(1) On page 4, strike lines 13-15, and substitute the following:

(F) assault under Section 22.01, Penal Code, if the assault was committed against a person whose

(2) On page 4, line 17, following the underlined semicolon, strike "or".

(3) On page 4, line 19, following the underlined semicolon, insert the following:

or

(H) aggravated assault under Section 22.02, Penal Code;

Amendment No. 1 was adopted.

CSHB 148, as amended, was passed to engrossment.

HB 1153 ON SECOND READING
(by Vo)

HB 1153, A bill to be entitled An Act relating to the applicability of the Texas Fair Housing Act to certain sales and rentals.

HB 1153 was passed to engrossment.

CSHB 4344 ON SECOND READING
(by Jetton)

CSHB 4344, A bill to be entitled An Act relating to the dismissal of a complaint filed with the State Commission on Judicial Conduct.

Amendment No. 1

Representative Jetton offered the following amendment to **CSHB 4344**:

Amend **CSHB 4344** (house committee printing) on page 1 of the bill as follows:

(1) On line 11, strike "455th" and substitute "365th".

(2) On lines 14 and 15, strike ", including a need for further investigation,".

Amendment No. 1 was adopted.

CSHB 4344, as amended, was passed to engrossment.

(Goldman in the chair)

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

HB 1925 ON SECOND READING
(by Capriglione, Harless, Lucio, Geren, P. King, et al.)

HB 1925, A bill to be entitled An Act relating to prohibitions on camping in a public place; creating a criminal offense.

HB 1925 was read second time earlier today, amendments were offered and disposed of, and **HB 1925** was postponed until this time.

Amendment No. 4

Representatives Moody and Collier offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) as follows:

(1) On page 2, between lines 23 and 24, insert the following:

(h) If the person is arrested or detained solely for an offense under this section, a peace officer enforcing this section shall ensure that all of the person's personal property not designated as contraband under other law is preserved by:

(1) permitting the person to remove all the property from the public place at the time of the person's departure; or

(2) taking custody of the property and allowing the person to retrieve the property after the person is released from custody.

(i) A fee may not be charged for the storage or release of property under Subsection (h)(2).

(2) On page 3, between lines 21 and 22, insert the following appropriately lettered subsection:

(____) This section does not prohibit a policy that encourages diversion or a provision of services in lieu of citation or arrest.

Amendment No. 4 was adopted.

Amendment No. 5

Representative Ramos offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) on page 1, line 11-12, by striking "sleeping bag, bedroll, blankets, or any form of shelter, other than clothing," and substituting "or any form of semi-permanent shelter".

A record vote was requested by Representative Cason.

Amendment No. 5 failed of adoption by (Record 423): 63 Yeas, 75 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bonnen; Bowers; Bucy; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody;

Morales, C.; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Geren; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Campos; Ellzey; Herrero; Huberty; Morales Shaw; Smithee; Tinderholt.

Absent — Gates; Slawson.

STATEMENTS OF VOTE

When Record No. 423 was taken, I was shown voting yes. I intended to vote no.

Bonnen

When Record No. 423 was taken, I was in the house but away from my desk. I would have voted no.

Gates

When Record No. 423 was taken, I was excused because of important business in the district. I would have voted yes.

Morales Shaw

When Record No. 423 was taken, my vote failed to register. I would have voted no.

Slawson

Amendment No. 6

Representative J. Turner offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) by striking page 1, lines 10-13, and substituting the following appropriately numbered subdivision and renumbering subsequent subdivisions of added Section 48.05(a), Penal Code, accordingly:

(____) "Shelter" includes a tent, tarpaulin, lean-to, sleeping bag, bedroll, blankets, cardboard, or any other form of makeshift shelter intended to protect a person from weather conditions that threaten personal health and safety. The term does not include:

(A) a supervised publicly or privately operated facility that is designated by a political subdivision as a homeless or emergency shelter with a structure designed to provide temporary living accommodations for individuals who lack a fixed, regular, and adequate residence while providing them with social services and other assistance to find a home; or

(B) clothing or any handheld device.

Amendment No. 6 was adopted.

Amendment No. 7

Representatives Bernal and S. Thompson offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) on page 2, between lines 23 and 24, by inserting the following:

(h) Except as provided by Subsection (i), before or at the time a peace officer arrests or issues a citation to a person for an offense under this section, the peace officer must make a reasonable effort to:

(1) advise the person of an alternative place at which the person may lawfully camp; and

(2) contact, if reasonable and appropriate, an appropriate official of the political subdivision or nonprofit organization in which the public place is located and request the official to:

(A) provide information regarding human trafficking; and

(B) provide any other services that would reduce the likelihood of the person suspected of committing the offense continuing to camp in the public place.

(i) Subsection (h) does not apply if the peace officer determines there is an imminent threat to the health or safety of any person to the extent that compliance with that subsection is impracticable.

Amendment No. 7 was adopted.

Amendment No. 8

Representative Goodwin offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) on page 3, between lines 14 and 15, by inserting the following:

Sec. 364.0015. NONAPPLICABILITY. This chapter does not apply to a municipality or county, or any local entity associated with the municipality or county, that is:

(1) providing temporary or permanent shelter to at least 75 percent of the municipality's or county's population of homeless individuals, as determined based on the most recent point-in-time homeless census applicable to the municipality or county; or

(2) administering programs that consistently increase, from one year to the next, the percentage of homeless individuals in the municipality or county who are provided temporary or permanent shelter as described by Subdivision (1), if the percentage of homeless individuals provided shelter is less than the percentage specified by that subdivision.

Amendment No. 8 was withdrawn.

Amendment No. 9

Representative Crockett offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____. Article 45.014, Code of Criminal Procedure, is amended by adding Subsection (h) to read as follows:

(h) A justice or judge may not issue an arrest warrant for the defendant's failure to appear at the initial court setting, including failure to appear as required by a citation issued under Article 14.06(b), if the offense for which the defendant failed to appear is an offense under Section 48.05, Penal Code.

SECTION ____. Article 45.045, Code of Criminal Procedure, is amended by adding Subsection (d) to read as follows:

(d) The court may not issue a capias pro fine for the defendant's failure to satisfy the judgment according to its terms if the judgment is for an offense under Section 48.05, Penal Code.

A record vote was requested by Representative Cason.

Amendment No. 9 failed of adoption by (Record 424): 61 Yeas, 79 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Campos; Ellzey; Herrero; Huberty; Morales Shaw; Smithee; Tinderholt.

STATEMENT OF VOTE

When Record No. 424 was taken, I was shown voting no. I intended to vote yes.

Romero

Amendment No. 10

Representative Crockett offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) as follows:

(1) Strike SECTION 2 of the bill (page 2, line 24, through page 4, line 14).

(2) Add the following appropriately numbered SECTION to the bill and renumber the SECTIONS of the bill accordingly:

SECTION ____. Subchapter B, Chapter 45, Code of Criminal Procedure, is amended by adding Articles 45.02161 and 45.0219 to read as follows:

Art. 45.02161. EXPUNCTION OF CERTAIN RECORDS RELATED TO PROHIBITED CAMPING. (a) This article applies only to a person charged with an offense under Section 48.05, Penal Code.

(b) Records of a person relating to a complaint may be expunged under this article only if:

(1) the complaint was dismissed under Article 45.051 or 45.052 or other law; or

(2) the person was acquitted of the offense.

(c) On dismissal or acquittal of the offense, as described by Subsection (b), the court shall order all complaints, verdicts, sentences, and prosecutorial and law enforcement records and any other documents relating to the offense expunged from the person's record if the court finds that the person satisfies the requirements of this article.

(d) A person entitled to expunction under this article is not required to pay any fee or cost for an expunction under this article.

Art. 45.0219. CONFIDENTIAL RECORDS RELATED TO PROHIBITED CAMPING. (a) Except as provided by Subsection (b), all records and files, including those held by law enforcement, and information stored by electronic means or otherwise, from which a record or file could be generated, relating to a person arrested for or convicted of an offense under Section 48.05, Penal Code, are confidential and may not be disclosed to the public.

(b) Information subject to Subsection (a) may be open to inspection only by:

(1) judges or court staff;

(2) a criminal justice agency for a criminal justice purpose, as those terms are defined by Section 411.082, Government Code;

(3) the Department of Public Safety;

(4) an attorney for a party to the proceeding;

(5) the defendant; or

(6) if the defendant is a minor or otherwise has a court-appointed guardian or managing conservator, the defendant's parent, guardian, or managing conservator.

A record vote was requested by Representative Cason.

Amendment No. 10 failed of adoption by (Record 425): 62 Yeas, 77 Nays, 2 Present, not voting.

Yeas — Beckley; Bernal; Bowers; Bucy; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Campos; Ellzey; Herrero; Huberty; Morales Shaw; Smithee; Tinderholt.

Absent — Parker.

Amendment No. 11

Representative Dutton offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee printing) on page 2, line 12, by inserting the following after the underlined period:
The fine imposed for a violation of this section may not exceed $5.

A record vote was requested by Representative Cason.

Amendment No. 11 failed of adoption by (Record 426): 60 Yeas, 78 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.;

Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Frank; Frullo; Gates; González, J.; González, M.; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Campos; Ellzey; Herrero; Huberty; Morales Shaw; Smithee; Tinderholt.

Absent — Dean; Guillen.

STATEMENTS OF VOTE

When Record No. 426 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 426 was taken, I was in the house but away from my desk. I would have voted no.

Guillen

Amendment No. 12

Representative Dutton offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly.

SECTION ____. Article 14.06, Code of Criminal Procedure, is amended by adding Subsection (b-1) to read as follows:

(b-1) A citation under Subsection (b) for an offense under Section 48.05, Penal Code, is void if the citation does not contain the correct address for the person to whom the citation is issued.

A record vote was requested by Representative Cason.

Amendment No. 12 failed of adoption by (Record 427): 62 Yeas, 77 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody;

Morales, C.; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Gates; Geren; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Campos; Ellzey; Herrero; Huberty; Morales Shaw; Smithee; Tinderholt.

Absent — King, K.

HB 1925 - POINT OF ORDER

Representative Deshotel raised a point of order against further consideration of **HB 1925** under Rule 4, Section 18(b), and Rule 4, Section 32(b)(10), of the House Rules on the grounds that the witness lists attached to the committee minutes and committee report are inaccurate. The point of order was withdrawn.

HB 1925 - RECOMMITTED

Representative Capriglione moved to recommit **HB 1925** to the Committee on State Affairs.

The motion prevailed.

CSHB 3745 ON SECOND READING (by Capriglione)

CSHB 3745, A bill to be entitled An Act relating to prohibitions in connection with the online sale of goods.

CSHB 3745 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Capriglione offered the following amendment to **CSHB 3745**:

Amend **CSHB 3745** (house committee report) as follows:

(1) On page 1, line 9, strike "A" and substitute "For commercial purposes, a".

(2) On page 1, line 9, strike "method,".

(3) On page 2, line 1, strike "or about to violate".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Capriglione offered the following amendment to **CSHB 3745**:

Amend **CSHB 3745** (house committee report) as follows:

(1) On page 1, line 17, strike "or".

(2) On page 1, between lines 17 and 18, insert the following:

(4) allows for the unauthorized access to or identification of gift card information, including gift card numbers and gift card personal identification numbers; or

(3) On page 1, line 18, strike "(4)" and substitute "(5)".

Amendment No. 2 was adopted.

CSHB 3745, as amended, was passed to engrossment.

CSHB 3120 ON SECOND READING
(by Capriglione, Guillen, Patterson, and Button)

CSHB 3120, A bill to be entitled An Act relating to the eligibility of an injured employee for lifetime income benefits under the workers' compensation system.

CSHB 3120 was read second time earlier today and was postponed until this time.

CSHB 3120 was passed to engrossment.

HB 3023 ON SECOND READING
(by K. King and Guillen)

HB 3023, A bill to be entitled An Act relating to the eligibility of the Professional Bull Riders World Finals for funding under the Major Events Reimbursement Program.

HB 3023 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative K. King offered the following amendment to **HB 3023**:

Amend **HB 3023** (house committee report) on page 1 of the bill by striking line 17 and substituting the following:

(F) the [~~a~~] Formula One United States Grand Prix [~~automobile race~~];

Amendment No. 1 was adopted.

Amendment No. 2

On behalf of Representative Ellzey, Representative Clardy offered the following amendment to **HB 3023**:

Amend **HB 3023** (house committee report) as follows:

(1) Strike page 2, line 19, through page 3, line 8, and substitute the following:

(S) the National Hot Rod Association Fall Nationals at the Texas Motorplex;

(T) a national political convention of the Republican National Committee or the Democratic National Committee;

(U) [~~(T)~~] an Olympic activity, including a Junior or Senior activity, training program, or feeder program sanctioned by the United States Olympic Committee's Community Olympic Development Program;

(V) [~~(U)~~] a presidential general election debate;

(W) the Professional Bull Riders World Finals;

(X) [~~(V)~~] the Professional Rodeo Cowboys Association National Finals Rodeo;

(Y) [~~(W)~~] a Super Bowl;

(Z) [~~(X)~~] the United States Open Championship;

(AA) [~~(Y)~~] a World Cup soccer game or the World Cup soccer tournament;

(BB) [~~(Z)~~] the World Games; or

(CC) [~~(AA)~~] the X Games.

(2) On page 4, strike lines 5 through 13 and substitute the following:

(S) the National Hot Rod Association;

(T) Professional Bull Riders, LLC;

(U) the Professional Rodeo Cowboys Association;

(V) [~~(T)~~] the Republican National Committee;

(W) [~~(U)~~] the Ultimate Fighting Championship;

(X) [~~(V)~~] the United States Golf Association;

(Y) [~~(W)~~] the United States Olympic Committee; or

(Z) [~~(X)~~] the national governing body of a sport that is recognized by:

(Speaker in the chair)

Amendment No. 2 was adopted.

Amendment No. 3

Representatives Meyer and Holland offered the following amendment to **HB 3023**:

Amend **HB 3023** (house committee printing) as follows:

(1) Strike page 1, line 18, through page 3, line 8, and substitute the following:

(G) the Ladies Professional Golf Association (LPGA) Championship tournament;

(H) the largest event held each year at a sports entertainment venue in this state with a permanent seating capacity, including grandstand and premium seating, of at least 125,000;

(I) [~~(H)~~] the Major League Baseball All-Star Game;

(J) [~~(I)~~] the Major League Soccer All-Star Game or the Major League Soccer Cup;

(K) [~~(J)~~] a mixed martial arts championship;

(L) [~~(K)~~] the Moto Grand Prix of the United States;

(M) [~~(L)~~] the National Association for Stock Car Auto Racing (NASCAR):

(i) All-Star Race; or

(ii) season-ending Championship Race;

(N) [~~(M)~~] the National Basketball Association All-Star Game;

(O) [~~(N)~~] a National Collegiate Athletic Association Final Four tournament game;

(P) [~~(O)~~] the National Collegiate Athletic Association men's or women's lacrosse championships;

(Q) [~~(P)~~] a national collegiate championship of an amateur sport sanctioned by the national governing body of the sport that is recognized by the United States Olympic Committee;

(R) [~~(Q)~~] the National Cutting Horse Association Triple Crown;

(S) [~~(R)~~] the National Hockey League All-Star Game;

(T) [~~(S)~~] a national political convention of the Republican National Committee or the Democratic National Committee;

(U) [~~(T)~~] an Olympic activity, including a Junior or Senior activity, training program, or feeder program sanctioned by the United States Olympic Committee's Community Olympic Development Program;

(V) [~~(U)~~] a presidential general election debate;

(W) the Professional Bull Riders World Finals;

(X) the Professional Golfers' Association (PGA) Championship;

(Y) [~~(V)~~] the Professional Rodeo Cowboys Association National Finals Rodeo;

(Z) the Ryder Cup;

(AA) the Senior Professional Golfers' Association (PGA) Championship;

(BB) [~~(W)~~] a Super Bowl;

(CC) [~~(X)~~] the United States Open Championship;

(DD) [~~(Y)~~] a World Cup soccer game or the World Cup soccer tournament;

(EE) [~~(Z)~~] the World Games; or

(FF) [~~(AA)~~] the X Games.

(2) Strike page 3, line 22, through page 4, line 19, and substitute the following:

(K) the Ladies Professional Golf Association (LPGA);

(L) Major League Baseball;

(M) [~~(L)~~] Major League Soccer;

(N) [~~(M)~~] the National Association for Stock Car Auto Racing (NASCAR);

(O) [~~(N)~~] the National Basketball Association;

(P) [~~(O)~~] the National Collegiate Athletic Association;

(Q) [~~(P)~~] the National Cutting Horse Association;

(R) [~~(Q)~~] the National Football League;

(S) [~~(R)~~] the National Hockey League;

(T) Professional Bull Riders, LLC;
(U) the Professional Golfers' Association of America (PGA);
(V) [~~(S)~~] the Professional Rodeo Cowboys Association;
(W) [~~(T)~~] the Republican National Committee;
(X) [~~(U)~~] the Ultimate Fighting Championship;
(Y) [~~(V)~~] the United States Golf Association;
(Z) [~~(W)~~] the United States Olympic Committee; or
(AA) [~~(X)~~] the national governing body of a sport that is recognized by:

(i) the Federation Internationale de l'Automobile;
(ii) Formula One Management Limited;
(iii) the National Thoroughbred Racing Association; or
(iv) the United States Olympic Committee.

(3) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 478.0053, Government Code, is amended to read as follows:

Sec. 478.0053. EXEMPTION FROM CERTAIN ELIGIBILITY REQUIREMENT FOR CERTAIN LARGE VENUES. Section 478.0051(b)(1) does not apply to an event described by Section 478.0001(3)(H) [~~478.0001(3)(G)~~]. If an endorsing municipality or endorsing county requests the office to make a determination under Section 478.0102 for an event described by Section 478.0001(3)(H) [~~478.0001(3)(G)~~], the remaining provisions of this chapter apply to that event as if the event satisfied the eligibility requirements under Section 478.0051(b)(1).

Amendment No. 3 was adopted.

Amendment No. 4

Representative Howard offered the following amendment to **HB 3023**:

Amend **HB 3023** (house committee printing) as follows:

(1) On page 3, strike lines 3-8, and substitute the following:
(X) the South by Southwest Conference and Festivals;
(Y) [~~(W)~~] a Super Bowl;
(Z) [~~(X)~~] the United States Open Championship;
(AA) [~~(Y)~~] a World Cup soccer game or the World Cup soccer tournament;
(BB) [~~(Z)~~] the World Games; or
(CC) [~~(AA)~~] the X Games.

(2) On page 4, strike lines 8-13, and substitute the following:
(V) South by Southwest;
(W) [~~(U)~~] the Ultimate Fighting Championship;
(X) [~~(V)~~] the United States Golf Association;
(Y) [~~(W)~~] the United States Olympic Committee; or
(Z) [~~(X)~~] the national governing body of a sport that is recognized by:

(3) Add the following appropriately numbered SECTION to the bill and renumber SECTIONS of the bill accordingly:

SECTION ____. Section 478.0053, Government Code, is amended to read as follows:

Sec. 478.0053. EXEMPTION FROM CERTAIN ELIGIBILITY REQUIREMENT FOR CERTAIN EVENTS [~~LARGE VENUES~~]. Section 478.0051(b)(1) does not apply to an event described by Section 478.0001(3)(G) or (X). If an endorsing municipality or endorsing county requests the office to make a determination under Section 478.0102 for an event described by Section 478.0001(3)(G) or (X), the remaining provisions of this chapter apply to that event as if the event satisfied the eligibility requirements under Section 478.0051(b)(1).

Amendment No. 4 was adopted.

HB 3023, as amended, was passed to engrossment.

MOTION IN WRITING
CHIEF CLERK INSTRUCTED

Representative K. King offered the following motion in writing:

Mr. Speaker:

I move to instruct the chief clerk to update all cross-references in the adopted floor amendments and in the reported bill as necessary to correctly engross **HB 3023**.

K. King

The motion was read and prevailed.

FIVE-DAY POSTING RULE SUSPENDED

Representative Cortez moved to suspend the five-day posting rule to allow the Committee on Urban Affairs to consider **SB 591** at 10:30 a.m. or upon final adjournment or recess or bill referral, if permission is granted, Wednesday, April 28 in E1.026.

The motion prevailed.

COMMITTEES GRANTED PERMISSION TO MEET

Representative S. Thompson moved that the house grant permission for all committees and subcommittees to meet while the house is in session, pursuant to their committee postings or recess motions. For purposes of this motion, committees and subcommittees scheduled to meet or reconvene today upon final adjournment or recess or during bill referral if permission is granted are authorized to convene upon adoption by the house of today's adjournment motion.

Permission to meet was granted.

PROVIDING FOR ADJOURNMENT

At 3:32 p.m., Representative Shine moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow in memory of John Rhoden of Bell County.

The motion prevailed.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES
RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Wilson in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 3:50 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HB 4653 (By Sherman), Relating to the creation of the Lancaster Logistics District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Urban Affairs.

HCR 92 (By Craddick), Congratulating Sharla Hotchkiss on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

To Resolutions Calendars.

HCR 93 (By Craddick), Congratulating Libby Campbell on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

To Resolutions Calendars.

HCR 94 (By Craddick), Congratulating Susan Spratlen on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

To Resolutions Calendars.

HCR 95 (By Craddick), Congratulating Shelby Landgraf on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

To Resolutions Calendars.

HR 728 (By M. González), Honoring Martina Silva of El Paso for her contributions to her community.

To Resolutions Calendars.

HR 729 (By C. Turner), Honoring Jeff Williams on the occasion of his retirement as mayor of Arlington.

To Resolutions Calendars.

HR 730 (By Fierro), In memory of George Ira Leeser of El Paso.

To Resolutions Calendars.

HR 731 (By Fierro), Honoring FirstLight Community Foundation.

To Resolutions Calendars.

HR 732 (By Jetton), Honoring Alings Chinese Bistro for its service during Winter Storm Uri.

To Resolutions Calendars.

HR 733 (By Jetton), Honoring River Pointe Church in Richmond for it service during the Winter Storm Uri.

To Resolutions Calendars.

HR 734 (By Jetton), Honoring Grand Parkway Baptist Church in Richmond for its service during Winter Storm Uri.

To Resolutions Calendars.

HR 735 (By Jetton), Honoring Alexis Geissler and the staff of CraftWorx for their service during Winter Storm Uri.

To Resolutions Calendars.

HR 736 (By Jetton), Honoring Nelvin Adriatico for his service during Winter Storm Uri.

To Resolutions Calendars.

HR 737 (By Jetton), Honoring Apurva Parikh of Sugar Land for his service during Winter Storm Uri.

To Resolutions Calendars.

HR 738 (By Jetton), Honoring Jim McIngvale and the employees of Gallery Furniture in Houston for their service during Winter Storm Uri.

To Resolutions Calendars.

HR 739 (By Vo), Recognizing April 21, 2021, as McDonald's Virtual Legislative Day.

To Resolutions Calendars.

HR 740 (By Israel), Commending Judge Nicholas Chu for his service to Travis County during the COVID-19 pandemic.

To Resolutions Calendars.

HR 741 (By Morrison), Congratulating the Rockport Police Department on its recognition by the Texas Police Chiefs Association.

To Resolutions Calendars.

HR 742 (By Dean), Congratulating Joe Don Holley on his receipt of a 2021 Distinguished Alumni Award from Longview ISD.

To Resolutions Calendars.

HR 743 (By Anderson), Honoring Charles Wallis for his lifetime of artistic achievements.

To Resolutions Calendars.

HR 744 (By Anderson), In memory of Jerry Don Noles of McGregor.

To Resolutions Calendars.

HR 745 (By Dutton), In memory of Robert Warren McGowan of Houston.

To Resolutions Calendars.

HR 746 (By Jetton), Honoring Gyro Hut for its service during Winter Storm Uri.

To Resolutions Calendars.

HR 747 (By Jetton), Honoring the Indo-American Conservatives of Texas.

To Resolutions Calendars.

HR 748 (By S. Thompson), Recognizing May 2021 as Mental Health Awareness Month.

To Resolutions Calendars.

HR 749 (By Raney), In memory of Judge William Thomas McDonald Jr. of Bryan.

To Resolutions Calendars.

HR 750 (By Price and Smithee), In memory of Joseph Robert "Joe Bob" McCartt of Amarillo.

To Resolutions Calendars.

HR 751 (By Price and Smithee), In memory of Roger Fenlaw of Amarillo.

To Resolutions Calendars.

HR 752 (By Fierro), Congratulating El Paso Community College on receiving a Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association.

To Resolutions Calendars.

HR 753 (By Fierro), Congratulating El Paso Community College on being selected as one of the top 15 colleges in the nation offering an associate's degree in chemistry.

To Resolutions Calendars.

HR 754 (By Fierro), Honoring El Paso Community College professor Manuela Gomez for her academic achievements and civic engagement.

To Resolutions Calendars.

HR 755 (By Fierro), Commending El Paso Community College on developing an exemplary geosciences program.

To Resolutions Calendars.

HR 756 (By Fierro), Honoring the El Paso Community College culinary arts program for its EPCC Cares, Chefs Share initiative.
To Resolutions Calendars.

HR 757 (By Fierro), Congratulating El Paso Community College on receiving the 2020 Higher Education Excellence in Diversity Award from INSIGHT Into Diversity magazine.
To Resolutions Calendars.

HR 758 (By Fierro), Commemorating the establishment of the Joe K. Foster Endowed Scholarship at El Paso Community College and paying tribute to the legacy of Joe K. Foster.
To Resolutions Calendars.

HR 759 (By Fierro), Commending El Paso Community College on ranking first in the nation for most associate's degrees granted to Hispanic students.
To Resolutions Calendars.

HR 760 (By Fierro), In memory of El Paso Community College professor Dr. Dominic I. Lannutti.
To Resolutions Calendars.

HR 761 (By Price and Smithee), In memory of Edward K. Norfleet Jr. of Amarillo.
To Resolutions Calendars.

HR 762 (By Price), In memory of Billie Faye Schumacher.
To Resolutions Calendars.

HR 763 (By Hull), Commemorating the National Hispanic Professional Organization 2021 Cinco de Mayo Hispanos Unidos networking event.
To Resolutions Calendars.

HR 764 (By Howard), Recognizing April 16, 2021, as National Healthcare Decisions Day.
To Resolutions Calendars.

HR 765 (By Ordaz Perez), Commending El Pasoans Fighting Hunger for its continuing service to the community during the COVID-19 pandemic.
To Resolutions Calendars.

HR 766 (By Toth), Commending Tammy McRae for her service as president of the Tax Assessor-Collectors Association of Texas.
To Resolutions Calendars.

HR 767 (By Spiller), In memory of John Edward Fortenberry of Valley View.
To Resolutions Calendars.

HR 768 (By Dutton), Honoring 100 Black Men of America for its service to African American youth.
To Resolutions Calendars.

HR 769 (By Price), In memory of E. J. "Jeep" Webb of Borger.
To Resolutions Calendars.

HR 770 (By Buckley), In memory of U.S. Army Colonel (Ret.) and former Killeen mayor Raul Gabriel Villaronga.

To Resolutions Calendars.

HR 771 (By Buckley), In memory of Johnny Douglas Carnes of Harker Heights.

To Resolutions Calendars.

HR 772 (By Dominguez), In memory of Daniel "Danny" William Tower of New Braunfels.

To Resolutions Calendars.

HR 773 (By Leach), Congratulating Dr. Paul Busch on his retirement as a professor of marketing at Texas A&M University.

To Resolutions Calendars.

HR 774 (By Leach), Congratulating Tiffany Syfert on being named the 2021 Teacher of the Year at the STEAM Center in Allen ISD.

To Resolutions Calendars.

HR 775 (By Leach), Congratulating Cara Lundberg on being named the 2021 Teacher of the Year at Boon Elementary School in Allen ISD.

To Resolutions Calendars.

HR 776 (By Leach), Congratulating Amy Larson on being named the 2021 Teacher of the Year at Cheatham Elementary School in Allen ISD.

To Resolutions Calendars.

HR 777 (By Leach), Congratulating Erica Butler on being named the 2021 Teacher of the Year at Evans Elementary School in Allen ISD.

To Resolutions Calendars.

HR 778 (By Leach), Congratulating Sarah Wallwork on being named the 2021 Teacher of the Year at Green Elementary School in Allen ISD.

To Resolutions Calendars.

HR 779 (By Leach), Congratulating Paula Stephens on being named the 2021 Teacher of the Year at Kerr Elementary School in Allen ISD.

To Resolutions Calendars.

HR 780 (By Leach), Congratulating Nicholas Hill on being named the 2021 Teacher of the Year at Norton Elementary School in Allen ISD.

To Resolutions Calendars.

HR 781 (By Leach), Congratulating Jennifer Bush on being named the 2021 Teacher of the Year at Preston Elementary School in Allen ISD.

To Resolutions Calendars.

HR 782 (By Leach), Congratulating Reagan Fuller on being named the 2021 Teacher of the Year at Reed Elementary School in Allen ISD.

To Resolutions Calendars.

HR 783 (By Leach), Congratulating Don Anderson on being named the 2021 Teacher of the Year at Allen High School in Allen ISD.

To Resolutions Calendars.

HR 784 (By Leach), Congratulating Vicki Neumann on being named the 2021 Teacher of the Year at Ereckson Middle School in Allen ISD.

To Resolutions Calendars.

HR 785 (By Leach), Congratulating Jon King on being named the 2021 Teacher of the Year at the Lowery Freshman Center in Allen ISD.

To Resolutions Calendars.

HR 786 (By Price and Smithee), In memory of Dr. Dale Alvin Roller of Amarillo.

To Resolutions Calendars.

HR 787 (By Goldman), Congratulating Judy Taylor on her selection as the 2020-2021 Teacher of the Year at Southwest High School in Fort Worth.

To Resolutions Calendars.

HR 788 (By Goldman), Congratulating Ava Moreno on being named the 2020-2021 Teacher of the Year at Benbrook Elementary School in the Fort Worth Independent School District.

To Resolutions Calendars.

HR 789 (By Goldman), In memory of Captain Randal Dwayne Robinson of the Fort Worth Fire Department.

To Resolutions Calendars.

HR 790 (By Hunter), In memory of Vincent Joseph Weber of Port Lavaca.

To Resolutions Calendars.

HR 791 (By Hunter), In memory of Mary Ellen Weber.

To Resolutions Calendars.

HR 792 (By Ramos), Congratulating Jodie Nguyen on graduating as salutatorian of the Berkner High School STEM Academy Class of 2021.

To Resolutions Calendars.

HR 793 (By Ramos), Congratulating Sydney Villaruel on graduating as valedictorian of the Berkner High School STEM Academy Class of 2021.

To Resolutions Calendars.

HR 794 (By Sherman), In memory of the Reverend Dr. James Lyonel Davis Sr. of Dallas.

To Resolutions Calendars.

HR 795 (By Sherman), Congratulating Jackie Edwards Jr. of Scouts BSA Troop No. 215 in Lockhart on achieving the rank of Eagle Scout.

To Resolutions Calendars.

HR 796 (By Price and Kacal), Recognizing May 6, 2021, as National Day of Prayer in Texas.

To Resolutions Calendars.

HR 797 (By Guillen), In memory of Angelina Reyes Ortega of El Paso.

To Resolutions Calendars.

HR 798 (By Guillen), In memory of Willacy County Commissioner Oscar De Luna.

To Resolutions Calendars.

HR 799 (By Price and Smithee), Commemorating the 50th anniversary of Meals on Wheels of Amarillo.

To Resolutions Calendars.

HR 800 (By Leach), Congratulating Dr. Tom Johnson on his retirement.

To Resolutions Calendars.

HR 801 (By Price), Congratulating the Bushland High School volleyball team on winning the 2020 UIL 3A state championship.

To Resolutions Calendars.

HR 802 (By Ellzey), In memory of George Reid Simmons of Waxahachie.

To Resolutions Calendars.

HR 803 (By Ellzey), In memory of retired U.S. Air Force Master Sergeant Herbert Lenvil Critser of Midlothian.

To Resolutions Calendars.

HR 804 (By Ellzey), Congratulating the Waxahachie High School boys' basketball team on its success during the 2020-2021 season.

To Resolutions Calendars.

HR 805 (By Ellzey), Congratulating the Waxahachie High School Cherokee Charmers precision dance and drill team.

To Resolutions Calendars.

HR 806 (By Ellzey), Congratulating Lonnie Gaylor on being selected as one of the top 100 Texas high school basketball coaches of all time by the UIL.

To Resolutions Calendars.

HR 807 (By Ellzey), Congratulating the Ennis High School football team on a successful 2020 season.

To Resolutions Calendars.

HR 808 (By Ellzey), In memory of Patricia Ann King of Kemp.

To Resolutions Calendars.

HR 809 (By Ellzey), In memory of Pedro Piñon of Waxahachie.

To Resolutions Calendars.

HR 810 (By Ellzey), Congratulating Ellis County Constable Terry Nay on his retirement.

To Resolutions Calendars.

HR 811 (By Ellzey), Honoring the Waxahachie Independent School District for its service to area youth.

To Resolutions Calendars.

HR 812 (By Ellzey), Honoring the Midlothian Independent School District for its service to area youth.

To Resolutions Calendars.

HR 813 (By Ellzey), Honoring Ennis ISD for its service to area youth.
To Resolutions Calendars.

HR 814 (By Ellzey), Honoring the Red Oak Independent School District for its service to area youth.
To Resolutions Calendars.

HR 815 (By Ellzey), Honoring Ferris ISD for its service to area youth.
To Resolutions Calendars.

HR 816 (By Ellzey), Honoring Maypearl ISD for its service to area youth.
To Resolutions Calendars.

HR 817 (By Ellzey), Honoring Italy ISD for its service to area youth.
To Resolutions Calendars.

HR 818 (By Ellzey), Honoring Milford ISD for its service to area youth.
To Resolutions Calendars.

HR 819 (By Herrero), Congratulating Evan Hsiang of W. B. Ray High School in Corpus Christi on becoming the top scorer in Texas and the nation in the 2021 United States Academic Decathlon.
To Resolutions Calendars.

HR 820 (By E. Morales), Congratulating the Pecos High School girls' powerlifting team on its performance at the 2021 THSWPA state meet.
To Resolutions Calendars.

HR 821 (By E. Morales), In memory of Caroline Virginia Ellwood Sullivan of San Antonio.
To Resolutions Calendars.

HR 822 (By Ashby), In memory of Patricia Evans Dickey.
To Resolutions Calendars.

HR 823 (By Huberty), Honoring Emma Brinsden for her service as a legislative intern in the office of State Representative Dan Huberty during the 87th Legislative Session.
To Resolutions Calendars.

HR 824 (By Huberty), Commending Elizabeth Mathews for her service as a legislative intern in the office of State Representative Dan Huberty during the 87th Legislative Session.
To Resolutions Calendars.

HR 825 (By Huberty), Commending Ben Baker-Katz for his service as a legislative intern in the office of State Representative Dan Huberty.
To Resolutions Calendars.

SB 22 to Business and Industry.

SB 63 to Ways and Means.

SB 68 to Homeland Security and Public Safety.

SB 207 to Judiciary and Civil Jurisprudence.

SB 281 to Criminal Jurisprudence.

SB 334 to Ways and Means.

SB 474 to Criminal Jurisprudence.

SB 586 to Ways and Means.

SB 655 to Licensing and Administrative Procedures.

SB 692 to Judiciary and Civil Jurisprudence.

SB 721 to Land and Resource Management.

SB 723 to Land and Resource Management.

SB 726 to Land and Resource Management.

SB 763 to Transportation.

SB 885 to Business and Industry.

SB 906 to Corrections.

SB 999 to Insurance.

SB 1028 to Insurance.

SB 1102 to Higher Education.

SB 1230 to Higher Education.

SB 1260 to Energy Resources.

SB 1267 to Public Education.

SB 1295 to Higher Education.

SB 1334 to Transportation.

SB 1474 to Transportation.

SB 1490 to Higher Education.

SB 1524 to Ways and Means.

SB 1541 to State Affairs.

SB 1550 to Transportation.

SB 1585 to Culture, Recreation, and Tourism.

SB 1668 to Energy Resources.

SB 1677 to Higher Education.

SB 1679 to Urban Affairs.

SB 1697 to Public Education.

SB 1764 to Ways and Means.

SB 1783 to Business and Industry.

SB 1809 to Insurance.

SB 1818 to Environmental Regulation.

SCR 7 to Culture, Recreation, and Tourism.

SCR 10 to Resolutions Calendars.

SCR 12 to State Affairs.

SCR 13 to Resolutions Calendars.

SCR 14 to Resolutions Calendars.

SCR 15 to Resolutions Calendars.

SCR 16 to Resolutions Calendars.

SCR 19 to Resolutions Calendars.

SCR 25 to Resolutions Calendars.

SCR 26 to Culture, Recreation, and Tourism.

SCR 35 to Resolutions Calendars.

SCR 36 to Resolutions Calendars.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 11

HB 1195, HCR 77

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 23

Business and Industry - **HB 157, HB 2810, HB 3367, HB 3620**

Corrections - **HB 385, HB 2352**

Homeland Security and Public Safety - **HB 830, HB 1442, HB 2967, HB 4110**

Human Services - **HB 542, HB 2822, HB 2867, HB 3287, HB 3691**

Insurance - **HB 769, HB 1460, HB 2761**

Juvenile Justice and Family Issues - **HB 3009, HB 3962, HB 4240**

Land and Resource Management - **HB 1155, HB 1200, HB 1475, HB 1910, HB 2606, HB 2835, HB 2836, HB 3140, HB 3436, HB 3438, HB 3893, HB 4005, HB 4029, HB 4540, HB 4587, HB 4588, HB 4601**

Natural Resources - **HB 2094, HB 2951, HB 4595**

Pensions, Investments, and Financial Services - **HB 2936**

Public Health - **HB 1280, HB 2337, HB 3218**

State Affairs - **SB 13, SB 538**

Transportation - **HB 269, HB 443, HB 506, HB 1285, HB 1863, HB 2453, HB 2496, HB 3018, HB 3113, HB 3153, HB 3301, HB 4080, HB 4532, HB 4607**

Urban Affairs - **HB 829, HB 1216**

Ways and Means - **HB 1577, HB 2695, SB 1438**

ENGROSSED

April 23 - HB 2, HB 632, HB 765, HB 792, HB 912, HB 954, HB 964, HB 985, HB 1045, HB 1062, HB 1154, HB 1159, HB 1181, HB 1240, HB 1307, HB 1338, HB 1365, HB 1443, HB 1444, HB 1496, HB 1558, HB 1574, HB 1576, HB 1606, HB 1685, HB 1759, HB 1939, HB 1953, HB 2052, HB 2103, HB 2110, HB 2152, HB 2171, HB 2197, HB 2223, HB 2314, HB 2421, HB 2430, HB 2749, HB 2792, HB 2819, HB 2840, HB 2841, HB 3067, HB 3132, HB 3216, HB 3252, HB 3390, HB 3395, HB 3401, HB 3428, HB 3442, HB 3457, HB 3568, HB 3644, HB 3706, HB 3769, HB 3849, HB 3850, HB 4296

ENROLLED

April 23 - HB 1195, HCR 77

RECOMMENDATIONS FILED WITH THE SPEAKER

April 23 - HB 4607, HB 4610

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-FOURTH DAY — TUESDAY, APRIL 27, 2021

The house met at 10:13 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 428).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Huberty; King, P.

The invocation was offered by Representative Rose as follows:

Most gracious and heavenly Father, we come before you with praise and thanksgiving in our hearts. We thank you for this day and the blessing it brings. Lord, thank you for the opportunity to serve your people, and may we always be mindful of that as we deliberate to make Texas better. Give us wisdom and understanding. Lord, bless all those who are under the sound of my voice and our loved ones who are at home as we do this work. Lord, bless this house. In the only name that is holy, amen.

The chair recognized Representative Schofield who led the house in the pledges of allegiance to the United States and Texas flags.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business:

Huberty on motion of Kuempel.

P. King on motion of Morrison.

MESSAGES FROM THE SENATE

Messages from the senate were received at this time (see the addendum to the daily journal, Messages from the Senate, Message Nos. 1 and 2).

SB 1 - REQUEST OF SENATE GRANTED CONFERENCE COMMITTEE APPOINTED

On motion of Representative Bonnen, the house granted the request of the senate for the appointment of a Conference Committee on **SB 1**.

The chair announced the appointment of the following conference committee, on the part of the house, on **SB 1**: Bonnen, chair; Capriglione, M. González, Walle, and Wilson.

GENERAL STATE CALENDAR HOUSE BILLS THIRD READING

The following bills were laid before the house and read third time:

HB 217 ON THIRD READING (by S. Thompson)

HB 217, A bill to be entitled An Act relating to postconviction forensic DNA testing.

HB 217 was passed by (Record 429): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee;

Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Johnson, J.E.

STATEMENT OF VOTE

When Record No. 429 was taken, I was shown voting no. I intended to vote yes.

Tinderholt

HB 3397 ON THIRD READING
(by Murphy, et al.)

HB 3397, A bill to be entitled An Act relating to contributions to the Employees Retirement System of Texas.

HB 3397 was passed by (Record 430): 136 Yeas, 10 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Frullo; Gates; Middleton; Schaefer; Slaton; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Meyer.

STATEMENTS OF VOTE

When Record No. 430 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 430 was taken, I was in the house but away from my desk. I would have voted yes.

Meyer

When Record No. 430 was taken, I was shown voting yes. I intended to vote no.

Patterson

When Record No. 430 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

When Record No. 430 was taken, I was shown voting yes. I intended to vote no.

Vasut

HB 3516 ON THIRD READING
(by T. King and Guillen)

HB 3516, A bill to be entitled An Act relating to the regulation of the recycling of oil and gas waste.

HB 3516 was passed by (Record 431): 144 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Beckley.

STATEMENT OF VOTE

When Record No. 431 was taken, I was shown voting no. I intended to vote yes.

Cain

HB 1783 ON THIRD READING
(by White, Wu, et al.)

HB 1783, A bill to be entitled An Act relating to the age of a child at which a juvenile court may exercise jurisdiction over the child and to the minimum age of criminal responsibility.

HB 1783 was passed by (Record 432): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Schaefer.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Beckley.

HB 1920 ON THIRD READING
(by Capriglione, Tinderholt, P. King, and White)

HB 1920, A bill to be entitled An Act relating to the offense of possessing a weapon in a secured area of an airport.

HB 1920 was passed by (Record 433): 134 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bailes; Biedermann; Cain; Canales; Cason; Frullo; Middleton; Schaefer; Schofield; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Morales, C.

STATEMENTS OF VOTE

When Record No. 433 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 433 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

HB 2914 ON THIRD READING
(by C. Turner, Meza, and J. González)

HB 2914, A bill to be entitled An Act relating to the fee for emergency medical services in certain municipalities.

HB 2914 was passed by (Record 434): 91 Yeas, 55 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Lambert; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy;

Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Cook; Craddick; Dean; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Ellzey.

STATEMENT OF VOTE

When Record No. 434 was taken, my vote failed to register. I would have voted no.

Ellzey

HB 3853 ON THIRD READING
(by Anderson, Guillen, T. King, Ashby, K. King, et al.)

HB 3853, A bill to be entitled An Act relating to middle mile broadband service provided by an electric utility.

HB 3853 was passed by (Record 435): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

HB 193 ON THIRD READING
(by Rose)

HB 193, A bill to be entitled An Act relating to the destruction of juvenile court records of victims of sex trafficking.

HB 193 was passed by (Record 436): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Dutton; Romero.

STATEMENT OF VOTE

When Record No. 436 was taken, I was in the house but away from my desk. I would have voted yes.

Romero

HB 541 ON THIRD READING
(by Patterson, Collier, Burrows, Hunter, Canales, et al.)

HB 541, A bill to be entitled An Act relating to certain claims for benefits, compensation, or assistance by certain public safety employees and survivors of certain public safety employees.

HB 541 was passed by (Record 437): 136 Yeas, 9 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro;

Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Oliverson; Schaefer; Slaton; Spiller; Toth; Wilson.

Present, not voting — Mr. Speaker(C); Crockett.

Absent, Excused — Huberty; King, P.

Absent — Dutton.

STATEMENTS OF VOTE

When Record No. 437 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 437 was taken, I was shown voting no. I intended to vote yes.

Toth

HB 2812 ON THIRD READING
(by Murphy)

HB 2812, A bill to be entitled An Act relating to the creation of the disaster response loan fund and the permissible uses of that fund; making an appropriation.

HB 2812 was passed by (Record 438): 122 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison;

Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, K.; Biedermann; Cain; Cason; Cook; Cyrier; Gates; Hefner; Krause; Leman; Middleton; Patterson; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Dutton.

The chair stated that **HB 2812** was passed subject to the provisions of Article III, Section 49a, of the Texas Constitution.

STATEMENTS OF VOTE

When Record No. 438 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 438 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 438 was taken, I was shown voting no. I intended to vote yes.

White

HB 2446 ON THIRD READING
(by Canales)

HB 2446, A bill to be entitled An Act relating to the reimbursement of expenses to certain counsel appointed to represent a defendant in a criminal proceeding.

HB 2446 was passed by (Record 439): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer;

Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Anchia.

HB 1256 ON THIRD READING
(by Ashby, Price, Rose, Minjarez, Stucky, et al.)

HB 1256, A bill to be entitled An Act relating to the allocation of certain revenue from mixed beverage gross receipts and sales taxes.

HB 1256 was passed by (Record 440): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Allen; Swanson.

STATEMENTS OF VOTE

When Record No. 440 was taken, my vote failed to register. I would have voted yes.

Allen

When Record No. 440 was taken, I was in the house but away from my desk. I would have voted yes.

Swanson

HB 2555 ON THIRD READING
(by Neave, Button, Collier, M. González, Meyer, et al.)

HB 2555, A bill to be entitled An Act relating to evidence to be included and tracked in the statewide electronic tracking system maintained for evidence of a sexual assault or other sex offense and to noncompliance with requirements imposed with respect to that evidence.

HB 2555 was passed by (Record 441): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Klick; Longoria.

HB 1647 ON THIRD READING
(by Walle and Crockett)

HB 1647, A bill to be entitled An Act relating to the confidentiality of eviction case information for evictions related to the COVID-19 pandemic.

HB 1647 was passed by (Record 442): 73 Yeas, 71 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bonnen; Bowers; Bucy; Burrows; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter;

Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Buckley; Burns; Button; Cain; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; Kacal; King, K.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Capriglione; Dutton; Smith.

HB 3529 ON THIRD READING
(by Meyer)

HB 3529, A bill to be entitled An Act relating to consent for the use or possession of personal identifying information under the Identity Theft Enforcement and Protection Act.

HB 3529 was passed by (Record 443): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

HB 2879 ON THIRD READING
(by Landgraf)

HB 2879, A bill to be entitled An Act relating to notice required in connection with possessory liens on certain motor vehicles.

Amendment No. 1

Representative Landgraf offered the following amendment to **HB 2879**:

Amend **HB 2879** on third reading as follows:
(1) On page 2, line 8, strike "19,500" and substitute "16,000".
(2) On page 2, line 11, strike "19,500" and substitute "16,000".

Amendment No. 1 was adopted.

HB 2879, as amended, was passed by (Record 444): 144 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Canales; Frullo.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Deshotel.

STATEMENT OF VOTE

When Record No. 444 was taken, I was shown voting no. I intended to vote yes.

Frullo

HB 3022 ON THIRD READING
(by Herrero and Collier)

HB 3022, A bill to be entitled An Act relating to the expunction of arrest records and files by a statutory county court.

HB 3022 was passed by (Record 445): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Deshotel.

HB 3614 ON THIRD READING
(by Cain)

HB 3614, A bill to be entitled An Act relating to a biennial report on state lending and credit support programs.

HB 3614 was passed by (Record 446): 143 Yeas, 2 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf;

Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Lambert; Patterson.

Present, not voting — Mr. Speaker(C); Rose.

Absent, Excused — Huberty; King, P.

Absent — Coleman.

HB 3717 ON THIRD READING
(by Burns)

HB 3717, A bill to be entitled An Act relating to the sale of a water or sewer utility system by a municipality without an election.

HB 3717 was passed by (Record 447): 138 Yeas, 9 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Canales; Cason; Hefner; Krause; Schaefer; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

HB 2093 ON THIRD READING
(by Cortez, Oliverson, et al.)

HB 2093, A bill to be entitled An Act relating to including certain licensed physician assistants in the definition of non-physician mental health professional for purposes of certain provisions applicable to non-physician mental health professionals.

HB 2093 was passed by (Record 448): 146 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Canales.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

HB 2448 ON THIRD READING
(by Canales)

HB 2448, A bill to be entitled An Act relating to the verification of the incarceration of an accused person in a criminal case for the purpose of discharging a surety's liability on a bail bond.

HB 2448 was passed by (Record 449): 121 Yeas, 23 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.;

Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Clardy; Cook; Cyrier; Ellzey; Hefner; Lambert; Metcalf; Noble; Oliverson; Patterson; Paul; Price; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Dean; Frullo; Schofield.

STATEMENTS OF VOTE

When Record No. 449 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 449 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 449 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 449 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 449 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

HB 4548 ON THIRD READING
(by Burns and Guillen)

HB 4548, A bill to be entitled An Act relating to the issuance of oversize or overweight permits for vehicles transporting agricultural commodities during or preceding a disaster.

HB 4548 was passed by (Record 450): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Cain.

STATEMENT OF VOTE

When Record No. 450 was taken, I was in the house but away from my desk. I would have voted yes.

Cain

HB 2631 ON THIRD READING
(by Krause, Leach, Cason, Collier, S. Thompson, et al.)

HB 2631, A bill to be entitled An Act relating to the use of in-custody informant testimony in a criminal trial.

HB 2631 was passed by (Record 451): 143 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie;

Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Murr.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Burns; Dutton; Kuempel.

STATEMENT OF VOTE

When Record No. 451 was taken, my vote failed to register. I would have voted yes.

Burns

HB 1005 ON THIRD READING
(by Leman, Collier, A. Johnson, Smith, Hunter, et al.)

HB 1005, A bill to be entitled An Act relating to the requisites of a bail bond given by certain defendants and to conditions of release on bond for certain defendants.

HB 1005 was passed by (Record 452): 141 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Clardy; Krause; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Klick.

STATEMENTS OF VOTE

When Record No. 452 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 452 was taken, I was shown voting no. I intended to vote yes.

Clardy

When Record No. 452 was taken, I was shown voting no. I intended to vote yes.

Krause

When Record No. 452 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 452 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 452 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 1763 ON THIRD READING
(by Oliverson, Hefner, Lucio, C. Bell, Raymond, et al.)

HB 1763, A bill to be entitled An Act relating to the contractual relationship between a pharmacist or pharmacy and a health benefit plan issuer or pharmacy benefit manager.

HB 1763 was passed by (Record 453): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson;

Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

HB 988 ON THIRD READING
(by Shine, Rodriguez, Lucio, Button, et al.)

HB 988, A bill to be entitled An Act relating to the administration of the system for appraising property for ad valorem tax purposes.

HB 988 was passed by (Record 454): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Vo.

HB 1281 ON THIRD READING
(by Wilson)

HB 1281, A bill to be entitled An Act relating to the operation of certain low-powered vehicles.

HB 1281 was passed by (Record 455): 147 Yeas, 0 Nays, 1 Present, not voting. (The vote was reconsidered later today, and **HB 1281** was amended and was passed by Record No. 463.)

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

HB 582 ON THIRD READING
(by Cole, Toth, VanDeaver, Howard, Lopez, et al.)

HB 582, A bill to be entitled An Act relating to the exemption of tuition and laboratory fees at public institutions of higher education for certain paramedics.

HB 582 was passed by (Record 456): 112 Yeas, 34 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; King, T.; Kuempel; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slawson; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu.

Nays — Bonnen; Cain; Cason; Cook; Craddick; Cyrier; Darby; Dean; Frank; Gates; Goldman; Hefner; Holland; Kacal; Klick; Krause; Lambert; Landgraf; Larson; Leach; Murr; Noble; Paul; Price; Schaefer; Shaheen; Slaton; Smith; Smithee; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Zwiener.

STATEMENTS OF VOTE

When Record No. 456 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 456 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 456 was taken, I was shown voting no. I intended to vote yes.

Toth

HB 148 ON THIRD READING
(by Toth, Craddick, Collier, and Leman)

HB 148, A bill to be entitled An Act relating to the limitations period for certain offenses involving dating or family violence.

HB 148 was passed by (Record 457): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Ashby; Capriglione; Coleman; Dominguez.

HB 1153 ON THIRD READING
(by Vo)

HB 1153, A bill to be entitled An Act relating to the applicability of the Texas Fair Housing Act to certain sales and rentals.

HB 1153 was passed by (Record 458): 108 Yeas, 37 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Lambert; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Bonnen; Burrows; Cain; Cason; Cook; Dean; Gates; Goldman; Harless; Harris; Hefner; Holland; Klick; Krause; Kuempel; Leach; Leman; Metcalf; Parker; Patterson; Paul; Price; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Stucky; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — King, K.; Morales, E.

STATEMENTS OF VOTE

When Record No. 458 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 458 was taken, my vote failed to register. I would have voted yes.

E. Morales

HB 4344 ON THIRD READING
(by Jetton)

HB 4344, A bill to be entitled An Act relating to the dismissal of a complaint filed with the State Commission on Judicial Conduct.

HB 4344 was passed by (Record 459): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

HB 3745 ON THIRD READING
(by Capriglione)

HB 3745, A bill to be entitled An Act relating to prohibitions in connection with the online sale of goods.

HB 3745 was passed by (Record 460): 131 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Canales; Clardy; Cyrier; Middleton; Oliverson; Patterson; Schaefer; Shaheen; Slaton; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

STATEMENTS OF VOTE

When Record No. 460 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 460 was taken, I was shown voting yes. I intended to vote present, not voting.

Morales Shaw

HB 3120 ON THIRD READING
(by Capriglione, Guillen, Patterson, and Button)

HB 3120, A bill to be entitled An Act relating to the eligibility of an injured employee for lifetime income benefits under the workers' compensation system.

HB 3120 was passed by (Record 461): 145 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

STATEMENTS OF VOTE

When Record No. 461 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 461 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 3023 ON THIRD READING
(by K. King, Guillen, and E. Morales)

HB 3023, A bill to be entitled An Act relating to the eligibility of the Professional Bull Riders World Finals for funding under the Major Events Reimbursement Program.

HB 3023 was passed by (Record 462): 117 Yeas, 30 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Biedermann; Bonnen; Cain; Cason; Frank; Gates; Goldman; Hefner; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

STATEMENTS OF VOTE

When Record No. 462 was taken, I was shown voting yes. I intended to vote no.

Allison

When Record No. 462 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 462 was taken, I was shown voting yes. I intended to vote no.

Hull

When Record No. 462 was taken, I was shown voting yes. I intended to vote no.

Klick

When Record No. 462 was taken, I was shown voting no. I intended to vote yes.

Leman

When Record No. 462 was taken, I was shown voting yes. I intended to vote no.

Spiller

HB 1281 - VOTE RECONSIDERED

Representative Middleton moved to reconsider the vote by which **HB 1281** was passed by Record No. 455.

The motion to reconsider prevailed.

HB 1281 ON THIRD READING (by Wilson)

The chair laid before the house, on its third reading and final passage,

HB 1281, A bill to be entitled An Act relating to the operation of certain low-powered vehicles.

HB 1281 was read third time earlier today and was passed by Record No. 455.

Amendment No. 1

On behalf of Representative Wilson, Representative Middleton offered the following amendment to **HB 1281**:

Amend **HB 1281** on third reading as follows:

(1) Strike page 1, lines 9 through 13 and substitute the following:

(A) that is a residential subdivision as defined by Section 209.002(9), Property Code;

(B) that has in place a uniform set of restrictive covenants; or

(C) [~~and~~

[~~(B)~~]] for which a county or municipality has approved one or more plats [~~a plat~~];

(2) Strike "two" and substitute "five [~~two~~]" in each of the following places:

(A) page 1, line 19; and

(B) page 2, line 13.

(3) Strike page 2, lines 3 through 7 and substitute the following:

(A) that is a residential subdivision as defined by Section 209.002(9), Property Code;

(B) that has in place a uniform set of restrictive covenants; or

(C) [~~and~~

[~~(B)~~]] for which a county or municipality has approved one or more plats [~~a plat~~];

Amendment No. 1 was adopted.

HB 1281, as amended, was passed by (Record 463): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Darby; Pacheco; Smithee.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

SB 538 ON SECOND READING
(Longoria - House Sponsor)

SB 538, A bill to be entitled An Act relating to information technology purchased through the Department of Information Resources.

SB 538 was considered in lieu of **HB 1380**.

SB 538 was read second time.

Amendment No. 1

Representative Longoria offered the following amendment to **SB 538**:

Amend **SB 538** (house committee report) as follows:

(1) Strike SECTION 2 of the bill, amending Section 2157.182, Government Code (page 2, lines 2-15).

(2) Strike SECTION 3 of the bill, adding transition language for amended Section 2157.182, Government Code (page 2, lines 16-21) and renumber the remaining SECTION of the bill accordingly.

Amendment No. 1 was adopted.

SB 538, as amended, was passed to third reading.

HB 1380 - LAID ON THE TABLE SUBJECT TO CALL

Representative Longoria moved to lay **HB 1380** on the table subject to call.

The motion prevailed.

HB 956 ON SECOND READING
(by Dutton and Frullo)

HB 956, A bill to be entitled An Act relating to the places where certain knives are prohibited.

HB 956 was read second time on April 26 and was postponed until 10 a.m. today.

HB 956 was passed to engrossment.

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 15 ON SECOND READING
(by S. Thompson, Bonnen, Goldman, Coleman, Meyer, et al.)

CSHB 15, A bill to be entitled An Act relating to the creation of the Brain Institute of Texas; granting authority to issue bonds.

Amendment No. 1

Representative S. Thompson offered the following amendment to **CSHB 15**:

Amend **CSHB 15** (house committee printing) on page 34, line 1, by striking "all" and substituting "allow".

A record vote was requested by Representative Cason.

Amendment No. 1 was adopted by (Record 464): 115 Yeas, 27 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Cyrier; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Bonnen; Burns; Cain; Cook; Craddick; Hefner; Hull; Krause; Landgraf; Leman; Middleton; Murr; Noble; Patterson; Schaefer; Shaheen; Shine; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Darby; Dean; Jetton; Slaton; Smithee.

STATEMENTS OF VOTE

When Record No. 464 was taken, I was shown voting yes. I intended to vote no.

Cason

When Record No. 464 was taken, I was shown voting no. I intended to vote yes.

Craddick

When Record No. 464 was taken, I was in the house but away from my desk. I would have voted yes.

Darby

When Record No. 464 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 464 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 464 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 464 was taken, I was in the house but away from my desk. I would have voted no.

Slaton

Amendment No. 2

Representative Cason offered the following amendment to **CSHB 15**:

Amend **CSHB 15** (house committee printing) on page 3, line 2, between "addictions" and the underlined semicolon, by inserting ", including pornography addiction".

A record vote was requested by Representative Cason.

Amendment No. 2 failed of adoption by (Record 465): 63 Yeas, 72 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Burns; Burrows; Cain; Cason; Craddick; Cyrier; Darby; Dean; Deshotel; Frullo; Harless; Hefner; Holland; Hull; Hunter; King, K.; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Muñoz; Neave; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Nays — Allen; Anchia; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Davis; Dominguez; Dutton; Ellzey; Fierro; Frank; Gervin-Hawkins; González, J.; González, M.; Goodwin; Harris; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Murr; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Bonnen; Cook; Gates; Geren; Goldman; Guerra; Guillen; Jetton; Kacal; King, T.; Klick; Thompson, E.

STATEMENTS OF VOTE

When Record No. 465 was taken, I was shown voting no. I intended to vote yes.

Bailes

When Record No. 465 was taken, my vote failed to register. I would have voted yes.

Bonnen

When Record No. 465 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 465 was taken, my vote failed to register. I would have voted yes.

Cook

When Record No. 465 was taken, I was shown voting yes. I intended to vote no.

Deshotel

When Record No. 465 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 465 was taken, I was in the house but away from my desk. I would have voted no.

Guerra

When Record No. 465 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 465 was taken, I was shown voting no. I intended to vote yes.

Murr

When Record No. 465 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 465 was taken, I was shown voting no. I intended to vote yes.

VanDeaver

Amendment No. 3

Representative Slaton offered the following amendment to **CSHB 15**:

Amend **CSHB 15** (house committee printing) on page 3, line 1, following "behavioral health issues,", by inserting "gender dysphoria,".

Amendment No. 3 - Point of Order

Representative Zwiener raised a point of order against further consideration of Amendment No. 3 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane. The point of order was withdrawn.

A record vote was requested by Representative Cason.

Amendment No. 3 failed of adoption by (Record 466): 66 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Hefner; Holland; Hull; Jetton; Kacal; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Metcalf; Meyer; Middleton; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Buckley; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; King, T.; Klick; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Morrison.

STATEMENTS OF VOTE

When Record No. 466 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 466 was taken, I was shown voting no. I intended to vote yes.

Harris

When Record No. 466 was taken, I was shown voting no. I intended to vote yes.

Smithee

A record vote was requested by Representative Cason.

CSHB 15, as amended, was passed to engrossment by (Record 467): 114 Yeas, 29 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Burns; Cain; Cason; Craddick; Gates; Hefner; Hull; Krause; Landgraf; Leman; Middleton; Murr; Noble; Patterson; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smithee; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Jetton; Morrison; Smith; Turner, C.

STATEMENTS OF VOTE

When Record No. 467 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 467 was taken, I was shown voting no. I intended to vote yes.

Craddick

When Record No. 467 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 467 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 467 was taken, I was in the house but away from my desk. I would have voted yes.

Morrison

CSHB 9 ON SECOND READING
(by Klick, Allison, Shaheen, Harless, Price, et al.)

CSHB 9, A bill to be entitled An Act relating to the criminal punishment and conditions of community supervision for the offense of obstructing a highway or other passageway; increasing a criminal penalty.

Amendment No. 1

Representative Meza offered the following amendment to **CSHB 9**:

Amend **CSHB 9** (house committee printing) on page 1, line 24, between "to" and "a hospital", by inserting "an entry point, entryway, or driveway that is clearly labeled as an emergency entrance, ambulance entrance, or emergency vehicle entrance of".

AMENDMENT NO. 1 - REMARKS

REPRESENTATIVE REYNOLDS: You noted that you believe that it is important that the emergency or ambulance entrance be specified—the specific address the ambulance is entering or trying to enter be specified—in the statute. Can you give me an example of how you believe this could be a problem if your amendment was to fail?

REPRESENTATIVE MEZA: I believe the author's intent of this bill is truly that the author wants to make it easier for emergency vehicles to come and go and that we should be concerned with the entries that ambulances use. And typically, those entries are clearly marked at both large and small hospitals, rural and urban hospitals. Otherwise, the intent of the language is ambiguous enough that law enforcement could charge someone who's not in front of an emergency entry. When we craft a criminal statute, if we have a specific type of conduct we're seeking to prohibit, then the statutory construction we propose needs to prohibit only that type of conduct. So I have some serious concerns relating to the freedom of speech and freedom of assembly if we don't specify in this language that we are specifically isolating this to the ambulance entry or emergency entry of the hospital. We are potentially allowing hospitals and law enforcement to restrict the right of free assembly around other entrances to their building if we aren't specific in this instance. Given that the author's intent with this bill is to ensure that the travel of ambulances and emergency vehicles is not obstructed, we should specify that we are talking about the entry points used by those vehicles.

REMARKS ORDERED PRINTED

Representative Reynolds moved to print remarks between Representative Meza and Representative Reynolds on Amendment No. 1 on **CSHB 9**.

The motion prevailed.

A record vote was requested by Representative Meza.

Amendment No. 1 failed of adoption by (Record 468): 64 Yeas, 82 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano;

Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Ramos; Raney; Rodriguez; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — King, T.

STATEMENT OF VOTE

When Record No. 468 was taken, I was shown voting no. I intended to vote yes.

Ramos

Amendment No. 2

Representative Crockett offered the following amendment to **CSHB 9**:

Amend **CSHB 9** (house committee report) as follows:

(1) On page 1, line 18, strike the underlined comma and substitute the following:

:

(1)

(2) On page 1, line 20, strike "(1)" and substitute "(A)".

(3) On page 1, line 24, strike "(2)" and substitute "(B)".

(4) On page 2, line 3, between "Code" and the period, insert the following:

; and

(2) it is shown on the trial of the offense that a person suffered bodily injury as a result of the conduct described by Subdivision (1)

Amendment No. 2 failed of adoption.

Amendment No. 3

Representative Meza offered the following amendment to **CSHB 9**:

Amend **CSHB 9** (house committee printing) as follows:

(1) On page 1, strike lines 15 and 16 and substitute the following:

SECTION 2. Section 42.03, Penal Code, is amended by amending Subsection (c) and adding Subsections (d), (e), and (f) to read as follows:

(2) On page 2, between lines 3 and 4, insert the following:

(d) At the punishment stage of a trial in which the attorney representing the state seeks the increase in punishment provided by Subsection (c)(1) or (2), the defendant may raise the issue as to whether, at the time of the offense, the defendant:

(1) was not aware that the defendant was preventing the passage of an authorized emergency vehicle or obstructing access to a hospital because the defendant:

(A) was blind or had a visual impairment; or

(B) was deaf or had a hearing impairment;

(2) did not understand or appreciate the need to move, make way for the emergency vehicle, or otherwise vacate the area because the defendant had a mental illness or developmental disability;

(3) was unable to move, make way for the emergency vehicle, or otherwise vacate the area because the defendant had a physical disability that impacted the defendant's mobility; or

(4) was younger than 18 years of age and accompanied by the defendant's parent or guardian.

(e) At the punishment stage of a trial in which the attorney representing the state seeks the increase in punishment provided by Subsection (c)(1), the defendant may raise the issue as to whether, at the time of the offense:

(1) another person obstructed the defendant's ability to move, make way for the emergency vehicle, or otherwise vacate the area thereby preventing the passage of the emergency vehicle;

(2) the emergency vehicle that was obstructed:

(A) was not transporting a person to a hospital or other health care facility that provides emergency care; or

(B) was transporting a person who was not suffering from serious bodily injury or at risk of death; or

(3) any potential delay caused by the obstruction would not have affected the medical outcome of the person being transported by the emergency vehicle.

(f) If the defendant proves any of the issues in Subsection (d) or (e) in the affirmative by a preponderance of the evidence, the increase in punishment provided by Subsection (c)(1) or (2), as applicable, does not apply.

AMENDMENT NO. 3 - REMARKS

REPRESENTATIVE REYNOLDS: As I understand it, your amendment will add some affirmative defenses to the newly created jail felony offense this bill creates. Is that correct?

REPRESENTATIVE MEZA: Yes, that's correct.

REYNOLDS: And an affirmative defense, for those that don't practice criminal law, is a defense in which the defendant introduces evidence or introduces a set of circumstances impacting their conduct which, if found credible, will negate their criminal liability even if the defendant technically committed the act alleged. Is that correct?

MEZA: Yes, that's a good explanation of what an affirmative defense is.

REYNOLDS: I noticed one of your affirmative defenses relates to a person who is unable to move or their ability to move is being obstructed by another person. Why would that, to you, be a type of affirmative defense that we need under this bill?

MEZA: So for example, let's say that we're protesting outside Parkland Hospital in Dallas and an ambulance comes and it needs to get through, and you and I say, "Oh, let's move over; here comes an ambulance." But what happens if the rest of the crowd doesn't move and it pushes through and obstructs our ability to get out

of the way? We attempted to move; we were unable to move because of the direct actions of others that blocked us from moving. So if we're attempting to move and we could not, in my view, the person trying to follow the law who is blocked by another from following the law should have an affirmative defense to a charge like this.

REYNOLDS: And you also have as an affirmative defense some things related to visual, auditory, physical, and developmental disabilities, do you not? Why do we need an affirmative defense there?

MEZA: The statutory construction proposed by this bill seems narrow because it applies to the movement of an ambulance toward a hospital, but the reality is this is actually somewhat broadly constructed. We need to have some affirmative defenses for those with disabilities that would prevent them from being able to get out of the way fast enough. Someone with one of these conditions attempting to comply with the law could be charged with violating it. I want to ensure that someone with disabilities cannot be charged with a state jail felony simply because they were moving slowly or did not notice the need to move because of their disability.

REMARKS ORDERED PRINTED

Representative Reynolds moved to print remarks between Representative Meza and Representative Reynolds on Amendment No. 3 on **CSHB 9**.

The motion prevailed.

A record vote was requested by Representative Meza.

Amendment No. 3 failed of adoption by (Record 469): 63 Yeas, 82 Nays, 1 Present, not voting.

Yeas — Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allen; Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Bailes; Pacheco.

Amendment No. 4

Representative A. Johnson offered the following amendment to **CSHB 9**:

Amend **CSHB 9** (house committee printing) as follows:

(1) On page 1, strike lines 15 and 16 and substitute the following:

SECTION 2. Section 42.03, Penal Code, is amended by amending Subsection (c) and adding Subsection (d) to read as follows:

(2) On page 2, between lines 3 and 4, insert the following:

(d) At the punishment stage of a trial in which the attorney representing the state seeks the increase in punishment provided by Subsection (c)(1), the defendant may raise the issue as to whether, at the time of the offense, a viable and readily apparent route around the obstruction caused by the defendant was available to the operator of the emergency vehicle, and using that route would not have caused significant delay. If the defendant proves the issue in the affirmative by a preponderance of the evidence, the increase in punishment provided by Subsection (c)(1) does not apply.

Amendment No. 4 failed of adoption.

CSHB 9 - RECOMMITTED

Representative Klick moved to recommit **CSHB 9** to the Committee on Criminal Jurisprudence.

The motion prevailed.

CSHB 20 ON SECOND READING
(by Murr, et al.)

CSHB 20, A bill to be entitled An Act relating to the release of defendants on bail.

Representative Murr moved to postpone consideration of **CSHB 20** until 10 a.m. Monday, May 3.

The motion prevailed.

CONSTITUTIONAL AMENDMENTS CALENDAR
HOUSE JOINT RESOLUTIONS
SECOND READING

The following resolutions were laid before the house and read second time:

CSHJR 5 ON SECOND READING
(by S. Thompson, Bonnen, Coleman, Meyer, et al.)

CSHJR 5, A joint resolution proposing a constitutional amendment authorizing the issuance of general obligation bonds and the dedication of bond proceeds to the Brain Institute of Texas established to fund brain research in this state.

CSHJR 5 was adopted by (Record 470): 114 Yeas, 33 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Bell, C.; Biedermann; Burns; Cain; Cason; Cook; Harless; Hefner; Holland; Hull; Krause; Landgraf; Leman; Middleton; Murr; Noble; Patterson; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

STATEMENTS OF VOTE

When Record No. 470 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 470 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 470 was taken, I was shown voting yes. I intended to vote no.

Leach

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

HB 1653 ON SECOND READING
(by Craddick)

HB 1653, A bill to be entitled An Act relating to disannexation of certain areas that do not receive full municipal services.

Representative Capriglione moved to postpone consideration of **HB 1653** until 10 a.m. Monday, May 3.

The motion prevailed.

HB 2318 ON SECOND READING
(by Geren)

HB 2318, A bill to be entitled An Act relating to the content and numbering of propositions on the ballot.

HB 2318 was passed to engrossment.

HB 4579 ON SECOND READING
(by Burrows)

HB 4579, A bill to be entitled An Act relating to the powers, duties, and bond authority of the Lubbock Reese Redevelopment Authority; providing authority to impose a fee.

HB 4579 was passed to engrossment.

HB 2593 ON SECOND READING
(by Moody and Guillen)

HB 2593, A bill to be entitled An Act relating to the criminal penalties for the possession of certain tetrahydrocannabinols under the Texas Controlled Substances Act.

HB 2593 was passed to engrossment.

CSHB 1930 ON SECOND READING
(by Walle)

CSHB 1930, A bill to be entitled An Act relating to landlord and tenant dispute information reported by justice courts to the Texas Judicial Council and made accessible to the public.

Amendment No. 1

Representative Walle offered the following amendment to **CSHB 1930**:

Amend **CSHB 1930** (house committee report) as follows:

(1) On page 1, line 23, strike "office" and substitute "council".

(2) On page 2, line 5, strike "public information".

(3) On page 2, lines 6 through 8, strike "under Section 72.034, as added by Chapter 606 (**SB 891**), Acts of the 86th Legislature, Regular Session, 2019,".

(4) On page 2, line 12, strike ", municipality,".

(5) On page 2, strike lines 14 through 17 and substitute the following:

(2) whether any legal counsel or agent is representing the defendant;

(3) whether any legal counsel or agent is representing the plaintiff; and

Amendment No. 1 was adopted.

CSHB 1930, as amended, was passed to engrossment.

CSHB 1418 ON SECOND READING
(by Leach, et al.)

CSHB 1418, A bill to be entitled An Act relating to civil liability and responsibility for the consequences of defects in the plans, specifications, or related documents for the construction or repair of an improvement to real property.

Representative Leach moved to postpone consideration of **CSHB 1418** until 10 a.m. Monday, May 3.

The motion prevailed.

HB 3233 ON SECOND READING
(by Moody and Stephenson)

HB 3233, A bill to be entitled An Act relating to the establishment by certain counties and hospital districts of disease control pilot programs to reduce the risk of certain infectious and communicable diseases; authorizing fees.

Amendment No. 1

Representative Minjarez offered the following amendment to **HB 3233**:

Amend **HB 3233** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. This Act shall be cited as the Honorable Ruth Jones McClendon Act.

Amendment No. 1 was adopted.

HB 3233, as amended, was passed to engrossment.

CSHB 363 ON SECOND READING
(by VanDeaver)

CSHB 363, A bill to be entitled An Act relating to restricting the use of personally identifiable student information by an operator of a website, online service, online application, or mobile application used for a school purpose and providing an exemption from certain restrictions for a national assessment provider.

CSHB 363 was passed to engrossment.

HB 2509 ON SECOND READING
(by Lucio and Martinez)

HB 2509, A bill to be entitled An Act relating to measures to support or enhance graduate medical education for the practice of podiatric medicine in this state.

HB 2509 was passed to engrossment. (Leach recorded voting no.)

CSHB 1241 ON SECOND READING
(by Shine, Price, Smithee, and E. Thompson)

CSHB 1241, A bill to be entitled An Act relating to municipal annexation of certain rights-of-way.

Representative Shine moved to postpone consideration of **CSHB 1241** until 10 a.m. Monday, May 10.

The motion prevailed.

CSHB 2414 ON SECOND READING
(by Davis)

CSHB 2414, A bill to be entitled An Act relating to the authority of a county clerk to require a person to present photo identification to file a document in the real property records of a county.

CSHB 2414 - REMARKS

REPRESENTATIVE BIEDERMANN: Representative Davis, I like this bill. I'm glad you're bringing it forward. I just want to get a little more information about why you felt it was important to add to the counties that would be requiring photo ID.

REPRESENTATIVE DAVIS: Mr. Biedermann, I think that Texans, whether they live in Dallas or rural areas, ought to be protected. We ought to look at ways to build a stronger Texas for all its citizens. And when we start categorizing or breaking us up into different kinds of communities like rural or suburban or urban, we miss taking care of Texans in general, and I don't want to be one who creates these different standards. I think all Texans ought to enjoy the protections to make sure that they're not defrauded of their property or deeds are not changed without their knowledge. In Dallas County, we had a number of cases—the district attorney has cases now before it—where those kinds of things were going on. In fact, in Fort Worth, they had a situation where someone was paying people $100 to go in and use their name to change deeds over to their name. So this is just a protection for the citizens of the state. When people come in—you know your communities—when people come in and you know that doesn't look right, you have the ability to ask for ID to say verify your identification so that we can track what's going on and we can protect citizens and their properties.

BIEDERMANN: So this is to deter bad actors because fraud occurs sometimes if you don't have a photo ID.

DAVIS: I think this is to protect everyone from the bad actors. That's correct. I think this is what I like to refer to as protecting Texans so that we create an environment where people can enjoy life and pursuant to their properties and stuff, they're not worried about it being taken from them.

BIEDERMANN: But it says "may." It doesn't require a photo ID. So what other ID would be acceptable if it's not a photo ID?

DAVIS: Well, we tried to make it as permissive as possible so that no one would feel like they were infringed upon. But what we were hoping is that those counties, and in particular Dallas County, when people are coming in, they don't mind showing an ID. It could be their driver's license. It could be any kind of ID that demonstrates who they are to warrant the county clerk to make sure that they are comfortable that this is a legitimate deed change.

BIEDERMANN: I understand. The only concern I have is—well, actually, we're going to be debating this type of information soon on the house floor. And I truly believe that if we're going to be requiring or asking for photo ID for people here that are just going to be filing their information for real estate—

DAVIS: Again, Mr. Biedermann, it doesn't require that. It doesn't require that. It says that a clerk may ask for it. Because what we want to make sure is if we think there's a bad actor, we take the precaution and just verify it because they've had cases. And as I said, the City of Dallas has had over $10 million worth of property where people have had to sue to get control of their property or reclaim their own property that they didn't know had been changed to someone else's name. So this is just a protection.

BIEDERMANN: Sure, I understand, and we need the protection. But if it's a "may," what other ID would be available? And there still could be fraud with that, correct?

DAVIS: Well, I would just tell you at this point I think Harris County is the only city that does it. And it uses a driver's license because that's usually the standard of ID that people use. We would expect that they would probably be using their driver's license or a Texas ID. That tends to be the standard that people are using as an identifier, and I think that's what people would most likely use.

BIEDERMANN: So then you would say that photo ID certainly does reduce the amount of fraud that happens at the courthouse where people are coming in.

DAVIS: And that's what we're trying to do is just reduce fraud. We know of instances where senior citizens have had to retain a lawyer to protect their property or get their property back where a deed was changed. And Tarrant County mentioned that they'd had a gentleman on the street paying $100 just to get anybody to go and use their name to change properties over to their name with the intent to sell it later and make a profit and the owner would not even know it. This would allow the county clerk to say they want to see an ID because they knew it didn't look like a good transaction.

BIEDERMANN: I noticed that the original bill had "shall" and you changed that to "may." Is that correct?

DAVIS: I did because there was some pushback with some of the conversations I had with people who file electronically and who file in smaller communities. They wanted to go to a "may" because they felt like they knew most of their folks and they wouldn't necessarily need this tool. But this is a tool for those counties that feel like they need this tool.

BIEDERMANN: Well, I appreciate the bill. Again, I appreciate the fact that you recognize that fraud can occur when there is not a photo ID, and I appreciate you bringing this bill forward.

CSHB 2414 was passed to engrossment.

HB 409 ON SECOND READING
(by Cortez, Pacheco, et al.)

HB 409, A bill to be entitled An Act relating to waivers for entrance fees to state parks and certain hunting and fishing license fees for resident first responders.

HB 409 was passed to engrossment.

HB 1804 ON SECOND READING
(by Meyer, Metcalf, and Minjarez)

HB 1804, A bill to be entitled An Act relating to a prohibition against the appropriation of money to settle or pay a sexual harassment claim made against certain members of the executive, legislative, or judicial branch of state government or their staff.

Amendment No. 1

Representative Canales offered the following amendment to **HB 1804**:

Amend **HB 1804** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS accordingly:

SECTION ____. Chapter 180, Local Government Code, is amended by adding Section 180.008 to read as follows:

Sec. 180.008. PROHIBITION ON USE OF PUBLIC MONEY TO SETTLE OR PAY SEXUAL HARASSMENT CLAIMS. (a) In this section, "political subdivision" means a county, municipality, school district, other special district, or other subdivision of state government.

(b) A political subdivision may not use public money to settle or otherwise pay a sexual harassment claim made against a person who is:

(1) an elected or appointed member of the governing body of the political subdivision; or

(2) an officer or employee of the political subdivision.

Amendment No. 1 was adopted.

HB 1804, as amended, was passed to engrossment.

REMARKS ORDERED PRINTED

Representative Biedermann moved to print remarks between Representative Davis and Representative Biedermann on **CSHB 2414**.

The motion prevailed.

CSHB 853 ON SECOND READING
(by Cook)

CSHB 853, A bill to be entitled An Act relating to orders for possession of and access to a child in a suit affecting the parent-child relationship.

Amendment No. 1

Representative Cook offered the following amendment to **CSHB 853**:

Amend **CSHB 853** (house committee report) as follows:

(1) On page 3, line 11, strike "may" and substitute "shall".

(2) On page 3, strike line 13 and substitute the following:

parties, unless the court determines the agreement is not in the best interest of the child.

Amendment No. 1 was adopted.

CSHB 853, as amended, was passed to engrossment.

HB 962 ON SECOND READING
(by Bucy)

HB 962, A bill to be entitled An Act relating to the hours of instruction required for driver training.

A record vote was requested by Representative Slawson.

HB 962 was passed to engrossment by (Record 471): 70 Yeas, 67 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Burrows; Campos; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Cyrier; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Kacal; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Neave; Ordaz Perez; Ortega; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Button; Cain; Canales; Capriglione; Cason; Cook; Craddick; Darby; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Hefner; Holland; Hull; Hunter; Jetton; King, K.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Raney; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Geren; Guerra; Johnson, J.D.; King, T.; Larson; Morales Shaw; Murphy; Pacheco; Schofield; Thompson, S.

STATEMENTS OF VOTE

When Record No. 471 was taken, I was shown voting no. I intended to vote yes.

Darby

When Record No. 471 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 471 was taken, I was in the house but away from my desk. I would have voted yes.

J.D. Johnson

When Record No. 471 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 471 was taken, I was shown voting yes. I intended to vote no.

Paddie

CSHB 1164 ON SECOND READING
(by Oliverson, Thierry, Howard, Hull, and Collier)

CSHB 1164, A bill to be entitled An Act relating to patient safety practices regarding placenta accreta spectrum disorder.

A record vote was requested by Representative Biedermann.

CSHB 1164 was passed to engrossment by (Record 472): 138 Yeas, 6 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Middleton; Slaton; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Campos; Jetton; Klick.

STATEMENTS OF VOTE

When Record No. 472 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 472 was taken, I was shown voting yes. I intended to vote no.

Vasut

When Record No. 472 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 1903 ON SECOND READING
(by Walle and Bonnen)

HB 1903, A bill to be entitled An Act relating to the Occupational Therapy Licensure Compact; authorizing fees.

HB 1903 was passed to engrossment.

CSHB 3041 ON SECOND READING
(by Frank and Hull)

CSHB 3041, A bill to be entitled An Act relating to the procedures and grounds for taking possession of a child and authorizing a family preservation services pilot program as an alternative to removal in suits affecting the parent-child relationship.

Amendment No. 1

Representatives Frank and Hinojosa offered the following amendment to **CSHB 3041**:

Amend **CSHB 3041** (house committee report) as follows:

(1) Strike page 1, line 22, through page 2, line 10, and substitute the following:

(3) "Family preservation service" means a time-limited, family-focused service, including a service subject to the Family First Prevention Services Act (Title VII, Div. E, Pub. L. No. 115-123), provided to the family of a child who is:

(A) a candidate for foster care to prevent or eliminate the need to remove the child and to allow the child to remain safely with the child's family; or

(B) a pregnant or parenting foster youth.

(4) "Family preservation services plan" means a written plan, based on a professional assessment, listing the family preservation services, including services subject to the Family First Prevention Services Act (Title VII, Div. E, Pub. L. No. 115-123), to be provided to the family of a child who is:

(A) a candidate for foster care; or

(B) a pregnant or parenting foster youth.

(2) On page 2, lines 18-19, strike "child who is pregnant or is a parent" and substitute "pregnant or parenting foster youth".

(3) On page 2, line 27, to page 3, line 1, strike "or a child who is pregnant or is a parent".

(4) On page 3, strike lines 4-10 and substitute the following:

use:

(1) Title IV-E funds to:

(A) pay for legal representation for parents in the manner provided by Section 107.015; or

(B) provide to counties a matching reimbursement for the cost of the legal representation; and

(2) funds received under the Temporary Assistance for Needy Families (TANF) program or other department funds to provide enhanced in-home support services to families qualifying for prevention services under this subchapter to achieve the objectives in the family preservation services plan.

(5) On page 3, line 11, strike "The" and substitute "(a) Subject to Subsection (b), the".

(6) On page 3, lines 13-14, strike "or a child who is pregnant or is a parent".

(7) On page 3, between lines 15 and 16, insert the following:

(b) The department is not required to obtain a court order to provide family preservation services to a pregnant or parenting foster youth.

(8) On page 7, lines 3-4, strike "or a child who is pregnant or is a parent".

(9) On page 7, lines 20-21, strike "or to address the needs of a child who is pregnant or is a parent".

(10) On page 9, line 19, strike "or a child who is pregnant or is a parent".

(11) On page 10, line 4, strike "or address the needs of a child who is pregnant or is a parent".

(12) On page 10, lines 19-20, strike "or a child who is pregnant or is a parent".

(13) On page 11, lines 9-10, strike "or address the needs of a child who is pregnant or is a parent".

(14) On page 12, lines 2-3, strike "or address the needs of a child who is pregnant or is a parent".

(15) On page 14, line 26, strike "are parents" and substitute "parenting foster youth".

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Darby and Neave offered the following amendment to **CSHB 3041**:

Amend **CSHB 3041** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 262.1095, Family Code, is amended by amending Subsections (a) and (b) and adding Subsection (d-1) to read as follows:

(a) When the Department of Family and Protective Services or another agency takes possession of a child under this chapter, the department:

(1) shall provide information as prescribed by this section in writing to each adult the department is able to identify and locate who is:

(A) related to the child within the third degree by consanguinity as determined under Chapter 573, Government Code;

(B) an adult relative of the alleged father of the child if the department has a reasonable basis to believe the alleged father is the child's biological father; or

(C) identified as a potential relative or designated caregiver, as defined by Section 264.751, on the proposed child placement resources form provided under Section 261.307; and

(2) may provide information as prescribed by this section to each adult the department is able to identify and locate who has a long-standing and significant relationship with the child.

(b) The information provided under Subsection (a) must:

(1) state that the child has been removed from the child's home and is in the temporary managing conservatorship of the department;

(2) explain the options available to the individual to participate in the care and placement of the child and the support of the child's family, the methods by which the individual may exercise those options, and any requirements the individual must satisfy to exercise those options, including:

(A) the requirement that the individual be evaluated by the Department of Family and Protective Services under Section 262.114 before the individual may serve as a substitute caregiver; and

(B) the deadlines before which the individual must respond to exercise those options;

(3) identify the [~~state that some~~] options available to the individual that may be lost if the individual fails to respond in a timely manner; [~~and~~]

(4) include, if applicable, the date, time, and location of the hearing under Subchapter C, Chapter 263; and

(5) include information regarding the procedures and timeline for a suit affecting the parent-child relationship under this chapter.

(d-1) Immediately after the Department of Family and Protective Services identifies and locates an individual described by Subsection (a)(1), the department shall provide the information required by this section.

SECTION ____. The changes in law made by this Act to Section 262.1095, Family Code, apply only to a suit affecting the parent-child relationship filed on or after the effective date of this Act. A suit affecting the parent-child relationship filed before the effective date of this Act is governed by the law in effect immediately before the effective date of this Act, and the former law is continued in effect for that purpose.

Amendment No. 2 was adopted.

CSHB 3041, as amended, was passed to engrossment.

CSHB 1468 ON SECOND READING
(by K. Bell, Huberty, Toth, M. González, Dutton, et al.)

CSHB 1468, A bill to be entitled An Act relating to a local remote learning program offered by a public school.

Amendment No. 1

Representative K. King offered the following amendment to **CSHB 1468**:

Amend **CSHB 1468** (house committee report) as follows:

(1) On page 1, at the end of line 11, add "This subsection expires September 1, 2027."

(2) On page 4, between lines 10 and 11, insert the following appropriately lettered subsection:

(____) This section expires September 1, 2027.

(3) Strike page 4, line 11, through page 6, line 13, and substitute the following appropriately numbered SECTION:

SECTION ____. Section 39.301, Education Code, is amended by adding Subsection (c-1) to read as follows:

(c-1) In addition to the indicators described by Subsection (c), the indicators for reporting purposes must include, for each school district and campus, the performance of students who spend at least half of the students' instructional time in virtual courses offered under a local remote learning program under Section 29.9091. This subsection expires September 1, 2027.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Burrows offered the following amendment to **CSHB 1468**:

Amend **CSHB 1468** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 48.053, Education Code, is amended by adding Subsection (b-1) to read as follows:

(b-1) This subsection applies only to a special-purpose district described by Subsection (a) that existed before September 1, 2019. For a district to which this subsection applies, the commissioner shall establish an asynchronous progression

funding method that may be used to determine the amount of the district's entitlement under Subsection (b) based on full and partial semester course completion.

Amendment No. 2 was adopted.

CSHB 1468, as amended, was passed to engrossment. (Rodriguez recorded voting no.)

CSHB 2106 ON SECOND READING
(by Perez, S. Thompson, Parker, Leman, and Moody)

CSHB 2106, A bill to be entitled An Act relating to the prevention, identification, investigation, and enforcement of payment card fraud; providing a civil penalty.

CSHB 2106 was passed to engrossment.

HB 2268 ON SECOND READING
(by Paul)

HB 2268, A bill to be entitled An Act relating to disconnection notices for water and sewer service.

HB 2268 was passed to engrossment.

HB 2144 ON SECOND READING
(by Harris)

HB 2144, A bill to be entitled An Act relating to the tort of public nuisance.

HB 2144 - POINT OF ORDER

Representative Moody raised a point of order against further consideration of **HB 2144** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading.

(Murr in the chair)

The point of order was withdrawn.

HB 2144 - RECOMMITTED

Representative Harris moved to recommit **HB 2144** to the Committee on Judiciary and Civil Jurisprudence.

The motion prevailed.

(Speaker in the chair)

CSHB 1427 ON SECOND READING
(by Shaheen, Frank, Lucio, J. Turner, and Buckley)

CSHB 1427, A bill to be entitled An Act relating to the disclosure of negotiated rates requested by members of the legislature from certain health care vendors that contract with this state.

CSHB 1427 was passed to engrossment.

CSHB 1434 ON SECOND READING
(by Oliverson, Hull, Howard, Collier, J.E. Johnson, et al.)

CSHB 1434, A bill to be entitled An Act relating to limitations on pelvic examinations; authorizing disciplinary action, including an administrative penalty.

CSHB 1434 was passed to engrossment.

CSHB 3271 ON SECOND READING
(by Ordaz Perez, Button, et al.)

CSHB 3271, A bill to be entitled An Act relating to establishing loan programs to assist certain micro-businesses by increasing access to capital; authorizing fees.

Representative Ordaz Perez moved to postpone consideration of **CSHB 3271** until the end of today's calendar.

The motion prevailed.

CSHB 2557 ON SECOND READING
(by Rogers, Darby, Frullo, Guillen, et al.)

CSHB 2557, A bill to be entitled An Act relating to a school security volunteer program in certain counties.

CSHB 2557 was passed to engrossment. (Rodriguez recorded voting no.)

CSHB 2315 ON SECOND READING
(by J. Turner, Rose, and Meyer)

CSHB 2315, A bill to be entitled An Act relating to the forfeiture of contraband relating to the criminal offense of racing on a highway.

Amendment No. 1

Representatives J. Turner and Canales offered the following amendment to **CSHB 2315**:

Amend **CSHB 2315** (house committee report) as follows:

(1) On page 3, line 5, between "Transportation Code" and the underlined semicolon, insert ", other than a Class A misdemeanor that is classified as a Class A misdemeanor based solely on conduct constituting a violation of Subsection (e)(2)(B) of that section".

(2) On page 5, line 16, between "Transportation Code" and the underlined semicolon, insert ", other than a Class A misdemeanor that is classified as a Class A misdemeanor based solely on conduct constituting a violation of Subsection (e)(2)(B) of that section".

Amendment No. 1 was adopted.

CSHB 2315, as amended, was passed to engrossment.

CSHB 2120 ON SECOND READING
(by K. Bell, Tinderholt, VanDeaver, Buckley, et al.)

CSHB 2120, A bill to be entitled An Act relating to school district hearings regarding complaints.

CSHB 2120 was passed to engrossment.

CSHB 2309 ON SECOND READING
(by Dominguez)

CSHB 2309, A bill to be entitled An Act relating to the enforcement of parking privileges for people with disabilities; increasing criminal fines; authorizing a fee.

CSHB 2309 was passed to engrossment.

HB 2787 ON SECOND READING
(by Middleton, Raney, Oliverson, and Cain)

HB 2787, A bill to be entitled An Act relating to repeal of certain Employee Retirement Income Security Act of 1974 exemption provisions relating to pharmacy benefits.

A record vote was requested by Representative Biedermann.

HB 2787 was passed to engrossment by (Record 473): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Hernandez; Johnson, A.; Perez; White.

STATEMENTS OF VOTE

When Record No. 473 was taken, my vote failed to register. I would have voted yes.

A. Johnson

When Record No. 473 was taken, I was temporarily out of the house chamber. I would have voted yes.

Perez

When Record No. 473 was taken, I was in the house but away from my desk. I would have voted yes.

White

HB 2132 ON SECOND READING
(by Ellzey, Harris, and Clardy)

HB 2132, A bill to be entitled An Act relating to the eligibility of the National Hot Rod Association Fall Nationals at the Texas Motorplex for funding under the Major Events Reimbursement Program.

Representative Ellzey moved to postpone consideration of **HB 2132** until 10 a.m. Wednesday, May 5.

The motion prevailed.

HB 3381 ON SECOND READING
(by Leman, Goldman, Landgraf, Darby, and T. King)

HB 3381, A bill to be entitled An Act relating to the authority of the Railroad Commission of Texas to contract for the treatment of and sell drill cuttings.

Representative Leman moved to postpone consideration of **HB 3381** until 10 a.m. Monday, May 3.

The motion prevailed.

HB 3262 ON SECOND READING
(by Smith)

HB 3262, A bill to be entitled An Act relating to causes of action for withholding payments of the proceeds from the sale of oil and gas production.

Representative Smith moved to postpone consideration of **HB 3262** until 10 a.m. Thursday, May 6.

The motion prevailed.

CSHB 1818 ON SECOND READING
(by Patterson, Reynolds, Shaheen, Holland, Jetton, et al.)

CSHB 1818, A bill to be entitled An Act relating to the source of dogs and cats sold by pet stores; providing a civil penalty.

CSHB 1818 - POINT OF ORDER

Representative Slaton raised a point of order against further consideration of **CSHB 1818** under Rule 4, Section 18(b), and Rule 4, Section 32(b)(10), of the House Rules on the grounds that the witness lists attached to the committee minutes and committee report are inaccurate.

(Paddie in the chair)

The point of order was withdrawn.

(Speaker in the chair)

A record vote was requested by Representative Biedermann.

CSHB 1818 was passed to engrossment by (Record 474): 75 Yeas, 67 Nays, 1 Present, not voting.

Yeas — Anchia; Bell, K.; Bowers; Buckley; Bucy; Burns; Button; Campos; Cole; Coleman; Collier; Cortez; Dean; Deshotel; Dominguez; Ellzey; Fierro; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Krause; Landgraf; Leach; Longoria; Lozano; Lucio; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Parker; Patterson; Perez; Price; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Shaheen; Sherman; Stucky; Talarico; Thierry; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Nays — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Biedermann; Bonnen; Burrows; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dutton; Frank; Frullo; Gates; Geren; Harless; Harris; Hefner; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Leman; Lopez; Martinez; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Paul; Raney; Raymond; Rogers; Schaefer; Schofield; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; Vo; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Crockett; Davis; Sanford; Thompson, S.; Turner, C.

STATEMENTS OF VOTE

When Record No. 474 was taken, I was shown voting yes. I intended to vote no.

Ellzey

When Record No. 474 was taken, I was shown voting no. I intended to vote yes.

Martinez

When Record No. 474 was taken, I was shown voting yes. I intended to vote no.

Morales Shaw

When Record No. 474 was taken, my vote failed to register. I would have voted yes.

C. Turner

HB 2766 ON SECOND READING
(by Rogers, Morrison, Lambert, Ashby, Fierro, et al.)

HB 2766, A bill to be entitled An Act relating to the creation of a rural dual credit pilot program by the Texas Higher Education Coordinating Board.

HB 2766 was passed to engrossment.

CSHB 3938 ON SECOND READING
(by K. Bell, Button, and C. Bell)

CSHB 3938, A bill to be entitled An Act relating to the establishment of the industry-based certification advisory council and the transfer of certain duties to that advisory council.

Amendment No. 1

Representative K. Bell offered the following amendment to **CSHB 3938**:

Amend **CSHB 3938** (house committee report) on page 2, line 3, by striking "as" and substituting "or public state college, as those terms are".

Amendment No. 1 was adopted.

CSHB 3938, as amended, was passed to engrossment.

CSHB 3813 ON SECOND READING
(by Harris and Clardy)

CSHB 3813, A bill to be entitled An Act relating to the authority of certain municipalities to impose regulations on amplified sound from certain venues.

Representative Harris moved to postpone consideration of **CSHB 3813** until 10 a.m. Thursday, April 29.

The motion prevailed.

CSHB 3961 ON SECOND READING
(by Spiller, Frank, et al.)

CSHB 3961, A bill to be entitled An Act relating to required posting of information regarding the office of the state long-term care ombudsman on certain long-term care facilities' Internet websites.

CSHB 3961 was passed to engrossment.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 3271 ON SECOND READING
(by Ordaz Perez, Button, et al.)

CSHB 3271, A bill to be entitled An Act relating to establishing loan programs to assist certain micro-businesses by increasing access to capital; authorizing fees.

CSHB 3271 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Biedermann offered the following amendment to **CSHB 3271**:

Amend **CSHB 3271** (house committee printing) as follows:

(1) On page 4, between lines 14 and 15, insert the following:

(c-1) In awarding loans under the program, a community development financial institution participating in the program shall give preference to applicant micro-businesses that did not receive a loan or grant under the Coronavirus Aid, Relief, and Economic Security Act (15 U.S.C. Section 9001 et seq.), as amended by the Paycheck Protection Program Flexibility Act of 2020 (Pub. L. No. 116-142) and the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260).

(2) On page 8, between lines 20 and 21, insert the following:

(f) In awarding micro-business access to capital loans under the program, a participating financial institution shall give preference to applicant micro-businesses that did not receive a loan or grant under the Coronavirus Aid, Relief, and Economic Security Act (15 U.S.C. Section 9001 et seq.), as amended by the Paycheck Protection Program Flexibility Act of 2020 (Pub. L. No. 116-142) and the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260).

Amendment No. 1 was adopted.

A record vote was requested by Representative Biedermann.

CSHB 3271, as amended, was passed to engrossment by (Record 475): 133 Yeas, 14 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker;

Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Cain; Harless; Hefner; Klick; Krause; Middleton; Patterson; Slaton; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

STATEMENTS OF VOTE

When Record No. 475 was taken, I was shown voting yes. I intended to vote no.

Cason

When Record No. 475 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 475 was taken, I was shown voting yes. I intended to vote no.

Shaheen

When Record No. 475 was taken, I was shown voting yes. I intended to vote no.

Spiller

HB 1219 - RECOMMITTED

Representative Cortez moved to recommit **HB 1219** to the Committee on Urban Affairs.

The motion prevailed.

FIVE-DAY POSTING RULE SUSPENDED

Representative Paddie moved to suspend the five-day posting rule to allow the Committee on State Affairs to consider **HB 392** at 8 a.m. Thursday, April 29 in E1.004.

The motion prevailed.

Representative Cain moved to suspend the five-day posting rule to allow the Committee on Elections to consider **HB 4555** at 8 a.m. Thursday, April 29 in E2.028.

The motion prevailed.

HJR 165 - PERMISSION TO INTRODUCE

Representative Jetton requested permission to introduce and have placed on first reading **HJR 165**.

Permission to introduce was granted by (Record 476): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; King, P.

Absent — Canales; Dominguez; Harless; Hunter; Raney; Slawson.

STATEMENTS OF VOTE

When Record No. 476 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 476 was taken, I was in the house but away from my desk. I would have voted yes.

Slawson

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Thierry in the chair)

ADJOURNMENT

Representative Sanford moved that the house adjourn until 10 a.m. tomorrow in memory of Jamie Munal of San Juan.

The motion prevailed.

The house accordingly, at 2:38 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HB 4654 (By Metcalf), Relating to the creation of the Montgomery County Municipal Utility District No. 210; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HB 4655 (By E. Morales), Relating to the jurisdiction of the County Court at Law of Reeves County.

To Judiciary and Civil Jurisprudence.

HB 4656 (By E. Morales), Relating to the jurisdiction of the County Court at Law of Reeves County.

To Judiciary and Civil Jurisprudence.

HB 4657 (By Goodwin), Relating to the creation of the Travis County Municipal Utility District No. 27; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HCR 91 (By White, Murr, and Reynolds), Expressing commitment to eliminating racially offensive place names and urging the U.S. Board on Geographic Names to approve requests to change racially offensive names of geographic features.

To State Affairs.

HCR 96 (By Stucky), Congratulating University of North Texas softball player Hope Trautwein on pitching a perfect game in which she struck out all 21 opposing batters.

To Resolutions Calendars.

HCR 97 (By Cyrier), In memory of Brandon Keith White of Fort Davis.

To Resolutions Calendars.

HCR 98 (By Cyrier), In memory of Dewey Douglas Stockbridge of Alpine.

To Resolutions Calendars.

HCR 99 (By Cyrier), In memory of Robert Otto Dittmar II of Kerrville.

To Resolutions Calendars.

HR 826 (By Button, Vo, Wu, Jetton, and Paul), Recognizing May 2021 as Asian American and Pacific Islander Heritage Month.

To Resolutions Calendars.

HR 827 (By Wu), In memory of Willie Lee Dixon Jr. of Spring.

To Resolutions Calendars.

HR 828 (By Fierro), Honoring Pastor Michael Grady of Prince of Peace Christian Fellowship for his service to the El Paso community.

To Resolutions Calendars.

HR 829 (By Fierro), Congratulating SSG Manuel R. Puentes Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 830 (By Fierro), Congratulating Hurshel Antwine Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 831 (By Fierro), Congratulating Socorro High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 832 (By Fierro), Congratulating Cactus Trails Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 833 (By Fierro), Congratulating John Drugan School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 834 (By Fierro), Congratulating Myrtle Cooper Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 835 (By Fierro), Congratulating OShea Keleher Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 836 (By Fierro), Congratulating Escontrias Early Childhood Center in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 837 (By Fierro), Congratulating Elfida P. Chavez Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 838 (By Fierro), Congratulating Loma Verde Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 839 (By Fierro), Congratulating Chester Jordan Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 840 (By Fierro), Congratulating Vista Del Sol Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 841 (By Fierro), Congratulating El Dorado High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 842 (By Fierro), Congratulating Socorro Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 843 (By Fierro), Congratulating Campestre Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 844 (By Fierro), Congratulating Sgt. Jose F. Carrasco Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 845 (By Fierro), Congratulating Capt. Walter E. Clarke Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 846 (By Fierro), Congratulating Col. John O. Ensor Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 847 (By Fierro), Congratulating Montwood Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 848 (By Fierro), Congratulating Salvador H. Sanchez Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 849 (By Fierro), Congratulating Escontrias Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 850 (By Fierro), Congratulating Purple Heart Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 851 (By Fierro), Congratulating Helen Ball Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 852 (By Fierro), Congratulating Benito Martinez Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 853 (By Fierro), Congratulating Pebble Hills High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 854 (By Fierro), Congratulating William D. Slider Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 855 (By Fierro), Congratulating Hueco Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 856 (By Fierro), Congratulating Bill Sybert School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 857 (By Fierro), Congratulating Sierra Vista Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 858 (By Fierro), Congratulating H. D. Hilley Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 859 (By Fierro), Congratulating Paso Del Norte Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 860 (By Fierro), Congratulating Sun Ridge Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 861 (By Fierro), Congratulating Americas High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 862 (By Fierro), Congratulating Dr. Sue A. Shook Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 863 (By Fierro), Congratulating Montwood High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 864 (By Fierro), Congratulating Mission Early College High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 865 (By Fierro), Congratulating Sgt. Roberto Ituarte Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 866 (By Fierro), Congratulating Lujan-Chavez Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 867 (By Fierro), Congratulating James P. Butler Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 868 (By Fierro), Congratulating Spec. Rafael Hernando III Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 869 (By Fierro), Congratulating Captain John L. Chapin High School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 870 (By Fierro), Congratulating Milam Elementary School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 871 (By Patterson), Recognizing Representative Andrew Murr's moustache as the Official Moustache of the House of Representatives of the 87th Texas Legislature.

To Resolutions Calendars.

HR 872 (By E. Morales), Commemorating the 150th anniversary of Pecos County.

To Resolutions Calendars.

HR 873 (By Geren), In memory of Charles Beggs Moncrief.

To Resolutions Calendars.

HR 874 (By E. Morales), Congratulating Tristen Licon on his achievements as a member of the Sul Ross State University men's basketball team.

To Resolutions Calendars.

HR 875 (By Geren), In memory of Robert William "Bobby" Brown of Fort Worth.

To Resolutions Calendars.

HR 876 (By Ortega), Congratulating Jacob Halter of El Paso on attaining the rank of Eagle Scout.

To Resolutions Calendars.

HR 877 (By Huberty), Commending Makenna Moser for her service as a legislative intern in the office of State Representative Dan Huberty.

To Resolutions Calendars.

HR 878 (By E. Morales), In memory of Rosalinda P. Morin of Del Rio.

To Resolutions Calendars.

HR 879 (By Cain), Deactivating House Rule 16, Sections 8 and 14.

To House Administration.

HR 880 (By Anchia, Metcalf, Cole, Oliverson, and Walle), Relating to deactivating House Rule 16, Section 13.

To House Administration.

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Tuesday, April 27, 2021

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS REFUSED TO CONCUR IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES AND REQUESTS THE APPOINTMENT OF A CONFERENCE COMMITTEE TO ADJUST THE DIFFERENCES BETWEEN THE TWO HOUSES:

SB 1
Senate Conferees: Nelson - Chair/Huffman/Kolkhorst/Nichols/Taylor

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Tuesday, April 27, 2021 - 2

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 50 Zaffirini
Relating to a competitive and integrated employment initiative for certain Medicaid recipients.

SB 184 Johnson
Relating to reports on the prevalence of eating disorders and eating disorder-related deaths in this state.

SB 609 Alvarado
Relating to the creation of the Texas music incubator rebate program to provide for rebates of a portion of certain taxes collected from certain music venues and promoters of certain music festivals.

SB 1146 Perry
Relating to abortion reporting and exemptions to abortion facility licensing; creating a criminal offense.

SB 1458 Zaffirini
Relating to standardized forms and materials for the issuance of protective orders, magistrate's orders for emergency protection, and temporary ex parte orders.

SB 1534 Buckingham
Relating to remedial plans issued by the State Board of Dental Examiners to address complaints against dentists and dental hygienists.

SB 1675 Campbell
Relating to procedures for early voting by mail.

SB 1692 Miles
Relating to the provision of home dialysis care by a dialysis technician.

SB 1719 Hall
Relating to appellate jurisdiction of the Public Utility Commission regarding certain water or sewer utility fees.

SB 1750 Hancock
Relating to extreme weather preparedness of critical electric and natural gas infrastructure; authorizing administrative penalties.

SB 1761 Zaffirini
Relating to the filing of certain reports of political contributions and expenditures.

SB 1829 Hinojosa
Relating to maintaining and distributing certain Medicaid managed care directories.

SB 1856 Powell
Relating to certain vocational nursing students providing essential services during a declared state of disaster.

SB 1895 Huffman
Relating to a Texas Medical Board complaint for a violation described by Section 22.011(b)(12), Penal Code.

SB 1917 Lucio
Relating to a public outreach campaign for aging adults with visual impairments.

SB 2116 Campbell
Relating to prohibiting contracts or other agreements with certain foreign-owned companies in connection with critical infrastructure in this state.

SCR 33 Hughes
In memory of James J. Hartnett Sr.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 26

Agriculture and Livestock - **HB 2850**

Appropriations - **HB 2021**, **HB 4018**

Business and Industry - **HB 1467**, **HB 1679**, **HB 1782**, **HB 2130**, **HB 2942**, **HB 3656**, **HB 3697**, **HB 3941**

Corrections - **HB 30**, **HB 4212**

County Affairs - **HB 466**, **HB 1290**, **HB 2244**, **HB 2517**, **HB 2831**, **HB 3114**, **HB 3337**, **HB 3354**, **HB 3798**, **HB 4101**

Defense and Veterans' Affairs - **HB 697**, **HB 2556**, **HB 3821**, **HB 4162**

Elections - **HB 2149**, **HB 2320**, **HB 3080**, **HB 3107**, **HB 3276**, **HB 3341**, **HB 3974**, **HB 4364**

Energy Resources - **HB 3583**, **HB 3885**

Higher Education - **SB 702**, **SB 1251**

Homeland Security and Public Safety - **HB 558**, **HB 2349**, **HB 2675**, **HB 4346**, **HB 4527**

Human Services - **HB 158**, **HB 1225**, **HB 2365**, **HB 3044**, **HB 3306**, **SB 863**

Insurance - **HB 240**, **HB 573**, **HB 2310**, **HB 2545**, **HB 3250**, **HB 3459**, **HB 4326**

Judiciary and Civil Jurisprudence - **HB 2788**, **HB 3069**, **HB 3082**, **HCR 56**

Juvenile Justice and Family Issues - **SB 1156**

Land and Resource Management - **HB 1929**, **HB 2947**, **HB 4593**, **HB 4610**

Natural Resources - **HB 1143**, **HB 2525**, **HB 2710**, **HB 2716**, **HB 4585**, **HB 4621**, **SB 601**

State Affairs - **HB 3669**

Transportation - **HB 442, HB 532, HB 1075, HB 1115, HB 1321, HB 1455, HB 1497, HB 2228, HB 2521, HB 2807, HB 3324, HB 3496, HB 3514, HB 3630**

Urban Affairs - **HB 1968, HB 3690, HB 4597, HB 4619**

Ways and Means - **HB 1869, HB 2209, HB 2428, HB 2433, HB 2438, HB 4305, HJR 81**

ENGROSSED

April 26 - HB 2378, HB 3325

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-FIFTH DAY — WEDNESDAY, APRIL 28, 2021

The house met at 10:20 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 477).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

The invocation was offered by Representative Harless as follows:

Holy God, before going any further in discharging our duties and responsibilities, we again ask your help. As we gather from 150 districts and 254 counties across this great state, may we be aware of not only our responsibilities to our districts but also for the greater good of all in our state. May we reflect your cares and concerns as we seek to make Texas better, safer, healthier, and more robust. May we act with clarity of mind, compassion of heart, and may our actions bring good results. And may you continue to watch over all the members and their families. All this is in your glory and in your name. Amen.

The chair recognized Representative Guerra who led the house in the pledges of allegiance to the United States and Texas flags.

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business:

Lucio on motion of Hernandez.

The following member was granted leave of absence for today to attend a funeral:

C. Bell on motion of Metcalf.

The following member was granted leave of absence for today and the remainder of the week because of important business:

Huberty on motion of Murphy.

The following member was granted leave of absence for today because of important business in the district:

Burrows on motion of Metcalf.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

FIVE-DAY POSTING RULE SUSPENDED

Representative Dutton moved to suspend the five-day posting rule to allow the Committee on Public Education to consider **HB 3880**, **SB 28**, and **SB 338** upon final adjournment or recess or bill referral, if permission is granted, today in E1.030.

The motion prevailed.

HB 4660 - PERMISSION TO INTRODUCE

Representative Wilson requested permission to introduce and have placed on first reading **HB 4660**.

Permission to introduce was granted by (Record 478): 139 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose;

Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Collier; González, J.; González, M.; Herrero; Israel; White.

GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING

The following bills were laid before the house and read third time:

SB 538 ON THIRD READING
(Longoria - House Sponsor)

SB 538, A bill to be entitled An Act relating to information technology purchased through the Department of Information Resources.

SB 538 was passed by (Record 479): 140 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Campos; Ellzey; Johnson, J.D.; Morales Shaw; Wilson.

STATEMENTS OF VOTE

When Record No. 479 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 479 was taken, I was in the house but away from my desk. I would have voted yes.

Ellzey

When Record No. 479 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 479 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 479 was taken, I was in the house but away from my desk. I would have voted yes.

Wilson

MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 15 ON THIRD READING
(by S. Thompson, Bonnen, Goldman, Coleman, Meyer, et al.)

HB 15, A bill to be entitled An Act relating to the creation of the Brain Institute of Texas; granting authority to issue bonds.

HB 15 was passed by (Record 480): 107 Yeas, 36 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bernal; Bonnen; Bowers; Buckley; Bucy; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Ashby; Bell, K.; Biedermann; Burns; Cain; Cason; Craddick; Gates; Hefner; Holland; Hull; King, P.; Krause; Landgraf; Leach; Leman; Middleton; Murr; Noble; Patterson; Price; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Dean; Johnson, J.E.

STATEMENTS OF VOTE

When Record No. 480 was taken, I was shown voting yes. I intended to vote no.

Cook

When Record No. 480 was taken, I was shown voting no. I intended to vote yes.

Craddick

When Record No. 480 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

When Record No. 480 was taken, I was shown voting no. I intended to vote yes.

Price

When Record No. 480 was taken, I was shown voting yes. I intended to vote no.

Wilson

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 956 ON THIRD READING
(by Dutton and Frullo)

HB 956, A bill to be entitled An Act relating to the places where certain knives are prohibited.

HB 956 was passed by (Record 481): 142 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales,

C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Hinojosa; Johnson, A.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Larson.

HB 2318 ON THIRD READING
(by Geren)

HB 2318, A bill to be entitled An Act relating to the content and numbering of propositions on the ballot.

HB 2318 was passed by (Record 482): 142 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Capriglione.

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Beckley; Raney.

HB 4579 ON THIRD READING
(by Burrows)

HB 4579, A bill to be entitled An Act relating to the powers, duties, and bond authority of the Lubbock Reese Redevelopment Authority; providing authority to impose a fee.

HB 4579 was passed by (Record 483): 140 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cason; Slaton; Tinderholt; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

STATEMENT OF VOTE

When Record No. 483 was taken, I was shown voting yes. I intended to vote no.

Schaefer

HB 2593 ON THIRD READING
(by Moody and Guillen)

HB 2593, A bill to be entitled An Act relating to the criminal penalties for the possession of certain tetrahydrocannabinols under the Texas Controlled Substances Act.

HB 2593 was passed by (Record 484): 108 Yeas, 33 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Burns; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave;

Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, K.; Biedermann; Bonnen; Cook; Cyrier; Ellzey; Gates; Goldman; Harless; Harris; Hefner; Holland; King, P.; Klick; Krause; Kuempel; Lambert; Leman; Metcalf; Morrison; Murr; Noble; Patterson; Paul; Price; Schaefer; Shaheen; Slaton; Slawson; Smithee; Swanson; Thompson, E.; Wilson.

Present, not voting — Mr. Speaker(C); Anderson.

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Cain; Sanford; Schofield.

STATEMENTS OF VOTE

When Record No. 484 was taken, I was shown voting yes. I intended to vote no.

Allison

When Record No. 484 was taken, I was shown voting present, not voting. I intended to vote no.

Anderson

When Record No. 484 was taken, I was shown voting no. I intended to vote yes.

Biedermann

When Record No. 484 was taken, I was in the house but away from my desk. I would have voted yes.

Cain

When Record No. 484 was taken, I was shown voting no. I intended to vote yes.

Cook

When Record No. 484 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 484 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 484 was taken, I was shown voting yes. I intended to vote no.

Frullo

When Record No. 484 was taken, I was shown voting no. I intended to vote yes.

Krause

HB 1930 ON THIRD READING
(by Walle)

HB 1930, A bill to be entitled An Act relating to landlord and tenant dispute information reported by justice courts to the Texas Judicial Council and made accessible to the public.

HB 1930 was passed by (Record 485): 82 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Landgraf; Larson; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Cason; Cyrier; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; Kacal; King, K.; King, P.; Krause; Kuempel; Lambert; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smithee; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Darby; Klick; Sanford; Smith.

STATEMENTS OF VOTE

When Record No. 485 was taken, I was shown voting yes. I intended to vote no.

Cook

When Record No. 485 was taken, I was in the house but away from my desk. I would have voted yes.

Darby

When Record No. 485 was taken, I was shown voting yes. I intended to vote no.

Landgraf

HB 3233 ON THIRD READING
(by Moody, Stephenson, Coleman, Minjarez, and J.D. Johnson)

HB 3233, A bill to be entitled An Act relating to the establishment by certain counties and hospital districts of disease control pilot programs to reduce the risk of certain infectious and communicable diseases; authorizing fees.

HB 3233 was passed by (Record 486): 81 Yeas, 57 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bell, K.; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Lambert; Larson; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Spiller; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, P.; Krause; Kuempel; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Clardy; Darby; Landgraf; Sanford; Shine; Smithee; VanDeaver.

STATEMENTS OF VOTE

When Record No. 486 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 486 was taken, I was in the house but away from my desk. I would have voted no.

Darby

When Record No. 486 was taken, I was in the house but away from my desk. I would have voted no.

Landgraf

When Record No. 486 was taken, my vote failed to register. I would have voted no.

Shine

When Record No. 486 was taken, my vote failed to register. I would have voted no.

Smithee

When Record No. 486 was taken, I was shown voting yes. I intended to vote no.

Spiller

When Record No. 486 was taken, I was in the house but away from my desk. I would have voted no.

VanDeaver

HB 363 ON THIRD READING
(by VanDeaver)

HB 363, A bill to be entitled An Act relating to restricting the use of personally identifiable student information by an operator of a website, online service, online application, or mobile application used for a school purpose and providing an exemption from certain restrictions for a national assessment provider.

HB 363 was passed by (Record 487): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Button; Davis.

HB 2509 ON THIRD READING
(by Lucio, Martinez, and Muñoz)

HB 2509, A bill to be entitled An Act relating to measures to support or enhance graduate medical education for the practice of podiatric medicine in this state.

HB 2509 was passed by (Record 488): 116 Yeas, 25 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slaton; Slawson; Smithee; Stephenson; Swanson; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Bonnen; Cain; Cason; Cook; Cyrier; Goldman; Hefner; King, P.; Krause; Middleton; Noble; Oliverson; Paddie; Patterson; Paul; Price; Schaefer; Shaheen; Smith; Stucky; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Morrison; Parker; Spiller; Thierry.

STATEMENTS OF VOTE

When Record No. 488 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 488 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 488 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 488 was taken, I was in the house but away from my desk. I would have voted yes.

Parker

When Record No. 488 was taken, I was shown voting yes. I intended to vote no.

Slawson

When Record No. 488 was taken, I was in the house but away from my desk. I would have voted yes.

Spiller

When Record No. 488 was taken, I was in the house but away from my desk. I would have voted yes.

Thierry

HB 2414 ON THIRD READING
(by Davis)

HB 2414, A bill to be entitled An Act relating to the authority of a county clerk to require a person to present photo identification to file a document in the real property records of a county.

HB 2414 was passed by (Record 489): 138 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Canales; Holland; Krause; Murr; Schaefer.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Cook; Shaheen.

STATEMENTS OF VOTE

When Record No. 489 was taken, I was shown voting no. I intended to vote yes.

Krause

When Record No. 489 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 489 was taken, I was in the house but away from my desk. I would have voted no.

Shaheen

HB 409 ON THIRD READING
(by Cortez, Pacheco, et al.)

HB 409, A bill to be entitled An Act relating to waivers for entrance fees to state parks and certain hunting and fishing license fees for resident first responders.

HB 409 was passed by (Record 490): 134 Yeas, 10 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Cyrier; Schaefer; Slawson; Swanson; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Thierry.

HB 1804 ON THIRD READING
(by Meyer, Metcalf, Minjarez, et al.)

HB 1804, A bill to be entitled An Act relating to a prohibition against the appropriation of money to settle or pay a sexual harassment claim made against certain members of the executive, legislative, or judicial branch of state government or their staff.

Amendment No. 1

Representative Canales offered the following amendment to **HB 1804**:

Amend **HB 1804** on third reading by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 12.1058(a), Education Code, is amended to read as follows:

(a) An open-enrollment charter school is considered to be:

(1) a local government for purposes of Chapter 791, Government Code;

(2) a local government for purposes of Chapter 2259, Government Code, except that an open-enrollment charter school may not issue public securities as provided by Section 2259.031(b), Government Code;

(3) a political subdivision for purposes of Chapter 172, Local Government Code; [~~and~~]

(4) a local governmental entity for purposes of Subchapter I, Chapter 271, Local Government Code; and

(5) a political subdivision for purposes of Section 180.008, Local Government Code.

Amendment No. 1 was adopted.

HB 1804, as amended, was passed by (Record 491): 141 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Crockett; Reynolds.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Goodwin; Thompson, S.

STATEMENTS OF VOTE

When Record No. 491 was taken, my vote failed to register. I would have voted yes.

Goodwin

When Record No. 491 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

HB 853 ON THIRD READING
(by Cook)

HB 853, A bill to be entitled An Act relating to orders for possession of and access to a child in a suit affecting the parent-child relationship.

HB 853 was passed by (Record 492): 137 Yeas, 7 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Canales; Hull; Klick; Patterson; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 492 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 492 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 492 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 492 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 962 ON THIRD READING
(by Bucy)

HB 962, A bill to be entitled An Act relating to the hours of instruction required for driver training.

HB 962 was passed by (Record 493): 74 Yeas, 71 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Buckley; Bucy; Campos; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Larson; Longoria; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, K.; Biedermann; Bonnen; Burns; Button; Cain; Canales; Capriglione; Cason; Cook; Craddick; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Hefner; Holland; Hull; Hunter; Jetton; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

STATEMENT OF VOTE

When Record No. 493 was taken, I was shown voting yes. I intended to vote no.

Clardy

HB 1164 ON THIRD READING
(by Oliverson, Thierry, Howard, Hull, Collier, et al.)

HB 1164, A bill to be entitled An Act relating to patient safety practices regarding placenta accreta spectrum disorder.

HB 1164 was passed by (Record 494): 137 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cason; Middleton; Slaton; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Lozano; Rosenthal; Stephenson.

STATEMENTS OF VOTE

When Record No. 494 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 494 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

When Record No. 494 was taken, my vote failed to register. I would have voted yes.

Rosenthal

When Record No. 494 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 494 was taken, I was in the house but away from my desk. I would have voted yes.

Stephenson

When Record No. 494 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 494 was taken, I was shown voting no. I intended to vote yes.

Vasut

HB 1903 ON THIRD READING
(by Walle and Bonnen)

HB 1903, A bill to be entitled An Act relating to the Occupational Therapy Licensure Compact; authorizing fees.

HB 1903 was passed by (Record 495): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Wilson.

STATEMENT OF VOTE

When Record No. 495 was taken, I was in the house but away from my desk. I would have voted yes.

Wilson

HB 3041 ON THIRD READING
(by Frank, Minjarez, Hull, and Gates)

HB 3041, A bill to be entitled An Act relating to the procedures and grounds for taking possession of a child and authorizing a family preservation services pilot program as an alternative to removal in suits affecting the parent-child relationship.

HB 3041 was passed by (Record 496): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Allen; Cortez; Dutton.

HB 1468 ON THIRD READING
(by K. Bell, Huberty, Toth, M. González, Dutton, et al.)

HB 1468, A bill to be entitled An Act relating to a local remote learning program offered by a public school.

HB 1468 was passed by (Record 497): 135 Yeas, 9 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier;

Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Anchia; Biedermann; Cain; Canales; Hinojosa; Ramos; Slaton; Tinderholt; Turner, J.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 497 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 497 was taken, I was shown voting yes. I intended to vote no.

Collier

When Record No. 497 was taken, I was shown voting yes. I intended to vote no.

J. González

When Record No. 497 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 497 was taken, I was shown voting yes. I intended to vote no.

Sherman

HB 2106 ON THIRD READING
(by Perez, S. Thompson, Parker, Leman, and Moody)

HB 2106, A bill to be entitled An Act relating to the prevention, identification, investigation, and enforcement of payment card fraud; providing a civil penalty.

HB 2106 was passed by (Record 498): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — González, M.

HB 2268 ON THIRD READING
(by Paul, et al.)

HB 2268, A bill to be entitled An Act relating to disconnection notices for water and sewer service.

HB 2268 was passed by (Record 499): 137 Yeas, 7 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Cook; Hinojosa; Noble; Schaefer; Slaton; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — González, M.

STATEMENTS OF VOTE

When Record No. 499 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 499 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 1427 ON THIRD READING
(by Shaheen, Frank, Lucio, J. Turner, and Buckley)

HB 1427, A bill to be entitled An Act relating to the disclosure of negotiated rates requested by members of the legislature from certain health care vendors that contract with this state.

HB 1427 was passed by (Record 500): 143 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — González, M.

STATEMENT OF VOTE

When Record No. 500 was taken, I was shown voting no. I intended to vote yes.

White

HB 1434 ON THIRD READING
(by Oliverson, Hull, Howard, Collier, J.E. Johnson, et al.)

HB 1434, A bill to be entitled An Act relating to limitations on pelvic examinations; authorizing disciplinary action, including an administrative penalty.

HB 1434 was passed by (Record 501): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

HB 2557 ON THIRD READING
(by Rogers, Darby, Frullo, Guillen, et al.)

HB 2557, A bill to be entitled An Act relating to a school security volunteer program in certain counties.

HB 2557 was passed by (Record 502): 119 Yeas, 22 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Hernandez;

Herrero; Holland; Hull; Hunter; Jetton; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Allen; Anchia; Beckley; Bucy; Cole; Collier; González, J.; González, M.; Goodwin; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Morales, C.; Ordaz Perez; Ramos; Reynolds; Rodriguez; Rose; Sherman; Talarico.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Coleman; Morales Shaw; Ortega; Romero.

STATEMENTS OF VOTE

When Record No. 502 was taken, I was shown voting yes. I intended to vote no.

Bowers

When Record No. 502 was taken, I was shown voting yes. I intended to vote no.

Crockett

When Record No. 502 was taken, I was shown voting yes. I intended to vote no.

Davis

When Record No. 502 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 502 was taken, I was shown voting yes. I intended to vote no.

Thierry

When Record No. 502 was taken, I was shown voting yes. I intended to vote no.

Zwiener

HB 2315 ON THIRD READING
(by J. Turner, Rose, Meyer, and Minjarez)

HB 2315, A bill to be entitled An Act relating to the forfeiture of contraband relating to the criminal offense of racing on a highway.

HB 2315 was passed by (Record 503): 107 Yeas, 34 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Bucy; Burns; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Cook; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Spiller; Stephenson; Stucky; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Biedermann; Buckley; Cain; Cason; Cyrier; Dean; Gates; Harless; Harris; Hefner; Hull; Jetton; Krause; Kuempel; Leman; Metcalf; Middleton; Noble; Patterson; Paul; Perez; Schaefer; Slaton; Slawson; Smithee; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Collier; Dutton; Shaheen; Talarico.

STATEMENTS OF VOTE

When Record No. 503 was taken, I was in the house but away from my desk. I would have voted yes.

Collier

When Record No. 503 was taken, I was shown voting yes. I intended to vote no.

Ellzey

When Record No. 503 was taken, I was in the house but away from my desk. I would have voted no.

Shaheen

When Record No. 503 was taken, I was shown voting yes. I intended to vote no.

Smith

HB 2120 ON THIRD READING
(by K. Bell, Tinderholt, VanDeaver, Buckley, et al.)

HB 2120, A bill to be entitled An Act relating to school district hearings regarding complaints.

HB 2120 was passed by (Record 504): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Bowers; White.

STATEMENT OF VOTE

When Record No. 504 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

HB 2309 ON THIRD READING
(by Dominguez)

HB 2309, A bill to be entitled An Act relating to the enforcement of parking privileges for people with disabilities; increasing criminal fines; authorizing a fee.

HB 2309 was passed by (Record 505): 130 Yeas, 13 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Canales; Capriglione; Cason; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.;

Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Clardy; Cyrier; Noble; Patterson; Slaton; Slawson; Smith; Swanson; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Campos; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 505 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 505 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 505 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 505 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 505 was taken, I was shown voting no. I intended to vote yes.

Swanson

When Record No. 505 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 2787 ON THIRD READING
(by Middleton, Raney, Oliverson, Cain, and Lucio)

HB 2787, A bill to be entitled An Act relating to repeal of certain Employee Retirement Income Security Act of 1974 exemption provisions relating to pharmacy benefits.

HB 2787 was passed by (Record 506): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Bowers; Campos.

STATEMENT OF VOTE

When Record No. 506 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

HB 1818 ON THIRD READING
(by Patterson, Reynolds, Shaheen, Holland, Jetton, et al.)

HB 1818, A bill to be entitled An Act relating to the source of dogs and cats sold by pet stores; providing a civil penalty.

HB 1818 was passed by (Record 507): 85 Yeas, 54 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Campos; Capriglione; Cole; Collier; Cortez; Crockett; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Harless; Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, P.; Krause; Landgraf; Leach; Longoria; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Muñoz; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Parker; Patterson; Perez; Price; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Shaheen; Sherman; Smith; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Biedermann; Cain; Canales; Cason; Clardy; Coleman; Cook; Craddick; Cyrier; Darby; Ellzey; Frank; Frullo; Gates; Geren; Harris; Hefner; Herrero; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Leman; Lopez; Middleton; Murphy; Murr; Oliverson; Paddie; Paul; Raney; Raymond; Schaefer; Schofield; Shine; Slaton; Slawson; Smithee; Spiller; Stephenson; Swanson; Tinderholt; Toth; Vasut; Walle; White; Wilson.

Present, not voting — Mr. Speaker(C); Beckley.

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Guillen; Morales Shaw; Morrison; Rogers; Sanford.

STATEMENTS OF VOTE

When Record No. 507 was taken, I was shown voting yes. I intended to vote no.

Bernal

When Record No. 507 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 507 was taken, my vote failed to register. I would have voted yes.

Guillen

When Record No. 507 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

HB 2766 ON THIRD READING
(by Rogers, Morrison, Lambert, Ashby, Fierro, et al.)

HB 2766, A bill to be entitled An Act relating to the creation of a rural dual credit pilot program by the Texas Higher Education Coordinating Board.

HB 2766 was passed by (Record 508): 136 Yeas, 6 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble;

Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Slaton; Tinderholt; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — King, T.; Pacheco; Vasut.

STATEMENTS OF VOTE

When Record No. 508 was taken, I was in the house but away from my desk. I would have voted yes.

Pacheco

When Record No. 508 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 508 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 508 was taken, my vote failed to register. I would have voted no.

Vasut

When Record No. 508 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 3938 ON THIRD READING
(by K. Bell, Button, C. Bell, Gates, J.D. Johnson, et al.)

HB 3938, A bill to be entitled An Act relating to the establishment of the industry-based certification advisory council and the transfer of certain duties to that advisory council.

HB 3938 was passed by (Record 509): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner;

Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

HB 3961 ON THIRD READING
(by Spiller, Frank, K. Bell, et al.)

HB 3961, A bill to be entitled An Act relating to required posting of information regarding the office of the state long-term care ombudsman on certain long-term care facilities' Internet websites.

HB 3961 was passed by (Record 510): 141 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Kuempel.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Dutton; Gervin-Hawkins; Stephenson.

STATEMENTS OF VOTE

When Record No. 510 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 510 was taken, I was in the house but away from my desk. I would have voted yes.

Stephenson

HB 3271 ON THIRD READING
(by Ordaz Perez, Button, et al.)

HB 3271, A bill to be entitled An Act relating to establishing loan programs to assist certain micro-businesses by increasing access to capital; authorizing fees.

HB 3271 was passed by (Record 511): 97 Yeas, 43 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bernal; Biedermann; Bowers; Buckley; Bucy; Button; Campos; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Larson; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Price; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Slawson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, K.; Bonnen; Burns; Cain; Canales; Cason; Cyrier; Darby; Dean; Goldman; Harless; Harris; Hefner; Holland; King, P.; Krause; Kuempel; Lambert; Landgraf; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Raney; Raymond; Sanford; Schaefer; Shaheen; Slaton; Smith; Smithee; Spiller; Stephenson; Swanson; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C); Capriglione.

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Anderson; Gates; Leach; Rogers.

STATEMENTS OF VOTE

When Record No. 511 was taken, I was shown voting yes. I intended to vote no.

Allison

When Record No. 511 was taken, I was in the house but away from my desk. I would have voted no.

Anderson

When Record No. 511 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 511 was taken, I was shown voting no. I intended to vote yes.

Canales

When Record No. 511 was taken, I was shown voting present, not voting. I intended to vote yes.

Capriglione

When Record No. 511 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 511 was taken, I was shown voting no. I intended to vote yes.

Parker

When Record No. 511 was taken, I was shown voting no. I intended to vote yes.

Raymond

When Record No. 511 was taken, I was in the house but away from my desk. I would have voted yes.

Rogers

When Record No. 511 was taken, I was shown voting yes. I intended to vote no.

Stucky

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

SB 1438 ON SECOND READING
(Meyer - House Sponsor)

SB 1438, A bill to be entitled An Act relating to the effect of a disaster on the calculation of certain tax rates and the procedure for adoption of a tax rate by a taxing unit.

SB 1438 was considered in lieu of **HB 3376**.

SB 1438 was read second time.

Amendment No. 1

Representative Meyer offered the following amendment to **SB 1438**:

Amend **SB 1438** (house committee printing) on page 3, line 6, between "a" and "special", by inserting "school district or a".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Murphy offered the following amendment to **SB 1438**:

Amend **SB 1438** (house committee printing) on page 3, between lines 23 and 24, by inserting the following:

(a-1) In the first tax year following the last tax year for which the designated officer or employee calculates a taxing unit's voter-approval tax rate in the manner provided by Subsection (a), the taxing unit's voter-approval tax rate is reduced by the taxing unit's emergency revenue rate. For purposes of this subsection, a taxing unit's emergency revenue rate is determined by:

(1) calculating, for each tax year in which Subsection (a) applied to the taxing unit and the taxing unit's tax rate was not approved by the voters at an election held under Section 26.07, the positive difference, if any, between:

(A) the amount of revenue generated by the taxing unit's adopted tax rate in that tax year; and

(B) the amount of revenue that would have been generated by the taxing unit's adopted tax rate in that tax year if the taxing unit had adopted a tax rate equal to the taxing unit's voter-approval tax rate as otherwise calculated under this chapter;

(2) adding the amount calculated for each tax year under Subdivision (1) to produce a sum; and

(3) dividing the amount determined under Subdivision (2) by the difference between the taxing unit's current total value and new property value.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Guillen offered the following amendment to **SB 1438**:

Amend **SB 1438** (house committee report) as follows:

(1) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 11.43(s), Tax Code, is amended to read as follows:

(s) A person who qualifies for an exemption under Section 11.35(b) must apply for the exemption not later than the 105th day after the date the governor declares the area in which the person's qualified property is located to be a disaster area. [~~A person who qualifies for an exemption under Section 11.35(c) must apply for the exemption not later than the 45th day after the date the governing body of the taxing unit adopts the exemption.~~] The chief appraiser may extend the deadline [~~deadlines~~] prescribed by this subsection for good cause shown.

SECTION ____. The changes in law made by this Act to Sections 11.35 and 11.43, Tax Code, apply only to ad valorem taxes imposed for a tax year that begins on or after January 1, 2022.

(2) On page 6, line 15, between "Sections" and "26.04(c-1),", insert "11.35(c), (d), and (e),".

Amendment No. 3 was adopted.

SB 1438, as amended, was passed to third reading.

HB 3376 - LAID ON THE TABLE SUBJECT TO CALL

Representative Meyer moved to lay **HB 3376** on the table subject to call.

The motion prevailed.

CSHB 4492 ON SECOND READING
(by Paddie)

CSHB 4492, A bill to be entitled An Act relating to securitizing costs associated with electric markets; granting authority to issue bonds.

CSHB 4492 was read second time on April 26 and was postponed until 10 a.m. today.

Representative Paddie moved to postpone consideration of **CSHB 4492** until 10 a.m. Monday, May 3.

The motion prevailed.

CSHB 2000 ON SECOND READING
(by Huberty)

CSHB 2000, A bill to be entitled An Act relating to the funding of utility reliability and resiliency projects by the Texas Water Development Board; authorizing the issuance of revenue bonds.

CSHB 2000 was read second time on April 26 and was postponed until 10 a.m. today.

Representative Paddie moved to postpone consideration of **CSHB 2000** until 10 a.m. Monday, May 3.

The motion prevailed.

CSHJR 2 ON SECOND READING
(by Huberty)

CSHJR 2, A joint resolution proposing a constitutional amendment creating the State Utilities Reliability Fund and the State Utilities Reliability Revenue Fund to provide financial support for projects that enhance the reliability and resiliency of water, electric, and natural gas utilities, broadband providers, and power generation resources in this state.

CSHJR 2 was read second time on April 26 and was postponed until 10 a.m. today.

Representative Paddie moved to postpone consideration of **CSHJR 2** until 10 a.m. Monday, May 3.

The motion prevailed.

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 1981 ON SECOND READING
(by Craddick)

CSHB 1981, A bill to be entitled An Act relating to the release by the comptroller of unclaimed property to certain persons.

CSHB 1981 was passed to engrossment.

CSHB 1485 ON SECOND READING
(by C. Turner)

CSHB 1485, A bill to be entitled An Act relating to the regulation of elevator mechanics, elevator apprentices, and contractors; requiring an occupational registration.

Amendment No. 1

Representative C. Turner offered the following amendment to **CSHB 1485**:

Amend **CSHB 1485** (house committee printing) on page 7, line 2, by striking "March 31," and substituting "June 30,".

A record vote was requested by Representative Slaton.

Amendment No. 1 was adopted by (Record 512): 71 Yeas, 67 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Gates; Goldman; Harris; Hefner; Holland; Hull; Jetton; Kacal; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Metcalf; Meyer; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Darby; Frullo; Geren; Hunter; King, K.; Smith; Smithee.

STATEMENT OF VOTE

When Record No. 512 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

CSHB 1485 - POINT OF ORDER

Representative Slaton raised a point of order against further consideration of **CSHB 1485** under Rule 8, Section 1(b), of the House Rules on the grounds that the bill caption fails to indicate that the bill authorizes a fee.

(Hernandez in the chair)

The point of order was withdrawn.

A record vote was requested by Representative Slaton.

CSHB 1485, as amended, failed to pass to engrossment by (Record 513): 62 Yeas, 78 Nays, 2 Present, not voting. (The vote was reconsidered on April 29, and **CSHB 1485**, as amended, failed to pass to engrossment by Record No. 522.)

Yeas — Allen; Anchia; Bernal; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Guillen; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Hernandez(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Beckley; Bowers; Gervin-Hawkins; Hunter.

STATEMENTS OF VOTE

When Record No. 513 was taken, I was in the house but away from my desk. I would have voted yes.

Beckley

When Record No. 513 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

When Record No. 513 was taken, I was shown voting no. I intended to vote yes.

Darby

When Record No. 513 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 513 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

CSHB 570 ON SECOND READING
(by Paddie, Button, Harris, Burrows, Guillen, et al.)

CSHB 570, A bill to be entitled An Act relating to small business recovery funds and insurance tax credits for certain investments in those funds; imposing a monetary penalty; authorizing fees.

Amendment No. 1

Representative Paddie offered the following amendment to **CSHB 570**:

Amend **CSHB 570** (house committee report) by striking page 7, lines 18 and 19, and substituting the following:

(b) The office shall approve up to $500 million of investment authority under this chapter.

Amendment No. 1 was adopted.

CSHB 570, as amended, was passed to engrossment. (Shine recorded voting no.)

HB 548 ON SECOND READING
(by Frank, Lozano, and Guillen)

HB 548, A bill to be entitled An Act relating to the licensing of certain military veterans as health care providers to practice in underserved areas.

HB 548 was passed to engrossment.

CSHB 859 ON SECOND READING
(by Collier)

CSHB 859, A bill to be entitled An Act relating to the expunction of all records and files related to arrests for certain decriminalized misdemeanor offenses.

CSHB 859 was passed to engrossment.

CSHB 2283 ON SECOND READING
(by P. King, Paul, Cain, Patterson, and Schofield)

CSHB 2283, A bill to be entitled An Act relating to the prohibition of certain contributions and donations for the administration of elections.

Amendment No. 1

Representative P. King offered the following amendment to **CSHB 2283**:

Amend **CSHB 2283** (house committee report) as follows:

(1) On page 1, strike lines 10 through 16 and substitute the following:

(1) accept a contribution of $1,000 or more, including the value of in-kind donations, offered by:

(A) a private individual;

(B) a business entity, including a:

(i) corporation;

(ii) partnership; or

(iii) trust; or

(C) another third party; or

(2) On page 2, between lines 18 and 19, insert the following:

(c) This section does not prohibit the acceptance of:

(1) an in-kind contribution of food or beverage for election workers during the administration of an election; or

(2) any state or federal funds administered or distributed by the secretary of state, including funds administered and distributed under Section 31.009.

Amendment No. 1 was adopted.

A record vote was requested by Representative Allen.

CSHB 2283, as amended, was passed to engrossment by (Record 514): 81 Yeas, 61 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer;

Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Hernandez(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Morales Shaw; Perez.

STATEMENT OF VOTE

When Record No. 514 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

HB 4313 ON SECOND READING
(by Vo)

HB 4313, A bill to be entitled An Act relating to the enforcement of insurance laws, including laws governing the unauthorized business of insurance; authorizing administrative penalties.

Representative Vo moved to postpone consideration of **HB 4313** until 10 a.m. Monday, May 3.

The motion prevailed.

CSHB 2201 ON SECOND READING
(by Ashby and Guillen)

CSHB 2201, A bill to be entitled An Act relating to the location of pits used in the production of oil and gas.

CSHB 2201 was passed to engrossment.

CSHB 1492 ON SECOND READING
(by Herrero)

CSHB 1492, A bill to be entitled An Act relating to the administration of navigation districts.

Amendment No. 1

Representative Herrero offered the following amendment to **CSHB 1492**:

Amend **CSHB 1492** (house committee printing) as follows:

(1) On page 1, line 22, between "CONTRACTS." and "A schedule", insert "(a)".

(2) On page 2, between lines 6 and 7, insert the following:

(b) A rate, fee, charge, rule, or ordinance is only enforceable under this section if the rate, fee, charge, rule, or ordinance is authorized by:

(1) a section of this code other than this section; or

(2) 33 U.S.C. Section 2236.

(c) In the event of a conflict or inconsistency between an implied contract under this section and an express contract between the district and the person using the district's facilities or waterways, the terms of the express contract govern and control.

(3) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 60.103, Water Code, is amended to read as follows:

Sec. 60.103. PRESCRIBING FEES AND CHARGES. The district [~~commission~~] shall prescribe fees and charges to be collected for the use of the land, improvements, and facilities of the district and for the use of any land, improvements, or facilities acquired under the provisions of this subchapter. The fees and charges shall be reasonable, equitable, and sufficient to produce revenue necessary to exercise the powers described by Section 60.101 and adequate to pay the expenses described by [~~mentioned in~~] Section 60.105 [~~of this code~~].

Amendment No. 1 was adopted.

CSHB 1492, as amended, was passed to engrossment.

HB 624 ON SECOND READING
(by Shine)

HB 624, A bill to be entitled An Act relating to increasing the criminal penalty for certain offenses committed in retaliation for or on account of a person's service or status as a public servant.

Amendment No. 1

Representative J. González offered the following amendment to **HB 624**:

Amend **HB 624** (house committee printing) on page 2, between lines 3 and 4, between "Section" and "28.02", insert the following:

21.16, 21.18, 21.19, 22.011,

Amendment No. 1 was adopted.

Amendment No. 2

Representative A. Johnson offered the following amendment to **HB 624**:

Amend **HB 624** (house committee report) on page 2, between lines 12 and 13, by adding the following appropriately lettered subsection:

(____) For purposes of this section, "member of a public servant's family" means a person related to the public servant within the second degree of consanguinity.

Amendment No. 2 was adopted.

HB 624, as amended, was passed to engrossment.

HB 4436 ON SECOND READING
(by Cyrier)

HB 4436, A bill to be entitled An Act relating to the operation of aircraft in or on protected freshwater areas.

HB 4436 was passed to engrossment.

HB 1709 ON SECOND READING
(by Neave)

HB 1709, A bill to be entitled An Act relating to status offenses committed by a child, including the repeal of the status offense of a child voluntarily running away from home.

HB 1709 was passed to engrossment.

HB 1535 ON SECOND READING
(by Klick, Dean, Price, Oliverson, Howard, et al.)

HB 1535, A bill to be entitled An Act relating to the medical use of low-THC cannabis by patients with certain medical conditions and the establishment of compassionate-use institutional review boards to evaluate and approve proposed research programs to study the medical use of low-THC cannabis in the treatment of certain patients.

HB 1535 - REMARKS

REPRESENTATIVE E. MORALES: Representative Klick, you and I had an opportunity to discuss that PTSD prevails among victims of sexual assault. Is that correct?

REPRESENTATIVE KLICK: We did. And specifically, the amendment that I plan to lay out will deal with that.

E. MORALES: And in those discussions, the studies showed that close to 50 percent of PTSD in the United States is due to physical or sexual violence.

KLICK: That is correct. In fact, that number could be higher than it is for veterans.

E. MORALES: The statistics are alarming when you consider that one in three women and one in six men experience some form of sexual violence, based on the discussions that we had and the information that we reviewed. Is that your understanding?

KLICK: That is correct.

E. MORALES: And based on our communications, you were amenable to amending your bill so that we could encompass those victims of sexual assault or sexual violence.

KLICK: That is correct. That is what the amendment, when they lay my amendment out, will do.

E. MORALES: Representative Klick, I want to thank you for being so patient with a freshman asking you questions about this bill and also your professionalism and letting me play a part in this small amendment that I think will help many people, men and women, in light of recent actions that have taken place here at the Capitol as you well know.

Amendment No. 1

Representative Klick offered the following amendment to **HB 1535**:

Amend **HB 1535** (house committee printing) as follows:

(1) On page 3, strike lines 20 through 22 and substitute the following:

SECTION 2. Section 169.001(3), Occupations Code, is amended to read as follows:

(2) On page 4, strike lines 1 through 7.

(3) On page 5, line 13, strike "acute or".

(4) On page 5, lines 16 through 17, strike "and is a veteran".

Amendment No. 1 was adopted.

HB 1535, as amended, was passed to engrossment.

REMARKS ORDERED PRINTED

Representative Romero moved to print remarks between Representative E. Morales and Representative Klick on **HB 1535**.

The motion prevailed.

HB 1693 ON SECOND READING
(by Shaheen)

HB 1693, A bill to be entitled An Act relating to access to the financial responsibility verification program by justice and municipal courts.

HB 1693 was passed to engrossment.

CSHB 1919 ON SECOND READING
(by Harris, et al.)

CSHB 1919, A bill to be entitled An Act relating to certain prohibited practices for certain health benefit plan issuers and pharmacy benefit managers.

Amendment No. 1

Representative Harris offered the following amendment to **CSHB 1919**:

Amend **CSHB 1919** (house committee report) on page 1, line 23, by striking "provider" and substituting "pharmacy".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Harris offered the following amendment to **CSHB 1919**:

Amend **CSHB 1919** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Subchapter B, Chapter 531, Government Code, is amended by adding Section 531.0695 to read as follows:

Sec. 531.0695. REQUIRED FEE SCHEDULE FOR CERTAIN PHARMACY BENEFITS PROVIDED UNDER MEDICAID OR CHILD HEALTH PLAN PROGRAM. (a) In this section, "pharmacy benefit manager" has the meaning assigned by Section 4151.151, Insurance Code.

(b) A contract between a pharmacy benefit manager and a managed care organization that contracts with the commission to provide pharmacy benefits under Medicaid or the child health plan program must contain a requirement that the pharmacy benefit manager have a fee schedule that applies to each pharmacy or pharmacist with which the pharmacy benefit manager contracts. The contract between the pharmacy benefit manager and the pharmacy or pharmacist must refer to the fee schedule and the pharmacy benefit manager shall provide the fee schedule:

(1) in the contract; or

(2) separately in an easy-to-access, electronic spreadsheet format and, on request by the pharmacy or pharmacist, in writing.

(c) A fee schedule provided under Subsection (b) must describe:

(1) specific pharmacy benefits that the pharmacy or pharmacist may deliver and the amount of the corresponding reimbursement for those benefits;

(2) the methodology used to calculate the reimbursement for specific pharmacy benefits; or

(3) another reasonable method that a pharmacy or pharmacist may use to ascertain the corresponding reimbursement amount for a specific pharmacy benefit.

SECTION ____. Section 531.0695, Government Code, as added by this Act, applies only to a contract entered into or renewed on or after the effective date of this Act. A contract entered into or renewed before the effective date of this Act is governed by the law as it existed immediately before the effective date of this Act, and that law is continued in effect for that purpose.

SECTION ____. If before implementing any provision of this Act a state agency determines that a waiver or authorization from a federal agency is necessary for implementation of that provision, the agency affected by the provision shall request the waiver or authorization and may delay implementing that provision until the waiver or authorization is granted.

Amendment No. 2 was adopted.

CSHB 1919 - POINT OF ORDER

Representative Kacal raised a point of order against further consideration of **CSHB 1919** under Rule 4, Section 32(c)(2), and Rule 4, Section 32(c)(5), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

CSHB 1919, as amended, was passed to engrossment.

CSHB 1757 ON SECOND READING
(by Krause and Sherman)

CSHB 1757, A bill to be entitled An Act relating to recordings of peace officer performance of official duties and interactions with the public; creating a criminal offense.

Amendment No. 1

Representative Krause offered the following amendment to **CSHB 1757**:

Amend **CSHB 1757** (house committee printing) on page 2 of the bill, by striking lines 4-5, and substituting the following:
officer's performance of official duties:

(A) without obtaining that other person's written consent; and

(B) with intent to impair the recording's verity, intelligibility, or availability as evidence in any subsequent investigation of or official proceeding related to the peace officer's performance of official duties.

Amendment No. 1 was adopted.

CSHB 1757, as amended, was passed to engrossment.

CSHB 2030 ON SECOND READING
(by C. Turner and Button)

CSHB 2030, A bill to be entitled An Act relating to the establishment by the Texas Higher Education Coordinating Board of a grant program for regional postsecondary education collaboratives.

A record vote was requested by Representative Biedermann.

CSHB 2030 was passed to engrossment by (Record 515): 82 Yeas, 58 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Burns; Button; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Larson; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Stephenson; Talarico; Thierry; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Bell, K.; Biedermann; Bonnen; Buckley; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, P.; Krause; Kuempel; Lambert; Landgraf; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Hernandez(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Gervin-Hawkins; Leach; Smithee; Thompson, S.

STATEMENTS OF VOTE

When Record No. 515 was taken, I was shown voting no. I intended to vote yes.

Anderson

When Record No. 515 was taken, I was in the house but away from my desk. I would have voted yes.

Gervin-Hawkins

When Record No. 515 was taken, I was shown voting no. I intended to vote yes.

Kuempel

When Record No. 515 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

HB 1752 ON SECOND READING
(by Oliverson)

HB 1752, A bill to be entitled An Act relating to benefit review conferences under the Texas workers' compensation system.

HB 1752 was passed to engrossment.

HB 1897 ON SECOND READING
(by Sanford, P. King, and Holland)

HB 1897, A bill to be entitled An Act relating to disclosure requirements for agreements consenting to municipal annexation.

Representative Sanford moved to postpone consideration of **HB 1897** until 10 a.m. Monday, May 3.

The motion prevailed.

HB 2041 ON SECOND READING
(by Leman)

HB 2041, A bill to be entitled An Act relating to the disclosure of appraisal reports in connection with the use of eminent domain authority.

Representative Leman moved to postpone consideration of **HB 2041** until 10 a.m. Monday, May 3.

The motion prevailed.

CSHB 1777 ON SECOND READING
(by Oliverson)

CSHB 1777, A bill to be entitled An Act relating to disclosures and standards required for certain annuity transactions and benefits under certain annuity contracts.

CSHB 1777 was passed to engrossment.

CSHB 2205 ON SECOND READING
(by Romero, Holland, and Toth)

CSHB 2205, A bill to be entitled An Act relating to applicability of the International Swimming Pool and Spa Code to certain pools, spas, and other swimming areas.

CSHB 2205 was passed to engrossment.

HB 781 ON SECOND READING
(by Sanford, Noble, Patterson, Guillen, et al.)

HB 781, A bill to be entitled An Act relating to the carrying and possession of a handgun by a public junior college school marshal.

Amendment No. 1

Representative Goodwin offered the following amendment to **HB 781**:

Amend **HB 781** (house committee printing) by inserting the following appropriately numbered SECTION and renumbering subsequent SECTIONS appropriately:

SECTION ____. Section 51.220 (b), Education Code, is amended to read as follows:

(b) The governing board of a public junior college may appoint one or more school marshals~~.~~ upon certification of results of an election conducted by the public junior college to authorize school marshals wherein enrolled students, faculty, and staff may cast a ballot. The governing board may not certify the election unless:

(2) two-thirds of the voters voting in the election vote in favor of authorizing school marshals; and

(3) 20 percent of eligible voters, including faculty and staff, vote in the election.

A record vote was requested by Representative Goodwin.

Amendment No. 1 failed of adoption by (Record 516): 63 Yeas, 81 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.;

Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Hernandez(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

STATEMENT OF VOTE

When Record No. 516 was taken, I was shown voting yes. I intended to vote no.

Paddie

HB 781 was passed to engrossment. (Anchia, Bernal, Bucy, Cole, Hinojosa, Howard, Israel, Lopez, Meza, Minjarez, Ortega, Talarico, C. Turner, and Vo recorded voting no.)

CSHB 3111 ON SECOND READING
(by Meyer, Hunter, and A. Johnson)

CSHB 3111, A bill to be entitled An Act relating to the criminal offense of online solicitation relating to a minor; creating a criminal offense; changing eligibility for community supervision.

CSHB 3111 was passed to engrossment.

HB 3360 ON SECOND READING
(by Murr)

HB 3360, A bill to be entitled An Act relating to civil actions by a civilly committed individual.

HB 3360 was passed to engrossment.

HB 2112 ON SECOND READING
(by Metcalf, Schaefer, White, C. Bell, and E. Morales)

HB 2112, A bill to be entitled An Act relating to the carrying of holstered handguns by handgun license holders.

HB 2112 was passed to engrossment.

CSHB 3962 ON SECOND READING
(by Neave)

CSHB 3962, A bill to be entitled An Act relating to the powers and duties of a domestic relations office.

Representative Neave moved to postpone consideration of **CSHB 3962** until 10 a.m. Monday, May 3.

The motion prevailed.

CSHB 2441 ON SECOND READING
(by White)

CSHB 2441, A bill to be entitled An Act relating to the imposition and collection of fines, fees, and court costs in criminal cases.

Representative White moved to postpone consideration of **CSHB 2441** until 10 a.m. Monday, May 3.

The motion prevailed.

HB 3973 ON SECOND READING
(by Walle)

HB 3973, A bill to be entitled An Act relating to the composition and use of money in the oil and gas regulation and cleanup fund.

HB 3973 was passed to engrossment.

CSHB 332 ON SECOND READING
(by Talarico, Bernal, and Buckley)

CSHB 332, A bill to be entitled An Act relating to the use of the compensatory education allotment for programs that build certain social and emotional skills.

CSHB 332 was passed to engrossment. (Shine recorded voting no.)

HB 2043 ON SECOND READING
(by Leman, Guillen, Murr, Harris, and Spiller)

HB 2043, A bill to be entitled An Act relating to the qualification of land for appraisal for ad valorem tax purposes as agricultural land and the liability for the additional tax imposed on such land if the use of the land changes as a result of a condemnation.

Representative Leman moved to postpone consideration of **HB 2043** until 10 a.m. Monday, May 3.

The motion prevailed.

HB 2893 ON SECOND READING
(by Herrero)

HB 2893, A bill to be entitled An Act relating to the establishment by the Texas Department of Housing and Community Affairs of colonia self-help centers in certain counties and to the representation of those counties on the Colonia Resident Advisory Committee.

A record vote was requested by Representative Slaton.

HB 2893 was passed to engrossment by (Record 517): 89 Yeas, 54 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Button; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Goldman; Harless; Harris; Hefner; Holland; Hull; King, P.; Klick; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Hernandez(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Gates.

STATEMENTS OF VOTE

When Record No. 517 was taken, I was in the house but away from my desk. I would have voted no.

Gates

When Record No. 517 was taken, I was shown voting no. I intended to vote yes.

Schofield

(Speaker in the chair)

HB 3643 ON SECOND READING
(by K. King and K. Bell)

HB 3643, A bill to be entitled An Act relating to the creation of the Texas Commission on Virtual Education.

HB 3643 was passed to engrossment.

CSHB 3039 ON SECOND READING
(by Ellzey)

CSHB 3039, A bill to be entitled An Act relating to the electronic transmission of certain notices provided by the Railroad Commission of Texas.

CSHB 3039 was passed to engrossment.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

CSHB 3034 ON SECOND READING
(by Campos)

CSHB 3034, A bill to be entitled An Act relating to the establishment of a statewide homelessness data system.

Representative Campos moved to postpone consideration of **CSHB 3034** until 10 a.m. Wednesday, May 5.

The motion prevailed.

CSHB 3394 ON SECOND READING
(by Metcalf)

CSHB 3394, A bill to be entitled An Act relating to determining the incapacity of a guardian.

CSHB 3394 was passed to engrossment.

CSHB 2499 ON SECOND READING
(by Stucky)

CSHB 2499, A bill to be entitled An Act relating to the wearing of a personal flotation device while being towed behind a motorboat or while engaged in water sports in or on the wake of a motorboat; creating a criminal offense.

A record vote was requested by Representative Biedermann.

CSHB 2499 was passed to engrossment by (Record 518): 74 Yeas, 64 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Bailes; Beckley; Bell, K.; Bowers; Bucy; Button; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Lambert; Larson; Longoria; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Sherman; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Biedermann; Bonnen; Buckley; Burns; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Muñoz; Murr; Noble; Oliverson; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — Bernal; Campos; Dutton; Jetton; King, T.; Murphy; Rosenthal.

STATEMENTS OF VOTE

When Record No. 518 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 518 was taken, I was shown voting no. I intended to vote yes.

Frullo

When Record No. 518 was taken, I was in the house but away from my desk. I would have voted no.

Jetton

When Record No. 518 was taken, I was shown voting yes. I intended to vote no.

P. King

HB 3476 ON SECOND READING
(by Schofield)

HB 3476, A bill to be entitled An Act relating to certificates of public convenience and necessity issued to water utilities inside the boundaries or extraterritorial jurisdiction of certain municipalities.

HB 3476 was passed to engrossment.

HB 3746 ON SECOND READING
(by Capriglione)

HB 3746, A bill to be entitled An Act relating to certain notifications required following a breach of security of computerized data.

Amendment No. 1

Representative Stucky offered the following amendment to **HB 3746**:

Amend **HB 3746** (house committee report) as follows:

(1) On page 2, line 6, strike "comprehensive".

(2) On page 2, line 10, between "subsection" and "and", insert ", any information that may compromise a data system's security,".

(3) On page 2, lines 11 and 12, strike "The listing must be updated" and substitute the following:

The attorney general shall:

(1) update the listing

(4) On page 2, line 13, between "security" and the underlined period, insert the following:

;

(2) remove a notification from the listing not later than the first anniversary of the date the attorney general added the notification to the listing if the person who provided the notification has not notified the attorney general of any additional breaches under Subsection (i) during that period; and

(3) maintain only the most recently updated listing on the attorney general's website

Amendment No. 1 was adopted.

HB 3746, as amended, was passed to engrossment.

CSHB 1382 ON SECOND READING
(by Bucy, et al.)

CSHB 1382, A bill to be entitled An Act relating to the availability of certain information regarding early voting.

Amendment No. 1

Representative Toth offered the following amendment to **CSHB 1382**:

Amend **CSHB 1382** (house committee printing) to read as follows:

(1) On page 1, strike lines 10 through 14 and substitute the following:

voting clerk that:

(1) enables a person who submits an application for a ballot to be voted by mail to track the location and status of the person's application and ballot on the secretary's Internet website and on the county's Internet website if the early voting clerk is the county clerk of a county that maintains an Internet website; and

(2) assigns to each person who submits an application for a ballot to be voted by mail a unique code that:

(A) is readable by an electronic device; and

(B) may be used to verify the authenticity of the person's ballot.

(2) On page 2, between lines 12 and 13, insert the following appropriately numbered subsections and renumber subsequent subsections accordingly:

(____) An online tool used under this section must enable a person who submits an application for a ballot to be voted by mail to verify that the person's name is not being used on a different ballot application or ballot.

(____) Each early voting ballot voted by mail must include the unique code created by an online tool used under this section.

(3) On page 2, at the end of line 14, add "The secretary by rule shall provide for the design and distribution of a unique code system in a manner that, to the greatest extent possible, prevents the unauthorized reproduction or misuse of mail ballots.".

Amendment No. 1 - Point of Order

Representative J. Turner raised a point of order against further consideration of Amendment No. 1 under Rule 11, Section 2, and Rule 11, Section 6, of the House Rules on the grounds that the amendment is not germane and was improperly filed. The point of order was withdrawn.

Amendment No. 1 was withdrawn.

CSHB 1382 was passed to engrossment.

CSHB 3754 ON SECOND READING
(by Oliverson)

CSHB 3754, A bill to be entitled An Act relating to regulation of the pledge or encumbrance of an insurer's assets under the Asset Protection Act.

Representative Oliverson moved to postpone consideration of **CSHB 3754** until 10 a.m. Monday, May 3.

The motion prevailed.

HB 3827 ON SECOND READING
(by Wilson)

HB 3827, A bill to be entitled An Act relating to the municipal disannexation of certain areas formerly designated as a census designated place.

Representative Wilson moved to postpone consideration of **HB 3827** until 10 a.m. Thursday, May 6.

The motion prevailed.

HB 1938 ON SECOND READING
(by Jetton, Sherman, et al.)

HB 1938, A bill to be entitled An Act relating to a grant program for law enforcement agencies to defray the cost of data storage for recordings created with body worn cameras.

HB 1938 was passed to engrossment.

HB 2086 ON SECOND READING
(by E. Morales)

HB 2086, A bill to be entitled An Act relating to appeals from an interlocutory order denying a motion for summary judgment by certain contractors.

HB 2086 was passed to engrossment.

HB 1485 - NOTICE GIVEN

At 1:43 p.m., pursuant to the provisions of Rule 7, Section 37(c), of the House Rules, Representative Lambert gave notice that he would, in one hour, move to reconsider the vote by which **HB 1485**, as amended, failed to pass to engrossment by Record No. 513.

HB 4661 - PERMISSION TO INTRODUCE

Representative S. Thompson requested permission to introduce and have placed on first reading **HB 4661**.

Permission to introduce was granted by (Record 519): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez;

Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bell, C.; Burrows; Huberty; Lucio.

Absent — White.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 2.)

FIVE-DAY POSTING RULE SUSPENDED

Representative Paddie moved to suspend the five-day posting rule to allow the Committee on State Affairs to consider **HB 4661** and **HB 3906** at 8 a.m. tomorrow in E1.004.

The motion prevailed.

COMMITTEES GRANTED PERMISSION TO MEET

Representative Paddie moved that the house grant permission for all committees and subcommittees to meet while the house is in session, today, pursuant to their committee postings or recess motions. For purposes of this motion, committees and subcommittees posted to meet today upon final adjournment or recess or during bill referral if permission is granted are authorized to convene upon adoption by the house of today's adjournment motion.

Permission to meet was granted.

PROVIDING FOR ADJOURNMENT

At 1:51 p.m., Representative Paddie moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Krause in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 2:02 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HB 4658 (By Bailes), Relating to the creation of the Huntsville Municipal Utility District No. 1 of Walker County, Texas; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HJR 165 (By Jetton), Proposing a constitutional amendment providing additional powers to the State Commission on Judicial Conduct with respect to candidates for judicial office.

To Judiciary and Civil Jurisprudence.

HCR 100 (By Craddick), Congratulating Maria M. Ramirez on her retirement from the Texas Health and Human Services Commission.

To Resolutions Calendars.

HR 881 (By Buckley), In memory of David "Scott" Dumler of Killeen.

To Resolutions Calendars.

HR 882 (By Darby), Commending the Texas Department of Public Safety for protecting the Capitol Complex in Austin and extending appreciation to all members of the agency.

To Resolutions Calendars.

HR 883 (By Hinojosa), Congratulating James B. Crow on his retirement as executive director of the Texas Association of School Boards.

To Resolutions Calendars.

HR 884 (By Ellzey), Congratulating the Midlothian Heritage High School girls' soccer team on winning the 2021 UIL 4A state championship.

To Resolutions Calendars.

HR 885 (By Metcalf), Electing the children of house members to the office of mascot.

To House Administration.

HR 886 (By Metcalf), Designating the grandchildren of house members as honorary mascots.

To House Administration.

HR 887 (By Fierro), Commending the work of the nonprofit Books Are GEMS in El Paso during the COVID-19 pandemic.

To Resolutions Calendars.

HR 888 (By Jetton), Commending Raisa Gire, Zunaira Farooq, and Samar Siddiqui for their work as founders of R-Zu Water Project.

To Resolutions Calendars.

HR 889 (By Jetton), Honoring Attack Poverty for its service during Winter Storm Uri.

To Resolutions Calendars.

HR 890 (By Jetton), Honoring Sugar Land City Councilman Naushad Kermally for his service during Winter Storm Uri.

To Resolutions Calendars.

HR 891 (By Toth), In memory of Dr. William Varner of The Woodlands.

To Resolutions Calendars.

SB 49 to Corrections.

SB 109 to Criminal Jurisprudence.

SB 184 to Public Health.

SB 202 to Pensions, Investments, and Financial Services.

SB 226 to Public Education.

SB 456 to Judiciary and Civil Jurisprudence.

SB 462 to Public Education.

SB 475 to State Affairs.

SB 476 to County Affairs.

SB 604 to Pensions, Investments, and Financial Services.

SB 609 to Culture, Recreation, and Tourism.

SB 615 to Judiciary and Civil Jurisprudence.

SB 642 to Human Services.

SB 739 to Natural Resources.

SB 766 to Licensing and Administrative Procedures.

SB 782 to Transportation.

SB 787 to Transportation.

SB 791 to Defense and Veterans' Affairs.

SB 794 to Ways and Means.

SB 795 to Defense and Veterans' Affairs.

SB 799 to State Affairs.

SB 818 to Business and Industry.

SB 907 to Juvenile Justice and Family Issues.

SB 922 to Homeland Security and Public Safety.

SB 937 to Higher Education.

SB 966 to State Affairs.

SB 968 to State Affairs.

SB 969 to Public Health.

SB 985 to State Affairs.

SB 1019 to Higher Education.

SB 1063 to Public Education.

SB 1125 to Criminal Jurisprudence.

SB 1145 to Public Health.

SB 1158 to State Affairs.

SB 1164 to Criminal Jurisprudence.

SB 1245 to Ways and Means.

SB 1257 to Ways and Means.

SB 1261 to Environmental Regulation.

SB 1281 to State Affairs.

SB 1354 to Criminal Jurisprudence.

SB 1371 to Higher Education.

SB 1372 to Pensions, Investments, and Financial Services.

SB 1385 to Higher Education.

SB 1449 to Ways and Means.

SB 1522 to Public Education.

SB 1531 to Higher Education.

SB 1534 to Public Health.

SB 1578 to Juvenile Justice and Family Issues.

SB 1615 to Public Education.

SB 1692 to Public Health.

SB 1696 to Public Education.

SB 1727 to Transportation.

SB 1780 to Higher Education.

SB 1817 to Transportation.

SB 1829 to Human Services.

SB 2016 to Insurance.

SB 2038 to Public Health.

SB 2116 to State Affairs.

SB 2187 to Transportation.

SB 2188 to State Affairs.

SB 2212 to Homeland Security and Public Safety.

List No. 2

HB 4661 (By S. Thompson, Howard, Neave, and Goldman), Relating to a prohibition on sexual harassment by lobbyists.

To State Affairs.

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Wednesday, April 28, 2021

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 90 Rodriguez SPONSOR: Hughes
Honoring the Texas Chili Parlor in Austin.

SB 275 Hinojosa
Relating to the use of an entity name that falsely implies governmental affiliation; imposing a civil penalty.

SB 280 Hinojosa
Relating to the composition and duties of the capital and forensic writs committee.

SB 286 West
Relating to suits affecting the parent-child relationship and the calculation and enforcement of child support.

SB 784 Creighton
Relating to rates established by municipalities for water and sewer services.

SB 912 Buckingham
Relating to increasing the criminal penalty for certain conduct engaged in while participating in a riot and to restitution for property damage resulting from participating in a riot.

SB 997 Nichols
Relating to procedural requirements for the review of a contractual rate charged for the furnishing of raw or treated water or water or sewer service.

SB 1105 Hughes
Relating to the resumption of employment by certain retirees within the Texas Municipal Retirement System.

SB 1138 Hughes
Relating to a study on streamlining public safety net programs to reduce costs and improve outcomes for recipients under the programs.

SB 1259 Birdwell
Relating to causes of action for withholding payments of the proceeds from the sale of oil and gas production.

SB 1315 Lucio
Relating to the determination that certain property is used as an aid or facility incidental to or useful in the operation or development of a port or waterway or in aid of navigation-related commerce for purposes of the application of certain ad valorem tax laws.

SB 1341 Springer
Relating to eligibility for certain benefits provided under public assistance programs.

SB 1413 Paxton
Relating to the electronic delivery of certain communications and payments required or permitted under the Property Tax Code; authorizing a fee.

SB 1439 Campbell
Relating to required written consent of a physician, intern, or resident of an educational institution before directly or indirectly performing or participating in an elective abortion.

SB 1480 Johnson
Relating to the licensing and regulation of certain drug and alcohol related court-ordered educational programs; providing administrative penalties; requiring occupational licenses; authorizing fees; creating criminal offenses.

SB 1815 Seliger
Relating to motor vehicle size and weight limitations.

SB 1831 Taylor

Relating to the punishment for trafficking of persons, online solicitation of a minor, and prostitution and warning signs regarding certain penalties for trafficking of persons; increasing criminal penalties.

SB 1879 Bettencourt
Relating to the authorization and reporting of expenditures for lobbying activities by certain political subdivisions and other public entities.

SB 1896 Kolkhorst
Relating to the regulation of child-care facilities and foster care placements and services and the creation of the Office of Community-Based Care Transition.

SCR 41 Springer
Urging Congress to propose and submit to the states for ratification the "Keep Nine" amendment to the U.S. Constitution.

SJR 47 Huffman
Proposing a constitutional amendment changing the eligibility requirements for certain judicial offices.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Wednesday, April 28, 2021 - 2

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 1499 Buckingham
Relating to the municipal disannexation of certain areas formerly designated as a census designated place.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 27

Business and Industry - **HB 2274**, **SB 885**, **SB 1783**

Criminal Jurisprudence - **HB 99**, **HB 347**, **HB 1340**, **HB 2301**, **HB 2505**, **HB 3601**

Culture, Recreation, and Tourism - **HB 1984**

Defense and Veterans' Affairs - **HB 3953**, **HB 3957**, **HCR 71**, **SB 792**

Elections - **HB 1397**, **HB 1812**, **HB 1892**, **HB 2059**, **HB 2339**, **HB 2574**, **HB 3303**, **HB 4028**, **HB 4322**

Environmental Regulation - **HB 631**, **HB 1820**, **HB 2136**, **HB 2811**, **HB 3387**, **HB 4146**, **SB 1210**

Higher Education - **HB 1027**, **HB 2645**, **HB 3003**, **HB 3351**, **HB 4247**, **HB 4361**, **HB 4403**

Homeland Security and Public Safety - **HB 911**, **HB 1396**, **HB 1400**, **HB 3413**, **HB 4174**

House Administration - **HR 333**

Insurance - **HB 2142**, **HB 4051**

International Relations and Economic Development - **HB 1923**, **SB 45**, **SB 346**, **SB 788**

Judiciary and Civil Jurisprudence - **HB 2174**, **HB 2912**, **HB 2919**, **HB 3150**, **HB 3334**, **HB 3613**, **HB 4166**, **HB 4267**, **HB 4345**

Juvenile Justice and Family Issues - **HB 2772**, **HB 3005**

Land and Resource Management - **HB 2833**, **HB 4581**

Pensions, Investments, and Financial Services - **SB 1280**

Public Education - **HB 81**, **HB 189**, **HB 278**, **HB 742**, **HB 750**, **HB 1144**, **HB 1776**, **HB 3864**

Public Health - **HB 1399**, **SB 394**, **SB 802**

State Affairs - **HB 391**, **HB 633**, **HB 783**, **HB 1173**, **HB 1416**, **HB 1477**, **HB 1488**, **HB 1501**, **HB 1656**, **HB 2051**, **HB 3015**, **HB 3016**, **HJR 72**, **HJR 111**, **SB 851**

Ways and Means - **HB 211**, **HB 2014**

ENGROSSED

April 27 - **HB 148**, **HB 193**, **HB 217**, **HB 541**, **HB 582**, **HB 988**, **HB 1005**, **HB 1153**, **HB 1256**, **HB 1281**, **HB 1647**, **HB 1763**, **HB 1783**, **HB 1920**, **HB 2093**, **HB 2446**, **HB 2448**, **HB 2555**, **HB 2631**, **HB 2812**, **HB 2879**, **HB 2914**, **HB 3022**, **HB 3023**, **HB 3120**, **HB 3397**, **HB 3516**,

HB 3529, HB 3614, HB 3717, HB 3745, HB 3853, HB 4344, HB 4548, HJR 5

SENT TO THE GOVERNOR

April 27 - HB 1195, HCR 77

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-SIXTH DAY — THURSDAY, APRIL 29, 2021

The house met at 10:16 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 520).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Huberty.

Absent — Patterson.

The invocation was offered by Representative White as follows:

Father God almighty, in the name of Jesus, we come to you fallen. And because of this, Father God almighty, we just ask you to instill upon us humility and wisdom. The people that we serve back home, they first belong to you. And with that, we need the humility and wisdom to know that these people are first yours, and we need the wisdom to be able to lead them and guide them. Father God, thank you for all these members that are on the floor. Continue to bless the safety of their families here and back home. And Father God almighty, we just want to thank you for blessing us to live in a great state in a great country. In the name of your son and the Holy Spirit, amen.

The chair recognized Representative Neave who led the house in the pledges of allegiance to the United States and Texas flags.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 12 and Senate List No. 7).

COMMITTEE GRANTED PERMISSION TO MEET

Representative Bonnen requested permission for the Conference Committee on **SB 1** to meet while the house is in session for the remainder of the session.

Permission to meet was granted.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for the remainder of the session, as needed, to attend meetings of the Conference Committee on **SB 1**:

Bonnen on motion of Goldman.

Capriglione on motion of Goldman.

M. González on motion of Goldman.

Walle on motion of Goldman.

Wilson on motion of Goldman.

CSHB 1485 - VOTE RECONSIDERED

Representative Lambert moved to reconsider the vote by which **CSHB 1485**, as amended, failed to pass to engrossment by Record No. 513.

A record vote was requested by Representative Slaton.

The motion to reconsider prevailed by (Record 521): 73 Yeas, 63 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bailes; Beckley; Bell, K.; Bernal; Bucy; Burrows; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Dean; Dominguez; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; King, K.; King, T.; Kuempel; Lambert; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Stucky; Talarico; Thierry; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu.

Nays — Allison; Anderson; Ashby; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, P.; Klick; Krause; Landgraf; Larson; Leach; Leman; Lozano;

Metcalf; Meyer; Middleton; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Slaton; Smith; Smithee; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C); Dutton.

Absent, Excused — Huberty.

Absent — Bowers; Deshotel; Goodwin; Johnson, J.D.; Morrison; Pacheco; Patterson; Shaheen; Slawson; Thompson, S.; Zwiener.

STATEMENTS OF VOTE

When Record No. 521 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

When Record No. 521 was taken, I was in the house but away from my desk. I would have voted yes.

Goodwin

When Record No. 521 was taken, I was shown voting no. I intended to vote yes.

Hunter

When Record No. 521 was taken, I was in the house but away from my desk. I would have voted no.

Slawson

(Patterson now present)

CSHB 1485 ON SECOND READING
(by C. Turner)

The chair laid before the house, on its second reading and passage to engrossment,

CSHB 1485, A bill to be entitled An Act relating to the regulation of elevator mechanics, elevator apprentices, and contractors; requiring an occupational registration.

CSHB 1485 was read second time on April 28 and failed to pass to engrossment, as amended, by Record No. 513.

A record vote was requested by Representative Slaton.

The vote of the house was taken on passage to engrossment of **CSHB 1485** and the vote was announced yeas 71, nays 74.

A verification of the vote was requested and was granted.

The roll of those voting yea and nay was again called and the verified vote resulted, as follows (Record 522): 70 Yeas, 74 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Lambert; Larson; Longoria; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty.

Absent — Clardy; Lopez; Talarico; Vo.

The chair stated that **CSHB 1485**, as amended, failed to pass to engrossment by the above vote.

STATEMENTS OF VOTE

When Record No. 522 was taken, I was in the house but away from my desk. I would have voted yes.

Lopez

When Record No. 522 was taken, I was in the house but away from my desk. I would have voted yes.

Talarico

GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING

The following bills were laid before the house and read third time:

SB 1438 ON THIRD READING
(Meyer - House Sponsor)

SB 1438, A bill to be entitled An Act relating to the effect of a disaster on the calculation of certain tax rates and the procedure for adoption of a tax rate by a taxing unit.

SB 1438 was passed by (Record 523): 103 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, E.; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Cole; Coleman; Collier; Crockett; Dominguez; Dutton; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez Fischer; Meza; Morales, C.; Muñoz; Ordaz Perez; Ortega; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty.

Absent — Morales Shaw; Vo.

STATEMENTS OF VOTE

When Record No. 523 was taken, I was shown voting yes. I intended to vote no.

Deshotel

When Record No. 523 was taken, I was shown voting no. I intended to vote yes.

Dominguez

When Record No. 523 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 523 was taken, I was shown voting no. I intended to vote yes.

Muñoz

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 1981 ON THIRD READING
(by Craddick)

HB 1981, A bill to be entitled An Act relating to the release by the comptroller of unclaimed property to certain persons.

HB 1981 was passed by (Record 524): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty.

Absent — Hunter; Slawson; Vo.

STATEMENTS OF VOTE

When Record No. 524 was taken, I was in the house but away from my desk. I would have voted yes.

Hunter

When Record No. 524 was taken, I was in the house but away from my desk. I would have voted yes.

Slawson

HB 570 ON THIRD READING
(by Paddie, Button, Harris, Burrows, Guillen, et al.)

HB 570, A bill to be entitled An Act relating to small business recovery funds and insurance tax credits for certain investments in those funds; imposing a monetary penalty; authorizing fees.

HB 570 was passed by (Record 525): 134 Yeas, 13 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Hefner; Hinojosa; Martinez Fischer; Middleton; Morales, C.; Schaefer; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty.

Absent — Vo.

HB 548 ON THIRD READING
(by Frank, Lozano, Guillen, Buckley, E. Morales, et al.)

HB 548, A bill to be entitled An Act relating to the licensing of certain military veterans as health care providers to practice in underserved areas.

HB 548 was passed by (Record 526): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith;

Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty.

Absent — Morales Shaw; Vo.

STATEMENT OF VOTE

When Record No. 526 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

HB 859 ON THIRD READING
(by Collier, Sherman, Moody, et al.)

HB 859, A bill to be entitled An Act relating to the expunction of all records and files related to arrests for certain decriminalized misdemeanor offenses.

HB 859 was passed by (Record 527): 144 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); González, M.

Absent, Excused — Huberty.

Absent — Cain; Schofield; Vo.

HB 2283 ON THIRD READING
(by P. King, Paul, Cain, Patterson, Schofield, et al.)

HB 2283, A bill to be entitled An Act relating to the prohibition of certain contributions and donations for the administration of elections.

Amendment No. 1

Representative Collier offered the following amendment to **HB 2283**:

Amend **HB 2283** on third reading as follows:

(1) In SECTION 1 of the bill, in added Section 31.126(c), Election Code, strike Subdivision (2) and substitute the following:

(2) any state or federal funds administered or distributed by the secretary of state, including funds administered and distributed under Section 31.009, or other state or federal funds made available to political subdivisions to perform a function related to elections.

(2) In SECTION 2 of the bill, in added Section 81.032(c), Local Government Code, strike Subdivision (2) and substitute the following:

(2) any state or federal funds administered or distributed by the secretary of state, including funds administered and distributed under Section 31.009, or other state or federal funds made available to political subdivisions to perform a function related to elections.

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Bucy and Romero offered the following amendment to **HB 2283**:

Amend **HB 2283** (second reading engrossment) on third reading as follows:

(1) On page 2, line 2, strike "or".

(2) On page 2, line 5, strike the underlined period and substitute "; or".

(3) On page 2, between lines 5 and 6, insert the following:

(3) an offer for use, without charge or for a reduced fee, of a public or private building or a portion of a building for the purposes of conducting an election, including for use as a polling place designated under Chapter 43.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Anchia offered the following amendment to **HB 2283**:

Amend **HB 2283** on third reading by adding the following SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____. Subchapter A, Chapter 31, Election Code, is amended by adding Section 31.017 to read as follows:

Sec. 31.017. PROHIBITED CONTRIBUTIONS. (a) The secretary of state may not:

(1) accept a contribution of $1,000 or more, including the value of in-kind donations, offered by:

(A) a private individual;

(B) a business entity, including a:

(i) corporation;

(ii) partnership; or

(iii) trust; or

(C) another third party; or

(2) use a contribution described by Subdivision (1) to perform a function related to elections.

(b) This section does not prohibit the acceptance of:

(1) an in-kind contribution of food or beverage for election workers during the administration of an election; or

(2) any state or federal funds administered or distributed by the secretary of state, including funds administered and distributed under Section 31.009.

A record vote was requested by Representative Slaton.

Amendment No. 3 failed of adoption by (Record 528): 66 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty.

Absent — Larson; Vo.

STATEMENT OF VOTE

When Record No. 528 was taken, I was shown voting no. I intended to vote yes.

Gates

HB 2283, as amended, was passed by (Record 529): 89 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Collier; Cook; Craddick; Cyrier; Darby; Davis; Dean; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter;

Jetton; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Rose; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Canales; Cole; Coleman; Cortez; Crockett; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Ramos; Raymond; Reynolds; Rodriguez; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty.

Absent — Bucy; Campos; Morales Shaw; Perez; Romero; Rosenthal; Vo.

STATEMENTS OF VOTE

When Record No. 529 was taken, I was in the house but away from my desk. I would have voted no.

Campos

When Record No. 529 was taken, I was shown voting yes. I intended to vote no.

J.D. Johnson

When Record No. 529 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 529 was taken, my vote failed to register. I would have voted no.

Romero

When Record No. 529 was taken, I was shown voting yes. I intended to vote no.

Rose

When Record No. 529 was taken, I was in the house but away from my desk. I would have voted no.

Rosenthal

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Vo on motion of Bernal.

HB 2201 ON THIRD READING
(by Ashby and Guillen)

HB 2201, A bill to be entitled An Act relating to the location of pits used in the production of oil and gas.

HB 2201 was passed by (Record 530): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

HB 1492 ON THIRD READING
(by Herrero)

HB 1492, A bill to be entitled An Act relating to the administration of navigation districts.

HB 1492 was passed by (Record 531): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra;

Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Nays — Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Lopez; Rosenthal.

HB 624 ON THIRD READING
(by Shine)

HB 624, A bill to be entitled An Act relating to increasing the criminal penalty for certain offenses committed in retaliation for or on account of a person's service or status as a public servant.

HB 624 was passed by (Record 532): 130 Yeas, 15 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Sanford; Schaefer; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wu; Zwiener.

Nays — Cain; Canales; Cason; Hefner; Leman; Metcalf; Middleton; Patterson; Ramos; Schofield; Shaheen; Slaton; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Klick; Rosenthal.

STATEMENTS OF VOTE

When Record No. 532 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 532 was taken, I was in the house but away from my desk. I would have voted yes.

Klick

When Record No. 532 was taken, I was shown voting no. I intended to vote yes.

Leman

When Record No. 532 was taken, I was in the house but away from my desk. I would have voted yes.

Rosenthal

HB 4436 ON THIRD READING
(by Cyrier)

HB 4436, A bill to be entitled An Act relating to the operation of aircraft in or on protected freshwater areas.

HB 4436 was passed by (Record 533): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Klick; Larson; Paddie; Rosenthal.

STATEMENT OF VOTE

When Record No. 533 was taken, I was in the house but away from my desk. I would have voted yes.

Klick

HB 1709 ON THIRD READING
(by Neave, White, Moody, Crockett, and Ramos)

HB 1709, A bill to be entitled An Act relating to status offenses committed by a child, including the repeal of the status offense of a child voluntarily running away from home.

HB 1709 was passed by (Record 534): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Nays — Johnson, A.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Klick.

STATEMENTS OF VOTE

When Record No. 534 was taken, I was shown voting no. I intended to vote yes.

A. Johnson

When Record No. 534 was taken, I was in the house but away from my desk. I would have voted yes.

Klick

HB 1535 ON THIRD READING
(by Klick, Dean, Price, Oliverson, Howard, et al.)

HB 1535, A bill to be entitled An Act relating to the medical use of low-THC cannabis by patients with certain medical conditions and the establishment of compassionate-use institutional review boards to evaluate and approve proposed research programs to study the medical use of low-THC cannabis in the treatment of certain patients.

HB 1535 - REMARKS

REPRESENTATIVE MOODY: First of all, I want to thank you for the work that you've done on this, and it's not just this session. This goes back to 2015 and the enormous amount of work you put into this program. I believe since we left the session last time, this program has grown by nearly 500 percent, and I think this bill does a good job in moving us forward. I want to go back and be very clear, though. In the legislation that created this program, there was an instruction to DPS to license not less than three dispensing organizations. Is that correct?

REPRESENTATIVE KLICK: That's correct.

MOODY: And is it your intent that they license only three?

KLICK: No, that was a minimum beginning by a certain date because we wanted to speed the program ahead.

MOODY: So the intent was that was a floor not a ceiling?

KLICK: Absolutely.

MOODY: Okay. And I think, as the program continues, you would agree with me that there are other entities out there that are qualified and could seek licenses?

KLICK: That is true. Currently, the patient population is still very small. It's about 5,000 patients.

MOODY: True, and while that is the case, like I said, there was a 500 percent increase in the last couple of years. And I assume that as we continue to move forward, my hope is that DPS understands that the floor is not a cap and that we need to make sure that if the program is going to operate, that it operates in a way that people can access the medical cannabis that this program affords them.

KLICK: Correct.

MOODY: Is it your hope that DPS issues more licenses?

KLICK: As the program and the demand increases, yes. We were never intending to restrict the number of licenses.

REMARKS ORDERED PRINTED

Representative Moody moved to print remarks between Representative Klick and Representative Moody on **HB 1535**.

The motion prevailed.

HB 1535 was passed by (Record 535): 134 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Burrows; Craddick; Ellzey; Hefner; Leman; Metcalf; Murr; Noble; Paul; Sanford; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Thierry.

HB 1693 ON THIRD READING
(by Shaheen, Paul, Harless, J.D. Johnson, and Murphy)

HB 1693, A bill to be entitled An Act relating to access to the financial responsibility verification program by justice and municipal courts.

HB 1693 was passed by (Record 536): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause;

Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Gates; Geren; González, M.; Klick; Murphy.

HB 1919 ON THIRD READING
(by Harris, et al.)

HB 1919, A bill to be entitled An Act relating to certain prohibited practices for certain health benefit plan issuers and pharmacy benefit managers.

HB 1919 was passed by (Record 537): 128 Yeas, 16 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wu; Zwiener.

Nays — Anderson; Beckley; Biedermann; Cain; Cason; Cook; Craddick; Cyrier; Hefner; Kacal; King, P.; Ramos; Slaton; Spiller; Vasut; Wilson.

Present, not voting — Mr. Speaker(C); Geren.

Absent, Excused — Huberty; Vo.

Absent — González, M.; Kuempel.

STATEMENTS OF VOTE

When Record No. 537 was taken, I was shown voting no. I intended to vote yes.

Anderson

When Record No. 537 was taken, I was shown voting yes. I intended to vote no.

Bowers

When Record No. 537 was taken, I was shown voting yes. I intended to vote no.

Harless

When Record No. 537 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 537 was taken, I was shown voting yes. I intended to vote no.

Romero

When Record No. 537 was taken, I was shown voting yes. I intended to vote no.

Shaheen

When Record No. 537 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 1757 ON THIRD READING
(by Krause, Sherman, and Ramos)

HB 1757, A bill to be entitled An Act relating to recordings of peace officer performance of official duties and interactions with the public; creating a criminal offense.

HB 1757 was passed by (Record 538): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.;

Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Rose.

Absent, Excused — Huberty; Vo.

Absent — Anderson.

STATEMENT OF VOTE

When Record No. 538 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

HB 2030 ON THIRD READING
(by C. Turner and Button)

HB 2030, A bill to be entitled An Act relating to the establishment by the Texas Higher Education Coordinating Board of a grant program for regional postsecondary education collaboratives.

HB 2030 was passed by (Record 539): 99 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Ashby; Bailes; Beckley; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smithee; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Bell, C.; Bell, K.; Biedermann; Cain; Cason; Cook; Cyrier; Ellzey; Frank; Gates; Goldman; Harless; Hefner; Holland; Hull; Jetton; King, P.; Klick; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

HB 1752 ON THIRD READING
(by Oliverson and Thierry)

HB 1752, A bill to be entitled An Act relating to benefit review conferences under the Texas workers' compensation system.

HB 1752 was passed by (Record 540): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Raney; Thompson, S.

STATEMENTS OF VOTE

When Record No. 540 was taken, I was temporarily out of the house chamber. I would have voted yes.

Raney

When Record No. 540 was taken, my vote failed to register. I would have voted yes.

S. Thompson

HB 1777 ON THIRD READING
(by Oliverson)

HB 1777, A bill to be entitled An Act relating to disclosures and standards required for certain annuity transactions and benefits under certain annuity contracts.

HB 1777 was passed by (Record 541): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Bernal; Holland.

STATEMENT OF VOTE

When Record No. 541 was taken, I was in the house but away from my desk. I would have voted yes.

Holland

HB 2205 ON THIRD READING
(by Romero, Holland, and Toth)

HB 2205, A bill to be entitled An Act relating to applicability of the International Swimming Pool and Spa Code to certain pools, spas, and other swimming areas.

HB 2205 was passed by (Record 542): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer;

Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Anchia; Jetton; Johnson, J.D.

HB 781 ON THIRD READING
(by Sanford, Noble, Patterson, Guillen, Shaheen, et al.)

HB 781, A bill to be entitled An Act relating to the carrying and possession of a handgun by a public junior college school marshal.

HB 781 was passed by (Record 543): 104 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Coleman; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, M.; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Cole; Collier; Crockett; Deshotel; Fierro; González, J.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Meza; Morales, C.; Muñoz; Neave; Ordaz Perez; Ortega; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

STATEMENTS OF VOTE

When Record No. 543 was taken, I was shown voting yes. I intended to vote no.

Campos

When Record No. 543 was taken, I was shown voting yes. I intended to vote no.

Davis

When Record No. 543 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 543 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

HB 3111 ON THIRD READING
(by Meyer, Hunter, and A. Johnson)

HB 3111, A bill to be entitled An Act relating to the criminal offense of online solicitation relating to a minor; creating a criminal offense; changing eligibility for community supervision.

HB 3111 was passed by (Record 544): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Klick.

STATEMENT OF VOTE

When Record No. 544 was taken, I was in the house but away from my desk. I would have voted yes.

Klick

HB 3360 ON THIRD READING
(by Murr)

HB 3360, A bill to be entitled An Act relating to civil actions by a civilly committed individual.

HB 3360 was passed by (Record 545): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

HB 2112 ON THIRD READING
(by Metcalf, Schaefer, White, C. Bell, and E. Morales)

HB 2112, A bill to be entitled An Act relating to the carrying of holstered handguns by handgun license holders.

HB 2112 was passed by (Record 546): 135 Yeas, 11 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Murr; Neave; Noble;

Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; White; Wilson; Wu; Zwiener.

Nays — Beckley; Cole; Collier; Fierro; González, J.; Johnson, A.; Muñoz; Ordaz Perez; Ramos; Sherman; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Coleman.

STATEMENTS OF VOTE

When Record No. 546 was taken, I was shown voting no. I intended to vote yes.

A. Johnson

When Record No. 546 was taken, I was shown voting no. I intended to vote yes.

Muñoz

When Record No. 546 was taken, I was shown voting no. I intended to vote yes.

Ordaz Perez

HB 3973 ON THIRD READING
(by Walle)

HB 3973, A bill to be entitled An Act relating to the composition and use of money in the oil and gas regulation and cleanup fund.

HB 3973 was passed by (Record 547): 108 Yeas, 37 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Cook; Gates; Harless; Harris; Hefner; Holland; Hull; Jetton; King, P.; Klick; Krause; Landgraf; Leach; Metcalf; Middleton; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Stephenson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Clardy; Morales, C.

STATEMENTS OF VOTE

When Record No. 547 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 547 was taken, I was in the house but away from my desk. I would have voted no.

Clardy

When Record No. 547 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

When Record No. 547 was taken, I was shown voting no. I intended to vote yes.

E. Thompson

HB 332 ON THIRD READING
(by Talarico, Bernal, and Buckley)

HB 332, A bill to be entitled An Act relating to the use of the compensatory education allotment for programs that build certain social and emotional skills.

HB 332 was passed by (Record 548): 89 Yeas, 56 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Fierro; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Anderson; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Cain; Cason; Clardy; Cook; Craddick; Cyrier; Dean; Ellzey; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, P.; Klick; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Dutton; King, T.

STATEMENT OF VOTE

When Record No. 548 was taken, I was shown voting yes. I intended to vote no.

Morrison

HB 2893 ON THIRD READING
(by Herrero)

HB 2893, A bill to be entitled An Act relating to the establishment by the Texas Department of Housing and Community Affairs of colonia self-help centers in certain counties and to the representation of those counties on the Colonia Resident Advisory Committee.

HB 2893 was passed by (Record 549): 94 Yeas, 51 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smithee; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Cain; Cason; Cook; Cyrier; Darby; Ellzey; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; King, P.; Klick; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Raney; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C); Capriglione.

Absent, Excused — Huberty; Vo.

Absent — Dean.

STATEMENTS OF VOTE

When Record No. 549 was taken, I was shown voting yes. I intended to vote no.

Allison

When Record No. 549 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 549 was taken, I was shown voting present, not voting. I intended to vote yes.

Capriglione

When Record No. 549 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 549 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 549 was taken, I was shown voting yes. I intended to vote no.

Meyer

HB 3643 ON THIRD READING
(by K. King and K. Bell)

HB 3643, A bill to be entitled An Act relating to the creation of the Texas Commission on Virtual Education.

HB 3643 was passed by (Record 550): 103 Yeas, 41 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Nays — Bonnen; Burns; Cain; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Klick; Krause; Landgraf; Leman; Metcalf; Middleton; Murr; Noble; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Capriglione; Dominguez; González, M.

STATEMENTS OF VOTE

When Record No. 550 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 550 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 550 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 550 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 550 was taken, I was shown voting no. I intended to vote yes.

Ellzey

When Record No. 550 was taken, I was shown voting no. I intended to vote yes.

Goldman

When Record No. 550 was taken, I was shown voting no. I intended to vote yes.

Krause

When Record No. 550 was taken, I was shown voting no. I intended to vote yes.

Landgraf

When Record No. 550 was taken, I was shown voting no. I intended to vote yes.

Metcalf

When Record No. 550 was taken, I was shown voting no. I intended to vote yes.

Murr

HB 3039 ON THIRD READING
(by Ellzey)

HB 3039, A bill to be entitled An Act relating to the electronic transmission of certain notices provided by the Railroad Commission of Texas.

HB 3039 was passed by (Record 551): 141 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Nays — Anchia; Beckley; Bell, C.

Present, not voting — Mr. Speaker(C); Oliverson.

Absent, Excused — Huberty; Vo.

Absent — Raney; Rose.

STATEMENTS OF VOTE

When Record No. 551 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 551 was taken, I was shown voting present, not voting. I intended to vote yes.

Oliverson

When Record No. 551 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

HB 3394 ON THIRD READING
(by Metcalf)

HB 3394, A bill to be entitled An Act relating to determining the incapacity of a guardian.

HB 3394 was passed by (Record 552): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Anderson; Moody.

HB 2499 ON THIRD READING
(by Stucky)

HB 2499, A bill to be entitled An Act relating to the wearing of a personal flotation device while being towed behind a motorboat or while engaged in water sports in or on the wake of a motorboat; creating a criminal offense.

HB 2499 was passed by (Record 553): 78 Yeas, 66 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burrows; Button; Campos; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dutton; Fierro; Frullo; Gervin-Hawkins; González, J.; González, M.; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; Lambert; Larson; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega;

Pacheco; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Anchia; Anderson; Ashby; Bailes; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Dean; Dominguez; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lopez; Metcalf; Meyer; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Patterson; Paul; Price; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Geren; Goodwin; King, K.

STATEMENTS OF VOTE

When Record No. 553 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 553 was taken, I was in the house but away from my desk. I would have voted yes.

K. King

When Record No. 553 was taken, I was shown voting yes. I intended to vote no.

Ramos

HB 3476 ON THIRD READING
(by Schofield)

HB 3476, A bill to be entitled An Act relating to certificates of public convenience and necessity issued to water utilities inside the boundaries or extraterritorial jurisdiction of certain municipalities.

HB 3476 was passed by (Record 554): 142 Yeas, 4 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez

Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Zwiener.

Nays — Beckley; Noble; Ramos; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Wu.

STATEMENTS OF VOTE

When Record No. 554 was taken, I was shown voting yes. I intended to vote no.

Rose

When Record No. 554 was taken, I was shown voting no. I intended to vote yes.

Toth

HB 3746 ON THIRD READING
(by Capriglione)

HB 3746, A bill to be entitled An Act relating to certain notifications required following a breach of security of computerized data.

HB 3746 was passed by (Record 555): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee;

Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Dutton; González, M.

HB 1382 ON THIRD READING
(by Bucy, Morales Shaw, Ortega, et al.)

HB 1382, A bill to be entitled An Act relating to the availability of certain information regarding early voting.

HB 1382 was passed by (Record 556): 142 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Nays — Harless; Middleton; Raney.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Jetton; Johnson, J.D.

STATEMENT OF VOTE

When Record No. 556 was taken, I was shown voting no. I intended to vote yes.

Middleton

HB 1938 ON THIRD READING
(by Jetton, Sherman, Sanford, et al.)

HB 1938, A bill to be entitled An Act relating to a grant program for law enforcement agencies to defray the cost of data storage for recordings created with body worn cameras.

HB 1938 was passed by (Record 557): 145 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

STATEMENT OF VOTE

When Record No. 557 was taken, I was shown voting no. I intended to vote yes.

Toth

HB 2086 ON THIRD READING
(by E. Morales)

HB 2086, A bill to be entitled An Act relating to appeals from an interlocutory order denying a motion for summary judgment by certain contractors.

HB 2086 was passed by (Record 558): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman;

Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Hinojosa.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

HB 1002 ON SECOND READING
(by Lucio, J.D. Johnson, Canales, and Anchia)

HB 1002, A bill to be entitled An Act relating to the use of hypnotically induced testimony in a criminal trial.

HB 1002 was read second time on April 21 and was postponed until 10 a.m. today.

HB 1002 was passed to engrossment.

CSHB 3813 ON SECOND READING
(by Harris and Clardy)

CSHB 3813, A bill to be entitled An Act relating to the authority of certain municipalities to impose regulations on amplified sound from certain venues.

CSHB 3813 was read second time on April 27 and was postponed until 10 a.m. today.

Representative Harris moved to postpone consideration of **CSHB 3813** until 10 a.m. Tuesday, May 4.

The motion prevailed.

RULES SUSPENDED
FLOOR PRIVILEGES

Representative Cyrier moved to suspend Rule 5, Section 11, of the House Rules to entitle necessary staff from the Sunset Advisory Commission and the office of the chair of the Sunset Advisory Commission to privileges of the floor of the house during the consideration of **HB 1545** and **HB 1560**.

The motion prevailed.

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 1560 ON SECOND READING
(by Goldman)

CSHB 1560, A bill to be entitled An Act relating to the continuation and functions of the Texas Department of Licensing and Regulation.

Amendment No. 1

Representative Slaton offered the following amendment to **CSHB 1560**:

Amend **CSHB 1560** (house committee printing) by adding the following appropriately numbered SECTION to Article 1 of the bill and renumbering subsequent SECTIONS of that article accordingly:

SECTION ____. Section 51.203, Occupations Code, is amended by adding Subsections (c) and (d) to read as follows:

(c) Before the commission may adopt a new rule related to a program regulated by the department, the commission must repeal two existing rules related to any program regulated by the department.

(d) The department shall prominently display on the department's Internet website the number of rules adopted and repealed in accordance with Subsection (c).

A record vote was requested by Representative Goldman.

Amendment No. 1 failed of adoption by (Record 559): 18 Yeas, 124 Nays, 1 Present, not voting.

Yeas — Ashby; Bell, C.; Biedermann; Cain; Cason; Guerra; Johnson, J.D.; Krause; Landgraf; Middleton; Muñoz; Sanford; Schaefer; Slaton; Swanson; Tinderholt; Vasut; White.

Nays — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Larson; Leach; Leman; Longoria;

Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Geren; Herrero; Murphy; Pacheco; Schofield.

STATEMENTS OF VOTE

When Record No. 559 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 559 was taken, I was shown voting no. I intended to vote yes.

Guillen

When Record No. 559 was taken, I was shown voting yes. I intended to vote no.

J.D. Johnson

When Record No. 559 was taken, I was shown voting no. I intended to vote yes.

Patterson

When Record No. 559 was taken, I was shown voting no. I intended to vote yes.

Slawson

When Record No. 559 was taken, I was shown voting no. I intended to vote yes.

Toth

CSHB 1560 was passed to engrossment.

CSHB 1545 ON SECOND READING
(by Cyrier)

CSHB 1545, A bill to be entitled An Act relating to the continuation and functions of the Commission on Jail Standards.

CSHB 1545 was passed to engrossment.

CSHB 19 ON SECOND READING
(by Leach, Ashby, Meyer, et al.)

CSHB 19, A bill to be entitled An Act relating to civil liability of a commercial motor vehicle owner or operator.

CSHB 19 - POINT OF ORDER

Representative Dutton raised a point of order against further consideration of **CSHB 19** under Rule 4, Section 32(c)(5), of the House Rules on the grounds that the comparison section of the bill analysis is substantially misleading. The point of order was withdrawn.

Representative Leach moved to postpone consideration of **CSHB 19** until 1:30 p.m. today.

The motion prevailed.

CSHB 1900 ON SECOND READING
(by Goldman, Metcalf, Bonnen, Raymond, Button, et al.)

CSHB 1900, A bill to be entitled An Act relating to municipalities that adopt budgets that defund municipal police departments.

(Paddie in the chair)

CSHB 1900 - POINT OF ORDER

Representative Reynolds raised a point of order against further consideration of **CSHB 1900** under Rule 8, Section 1(b), of the House Rules on the grounds that the bill failed to include a statement at the end of its title or caption indicating the general effect of the bill on a tax, assessment, surcharge, or fee. The point of order was withdrawn.

Amendment No. 1

Representative Goldman offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee report) as follows:

(1) On page 2, line 7, between "EXCEPTIONS." and "A", insert "(a)".

(2) On page 2, between lines 22 and 23, insert the following:

(b) For purposes of making a determination of whether a municipality is a defunding municipality under this chapter, a municipality's appropriation to the municipality's police department does not include any grant money received by the municipality during any fiscal year.

(3) On page 7, between lines 13 and 14, insert the following:

(d) For purposes of Subsection (a)(2), the amount of money appropriated for public safety and the amount of money spent by the municipality for public safety does not include any grant money received by the municipality during any fiscal year.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Rodriguez offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee report) by striking page 1, lines 11-13, and renumbering subsequent sections of added Chapter 109, Local Government Code, accordingly.

A record vote was requested by Representative Rodriguez.

Amendment No. 2 failed of adoption by (Record 560): 66 Yeas, 77 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hefner; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Swanson; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Cyrier; Darby; Dean; Dominguez; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Thompson, E.; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Paddie(C).

Absent, Excused — Huberty; Vo.

Absent — Craddick; Muñoz; Stephenson.

STATEMENTS OF VOTE

When Record No. 560 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 560 was taken, I was shown voting no. I intended to vote yes.

Biedermann

When Record No. 560 was taken, I was in the house but away from my desk. I would have voted yes.

Muñoz

When Record No. 560 was taken, I was shown voting no. I intended to vote yes.

Slaton

Amendment No. 3

Representative Dutton offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee report) on page 1, lines 12 through 13, by striking "municipality with a population of more than 250,000", and substituting the following:
municipality:
(1) with a population of more than 250,000; and
(2) in which 35 percent or more of the police officers employed by the municipality reside

Amendment No. 3 failed of adoption.

Amendment No. 4

Representative Rodriguez offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee printing) as follows:
(1) On page 2, line 13, strike "or".
(2) On page 2, line 14, between "(2)" and "before", insert the following:
the municipality decreases its police department budget after voters do not approve an increase of the municipality's tax rate for the purpose of increasing the police department budget in an election held by the municipality for that purpose; or
(3)
(3) On page 3, line 9, strike "109.004(2)" and substitute "109.004(3)".

Amendment No. 4 failed of adoption.

Amendment No. 5

Representative J.D. Johnson offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee report) as follows:
(1) On page 2, line 13, strike "or".
(2) On page 2, line 14, between "(2)" and "before", insert the following:
the municipality reassigns civilian services to other departments or agencies, if those services do not require a public safety response from a police officer, firefighter, or emergency medical services; or
(3)
(3) On page 3, line 9, strike "109.004(2)" and substitute "109.004(3)".

CSHB 1900 - POINT OF ORDER

Representative C. Turner raised a point of order against further consideration of **CSHB 1900** under Rule 8, Section 1(a)(1), of the House Rules on the grounds that the bill caption fails to give reasonable notice. The point of order was withdrawn.

Amendment No. 5 was withdrawn.

CSHB 1900 - RECOMMITTED

Representative Goldman moved to recommit **CSHB 1900** to the Committee on State Affairs.

The motion prevailed.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 19 ON SECOND READING
(by Leach, Ashby, Meyer, et al.)

CSHB 19, A bill to be entitled An Act relating to civil liability of a commercial motor vehicle owner or operator.

CSHB 19 was read second time earlier today and was postponed until this time.

Representative Leach moved to postpone consideration of **CSHB 19** until 3:15 p.m. today.

The motion prevailed.

MAJOR STATE CALENDAR
(consideration continued)

CSHB 2622 ON SECOND READING
(by Holland, Paddie, Canales, White, Metcalf, et al.)

CSHB 2622, A bill to be entitled An Act relating to the enforcement of certain federal laws regulating firearms, firearm accessories, and firearm ammunition within the State of Texas.

CSHB 2622 - REMARKS

REPRESENTATIVE HOLLAND: **CSHB 2622** will protect the current rights of law-abiding gun owners in the State of Texas. Any federal statute, order, rule, or regulation that does not exist under the current laws of the State of Texas will not be enforced by Texas law enforcement resources. I believe we have some amendments.

Amendment No. 1

Representative J. Turner offered the following amendment to **CSHB 2622**:

Amend **CSHB 2622** (house committee printing) by striking page 2, lines 16 through 18, and relettering subsequent paragraphs of added Section 1.10(b)(2), Penal Code, accordingly.

REPRESENTATIVE J. TURNER: According to a *Dallas Morning News*/University of Texas at Tyler poll in 2020, 86 percent of registered voters in Texas support background checks on all gun sales, including at gun shows and for private sales. If you are one of those 86 percent of Texans, then you should support this amendment because this amendment removes universal background checks from being one of the new potential federal laws that our state and local authorities would be prohibited under this bill from helping to enforce. Now, this

is not, by the way, just an abstract concept, members, because the U.S. House, with bipartisan support, has recently passed the Bipartisan Background Checks Act of 2021. And that bill, if it were to pass the senate and be signed by the president, would close large existing loopholes in our background checks system and would require background checks for private sales, with a narrow list of exceptions.

Now, I personally happen to be among the 86 percent of Texans according to that poll who supports that idea. Even if you happen to not be, it's one more big step to say that if that federal bill passes the U.S. Senate and is signed by the president, that we're going to prohibit our local governments and police from assisting in any manner and enforcing that law if it becomes law. As I read it, that would mean, for example, that our city police might be made aware of an active venue for illegal gun sales, but they'd be prohibited from informing federal authorities about it. It would mean the district attorneys who uncover violations of the law, if it became law, in the course of their other investigations could not refer the matter to a federal prosecutor, which is something they do regularly, of course, for many federal laws. And it would also complicate, I believe, the many joint federal and state law enforcement and prosecutorial task forces that we have related to crimes that include gun offenses. I actually have something like that in my district. It's a very successful program called Project Safe Neighborhoods.

Members, one last thing. I would say that even if you're among the 14 percent of Texans according to that poll who do not support universal background checks, the best avenue is to simply advocate against the passage of that measure in Congress. If that or other similar legislation does pass the U.S. Congress, for as long as it's in effect we should respect it as a law that was passed for the United States of America by the elected representatives of the American people. We should not make it a law that we prohibit our local police from helping to enforce.

REPRESENTATIVE WU: My understanding of background checks is not that great, but would it be fair to say that a background check would include someone's criminal history?

J. TURNER: That's my understanding.

WU: And would it be reasonable to interpret the legislation that's before us today to say if there was a federal background check that was required and law enforcement added to someone's criminal background—they provided records for a criminal background or they provided a search for a criminal background—that could be considered assisting in a background search?

J. TURNER: Well, Representative Wu, that's an interesting question. I tried to determine that myself in the time that I had to review this bill. I couldn't be sure of the answer, but it seems like it's a legitimate question to ask. Now, the bill by its terms involves new federal laws that might pass. So it basically grandfathers in existing federal background check law, but we might well see universal background checks that cover private sales. And if that's the case, it raises the question, I think, at least, that you raise, which is if state enforcement authorities

are assisting in providing information that is used in such a background check, is that assisting in the enforcement of that new federal statute? I think it's a fair question.

WU: Absolutely, and my reading of it is it doesn't carve out any exemptions for law enforcement to provide that type of assistance in background checks. It just says any action, any type of cooperation, even if it is merely providing and adding to someone's criminal history.

J. TURNER: Well, the language is pretty broad, Representative. It says basically that neither a state agency nor "a political subdivision of this state, or a law enforcement officer or other person employed by an agency of this state or a political subdivision of this state" and then . . . may in any "manner provide assistance to a federal agency or official with respect—"

WU: Any manner?

J. TURNER: Any manner.

WU: This says "any manner"?

J. TURNER: Correct.

WU: And your amendment would essentially nullify that and take care of that problem, that ambiguity of what does "any manner" mean in terms of background checks.

J. TURNER: Well, it would with respect to the background checks for a private sale or transfer of a firearm because that's the provision that this amendment would remove.

REPRESENTATIVE SCHAEFER: Thank you, Mr. Turner, for your eloquent comments on this amendment. But members, I would submit to you that the question is not before you as to whether you agree or disagree with background checks. The question before you is who decides—who decides. Right now, we have background checks at stores where you go to buy a gun, and that applies to probably 99 percent of all the purchases in the State of Texas. This bill doesn't change that whatsoever. But what he is talking about is potential changes from the Biden administration and democrats who control Washington so that Texans will have only one option to obtain a firearm legally and that's to walk through a door that is completely controlled by people in Washington.

Members, the question is who decides. Will we allow Washington to close the doors that are available to Texans, to law-abiding Texans, today? Or would we allow, by future action of the Biden administration, the people in Washington to close the door? And so then the only way that you can legally purchase a gun is to come through the door that is controlled by people who we have not voted for—by administrators and bureaucrats at the ATF and the FBI that we have never voted for—to set the rules on who and what and where? The question is, are we going to let Washington decide what the rules of the road are for background checks or are we going to let Texans decide? And ultimately, this bill is about that, and this amendment takes that away from us. This amendment, if passed, says we're going to transfer that decision-making to Washington and not

leave it in the hands of law-abiding Texans and the members of the legislature and the governor and the duly elected people of the State of Texas. So I'm going to urge you to vote against this amendment in order to keep that decision-making in Texas and not transfer it to Washington.

REPRESENTATIVE C. TURNER: Representative Turner's amendment makes a very small modification to the bill, does it not? It simply says that this bill won't apply to a new background check law if, in fact, Congress passes it. So my question is, why are you opposed to that when 86 percent of the American people support closing the background check loopholes, including—as far as I know, he still supports it—Lieutenant Governor Dan Patrick? He was quoted as saying that following the tragedies in El Paso and Midland-Odessa in 2019: We need to do something about background checks. This is something we can affirmatively do in this house today on background checks to say that if there is a new background check law passed, we will do our part to see that guns don't fall into the wrong hands. Why would you oppose that?

SCHAEFER: I think Texans should be the ones to decide, not people in Washington that we've never voted for.

C. TURNER: This is our opportunity to decide, isn't it?

SCHAEFER: The power to determine the fate of background checks lies with the legislature and the duly elected representatives in the State of Texas. It should not lie in Washington.

C. TURNER: Are the representatives in Washington not duly elected, Mr. Schaefer?

SCHAEFER: I know what the Biden administration is thinking about doing. I know what the democrats who control Washington are talking about doing. And so, Representative Turner, I do oppose this in order to keep the power here in the State of Texas.

C. TURNER: Are you suggesting representatives in the U.S. Capitol are not duly elected?

SCHAEFER: They're a lot of people up there that are not elected by Texans.

C. TURNER: Well, of course. There's people elected from other states. I think we all know that. But we have a rather large delegation in the United States Congress—the second-largest, in fact. They are duly elected, are they not?

SCHAEFER: They are.

C. TURNER: Okay, but you said in your remarks you had concerns about unelected people making the decisions. You specifically said the FBI and the ATF. Is there a—

SCHAEFER: Rulemaking authority. Rulemaking authority, absolutely.

C. TURNER: Rulemaking authority, sure. Is there a problem with sworn law enforcement officers and the FBI and the ATF making these types of decisions? I mean, these are agents and agencies sworn to keep the American people safe. Is there a concern with them being able to implement laws made by Congress?

SCHAEFER: They're not elected officials. They're rulemaking authorities.

C. TURNER: Well, of course they're not elected. Neither is the Department of Public Safety. Neither is the Department of Licensing and Regulation. Neither is TxDOT. They make decisions every day that affect the people of our state. What is the difference other than they have a badge?

SCHAEFER: The difference is they are not elected and they are under the direction of President Biden who, every time he speaks on the subject of firearms and the Second Amendment, talks about restricting our rights. And so I think there's real reason for Texans to be concerned.

C. TURNER: All right, Mr. Schaefer. How does conducting a background check that keeps a firearm out of the hands of someone who has a criminal history—how does that infringe on your rights or my rights?

SCHAEFER: So that's not the question. The question is—

C. TURNER: Well, it's my question. It's my question right now.

SCHAEFER: The question is who decides. The question is who decides. If you want people in Washington to make these decisions, then support this amendment. If you want to leave that decision-making in Texas, then leave it there, because we have a background check system that's in place and it's going to stay in place after this bill passes. What we're talking about is new restrictions and red tape out of Washington that this bill would resist.

C. TURNER: Mr. Schaefer, a couple of weeks ago we passed a bill of yours, did we not, on this house floor related to firearms?

SCHAEFER: Yes.

C. TURNER: And one of the concerns that was raised in that debate and has been raised by law enforcement officials around the state is that they won't be able to know who's a good guy with a gun and who's a bad guy with a gun because you no longer have to have a license under your bill—a license to carry under your bill—if it in fact becomes law. So if your bill becomes law and we don't adopt the Turner amendment here today, aren't we getting the worst of both worlds here? Because we're going to have people that are going to slide through the background check system because we have background check loopholes, and they don't have to have a license in Texas so we don't get to affirm whether or not they should or should not be able to have a gun based on their background and there's no way for officers in Texas to know. And so doesn't that make our state less safe?

SCHAEFER: The overwhelming number of gun purchases go through a background check.

C. TURNER: But not all of them, right?

SCHAEFER: Let me finish my answer. Persons who are driving on the roads now down their streets are able to carry handguns without a license today. So all those interactions with law enforcement that take place during traffic stops, it doesn't change anything about what they know or don't know about the person

because they already are able to, unlicensed, carry a handgun in their vehicle. I would also say that long guns have for decades been permissible to be carried by someone age 18 and older without any kind of permit at all. So these are known factors that law enforcement has been working with for decades.

C. TURNER: Well, and law enforcement continues to oppose that legislation. But on this amendment, again, with nearly 9 in 10 Americans and Texans supporting universal background checks, I'm not sure why you would oppose an effort to ensure that anyone who purchases a gun is legally allowed to purchase a gun and why a robust background check would be so offensive to you, because it doesn't infringe on your rights or my rights or any other law-abiding citizen's rights.

SCHAEFER: This is an amendment about determining who decides. That decision should stay in the State of Texas.

REPRESENTATIVE KRAUSE: Is there anything in this bill, in **CSHB 2622**, that does not allow the federal government to enact any firearm regulation that they want to?

SCHAEFER: Absolutely not.

KRAUSE: And is there anything in this bill that would not allow the federal government to enforce whatever firearm regulation that they put into place?

SCHAEFER: Absolutely not. The federal government will have all the tools within its federal resources to enforce whatever they are able to pass.

KRAUSE: So really, this amendment that we're debating right now really doesn't have an effect on the law that we're debating today because we're not saying that the federal government can't do whatever they want to on firearm regulations. We're just saying we're not going to use Texas time, personnel, or resources to enforce that law if it's contrary to our stated law.

SCHAEFER: That's right.

HOLLAND: Members, I think that Chairman Krause said it best. This bill does not change anything about current law. We're freezing the current law in place. The amendment before you, which I am opposing, has to do with striking the background checks portion of the bill for private sale and transfer only. The law at the federal level will not change. You still have to go through background checks; all of the purchase and background checks are still in place. I oppose the amendment. I encourage you to vote no on the amendment. I will be voting no.

J. TURNER: I'll just repeat a number—86 percent according to that 2020 poll by the *Dallas Morning News* and UT Tyler. That's the percentage of Texans—Texan registered voters in that poll—who said, we support universal background checks. Now, by voting against this amendment, you're taking it one step further. You're not only saying you don't like the idea of universal background checks, you're saying the State of Texas or no local subdivision, no local law enforcement authority, no local police will provide any assistance at all in any manner—that's the language of the bill—to enforce a background check law if it were to be passed by the federal government, a new background check law relating to private sales. Members, we are, of course, Americans here. We have

voted for our members of Congress. We have voted for president. It is within Congress' authority to make law in this area. In fact, our current system of federal background checks is federal in nature. We do not have a state background check system other than what you currently have to do if you want to have a license to carry, and we passed a bill on that that would take that away as a requirement as well. It is clearly a matter for Congress to debate, and if Congress passes this law, a valid law, if someone wants to challenge it in court, they can do so. If someone wants to oppose it, they can do so. But we as Americans and as Texans should not be in the position of saying, Congress passed a duly enacted law, but this particular one, we're going to provide no assistance in enforcing, unlike all the other federal laws that our local law enforcement regularly helps to enforce by referring matters to federal authorities, to U.S. attorney offices, to federal agencies. So members, I urge you to vote yes on the amendment.

A record vote was requested by Representative Slaton.

Amendment No. 1 failed of adoption by (Record 561): 63 Yeas, 82 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Paddie(C).

Absent, Excused — Huberty; Vo.

Absent — Larson.

Amendment No. 2

Representative Slaton offered the following amendment to **CSHB 2622**:

Amend **CSHB 2622** (house committee printing) on page 4, between lines 20 and 21, by inserting the following appropriately lettered subsection:

(____) An individual or entity to whom this section applies may not comply with a court order that would require the individual or entity in any manner to provide assistance to a federal agency or official with respect to the enforcement of a federal statute, order, rule, or regulation described by Subsection (b).

REPRESENTATIVE SLATON: Members, this is a simple amendment that would ensure that this statute is still enforced in this state regardless of any future unforeseen court cases.

Amendment No. 2 - Point of Order

Representative J. Turner raised a point of order against further consideration of Amendment No. 2 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane. The point of order was withdrawn.

Amendment No. 2 was withdrawn.

Amendment No. 3

Representative Slaton offered the following amendment to **CSHB 2622**:

Amend **CSHB 2622** (house committee printing) by inserting on page 2, between lines 25 and 26, the following:

(b-1) A person commits an offense if the person knowingly enforces or attempts to enforce a federal statute, order, rule, or regulation described by Subsection (b)(2). An offense under this section is a state jail felony.

SLATON: This amendment, it just helps this bill become more strong. Stand up for Texas and Texans standing up for our Second Amendment from out-of-control judges or future rulings that invade and impede on our Second Amendment.

HOLLAND: I'm going to oppose this amendment. I understand what Mr. Slaton's trying to do. I did talk to him about something similar. This is the first time I've seen this amendment. I'm going to leave this up to the will of the house. I will be voting no on this. I encourage you to vote no on this amendment.

SLATON: Members, you know, other states have stood up for their citizens and opposed federal law and they have marihuana. This amendment helps this bill, helps Texans stand up for our Second Amendment from unforeseen rulings and judges. This is a very simple, what I would say, clarifying and strengthening amendment to put Texas first and uphold our Second Amendment. I encourage you to vote one.

A record vote was requested by Representative Slaton.

Amendment No. 3 failed of adoption by (Record 562): 44 Yeas, 100 Nays, 2 Present, not voting.

Yeas — Ashby; Bailes; Bell, C.; Biedermann; Bonnen; Buckley; Burrows; Cain; Capriglione; Cason; Coleman; Cook; Cyrier; Dean; Dutton; Gates; Goldman; Guillen; Harris; Hefner; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Parker; Patterson; Price; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smithee; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Nays — Allen; Allison; Anchia; Anderson; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burns; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paul; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Smith; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Paddie(C).

Absent, Excused — Huberty; Vo.

Absent — Martinez Fischer; Perez.

STATEMENTS OF VOTE

When Record No. 562 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 562 was taken, I was shown voting no. I intended to vote yes.

Ellzey

When Record No. 562 was taken, I was shown voting no. I intended to vote yes.

Oliverson

When Record No. 562 was taken, I was shown voting no. I intended to vote yes.

Paul

CSHB 2622 was passed to engrossment by (Record 563): 89 Yeas, 56 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers;

Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Paddie(C).

Absent, Excused — Huberty; Vo.

Absent — Krause.

STATEMENT OF VOTE

When Record No. 563 was taken, I was in the house but away from my desk. I would have voted yes.

Krause

SB 1438 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED

Representative Meyer moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Metcalf as a house sponsor to **SB 1438**.

The motion prevailed.

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

HB 829 ON SECOND READING
(by S. Thompson, Reynolds, Collier, J.D. Johnson, et al.)

HB 829, A bill to be entitled An Act relating to a progressive disciplinary matrix for police officer misconduct in certain municipalities.

HB 829 was passed to engrossment. (Ashby, Darby, Dean, Leach, Shine, and Smithee recorded voting no.)

HB 323 ON SECOND READING
(by P. King, Guillen, White, Bowers, and Goodwin)

HB 323, A bill to be entitled An Act relating to a law enforcement agency accreditation grant program.

Amendment No. 1

Representative Gervin-Hawkins offered the following amendment to **HB 323**:

Amend **HB 323** (house committee report) on page 2, between lines 26 and 27, by inserting the following appropriately lettered subsection:

(____) The criminal justice division shall adopt rules requiring each law enforcement agency of a municipality to obtain recognition or become accredited as described by Subsection (b) not later than September 1, 2028. The criminal justice division shall implement a program to assist the law enforcement agencies in obtaining recognition or becoming accredited.

Amendment No. 1 was adopted. (Ashby, Darby, and Shine recorded voting no.)

HB 323, as amended, was passed to engrossment. (Ashby, Darby, Dean, and Shine recorded voting no.)

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

REMARKS ORDERED PRINTED

Representative Wu moved to print all remarks on **CSHB 2622**.

The motion prevailed.

CSHB 830 ON SECOND READING
(by S. Thompson, White, Krause, Cain, Bowers, et al.)

CSHB 830, A bill to be entitled An Act relating to law enforcement policies regarding the issuance of citations for misdemeanors punishable by fine only and to a limitation on the authority to arrest a person for certain fine-only misdemeanors.

CSHB 830 was passed to engrossment. (Ashby, Darby, Dean, and Shine recorded voting no.)

CSHB 3712 ON SECOND READING
(by E. Thompson, White, Schaefer, et al.)

CSHB 3712, A bill to be entitled An Act relating to the hiring and training of and policies for peace officers.

CSHB 3712 was passed to engrossment.

CSHB 385 ON SECOND READING
(by Pacheco, White, Campos, Button, and Krause)

CSHB 385, A bill to be entitled An Act relating to conditions of community supervision and procedures applicable to the reduction or termination of a defendant's period of community supervision.

CSHB 385 was passed to engrossment.

HB 834 ON SECOND READING
(by S. Thompson, Toth, Collier, Cason, et al.)

HB 834, A bill to be entitled An Act relating to requiring the corroboration of certain testimony in a criminal case involving a controlled substance.

HB 834 was passed to engrossment. (Dean and Shine recorded voting no.)

CSHB 441 ON SECOND READING
(by Zwiener, Collier, White, Dutton, Toth, et al.)

CSHB 441, A bill to be entitled An Act relating to the criminal and licensing consequences of certain marihuana possession and drug paraphernalia possession offenses; imposing a fee.

CSHB 441 was passed to engrossment. (Ashby, Dean, Shine, and Smithee recorded voting no.)

HB 2366 ON SECOND READING
(by Buckley, Harless, Ellzey, Murr, et al.)

HB 2366, A bill to be entitled An Act relating to criminal conduct that endangers law enforcement; creating a criminal offense and increasing a criminal penalty.

HB 2366 was passed to engrossment.

CSHB 1717 ON SECOND READING
(by S. Thompson, White, Collier, Patterson, et al.)

CSHB 1717, A bill to be entitled An Act relating to the state's continuing duty to disclose exculpatory, impeachment, or mitigating evidence in a criminal case and prohibited retaliation against local assistant prosecutors for discharging that duty.

Amendment No. 1

Representative Collier offered the following amendment to **CSHB 1717**:

Amend **CSHB 1717** (house committee printing) on page 1, line 14, between "trial" and "the", by inserting "or plea negotiation".

Amendment No. 1 was adopted.

CSHB 1717, as amended, was passed to engrossment.

HB 3158 ON SECOND READING
(by S. Thompson, Murr, and Davis)

HB 3158, A bill to be entitled An Act relating to standing for receipt of exemplary damages based on a compensable death under the Texas Workers' Compensation Act.

Amendment No. 1

Representative S. Thompson offered the following amendment to **HB 3158**:

Amend **HB 3158** (house committee printing) as follows:

(1) Strike SECTION 1 of the bill (page 1, lines 5 through 19) and substitute the following appropriately numbered SECTIONS:

SECTION ____. SHORT TITLE. This Act may be cited as the Christion Fitzgerald Act.

SECTION ____. Section 408.001(b), Labor Code, is amended to read as follows:

(b) This section does not prohibit the recovery of exemplary damages by the surviving spouse, [~~or~~] heirs of the body, or the estate of a deceased employee whose death was caused by an intentional act or omission of the employer or by the employer's gross negligence.

(2) Renumber the SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

HB 3158, as amended, was passed to engrossment.

HB 3373 ON SECOND READING
(by Burrows)

HB 3373, A bill to be entitled An Act relating to the certification of live music venues by and other duties of the Texas Music Office.

A record vote was requested by Representative Slaton.

HB 3373 was passed to engrossment by (Record 564): 129 Yeas, 12 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Parker; Patterson; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu.

Nays — Cain; Cason; Price; Schaefer; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Paddie(C).

Absent, Excused — Huberty; Vo.

Absent — Dominguez; Goodwin; Pacheco; Schofield; Zwiener.

STATEMENTS OF VOTE

When Record No. 564 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 564 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 564 was taken, I was shown voting yes. I intended to vote no.

Shaheen

When Record No. 564 was taken, I was shown voting no. I intended to vote yes.

Swanson

When Record No. 564 was taken, I was in the house but away from my desk. I would have voted yes.

Zwiener

HB 842 ON SECOND READING
(by Moody)

HB 842, A bill to be entitled An Act relating to the disclosure in a criminal case of certain criminal history record information.

HB 842 was passed to engrossment.

HB 4103 ON SECOND READING
(by Burrows)

HB 4103, A bill to be entitled An Act relating to the authority of certain municipalities to receive certain tax revenue derived from certain establishments related to a hotel and convention center project and to pledge certain tax revenue for the payment of obligations related to the project.

Amendment No. 1

Representative C. Turner offered the following amendment to **HB 4103**:

Amend **HB 4103** on page 1, line 7, to read as follows:

Sec. 351.157. ADDITIONAL ENTITLEMENT FOR CERTAIN MUNICIPALITIES. (a) In this section, "qualified establishment" means an establishment:

(1) that is located on land:

(A) owned by a municipality; or

(B) owned by any person if the establishment is located in a municipality described by Section 351.152(3) or owned by the federal government if the establishment is located in a municipality described by Section 351.152(6);

Amend **HB 4103** on page 2, line 9, as follows:

(2) for a municipality described by Subsection (b)(2), swimming pools and swimming facilities, restaurants, bars, and retail establishments;

Amendment No. 1 was adopted.

Amendment No. 2

Representative Reynolds offered the following amendment to **HB 4103**:

Amend **HB 4103** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____. Section 351.1063(a), Tax Code, is amended to read as follows:

(a) This section applies only to a municipality described by Section 351.102(e), [~~or~~] 351.152, or 351.1521, other than an eligible central municipality described by Section 351.001(7)(D).

SECTION ____. Subchapter C, Chapter 351, Tax Code, is amended by adding Section 351.1521 to read as follows:

Sec. 351.1521. APPLICABILITY TO CERTAIN ADDITIONAL MUNICIPALITIES. In addition to the municipalities described by Section 351.152, this subchapter applies to a municipality that:

(1) has a population of more than 67,000; and

(2) is located in two counties with 90 percent of the municipality's territory located in a county with a population of at least 580,000, and the remaining territory located in a county with a population of at least four million.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Wilson offered the following amendment to **HB 4103**:

Amend **HB 4103** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 351.158, Tax Code, is amended to read as follows:

Sec. 351.158. PERIOD OF ENTITLEMENT. (a) A municipality is entitled to receive revenue as provided by Sections 351.156 and 351.157 until the 10th anniversary of the date the qualified hotel to which the entitlement relates is open for initial occupancy.

(b) Notwithstanding Subsection (a), a municipality described by Section 351.152(10) is entitled to receive revenue as provided by Sections 351.156 and 351.157 until the 13th anniversary of the date the qualified hotel to which the entitlement relates is open for initial occupancy.

Amendment No. 3 was adopted.

A record vote was requested by Representative Slaton.

HB 4103, as amended, was passed to engrossment by (Record 565): 128 Yeas, 15 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slawson; Smith; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Hefner; Lambert; Middleton; Patterson; Schaefer; Shaheen; Slaton; Spiller; Tinderholt; Toth; White; Wilson.

Present, not voting — Mr. Speaker; Paddie(C).

Absent, Excused — Huberty; Vo.

Absent — Craddick; Smithee; Vasut.

STATEMENTS OF VOTE

When Record No. 565 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 565 was taken, I was shown voting no. I intended to vote yes.

Lambert

HB 4139 ON SECOND READING
(by Coleman, Rose, J.D. Johnson, Howard, S. Thompson, et al.)

HB 4139, A bill to be entitled An Act relating to the Office for Health Equity.

Representative Coleman moved to postpone consideration of **HB 4139** until 10 a.m. Tuesday, May 4.

The motion prevailed.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 19 ON SECOND READING
(by Leach, Ashby, Meyer, et al.)

CSHB 19, A bill to be entitled An Act relating to civil liability of a commercial motor vehicle owner or operator.

CSHB 19 was read second time earlier today, postponed until 1:30 p.m. today, and was again postponed until this time.

Representative Leach moved to postpone consideration of **CSHB 19** until 4:30 p.m. today.

The motion prevailed.

GENERAL STATE CALENDAR
(consideration continued)

CSHB 1607 ON SECOND READING
(by Darby, Lucio, P. King, Hernandez, Hunter, et al.)

CSHB 1607, A bill to be entitled An Act relating to certificates of public convenience and necessity for certain transmission projects.

Amendment No. 1

Representative Patterson offered the following amendment to **CSHB 1607**:

Amend **CSHB 1607** (house committee printing) as follows:

(1) On page 1, line 12, strike "reliable," and substitute "reliable and dispatchable".

(2) On page 1, line 17, between "challenges" and the semicolon, insert "due to the proliferation of wind power in this state".

(3) On page 1, line 23, strike "wind and".

(4) On page 2, between "components," and "can", insert "but not including its wind generation components,".

Amendment No. 1 - Point of Order

Representative Zwiener raised a point of order against further consideration of Amendment No. 1 under Rule 11, Section 3, of the House Rules on the grounds that the amendment would change the original purpose of the bill.

(Harris in the chair)

The point of order was withdrawn.

A record vote was requested by Representative Zwiener.

Amendment No. 1 failed of adoption by (Record 566): 36 Yeas, 104 Nays, 2 Present, not voting.

Yeas — Bell, C.; Biedermann; Cain; Cason; Cyrier; Gates; Hefner; Holland; Hull; Jetton; King, P.; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Parker; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Nays — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Huberty; Vo.

Absent — Cortez; Dominguez; Harless; Morales, C.; Pacheco; Paddie.

STATEMENTS OF VOTE

When Record No. 566 was taken, my vote failed to register. I would have voted no.

Harless

When Record No. 566 was taken, I was in the house but away from my desk. I would have voted no.

C. Morales

When Record No. 566 was taken, I was shown voting no. I intended to vote yes.

Rogers

Amendment No. 2

Representative Tinderholt offered the following amendment to **CSHB 1607**:

Amend **CSHB 1607** (house committee printing) as follows:

In SECTION 1 of the bill (page 1, line 23, through page 2, line 1), strike "including its wind and solar generation, natural gas-fired generation, energy storage, and transmission components."

Amendment No. 2 failed of adoption.

Amendment No. 3

Representative Tinderholt offered the following amendment to **CSHB 1607**:

Amend **CSHB 1607** (house committee printing) as follows:

In SECTION 1 of the bill (page 2, line 12), after "system", insert ", so long as the cost of the expansion is borne by, or by other means attributed to, the generation resources that necessitate it"

Amendment No. 3 failed of adoption.

Amendment No. 4

Representative Tinderholt offered the following amendment to **CSHB 1607**:

Amend **CSHB 1607** (house committee printing) as follows:

In SECTION 3 of the bill (page 3, line 9), replace Subsection (d) with:

(d) The commission by rule shall establish criteria, in addition to the criteria described by Subsection (c), for granting a certificate for a transmission project that serves the ERCOT power region and[~~,~~] that is not necessary to meet state or federal reliability standards[~~, and that does not serve a competitive renewable energy zone~~]. The criteria must include a comparison of the estimated cost of the transmission project for consumers and the estimated cost savings for consumers that may result from the transmission project. The commission shall include with its decision on an application for a certificate to which this subsection applies findings on the criteria.

A record vote was requested by Representative Slaton.

Amendment No. 4 failed of adoption by (Record 567): 31 Yeas, 112 Nays, 2 Present, not voting.

Yeas — Bell, C.; Biedermann; Cain; Cason; Cyrier; Gates; Guillen; Harless; Hefner; Holland; Hull; Krause; Landgraf; Leman; Metcalf; Middleton; Murr; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Nays — Allen; Allison; Anchia; Anderson; Bailes; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Huberty; Vo.

Absent — Ashby; Beckley; Pacheco.

Amendment No. 5

Representative Tinderholt offered the following amendment to **CSHB 1607**:

Amend **CSHB 1607** (house committee printing) as follows:

On page 8, line 11, renumber Section 6 as Section 7 and insert the following:

SECTION 6. Section 35.004, Utilities Code, is amended by amending Subsection (d) and adding Subsection (d-1) to read as follows:

(d) The commission shall price wholesale transmission services within ERCOT based on the postage stamp method of pricing under which a transmission-owning utility's rate is based on the ERCOT utilities' combined annual costs of transmission, other than costs that exceed the allowance described in Subsection (d-1), divided by the total demand placed on the combined transmission systems of all such transmission-owning utilities within a power region.

(d-1) The commission by rule shall establish a reasonable allowance for capital costs incurred to interconnect generation resources and electric energy storage resources described by Section 35.152(a) with the ERCOT transmission system, which must include the costs of the direct interconnection of the generator to the system and upgrades directly caused by the interconnection. Any costs that exceed the allowance must be borne directly by the generation resource or electric energy storage resource receiving interconnection service through the facilities.

Renumber Sections 7, 8, and 9 as Sections 8, 9, and 10.

A record vote was requested by Representative Slaton.

Amendment No. 5 failed of adoption by (Record 568): 37 Yeas, 107 Nays, 2 Present, not voting.

Yeas — Bell, C.; Biedermann; Cain; Cason; Cyrier; Ellzey; Gates; Guillen; Hefner; Holland; Hull; Hunter; Jetton; Krause; Landgraf; Leman; Metcalf; Middleton; Murr; Parker; Patterson; Paul; Rose; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Nays — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Harless; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Huberty; Vo.

Absent — Meza; Pacheco.

CSHB 1607 was passed to engrossment.

HB 1068 ON SECOND READING
(by Allen and Guillen)

HB 1068, A bill to be entitled An Act relating to the use of personal leave during school holidays by school district employees.

HB 1068 was passed to engrossment.

HB 1301 ON SECOND READING
(by Guillen, E. Morales, et al.)

HB 1301, A bill to be entitled An Act relating to the services provided by a colonia self-help center.

A record vote was requested by Representative Slaton.

HB 1301 was passed to engrossment by (Record 569): 95 Yeas, 48 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Ashby; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Ellzey; Gates; Goldman; Harless; Hefner; Holland; Hull; King, P.; Krause; Landgraf; Leman; Metcalf; Middleton; Morrison; Murphy; Murr; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smithee; Spiller; Stephenson; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Huberty; Vo.

Absent — King, T.; Klick; Smith.

STATEMENTS OF VOTE

When Record No. 569 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 569 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 569 was taken, I was shown voting yes. I intended to vote no.

Meyer

When Record No. 569 was taken, I was shown voting yes. I intended to vote no.

Rogers

When Record No. 569 was taken, I was shown voting yes. I intended to vote no.

Stucky

HB 542 ON SECOND READING
(by White)

HB 542, A bill to be entitled An Act relating to foster care placement in and the licensing of certain residential child-care facilities.

HB 542 was passed to engrossment.

HB 1092 ON SECOND READING
(by Romero and White)

HB 1092, A bill to be entitled An Act relating to the verification of the veteran status of inmates and prisoners.

Amendment No. 1

Representative Romero offered the following amendment to **HB 1092**:

Amend **HB 1092** (house committee report) as follows:

(1) On page 5, line 26, strike "support" and substitute "service".

(2) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 8(a), Article 42.09, Code of Criminal Procedure, is amended to read as follows:

(a) A county that transfers a defendant to the Texas Department of Criminal Justice under this article shall deliver to an officer designated by the department:

(1) a copy of the judgment entered pursuant to Article 42.01, completed on a standardized felony judgment form described by Section 4 of that article;

(2) a copy of any order revoking community supervision and imposing sentence pursuant to Article 42A.755, including:

(A) any amounts owed for restitution, fines, and court costs, completed on a standardized felony judgment form described by Section 4, Article 42.01; and

(B) a copy of the client supervision plan prepared for the defendant by the community supervision and corrections department supervising the defendant, if such a plan was prepared;

(3) a written report that states the nature and the seriousness of each offense and that states the citation to the provision or provisions of the Penal Code or other law under which the defendant was convicted;

(4) a copy of the victim impact statement, if one has been prepared in the case under Subchapter D, Chapter 56A;

(5) a statement as to whether there was a change in venue in the case and, if so, the names of the county prosecuting the offense and the county in which the case was tried;

(6) if requested, information regarding the criminal history of the defendant, including the defendant's state identification number if the number has been issued;

(7) a copy of the indictment or information for each offense;

(8) a checklist sent by the department to the county and completed by the county in a manner indicating that the documents required by this subsection and Subsection (c) accompany the defendant;

(9) if prepared, a copy of a presentence or postsentence report prepared under Subchapter F, Chapter 42A;

(10) a copy of any detainer, issued by an agency of the federal government, that is in the possession of the county and that has been placed on the defendant;

(11) if prepared, a copy of the defendant's Texas Uniform Health Status Update Form;

(12) a written description of a hold or warrant, issued by any other jurisdiction, that the county is aware of and that has been placed on or issued for the defendant; [~~and~~]

(13) a copy of any mental health records, mental health screening reports, or similar information regarding the mental health of the defendant; and

(14) the veteran status of the defendant as determined by an investigation conducted in accordance with Section 511.009(a)(21)(A), Government Code.

Amendment No. 1 was adopted.

HB 1092, as amended, was passed to engrossment.

HB 1791 ON SECOND READING
(by Button and Guillen)

HB 1791, A bill to be entitled An Act relating to eligibility for job-training programs provided under the self-sufficiency fund.

Representative Button moved to postpone consideration of **HB 1791** until 10 a.m. Thursday, May 6.

The motion prevailed.

HB 21 ON SECOND READING
(by Neave, Button, Hunter, Swanson, Minjarez, et al.)

HB 21, A bill to be entitled An Act relating to the statute of limitations applicable to a sexual harassment complaint filed with the Texas Workforce Commission.

HB 21 - REMARKS

REPRESENTATIVE NEAVE: I want to thank joint authors Chairwoman Angie Chen Button, Chairman Todd Hunter, Vice-chair Valoree Swanson, and Representative Minjarez. Members, a safe work environment—from a warehouse to the Texas House, Texans deserve to be free from sexual harassment. Our fellow Texans deserve to be treated with dignity and respect. The fact of the matter is when somebody is sexually harassed at work, they rarely come forward for a wide variety of reasons—whether that's embarrassment or shame; future job prospects could be compromised; you need to put food on the table to feed your children or keep a roof over your head—and by the time one is willing to come forward or perhaps learns about their rights, the deadline forced by the strict statute of limitations will have already passed. A hundred and eighty days is about six months. Many civil statutes of limitations are about two years. Breach of contract is about four years. **HB 21** will extend the current window for civil sexual harassment claims under Texas law from 180 days from the date of the alleged sexual harassment to 300 days in order to mirror federal law. Fifteen states give victims at least 300 days to file a complaint under their respective antidiscrimination statutes. Members, this legislation is asking us to give survivors a little more time—more time to process trauma, to speak with their families, to make sense of what cannot be sensible, courage to speak up—and today, members, survivors are asking for a little more time to decide.

HB 21 was passed to engrossment.

CSHB 4383 ON SECOND READING
(by Murphy)

CSHB 4383, A bill to be entitled An Act relating to providing information to undergraduate students regarding certain fixed or flat tuition rates provided by certain institutions of higher education.

CSHB 4383 was passed to engrossment.

CSHB 3621 ON SECOND READING
(by Cortez and Martinez Fischer)

CSHB 3621, A bill to be entitled An Act relating to the creation of a mental health jail diversion pilot program in Bexar County.

CSHB 3621 - RECOMMITTED

Representative Cortez moved to recommit **CSHB 3621** to the Committee on Corrections.

The motion prevailed.

CSHB 3915 ON SECOND READING
(by Goldman)

CSHB 3915, A bill to be entitled An Act relating to the designation of certain premises as critical load premises for electric service.

Representative Goldman moved to postpone consideration of **CSHB 3915** until 10 a.m. Monday, May 3.

The motion prevailed.

CSHB 2706 ON SECOND READING
(by Howard, Neave, Hernandez, Button, White, et al.)

CSHB 2706, A bill to be entitled An Act relating to the reporting of sexual assault and other sex offenses, to the emergency services and care provided to victims of those offenses, and to the processes associated with preserving and analyzing the evidence of those offenses.

CSHB 2706 - REMARKS

REPRESENTATIVE HOWARD: I am going to take a few minutes to lay this out because one thing is I think you all need to be proud of what we as a body have done here. We've heard from several members this session that in Texas, recent statistics indicated that 6.3 million or over 33 percent of adult Texans have experienced sexual assault at some point in their lives, and the majority of these have actually had multiple assaults. Over the last several sessions, we've passed numerous pieces of legislation that put Texas at the forefront of sexual assault policy reform. I want to thank Chairwoman Neave, Chairwoman Thompson, and Vice-chair Hernandez. I see I have Representative Zwiener here. There's many of you who have been sponsoring and supporting legislation and working to address this important issue.

Last session, this body unanimously passed **HB 1590** and created the Sexual Assault Survivors' Task Force led by the Office of the Governor, the Children's Advocacy Centers of Texas, and the Texas Association Against Sexual Assault. The task force convened with an ambitious set of goals and objectives that were focused on identifying critical improvements to current systems, policies, and procedures, which has resulted in several things. Over 150 recommendations were made to the Texas Evidence Collection Advisory Board, the attorney general's office, HHSC, and DPS's Crime Lab Service Manual Committee. Working with the State Auditor's Office, a report was conducted assessing the prosecution rates for crimes of sexual violence across the state. Working with the Institute on Domestic Violence and Sexual Assault, they created a comprehensive statewide sexual assault survivors' resource inventory. The first phase of the task force focused on objectives that get to the core of some of the most difficult challenges and barriers facing our state. And though we've made great strides, there's more work to do as usual.

The task force will be taking a closer look at systemic challenges related to the prevention and prosecution of sexual violence. I want to take this opportunity to thank Aimee Snoddy and Hillary England with the Office of the Governor; Justin Wood with CAC Texas; and Elizabeth Boyce, Kristen Lenau, and Katherine Strandberg with TAASA for their tireless advocacy. They led the steering committee of this task force. I also want to thank the 18 other members of the task force for their hard work. They met over 50 times during this interim and up to now to improve current systems, to review and identify solutions to the

most difficult challenges facing survivors, and to provide consensus and survivor-centered policy recommendations to the legislature. I just have a little bit more here, members, but before I continue, there are two amendments that I need. The first one is going to be an amendment from the author.

And I want to explain that the fiscal note here is not part of GR. It comes out of the Crime Victims' Compensation Program, which is funded with court fees. Right now, that has not built up as it normally does because of COVID, but there's full expectation and assurances from the AG's office that these funds will be provided. This is to pay for the forensic exams to make sure that the victims and survivors are not charged those costs. So this is doable. There's nothing here that's problematic for the budget. I just wanted to point that out.

Amendment No. 1

Representative Howard offered the following amendment to **CSHB 2706**:

Amend **CSHB 2706** (house committee printing) as follows:

(1) Strike page 1, line 7, through page 3, line 17.

(2) Strike page 9, lines 2-9.

(3) Strike page 9, line 27, through page 11, line 27.

(4) On page 17, line 16, strike "annually" and substitute "quarterly [~~annually~~]".

(5) On page 17, line 25, following the underlined period, insert "The term does not include a program operated by a health care facility, as defined by Section 323.001.".

(6) Strike page 21, lines 15-25.

(7) Renumber the SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

Amendment No. 2

Representative A. Johnson offered the following amendment to **CSHB 2706**:

Amend **CSHB 2706** (house committee report) as follows:

(1) On page 13, line 8, strike "and (a-1)" and substitute ", (a-1), and (b)".

(2) On page 13, between lines 26 and 27, insert the following:

(b) A health care facility providing care to a sexual assault survivor shall provide the survivor with:

(1) subject to Subsection (b-1), a forensic medical examination in accordance with Subchapter B, Chapter 420, Government Code, if the examination has been requested by a law enforcement agency under Subchapter F, Chapter 56A, Code of Criminal Procedure, or is conducted under Subchapter G, Chapter 56A, Code of Criminal Procedure;

(2) a private area, if available, to wait or speak with the appropriate medical, legal, or sexual assault crisis center staff or volunteer until a physician, nurse, or physician assistant is able to treat the survivor;

(3) access to a sexual assault program advocate, if available, as provided by Subchapter H, Chapter 56A, Code of Criminal Procedure;

(4) the information form required by Section 323.005;

(5) a private treatment room, if available;

(6) if indicated by the history of contact, access to appropriate prophylaxis for exposure to sexually transmitted infections; [~~and~~]

(7) the name and telephone number of the nearest sexual assault crisis center; and

(8) if the health care facility has shower facilities, access to a shower at no cost to the survivor after the examination described by Subdivision (1).

(3) On page 15, strike lines 9-11 and substitute the following:

crisis centers statewide; [~~and~~]

(7) information regarding postexposure prophylaxis for HIV infection;

(8) information regarding the period for which biological evidence collected from the forensic medical examination will be retained and preserved under Article 38.43, Code of Criminal Procedure; and

(9) a statement that the survivor has the right to access a shower for free after the forensic medical examination, if shower facilities are available at the health care facility.

(4) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Chapter 38, Code of Criminal Procedure, is amended by adding Article 38.435 to read as follows:

Art. 38.435. PROHIBITED USE OF EVIDENCE FROM FORENSIC MEDICAL EXAMINATION PERFORMED ON VICTIM OF SEXUAL ASSAULT. Evidence collected during a forensic medical examination conducted under Subchapter F or G, Chapter 56A, may not be used to investigate or prosecute a misdemeanor offense, or an offense under Subchapter D, Chapter 481, Health and Safety Code, alleged to have been committed by the victim from whom the evidence was collected.

SECTION ____. Article 38.435, Code of Criminal Procedure, and Section 323.004(b)(8), Health and Safety Code, as added by this Act, apply to a forensic medical examination that occurs on or after the effective date of this Act. A forensic medical examination that occurs before that date is governed by the law in effect on the date the examination occurred, and the former law is continued in effect for that purpose.

Amendment No. 2 was adopted.

HOWARD: Those of you, members, who were up here with me, I really appreciate your support on this. I am very proud of the work that we have done as an entire body on this. I hope you are as well. This has been a major effort on the part of many people in this house, and we are seeing results because of that. And with the passage of this bill and with Representative Neave's bills, we will have implemented, through our legislation, all 11 policy recommendations coming out of the Sexual Assault Survivors' Task Force and the governor's office.

A record vote was requested by Representative Tinderholt.

CSHB 2706, as amended, was passed to engrossment by (Record 570): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Huberty; Vo.

Absent — White.

STATEMENT OF VOTE

When Record No. 570 was taken, my vote failed to register. I would have voted yes.

White

CSHB 1097 ON SECOND READING
(by Lozano)

CSHB 1097, A bill to be entitled An Act relating to the processing and sale of kratom and kratom products; providing civil penalties; creating a criminal offense.

A record vote was requested by Representative Slaton.

CSHB 1097 was passed to engrossment by (Record 571): 131 Yeas, 9 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio;

Martinez; Martinez Fischer; Metcalf; Meyer; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Middleton; Patterson; Schaefer; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Huberty; Vo.

Absent — Buckley; Collier; Meza; Neave; Sherman; Slaton.

STATEMENTS OF VOTE

When Record No. 571 was taken, I was in the house but away from my desk. I would have voted yes.

Buckley

When Record No. 571 was taken, I was in the house but away from my desk. I would have voted yes.

Collier

When Record No. 571 was taken, I was in the house but away from my desk. I would have voted yes.

Neave

When Record No. 571 was taken, I was in the house but away from my desk. I would have voted yes.

Sherman

When Record No. 571 was taken, I was in the house but away from my desk. I would have voted no.

Slaton

REMARKS ORDERED PRINTED

Representative C. Turner moved to print remarks by Representative Neave on **HB 21** and by Representative Howard on **CSHB 2706**.

The motion prevailed.

(Speaker in the chair)

CSHB 1110 ON SECOND READING
(by J.E. Johnson, Morrison, J. González, Hunter, et al.)

CSHB 1110, A bill to be entitled An Act relating to payment of the replacement cost of damaged property under a homeowner's, renter's, or condominium owner's insurance policy.

CSHB 1110 was passed to engrossment. (Dean and Shine recorded voting no.)

HB 3557 ON SECOND READING
(by K. King and Pacheco)

HB 3557, A bill to be entitled An Act relating to allowing parents and guardians to elect for a student to repeat or retake a course or grade.

HB 3557 was passed to engrossment.

HB 1706 ON SECOND READING
(by Neave, Leach, Button, Howard, and Swanson)

HB 1706, A bill to be entitled An Act relating to a specialty court program to provide victim services in sexual assault cases.

HB 1706 was passed to engrossment.

CSHB 652 ON SECOND READING
(by Paul, Guerra, Price, et al.)

CSHB 652, A bill to be entitled An Act relating to notice of an animal's exposure or possible exposure in an animal shelter to certain infectious diseases.

A record vote was requested by Representative Slaton.

CSHB 652 was passed to engrossment by (Record 572): 95 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bernal; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Hinojosa; Howard; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Rodriguez; Romero; Rosenthal; Sanford; Sherman; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wilson; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Buckley; Cain; Canales; Cason; Craddick; Crockett; Darby; Davis; Dean; Goldman; Hefner; Herrero; Holland; Hunter; King, P.; Lambert; Landgraf; Leman; Metcalf; Meza; Middleton; Minjarez; Morrison; Murphy; Murr; Noble; Reynolds; Rogers; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Cyrier; González, J.; González, M.; Rose; Stephenson.

STATEMENTS OF VOTE

When Record No. 572 was taken, I was shown voting no. I intended to vote yes.

K. Bell

When Record No. 572 was taken, I was shown voting yes. I intended to vote no.

Collier

When Record No. 572 was taken, I was in the house but away from my desk. I would have voted no.

Cyrier

When Record No. 572 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 572 was taken, I was in the house but away from my desk. I would have voted no.

J. González

When Record No. 572 was taken, I was shown voting yes. I intended to vote present, not voting.

Guerra

When Record No. 572 was taken, I was shown voting yes. I intended to vote no.

Harless

When Record No. 572 was taken, I was shown voting yes. I intended to vote no.

Ramos

When Record No. 572 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 572 was taken, I was shown voting yes. I intended to vote no.

Talarico

When Record No. 572 was taken, I was shown voting yes. I intended to vote no.

White

When Record No. 572 was taken, I was shown voting yes. I intended to vote no.

Wilson

CSHB 2094 ON SECOND READING
(by Martinez)

CSHB 2094, A bill to be entitled An Act relating to the right to remove property encroaching on areas owned or controlled by the Hidalgo County Drainage District Number 1.

CSHB 2094 was passed to engrossment.

CSHB 2885 ON SECOND READING
(by Clardy)

CSHB 2885, A bill to be entitled An Act relating to continuing education programs for fire detection and alarm device installation.

A record vote was requested by Representative Slaton.

CSHB 2885 was passed to engrossment by (Record 573): 95 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Campos; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Biedermann; Buckley; Cain; Canales; Capriglione; Cason; Cook; Cyrier; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, P.; Klick; Krause; Leman; Metcalf; Middleton; Morrison; Noble; Oliverson; Patterson; Paul; Rogers; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Anchia; González, M.; Johnson, J.E.; Meza.

STATEMENTS OF VOTE

When Record No. 573 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 573 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 573 was taken, I was shown voting yes. I intended to vote no.

Meyer

CSHB 1433 ON SECOND READING
(by Capriglione and Oliverson)

CSHB 1433, A bill to be entitled An Act relating to the payment of insurance deductibles for property insurance claims.

CSHB 1433 - POINT OF ORDER

Representative Schaefer raised a point of order against further consideration of **CSHB 1433** under Rule 4, Section 32(c)(4), of the House Rules on the grounds that the bill analysis's statement indicating whether or not the bill expressly creates a criminal offense was incorrect. The point of order was withdrawn.

A record vote was requested by Representative Cason.

CSHB 1433 failed to pass to engrossment by (Record 574): 61 Yeas, 84 Nays, 2 Present, not voting. (The vote was reconsidered on April 30, and **CSHB 1433** was amended and was passed to engrossment by Record No. 584.)

Yeas — Allen; Allison; Anderson; Ashby; Beckley; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cortez; Craddick; Darby; Dean; Deshotel; Frank; Geren; Goldman; González, M.; Goodwin; Hunter; Jetton; Kacal; King, P.; Klick; Krause; Lambert; Landgraf; Leach; Lozano; Martinez; Meyer; Meza; Moody; Morrison; Murphy; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Schofield; Shine; Slawson; Smith; Spiller; Stephenson; Stucky; Thompson, E.; Vasut; Wu; Zwiener.

Nays — Anchia; Bailes; Bell, C.; Bernal; Bucy; Burns; Campos; Canales; Cason; Cole; Coleman; Collier; Crockett; Cyrier; Davis; Dominguez; Dutton; Ellzey; Fierro; Frullo; Gates; Gervin-Hawkins; González, J.; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; King, T.; Kuempel; Larson; Leman; Longoria; Lopez; Lucio; Martinez Fischer; Metcalf; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Shaheen; Sherman; Slaton; Smithee; Swanson; Talarico; Thierry; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wilson.

Present, not voting — Mr. Speaker(C); Hull.

Absent, Excused — Huberty; Vo.

Absent — Sanford.

STATEMENTS OF VOTE

When Record No. 574 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 574 was taken, I was shown voting no. I intended to vote yes.

Gates

When Record No. 574 was taken, I was shown voting no. I intended to vote yes.

Holland

When Record No. 574 was taken, I was shown voting present, not voting. I intended to vote yes.

Hull

When Record No. 574 was taken, I was in the house but away from my desk. I would have voted yes.

Sanford

When Record No. 574 was taken, I was shown voting yes. I intended to vote no.

Stucky

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 19 ON SECOND READING
(by Leach, Ashby, Meyer, et al.)

CSHB 19, A bill to be entitled An Act relating to civil liability of a commercial motor vehicle owner or operator.

CSHB 19 was read second time earlier today, postponed until 1:30 p.m. today, postponed until 3:15 p.m. today, and was again postponed until this time.

Representative Leach moved to postpone consideration of **CSHB 19** until 5:15 p.m. today.

The motion prevailed.

GENERAL STATE CALENDAR
(consideration continued)

CSHB 1588 ON SECOND READING
(by Leach, Neave, Holland, K. King, et al.)

CSHB 1588, A bill to be entitled An Act relating to health benefit plan coverage for scalp cooling systems, applications, and procedures for certain cancer patients.

A record vote was requested by Representative K. King.

CSHB 1588 was passed to engrossment by (Record 575): 126 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Smith; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Capriglione; Cason; Cook; Frank; King, P.; Klick; Leman; Middleton; Noble; Sanford; Schaefer; Slaton; Slawson; Spiller; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Goldman; Lozano.

STATEMENTS OF VOTE

When Record No. 575 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

When Record No. 575 was taken, I was shown voting no. I intended to vote yes.

Sanford

When Record No. 575 was taken, I was shown voting yes. I intended to vote no.

Shaheen

When Record No. 575 was taken, I was shown voting yes. I intended to vote no.

Wilson

CSHB 1758 ON SECOND READING
(by Krause)

CSHB 1758, A bill to be entitled An Act relating to law enforcement's use of force by means of a drone.

CSHB 1758 was passed to engrossment.

HB 1910 ON SECOND READING
(by Schofield)

HB 1910, A bill to be entitled An Act relating to cemeteries in certain municipalities.

HB 1910 was passed to engrossment.

HB 2627 ON SECOND READING
(by Thierry)

HB 2627, A bill to be entitled An Act relating to the clarification of certain provisions regarding taxes imposed on the sale, rental, and use of motor vehicles.

HB 2627 was passed to engrossment.

CSHB 2929 ON SECOND READING
(by Bonnen and Frank)

CSHB 2929, A bill to be entitled An Act relating to conduct of insurers providing preferred provider benefit plans with respect to physician and health care provider contracts and claims.

CSHB 2929 was passed to engrossment.

HB 2626 ON SECOND READING
(by Noble)

HB 2626, A bill to be entitled An Act relating to the imposition of the use tax on tangible personal property purchased in another state and transferred to an affiliate of the purchaser before being brought into this state for storage, use, or other consumption.

A record vote was requested by Representative Slaton.

HB 2626 was passed to engrossment by (Record 576): 121 Yeas, 20 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Landgraf; Leach; Leman; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave;

Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Slawson; Smithee; Spiller; Talarico; Thierry; Thompson, E.; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wilson; Wu; Zwiener.

Nays — Anderson; Cain; Cason; Cyrier; Hefner; King, P.; Krause; Lambert; Larson; Murr; Schaefer; Schofield; Shaheen; Slaton; Smith; Stucky; Swanson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Gates; Johnson, J.D.; Lozano; Middleton; Stephenson; Thompson, S.

STATEMENTS OF VOTE

When Record No. 576 was taken, I was shown voting no. I intended to vote yes.

Anderson

When Record No. 576 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 576 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 576 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 576 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

When Record No. 576 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 576 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

When Record No. 576 was taken, I was shown voting yes. I intended to vote no.

Patterson

When Record No. 576 was taken, I was shown voting no. I intended to vote yes.

Swanson

When Record No. 576 was taken, I was shown voting yes. I intended to vote no.

Wilson

CSHB 903 ON SECOND READING
(by Oliverson)

CSHB 903, A bill to be entitled An Act relating to the settlement of certain claims on behalf of a minor.

CSHB 903 was passed to engrossment.

CSHB 769 ON SECOND READING
(by Middleton, Hunter, Lozano, Dominguez, et al.)

CSHB 769, A bill to be entitled An Act relating to the administration of the Texas Windstorm Insurance Association.

Amendment No. 1

Representative Hunter offered the following amendment to **CSHB 769**:

Amend **CSHB 769** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 2210.351, Insurance Code, is amended by amending Subsection (d) and adding Subsection (f) to read as follows:

(d) The association may use a rate filed by the association without prior commissioner approval if:

(1) the filing is made not later than the 30th day before the date of any use or delivery for use of the rate;

(2) the filed rate does not exceed [~~105 percent of~~] the rate in effect on the date on which the filing is made; and

(3) [~~the filed rate does not reflect a rate change for an individual rating class that is 10 percent higher than the rate in effect for that rating class on the date on which the filing is made; and~~

[~~(4)~~] the commissioner has not disapproved the filing in writing, advising of the reasons for the disapproval and the criteria the association is required to meet to obtain approval.

(f) The association may not file a rate under this section that exceeds the rate in effect on the date on which the filing is made unless two-thirds of the board of directors votes to approve the rate.

SECTION ____. Section 2210.352, Insurance Code, is amended by amending Subsection (a-1) and adding Subsection (a-3) to read as follows:

(a-1) The association may use a rate filed by the association under this section without prior commissioner approval if:

(1) the filing is made not later than the 30th day before the date of any use or delivery for use of the rate; and

(2) the filed rate does not exceed [~~105 percent of~~] the rate used by the association in effect on the date on which the filing is made[~~; and~~

[~~(3) the filed rate does not reflect a rate change for an individual rating class that is 10 percent higher than the rate in effect for that rating class on the date on which the filing is made~~].

(a-3) The association may not file a rate under this section that exceeds the rate in effect on the date on which the filing is made unless two-thirds of the board of directors votes to approve the rate.

SECTION ____. Sections 2210.351 and 2210.352, Insurance Code, as amended by this Act, apply only to a rate filed by the Texas Windstorm Insurance Association with the Texas Department of Insurance on or after the effective date of this Act. A rate filed with the Texas Department of Insurance before the effective date of this Act is governed by the law as it existed immediately before that date, and that law is continued in effect for that purpose.

Amendment No. 1 was adopted.

CSHB 769, as amended, was passed to engrossment. (Smithee recorded voting no.)

CSHB 2579 ON SECOND READING
(by Leach)

CSHB 2579, A bill to be entitled An Act relating to shorthand reporting and depositions.

Representative Leach moved to postpone consideration of **CSHB 2579** until 10 a.m. Monday, May 3.

The motion prevailed.

HB 2733 ON SECOND READING
(by Tinderholt, P. King, White, Bowers, et al.)

HB 2733, A bill to be entitled An Act relating to defendants restricted to the operation of a vehicle equipped with an ignition interlock device or required to submit to alcohol monitoring and establishing a central database of those defendants.

Amendment No. 1

Representative Tinderholt offered the following amendment to **HB 2733**:

Amend **HB 2733** (house committee report) on page 1, line 12, by striking "reasonable" and substituting "probable".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Tinderholt offered the following amendment to **HB 2733**:

Amend **HB 2733** (house committee report) as follows:

(1) On page 3, line 14, between "requirement" and "shall", insert "or the county clerk of the county in which the magistrate is located".

(2) On page 3, line 26, following "court" insert "or the county clerk of the county in which the applicable court is located".

(3) On page 4, line 11, between "restriction" and "shall", insert "or the county clerk of the county in which the magistrate is located".

(4) On page 4, line 23, between "court" and "shall", insert "or the county clerk of the county in which the applicable court is located".

(5) On page 5, line 11, between "Article 17.44(a)(3)" and "shall", insert "or the county clerk of the county in which the court is located".

(6) On page 6, line 9, between "entered" and "shall", insert "or the county clerk of the county in which the court is located".

(7) On page 7, line 2, between "supervision" and "shall", insert "or the county clerk of the county in which the court is located".

(8) On page 7, line 19, between "monitoring" and "shall", insert "or the county clerk of the county in which the court is located".

(9) On page 12, line 9, between "subsection" and "shall", insert "or the county clerk of the county in which the court is located".

(10) On page 12, line 22, between "restriction" and "shall", insert "or the county clerk of the county in which the court is located".

Amendment No. 2 was adopted.

HB 2733, as amended, was passed to engrossment.

CSHB 2781 ON SECOND READING
(by A. Johnson, Bonnen, Ordaz Perez, Landgraf, Kuempel, et al.)

CSHB 2781, A bill to be entitled An Act relating to the prosecution of and punishment for an aggravated assault occurring as part of a mass shooting; increasing a criminal penalty.

CSHB 2781 was passed to engrossment.

CSHB 1202 ON SECOND READING
(by Jetton, et al.)

CSHB 1202, A bill to be entitled An Act relating to the amendment of a dedicatory instrument to remove a discriminatory provision.

CSHB 1202 was passed to engrossment.

HB 3338 ON SECOND READING
(by Bowers)

HB 3338, A bill to be entitled An Act relating to activities the tolerance of which may constitute maintenance of a common nuisance.

HB 3338 was passed to engrossment.

HB 4172 ON SECOND READING
(by Middleton)

HB 4172, A bill to be entitled An Act relating to the burden of proof in a suit or administrative proceeding to establish that an area is subject to the public beach easement.

A record vote was requested by Representative Hunter.

HB 4172 was passed to engrossment by (Record 577): 126 Yeas, 20 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Cain; Campos; Capriglione; Cason; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Slaton; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; Vasut; Walle; White; Wu; Zwiener.

Nays — Ashby; Burns; Canales; Clardy; Cyrier; Darby; Geren; Herrero; Hunter; Lambert; Larson; Murr; Patterson; Price; Schaefer; Shine; Smith; Stucky; VanDeaver; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Slawson.

STATEMENTS OF VOTE

When Record No. 577 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

When Record No. 577 was taken, I was shown voting no. I intended to vote yes.

Patterson

When Record No. 577 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

When Record No. 577 was taken, I was shown voting no. I intended to vote yes.

Schaefer

When Record No. 577 was taken, I was shown voting no. I intended to vote yes.

Wilson

CSHB 3315 ON SECOND READING
(by Crockett and Morales Shaw)

CSHB 3315, A bill to be entitled An Act relating to the creation of a pretrial intervention program for certain youth offenders; authorizing a fee.

Amendment No. 1

Representative Crockett offered the following amendment to **CSHB 3315**:

Amend **CSHB 3315** (house committee printing) as follows:

(1) On page 3, lines 10-11, between "shall" and "establish", insert ", subject to Subsection (d),".

(2) On page 3, immediately following line 27, insert the following:

(d) The commissioners court of a county is not required to establish a specialty court in accordance with this chapter. A program that is operated by a community supervision and corrections department and that substantially complies with this chapter is considered to be a youth pretrial intervention program for purposes of this chapter.

(e) Notwithstanding Subsection (c), the attorney representing the state may request, in writing, that the court in which the criminal case is pending refuse to allow an eligible defendant to proceed through the youth pretrial intervention program. If the court determines that the attorney representing the state has shown that adequate good cause exists, the court shall require the defendant to proceed through the criminal justice system.

(3) Add the following appropriately numbered SECTION to ARTICLE 1 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION ____. Section 509.011, Government Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) The supervision by a department of a participant in a youth pretrial intervention program under Chapter 127 or other law constitutes supervision by the department pursuant to lawful authority for purposes of Subsection (a).

Amendment No. 1 was adopted.

CSHB 3315, as amended, was passed to engrossment. (Darby, Dean, and Leach recorded voting no.)

HB 1554 ON SECOND READING
(by Rogers and Lambert)

HB 1554, A bill to be entitled An Act relating to use of project funds of municipal development districts.

Amendment No. 1

Representative Rogers offered the following amendment to **HB 1554**:

Amend **HB 1554** (house committee printing) as follows:

(1) On page 1, between lines 13 and 14, insert the following:

(i) the project is located in the extraterritorial jurisdiction of the municipality that created the district;

(2) On page 1, line 14, strike "(i)" and substitute "(ii)".

(3) On page 1, line 17, strike "(ii)" and substitute "(iii)".

(4) On page 1, line 20, immediately after the underlined semicolon, add "and".

(5) On page 1, line 23, strike "and".

(6) Strike page 1, line 24, through page 2, line 3.

Amendment No. 1 was adopted.

HB 1554, as amended, was passed to engrossment. (Ashby, Dean, Leach, and Shine recorded voting no.)

HB 1433 - NOTICE GIVEN

At 5:53 p.m., pursuant to the provisions of Rule 7, Section 37(c), of the House Rules, Representative Harris gave notice that he would, in one hour, move to reconsider the vote by which **HB 1433** failed to pass to engrossment by Record No. 574.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 19 ON SECOND READING
(by Leach, Ashby, Meyer, et al.)

CSHB 19, A bill to be entitled An Act relating to civil liability of a commercial motor vehicle owner or operator.

CSHB 19 was read second time earlier today, postponed until 1:30 p.m. today, postponed until 3:15 p.m. today, postponed until 4:30 p.m. today, and was again postponed until this time.

CSHB 19 - REMARKS

REPRESENTATIVE LEACH: Members, I appreciate your patience today as we've been working through the final details on **CSHB 19**. Members, it's my pleasure to lay this bill out to you today. I'm going to try to be brief and to the point, but I do want to explain why we filed this bill, what the bill does, and then we've got just a couple of amendments. At the outset I do want to thank the many stakeholders, experts, attorneys, citizens, and legislators—many of you—and namely the members of the House Committee on Judiciary and Civil Jurisprudence who have worked so diligently to improve and strengthen and perfect this important bill.

Members, this bill before us today, **CSHB 19**, is the result of countless hours of communication, listening, deliberating, and wrestling together with an important issue relating to our civil justice system. I'm very confident, members, that this bill that is in front of you today represents strong, sensible, and commonsense public policy that we should all be confident and comfortable in supporting. Members, you're going to hear some legal jargon today, although I'm going to try to keep it to a minimum, but I just want to be very simple about what this bill does. This bill is designed to address not just a possible or a potential threat. This bill is meant to address a very real and present threat to our state's

economy. This is a problem that exists right here, right now, and the legislature has an opportunity with **CSHB 19** to address it and to address it in a real and meaningful way.

Members, at its core, this bill is about justice and fairness in our courts. I want to be very clear, members, about something that maybe some of you have been misinformed on. But as the author of the bill and as your colleague, I want to make something very, very clear to this body. I can unequivocally state and commit to you that this bill that's in front of you today provides full protections for any injured Texan—for every injured Texan, actually—who is in an accident with a commercial motor vehicle on a Texas roadway. This allows every and any injured Texan to be made whole and to seek justice from drivers of commercial vehicles and from the employers who send them out onto our roadways. So despite what you might have heard, the bill ensures that full protection for those injured Texans and their families.

The bill also ensures that negligent drivers and the companies that employ them will be held liable for accidents that they cause. At the same time, this bill installs a legal and procedural framework that will protect Texas businesses of all sizes from abuses in our justice system, from abusive lawsuits that are threatening the very existence of many of our small businesses. The facts are very clear, members. As a result of an abusive lawsuit environment in Texas and many nuclear verdicts that we are seeing across the state, commercial vehicle insurance is skyrocketing and it is becoming unaffordable and unattainable for many Texas companies and employers. Owners and operators of commercial vehicles in Texas are simply dealing with an unsustainable lawsuit environment, and we've got to fix it.

In closing, I want to make sure you also know that this is not just about big trucking companies. That's what you see on billboards. That's what you see on TV ads. Those are the images you've seen that have been placed on your desk and brought to your offices. But get this, that 90 percent—90 percent—of commercial vehicle owners in Texas have less than 10 trucks. Most are mom and pop businesses. Most are small businesses. It's your local plumber, your local landscaping company, your nursery that has a delivery service, maybe your favorite restaurant that delivers. Any commercial vehicle—not just the big 18-wheelers—but any vehicle in this state that is a commercial vehicle is affected by this bill.

And so, members, that's why over 500 businesses across the state are supporting **CSHB 19**. And businesses of all sizes, major trade associations, folks you and I know and regularly work with, they see this problem and they believe that **CSHB 19** is the answer to the problem. And so again, I want to thank you, members, for your work, your diligence, and your input in working to perfect this bill. I know right now I'm the only thing standing between you and dinner. So hopefully I've outlined what the problem is to you. I'm happy to get into the details of the bill, and I'm happy to take questions. I would appreciate your favorable consideration on the bill.

REPRESENTATIVE J. TURNER: I'd like to follow up on that invitation you just made just to talk a little bit about some of the areas of the bill, maybe a few that have received a little bit less attention than others. But one thing I understand about this bill is that it says that an employer defendant is entitled to make certain stipulations, and if they do make those stipulations—and this is in Section 72.054—if they make those stipulations, their liability for certain kinds of negligence claims will be limited to respondeat superior liability, correct?

LEACH: That is correct.

J. TURNER: And so if I understand correctly, they gain a benefit in essence by limiting their liability if they make those stipulations. Is that correct?

LEACH: I would not put it that way, no.

J. TURNER: I'm sorry?

LEACH: I would not put it that way, that the company's limit liability is limited under this bill. What this bill does is it provides a judicial framework, judicial management, of the case, if the defendant elects, whereby there will be two phases to the trial, a bifurcated trial. The first phase will actually be about the accident under a negligence standard. And then the second phase, if necessary, could be about more than that. So that's what this bill in essence does, but I don't think in any way it limits the ability of Texans to hold companies liable and responsible under Texas law.

J. TURNER: Well, what I'm getting at, if we look—if you have the bill, I'm on page 5 of the bill. At the bottom of page 5, where it starts with Section 72.054(a), it says: "In a civil action under this subchapter, an employer defendant's liability for damages caused by"—and then to skip down a little bit—

LEACH: Well, Representative, don't skip down too fast because the next few words are the key operative words in that section.

J. TURNER: Okay, well, that's fine, Representative. Let's go through them—"an employer defendant's liability for damages caused by the ordinary negligence of a person operating the defendant's commercial motor vehicle shall be based only on respondeat superior if the defendant stipulates," and then it goes on to talk about what the stipulations are. Correct?

LEACH: That's only half correct. In the first phase, the defendant's liability under an ordinary negligence standard, Representative, is limited to respondeat superior. Now, we are going to have an amendment that is going to subsequently follow, and I think that will clear up some of what you're talking about. But there is no question that the accident will be in the first phase and then any direct claims against that defendant employer—say, for hiring, training, supervision—would be under a gross negligence standard in the second phase of the trial.

J. TURNER: Okay, so the stipulations that we are talking about are listed on the next page, correct? They would stipulate that the person operating the vehicle was the defendant's employee and was acting within the scope of employment, correct?

LEACH: That is traditional respondeat superior law, yes.

J. TURNER: Now, there can be cases, obviously, in which an employee who is driving a company vehicle might be doing so outside the scope and course of employment. Do you agree?

LEACH: That's correct, yes.

J. TURNER: Such as if they took a detour from their assigned route and they went to go visit their favorite restaurant or something like that—something that was not authorized—not in the course and scope, correct?

LEACH: That can happen and would be a fact issue, but it can happen.

J. TURNER: The question I have is, is there anything in the bill that would prohibit a company from stipulating that the driver was acting within the course and scope of employment when in reality the driver was not?

LEACH: Representative, if you could restate your question before I answer, I just want to make sure that I'm understanding exactly what you're asking.

J. TURNER: Yes, so I'm trying to figure out, is there anything in the bill that would prohibit or prevent an employer defendant from making the stipulation that the driver was acting within the course and scope of employment when in reality the facts might show that the driver was not acting within the course and scope of employment?

LEACH: Well, the stipulation here to respondeat superior in the course and scope of employment and that the defendant, the driver, was actually the employer's employee, as opposed to someone who might have stolen the commercial vehicle and was not the defendant's employee, that's only relating to the election of the bifurcation here. So if you stipulate respondeat superior liability here, the employer would then—that is a precedent, if you will, a prerequisite to opting in to the bifurcation, which is what this bill provides for.

J. TURNER: And I guess what I'm driving at there is, let's say an employer defendant finds it desirable to opt in to the bifurcation and have the limitation on ordinary negligence liability that is provided here when, in reality, the facts might show that the driver was acting outside the course and scope of employment but that nonetheless the employer wants the benefit of this protection and therefore makes that stipulation. Is there anything in the bill that would prevent an employer defendant from doing that?

LEACH: The bill doesn't speak to traditional respondeat superior law. That is simply a—this bill is providing a judicial framework, judicial management, of the case. I don't believe that this bill speaks to your specific question.

J. TURNER: So as far as we can tell, there is nothing that would stop such a stipulation from happening. And I know as you're an attorney as well, as am I, sometimes parties will stipulate to facts even if—or stipulate to an issue one way or another and the court doesn't typically do an independent inquiry into that stipulation. That is usually how it works, correct?

LEACH: This bill is limited to the situation—is meant to address, Representative Turner—the situation in which a defendant employer is stipulating that the employee was the defendant's employee and is acting within the course and scope of his employment and therefore elects the bifurcation. That's what this bill is dealing with.

J. TURNER: Let me, if I can, shift to the previous section of the bill, 72.053. This is the one that involves possible failure to comply with "regulations and standards." Do you follow which section I'm in now?

LEACH: Yes.

J. TURNER: Now, if I understand correctly, under the bill, the jury would only hear evidence of a failure to comply with regulations or standards in phase one of the trial if certain conditions are satisfied, correct?

LEACH: Correct.

J. TURNER: And the regulation or standard is a defined term in Subsection (a) of 72.053, correct?

LEACH: That is correct.

J. TURNER: And just so the body can follow along here, it says in this section, "'regulation or standard' includes a statute, regulation, rule, or order regulating equipment or conduct adopted or promulgated by the federal government, a state government, a local government, or a governmental agency or authority." Correct?

LEACH: Yes.

J. TURNER: But it does not attempt to list out those specific statutes and regulations or rules here in the bill, is that right?

LEACH: No. The text says what the text says, Representative Turner.

J. TURNER: Right, and so the question I would have is, how would you say the parties are going to be able to determine which regulations or standards we are talking about here?

LEACH: Well, if a driver runs a red light, I think we're fairly certain what regulation or standard was violated. If a driver speeds and causes an accident, I think we're fairly certain what regulation or standard or rule or law was violated. The purpose here is for that regulation or standard, if it's approximate cause of the accident, could be brought up in the first phase of the trial. I don't think there is any question about in that case what's going to—

J. TURNER: Are you comfortable that parties would be able to determine which regulations and standards existing in federal law, local government law, state law would apply here?

LEACH: When it comes to the actual accident and the purpose of this bifurcation, let me be very clear, Representative—and I appreciate your questions; I think they're good questions and reasonable. But this is about the first phase is the accident—what caused the accident, who caused the accident, what damages did

the accident cause, what compensatory damages should be awarded. And then the second phase is then about was there on the employer defendant's part, the company's part, were they grossly negligent in hiring, in training, in supervising. And so what we want to do by way of this bill is make sure that the jury's attention is brought to the actual accident itself. And so if there is a regulation or standard that is actually proximate cause of the accident itself, that's going to be brought up in the first phase of the trial. And I'm fairly certain that our attorneys on both sides of the bar and our judges across the state are going to be able to ascertain, like they do normally in current trials, what regulations or standards where actually violated.

REPRESENTATIVE RAYMOND: This is an issue that I've been approached on by a lot of folks from my district in Laredo. We have a lot of trucks in Laredo, a lot of trucking industry, because of our trade with Mexico in particular, and so I have a great interest in it. I want to ask you if you can sort of—I know you talked a little bit in your opening about how you've been continuing to work on this bill during the day. Is that correct? And I think there are some amendments coming?

LEACH: That's correct, yes.

RAYMOND: So the big thing that I get from Laredo is this—I'm talking about from the actual businesses, people that own trucking companies, not so much from bankers and others who aren't as familiar with the business—but the big focus is cost of insurance, right, insurance rates going up. And their thought is we need to do something to bring insurance rates down. You've heard that, right?

LEACH: There is widespread concern about skyrocketing insurance rates, yes.

RAYMOND: So what I've told them is I very much want to help them. I'm not on this committee. I was on this committee for 10 years. I wish I was in it now. If I could be on three committees, I'd be on this one if the speaker let me. But I want to ask you, when you were continuing to work on this bill, will there be provisions put into this bill that are going to assure that insurance rates are going to go down?

LEACH: So it's a great question, and there's no question that a main motivation in this bill—not the only motivation, but a main motivation—is the very real and serious concerns about the affordability of commercial vehicle insurance. And it's not just the trucking companies in Laredo. It's businesses of all sizes who, Representative, have no accident history whatsoever. In some cases, folks are—over the past four to six years—are paying 100 percent more without any accident history, and a large part of that is due to the abusive lawsuit environment. So can I guarantee and ensure by way of this bill? Can we manipulate insurance cost in this body? I don't believe we can control or do that. That's not what this bill is meant to do. Do I believe this is going to have a major, meaningful effect? Yes, I do. And in fact, Representative Smithee has an amendment that's coming up that will actually—I'm going to let him talk about it—that will require TDI to do a study on the impact of **CSHB 19** on commercial vehicle—

RAYMOND: It's my understanding that Chairman Smithee bill's is going to be simply a study, and we'll talk about that, because he referred to a past effort or studies that we've asked of TDI that weren't very effective. So I'm asking you because I do believe, by the way, I believe that if we wanted to, we could assure that insurance rates go down. And I'm asking you because it's very important. Maybe not to other members—I don't know; I can't speak for others—but for me, it is super, super important because that is the issue for us in Laredo. That is the issue for my district. If we're going to do something, we need to guarantee, and with all due respect, Chairman, we can guarantee insurance rates going down if we put it into this bill. That is a fact. We can guarantee it. We can pass a law. And if we're going to pass a law like this and do some of the things that you want to do, we need to guarantee insurance, in my view and the view of a lot of the people from Laredo that are interested in this. Because otherwise, you know—I mean, it's a big issue.

LEACH: We actually don't directly regulate insurance rates in Texas, Representative.

RAYMOND: We can.

LEACH: Well, I respectfully disagree—

RAYMOND: No, no, we can. We can.

LEACH: But let me restate what I said or maybe put it a stronger way. I believe strongly and sincerely that—and there's a lot of other folks who believe the same thing—that with passage of this bill, we will see commercial vehicle insurance rates fall in this state, possibly substantially.

RAYMOND: If we will, then let's guarantee that, Mr. Leach.

LEACH: I believe that the bill written as-is—and there's people a lot smarter than me who have been doing this a lot longer than me who agree—that with the framework that we're putting in place with the bill as-is, it will have a major and meaningful impact on the commercial vehicle insurance rate market across Texas.

RAYMOND: Well, let me ask you this. Let's just assume, for the purposes of the discussion, that they're off on that. Because we have had other experiences like MedMal and all and insurance rates didn't go down. We've passed significant reforms. And you've heard the saying "Fool me once, shame on you. Fool me twice, shame on me." You've heard that, right?

LEACH: I have. But I've also talked to doctors in this very chamber, Representative, who reap the benefits of the passage of those laws and their MedMal insurance. So those bills did have a very real impact on the affordability of insurance.

RAYMOND: So let me ask you—if, in fact, let's say this bill passes, Chairman, in the form that you wanted it to pass and we see with time that the insurance rates not only didn't go down but actually went up—would you feel bad about that?

LEACH: No.

RAYMOND: You wouldn't feel bad if they went up?

LEACH: My hope is that they will fall, but I'll never apologize or feel bad about providing more justice and fairness and a level playing field in our courts all across this state whether it's on commercial vehicle lawsuits or otherwise. And that's what this bill is meant to do.

RAYMOND: Well, with all due respect, Chairman, I think that we ought to consider maybe a sunset on this bill so we can—either it's proved up or it isn't. So if you feel confident and others feel confident that insurance rates are going to drop, let's put a sunset on it. Because when that sunset is up, if it's going well, you—if you're still here—will pass another bill or someone else will. We'll all be for it at that point. But if it goes the other way, then you feel like the other side is dealing in bad faith.

LEACH: No, I don't think that at all. That's not what I'm—I don't think I've said that. That's certainly not what I'm implying. I think that this bill—I have full confidence. Representative, this is the first you and I have spoken about this bill, but we've been working on this bill for many months. There's been attorneys and experts who've opined on this bill, and they believe that it's carefully crafted to have a positive impact on the commercial vehicle insurance rate. That's why so many businesses—Representative, over 550 businesses are supporting this bill.

Amendment No. 1

Representative Leach offered the following amendment to **CSHB 19**:

Amend **CSHB 19** (house committee printing) as follows:

(1) On page 2, line 17, strike "an" and substitute "the".

(2) On page 2, line 20, strike "an" and substitute "the".

(3) On page 2, strike lines 23-27 and substitute the following:

action. The term includes a plaintiff, counterclaimant, cross-claimant, third-party plaintiff, and an intervenor. The term does not include a passenger in a commercial motor vehicle unless the person is an employee of the owner, lessor, lessee, or operator of the vehicle.

(4) On page 3, line 5, between "vehicle" and "used", insert "being".

(5) On page 3, line 5, strike "primarily".

(6) On page 3, lines 10-11, strike "an "employee" as defined by 49 C.F.R. Section 390.5" and substitute "a person considered to be an employee under state or federal law".

(7) On page 4, line 5, strike "any" and substitute "a".

(8) On page 4, line 7, strike "not later than" and substitute the following:

on or before the later of:

(1)

(9) On page 4, line 9, between "answer" and the underlined period, insert the following:

; or

(2) the 30th day after the date a claimant files a pleading adding a claim or cause of action against the defendant bringing the motion

(10) On page 4, line 21, between "defendant" and "that", insert ", such as negligent entrustment,".

(11) On page 5, line 17, between "damages" and "relating", insert "under Chapter 41".

(12) On page 5, lines 18-19, strike "as provided by Chapter 41".

(13) On page 6, line 6, between "defendant" and "that", insert ", such as negligent entrustment,".

(14) On page 6, strike lines 13-15.

(15) On page 6, line 16, strike "(2)" and substitute "(1)".

(16) On page 6, line 17, strike "another claim that" and substitute "a claim, such as negligent maintenance, that".

(17) On page 6, line 22, strike "(3)" and substitute "(2)".

(18) On page 6, line 22, strike "arising from" and substitute "under Chapter 41 for".

(19) On page 6, lines 24-25, strike "as provided by Chapter 41".

(20) On page 7, line 3, between "accident" and the underlined period, insert "that is the subject of the action".

(21) On page 7, line 6, between "accident" and "is", insert "that is the subject of a civil action under this subchapter".

(22) On page 7, strike line 9 and substitute an underlined period.

LEACH: This Floor Amendment No. 1 is a perfecting amendment after the committee substitute was voted out of our Judiciary and Civil Jurisprudence Committee. Many members in this chamber and various stakeholders pointed out a few technical problems with the bill. This amendment addresses those technical issues. I don't want to go through it in great detail. It should be on your screens in front of you. But for example, we changed the word "an" to "the" in a couple of places. We made clear that the law is not talking about any accident but the accident that is the subject of the lawsuit. There are other several minor wording changes. In addition, I will mention this. The committee substitute exempted passengers and buses from the bill. This amendment exempts all passengers in a commercial vehicle except employees of the company that owns or operates the vehicle. We believe there was another amendment that allowed a defendant to file a motion to bifurcate the trial within 120 days after filing the answer. That created the ability for gamesmanship, and we removed that as well.

Amendment No. 2

Representative Lucio offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Leach to **CSHB 19** by adding the following appropriately numbered items to the amendment and renumbering subsequent items of the amendment accordingly:

(____) On page 5, line 22, strike "In" and substitute "Except as provided by Subsection (d), in".

(____) On page 6, line 3, strike "If" and substitute "Except as provided by Subsection (c), if".

(____) On page 6, at the end of line 10, immediately after the underlined period, insert the following:

This subsection does not prevent a claimant from presenting evidence allowed by Section 72.053.

(____) On page 6, between lines 10 and 11, insert the following:

(c) In regard to an employer defendant who is regulated by the Motor Carrier Safety Improvement Act of 1999 (Pub. Law 106-159) or Chapter 644, Transportation Code, and the defendant's employee, a party may present any of the following evidence in the first phase of a trial that is bifurcated under Section 72.052 if the evidence is applicable to the defendant:

(1) whether the employee who was operating the employer defendant's commercial motor vehicle at the time of the accident that is the subject of the civil action:

(A) was licensed to drive the vehicle;

(B) was disqualified from driving the vehicle under 49 C.F.R. Section 391.15 or the corresponding law of this state;

(C) should not have been allowed by the employer defendant to operate the vehicle under 49 C.F.R. Section 382.701(d) or the corresponding law of this state;

(D) was medically certified as physically qualified to operate the vehicle under 49 C.F.R. Section 391.41 or the corresponding law of this state; or

(E) was operating the vehicle when prohibited from doing so under 49 C.F.R. Section 382.201, 382.205, 382.207, or 382.215 or the corresponding law of this state;

(2) whether the employer defendant had complied with 49 C.F.R. Section 382.301 or a corresponding law of this state in regard to controlled-substance testing of the employee who was operating the employer's commercial motor vehicle at the time of the accident that is the subject of the civil action if the employee was impaired because of the use of a controlled substance at the time of the accident;

(3) whether the employer defendant failed to comply with 49 C.F.R. Section 382.201, 382.205, 382.207, 382.215, 382.701(d), 390.13, 391.15, 391.21, 391.23(a), 391.25, 391.31, 391.33, 391.41, or 383.51 or the corresponding law of this state; and

(4) whether the employer defendant failed to comply with 49 C.F.R. Section 395.3 or 395.5 or a corresponding law of this state if the employer defendant had knowledge of the failure to comply at the time of the accident that is the subject of the civil action.

(d) If a civil action is bifurcated under Section 72.052, evidence admissible under Subsection (c) is:

(1) admissible in the first phase of the trial only to prove ordinary negligent entrustment by the employer defendant to the employee who was driving the employer defendant's commercial motor vehicle at the time of the accident that is the subject of the civil action; and

(2) the only evidence that may be presented by the claimant in the first phase of the trial on the negligent entrustment claim.

(e) Nothing in this section may be construed to create a new rule or regulation or subject a person to a rule or regulation not applicable to the person without regard to this section.

(____) On page 6, line 11, strike "(c)" and substitute "(f)".

(____) On page 7, strike lines 16-20 and substitute the following:

SECTION 7. This Act takes effect September 1, 2021.

REPRESENTATIVE LUCIO: So in this bifurcated trial structure, one of the things I was concerned with is that in phase one of that bifurcated trial in the circumstances where the employer defendant did not act responsibly, that the jury would get to consider, evidence would be presented, that they did not meet basic, commonsense public safety standards. That was what I brought to the stakeholders and brought to the chairman for consideration. And to his credit, he listened, but we wanted to root that prudent operator standard in something that could be consistently applied in every jurisdiction, in every case. So what we decided to do was root that in federal and state law. So in phase one of the trial, as the bill is written, all that is considered is the defendant driver's negligence. My amendment would allow for consideration of the employer defendant's negligence, and we enumerated, over five and a half hours of review, specific sections in the Transportation Code that made sense that we thought were good public policy and public safety standards in order for that consideration to take place. So now, with my amendment, negligence or responsibility can be allocated in phase one of the trial to the employer defendant, and I think that that is very responsible. A couple of things—we also added a September 1 effective date, and we added and made sure that my amendment applied both to intrastate and interstate commerce or operators. So if you take truckloads from Brownsville, Texas to Dallas, this amendment will make you subject to this bill even if you don't cross state lines. I want to thank Chairman Leach for listening and sitting down and going over every one of these in the Transportation Code to make sure that we pick those that are truly representative of prudent operators. And I believe it is acceptable to the author.

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

Amendment No. 3

Representative Smithee offered the following amendment to **CSHB 19**:

Amend **CSHB 19** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Subchapter A, Chapter 38, Insurance Code, is amended by adding Section 38.005 to read as follows:

Sec. 38.005. COMMERCIAL AUTOMOBILE INSURANCE REPORT. (a) The department shall conduct a study each biennium on the effect, for each year of the biennium, on premiums, deductibles, coverage, and availability of coverage for commercial automobile insurance of **HB 19**, Acts of the 87th Legislature, Regular Session, 2021.

(b) Not later than December 1 of each even-numbered year, the department shall submit a written report of the results of the study conducted under Subsection (a) for the preceding biennium to the legislature.

(c) This section expires December 31, 2026.

REPRESENTATIVE SMITHEE: We've been told throughout this process that the purpose of this bill is to make commercial truck and auto insurance more affordable and accessible. So what this amendment does is it directs TDI to conduct a study and present the legislature with a report biennially every December prior to session for the next three sessions after this, and that will tell us whether the legislation is having the desired effect or not. It will give us a picture of the impact that the legislation is having on the insurance market here in Texas. The amendment is acceptable to the author.

Amendment No. 3 was adopted.

A record vote was requested by Representative Leach.

CSHB 19, as amended, was passed to engrossment by (Record 578): 93 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Metcalf; Meyer; Middleton; Minjarez; Morrison; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Reynolds; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Canales; Cole; Coleman; Collier; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Muñoz; Neave; Ortega; Perez; Ramos; Raymond; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Crockett; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 578 was taken, I was shown voting yes. I intended to vote no.

Davis

When Record No. 578 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 578 was taken, I was shown voting yes. I intended to vote no.

Reynolds

HR 333 - ADOPTED
(by Oliverson, Metcalf, Holland, Slawson, and Bonnen)

The following resolution was laid before the house:

HR 333, Deactivating House Rule 16, Sections 8 and 14.

REMARKS ORDERED PRINTED

Representative C. Turner moved to print all remarks on **CSHB 19**.

The motion prevailed.

HR 333 - (consideration continued)

HR 333 was adopted by (Record 579): 99 Yeas, 46 Nays, 1 Present, not voting.

Yeas — Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Metcalf; Meyer; Middleton; Minjarez; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Rose; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Allison; Beckley; Bernal; Bowers; Bucy; Cole; Coleman; Collier; Crockett; Deshotel; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Muñoz; Neave; Ortega; Ramos; Reynolds; Rodriguez; Romero; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Huberty; Vo.

Absent — Johnson, J.E.; Pacheco.

FIVE-DAY POSTING RULE SUSPENDED

Representative Raymond moved to suspend the five-day posting rule to allow the Committee on Defense and Veterans' Affairs to consider **SB 460** at 9 a.m. Monday, May 3 in E2.028.

The motion prevailed.

Representative Landgraf moved to suspend the five-day posting rule to allow the Committee on Environmental Regulation to consider **HB 2780** and **SB 1261** at 2 p.m. or upon final adjournment or recess or bill referral, if permission is granted, Monday, May 3 in E1.026.

The motion prevailed.

RECESS

Representative Metcalf moved that the house recess until 9 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 6:47 p.m., recessed until 9 a.m. tomorrow.

ADDENDUM

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 12

HCR 90

Senate List No. 7

SB 965, SCR 39, SCR 42

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, April 29, 2021

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HB 567 Frank SPONSOR: Hughes
Relating to the procedures and grounds for terminating the parent-child relationship, for taking possession of a child, and for certain hearings in a suit affecting the parent-child relationship involving the Department of Family and Protective Services.

HB 1024 Geren SPONSOR: Hancock
Relating to the pickup and delivery of alcoholic beverages from certain premises for off-premises consumption.

HB 1585 Lambert SPONSOR: Lucio
Relating to the operations and functions of the Teacher Retirement System of Texas.
(Amended)

SB 69 Miles
Relating to prohibiting peace officers from using neck restraints during a search or arrest.

SB 162 Blanco
Relating to a false statement made to illegally acquire a firearm; creating a criminal offense.

SB 321 Huffman
Relating to contributions to, benefits from, and the administration of the Employees Retirement System of Texas.

SB 390 Eckhardt
Relating to the date of dissolution of the Save Historic Muny District.

SB 513 Hall
Relating to the enforcement of certain federal laws regulating firearms, firearm accessories, and firearm ammunition within the State of Texas; creating a criminal offense.

SB 566 Buckingham
Relating to electricity service provided by certain municipally owned utilities.

SB 640 Menéndez
Relating to a study on the interoperability needs and technology readiness of behavioral health service providers in this state.

SB 678 Alvarado
Relating to the creation of the small business disaster recovery loan program.

SB 746 Miles
Relating to requiring the parent of a student enrolled in a school district to provide and update a parent's contact information.

SB 1111 Bettencourt
Relating to the residence address of a voter for purposes of a response to a confirmation notice sent by the voter registrar.

SB 1339 Zaffirini
Relating to the authority to request attorney general advice on questions relating to actions in which the state is interested.

SB 1349 Eckhardt
Relating to placing a child in the possessory conservatorship of the child's parents in certain situations.

SB 1373 Zaffirini

Relating to the imposition and collection of fines, fees, and court costs in criminal cases.

SB 1428 Bettencourt
Relating to the applicability of the exemptions in the event of a disaster from certain limitations on the ad valorem tax rate of a taxing unit.

SB 1495 Huffman
Relating to certain criminal offenses related to highways and motor vehicles; creating a criminal offense; increasing a criminal penalty.

SB 1508 Creighton
Relating to the establishment of the election integrity division in the office of the attorney general.

SB 1509 Creighton
Relating to identification requirements for early voting by mail.

SB 1580 Hancock
Relating to the use of securitization by electric cooperatives to address certain weather-related extraordinary costs and expenses.

SB 1588 Hughes
Relating to the powers and duties of certain property owners' associations.

SB 1589 Bettencourt
Relating to the enforcement of laws relating to elections.

SB 1602 Taylor
Relating to nonrenewal of certain property and casualty insurance policies for the insured's failure to cooperate in a claim investigation, settlement, or defense.

SB 1646 Perry
Relating to the definition of abuse of a child.

SB 1776 Campbell
Relating to the inclusion of an elective course on the founding principles of the United States in the curriculum for public high school students and the posting of the founding documents of the United States in public school buildings.

SB 1827 Huffman
Relating to the creation of the opioid abatement account, an opioid abatement trust fund, and to a statewide opioid settlement agreement.

SB 1865 West
Relating to an annual permit for certain equipment used to apply paint to roadways; authorizing a fee.

SB 2158 Campbell
Relating to requiring the Texas Education Agency to provide identification kits to school districts and open-enrollment charter schools for distribution to the parent or legal custodian of certain students.

SB 2194 Schwertner
Relating to the regulation of retail electric providers.

SB 2202 Creighton
Relating to the social studies curriculum in public schools.

SCR 29 Miles
Expressing commitment to eliminating racially offensive place names and urging the U.S. Board on Geographic Names to approve requests to change racially offensive names of geographic features.

SCR 46 Springer
Congratulating Phyllis A. Cowling on receiving the 2020 Earl M. Collier Award for Distinguished Health Care Administration from the Texas Hospital Association.

SCR 47 Springer
Congratulating University of North Texas softball player Hope Trautwein on pitching a perfect game in which she struck out all 21 opposing batters.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, April 29, 2021 - 2

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:
LOCAL AND UNCONTESTED CALENDAR

HB 5 Ashby SPONSOR: Nichols
Relating to the expansion of broadband services to certain areas.
(Committee Substitute)

HB 7 Button SPONSOR: Nelson
Relating to the computation of the replenishment ratio used to determine an employer's unemployment compensation contribution tax rate.

HB 16 Hernandez SPONSOR: Hancock
Relating to the regulation of certain retail electric products.
(Committee Substitute)

HB 119 Landgraf SPONSOR: Zaffirini
Relating to prohibiting organ transplant recipient discrimination on the basis of certain disabilities.
(Committee Substitute)

HB 362 Sherman, Sr. SPONSOR: West
Relating to the authority of a county to require electronic bids or proposals for competitive bidding.

HB 626 Rosenthal SPONSOR: Zaffirini
Relating to the expansion of the Texas Innovative Adult Career Education (ACE) Grant Program to include certain nonprofit organizations providing job training to veterans.
(Committee Substitute)

HB 723 Patterson SPONSOR: Paxton

Relating to notice of a modification to the medical certification information on certain death certificates.

HB 735 Minjarez SPONSOR: Campbell
Relating to service contracts for leased or purchased motor vehicles.

HB 780 Oliverson SPONSOR: Zaffirini
Relating to the establishment of a bone marrow donor recruitment program.

HB 786 Oliverson SPONSOR: Perry
Relating to required cardiopulmonary resuscitation training for telecommunicators.

HB 917 Hernandez SPONSOR: Lucio
Relating to the composition of the board of trustees of the Employees Retirement System of Texas.

HB 1070 Harris SPONSOR: Perry
Relating to the performance of pest control work by persons who hold a commercial or noncommercial applicator license issued by the Department of Agriculture.

HB 1081 Kuempel SPONSOR: Zaffirini
Relating to the issuance of specialty license plates to honor recipients of the Presidential Service Badge.

HB 1116 Thompson, Ed SPONSOR: Alvarado
Relating to toll collection and enforcement on state highway toll lanes by entities other than the Texas Department of Transportation.

HB 1118 Capriglione SPONSOR: Paxton
Relating to state agency and local government compliance with cybersecurity training requirements.
(Committee Substitute)

HB 1325 Coleman SPONSOR: Miles
Relating to the participation of the medical school at the University of Houston and the college of osteopathic medicine at Sam Houston State University in the Joint Admission Medical Program.

HB 1428 Huberty SPONSOR: Huffman
Relating to procurement by a political subdivision of a contingent fee contract for legal services.

HB 1472 Bucy SPONSOR: Eckhardt
Relating to the eligibility of the Concacaf Gold Cup for funding under the Major Events Reimbursement Program.

HB 1514 Landgraf SPONSOR: Zaffirini
Relating to the administration of unclaimed property.
(Committee Substitute)

HB 1658 Murphy SPONSOR: Nelson
Relating to the methods by which the comptroller may provide notice of a deficiency determination or jeopardy determination.

HB 1689 Oliverson SPONSOR: Hancock
Relating to credit for reinsurance governed by certain covered agreements and ceded to certain assuming insurers.

HB 1755 Metcalf SPONSOR: Hancock
Relating to the removal of an alcoholic beverage by an ultimate consumer from the premises of a mixed beverage permit holder.

HB 1787 Lambert SPONSOR: Menéndez
Relating to liability coverage under a personal automobile insurance policy for a temporary vehicle provided to an insured by an automobile repair facility.

HB 1831 Rogers SPONSOR: Buckingham
Relating to annual continuing education requirements for certain court clerks.

HB 2005 Meyer SPONSOR: Hancock
Relating to an exemption for certain cemeteries from cemetery location restrictions.

HB 2089 Burrows SPONSOR: Perry
Relating to the detection and mitigation of plant pests and diseases.

HB 2429 Meyer SPONSOR: Bettencourt
Relating to the alternate provisions for ad valorem tax rate notices when the de minimis rate of a taxing unit exceeds the voter-approval tax rate.

HB 2536 Krause SPONSOR: Buckingham
Relating to neglect of a child and the grounds for termination of the parent-child relationship and possession of a child by the Department of Family and Protective Services.

HB 2660 Leman SPONSOR: Kolkhorst
Relating to the jurisdiction and management of the Star of the Republic Museum by the Texas Historical Commission.

HB 2677 Bonnen SPONSOR: Taylor
Relating to the name of the statewide alert system for certain missing adults.

HB 2678 Bonnen SPONSOR: Taylor
Relating to the designation of the portion of State Highway 3 in Dickinson as the Sergeant Andrew James Creighton Memorial Highway.

SB 59 Zaffirini
Relating to the advertising and promotion of a state purchasing program for local governments.

SB 112 West
Relating to the requirements of an affidavit supporting the installation and use of a mobile tracking device.

SB 149 Powell
Relating to the prosecution of the offense of operation of an unmanned aircraft over certain facilities.

SB 215 Bettencourt
Relating to the creation of the office of inspector general at the Texas Education Agency to investigate the administration of public education.

SB 263 Menéndez
Relating to the ability of certain relative caretakers of dependent children to receive supplemental financial assistance and be assigned as protective payees for financial assistance payments.

SB 279 Hinojosa
Relating to the inclusion of suicide prevention information on certain student identification cards issued by a public school or public institution of higher education.

SB 282 Alvarado

Relating to a prohibition against the appropriation of money to settle or pay a sexual harassment claim made against certain members of the executive, legislative, or judicial branch of state government.

SB 285 West
Relating to the administration of and certain procedures under the Title IV-D program for child support enforcement.

SB 296 Perry
Relating to the date by which a seller must provide resale and exemption certificates to the comptroller in connection with a sales and use tax audit.

SB 315 Huffman
Relating to restrictions on the age of persons employed by or allowed on the premises of a sexually oriented business; creating a criminal offense.

SB 337 Powell
Relating to the award of grants by the Texas Workforce Commission to facilitate the participation of certain veterans and military personnel in apprenticeship training programs.

SB 437 Blanco
Relating to a personal protective equipment reserve advisory committee established by the Texas Division of Emergency Management.

SB 452 West
Relating to prevention and early intervention programs and practices.

SB 483 Schwertner
Relating to a biennial report on the investment returns of the Employees Retirement System of Texas and the Teacher Retirement System of Texas.

SB 495 Kolkhorst
Relating to certain rights of crime victims.

SB 500 Miles
Relating to creating the criminal offense of operating a boarding home facility without a permit in certain counties and municipalities.

SB 560 Lucio
Relating to developing a strategic plan for the improvement and expansion of high-quality bilingual education.

SB 617 Kolkhorst
Relating to the regulation of certain direct sales of food to consumers and a limitation on the fee amount for certain permits.

SB 695 Zaffirini
Relating to the service of a notice of assessment by the Texas Workforce Commission under the Texas Unemployment Compensation Act.

SB 696 Zaffirini
Relating to authorizing certain counties to impose a hotel occupancy tax and the use of revenue from that tax.

SB 699 Hughes
Relating to a study of the conversion of surface mine pits and quarries to water storage reservoirs in order to enhance this state's available water supply.

SB 770 Hughes
Relating to eligibility for job-training programs provided under the self-sufficiency fund.

SB 776 Lucio

Relating to the creation of an inclusive sports program by the University Interscholastic League to provide students with intellectual disabilities access to team sports.

SB 804 Menéndez
Relating to the authority of a municipality to add property to a common characteristic public improvement district.

SB 810 Kolkhorst
Relating to the course information required to be posted on a public institution of higher education's Internet website.

SB 828 Hughes
Relating to the use of municipal hotel occupancy tax revenue in certain municipalities.

SB 879 Lucio
Relating to the qualifications for designation as a dropout recovery school.

SB 900 Alvarado
Relating to the safety of bulk storage vessels.

SB 984 Schwertner
Relating to public health disaster and public health emergency preparedness and response, including the operation of the Task Force on Infectious Disease Preparedness and Response.

SB 1065 Alvarado
Relating to coverage for diagnostic imaging for breast cancer under certain health benefit plans.

SB 1072 Hinojosa
Relating to the procedure for conducting surveys of public land, including the requirements regarding field notes and coordinate systems.

SB 1088 Creighton
Relating to the applicability of provisions entitling certain lessees to receive a copy of a notice of appraised value delivered to a property owner by the chief appraiser of an appraisal district.

SB 1092 Creighton
Relating to the disclosure by public institutions of higher education of certain information regarding textbooks and digital courseware and certain charges assessed for those items.

SB 1136 Kolkhorst
Relating to implementation of certain health care provider initiatives and measures designed to reduce costs and improve recipient health outcomes under Medicaid.

SB 1155 Nelson
Relating to the eligibility of certain events for funding under the Major Events Reimbursement Program.

SB 1165 West
Relating to the appointment and terms of the board of the hospital managers of the Dallas County Hospital District.

SB 1177 Birdwell
Relating to the establishment of a task force to evaluate state-owned artifact collections.

SB 1185 Alvarado

Relating to the designation of a portion of State Highway 3 in Harris County as the Vanessa Guillen Memorial Highway.

SB 1204 Schwertner
Relating to requiring the inclusion of certain proposals in reports on the actuarial experience of the Employees Retirement System of Texas and the Teacher Retirement System of Texas.

SB 1225 Huffman
Relating to the authority of a governmental body impacted by a catastrophe to temporarily suspend the requirements of the public information law.

SB 1244 Perry
Relating to the award of health plan provider contracts under Medicaid managed care.

SB 1263 Birdwell
Relating to the Texas emissions reduction plan fund.

SB 1265 Birdwell
Relating to the eligibility of the National Hot Rod Association Fall Nationals at the Texas Motorplex for funding under the Major Events Reimbursement Program.

SB 1266 Taylor
Relating to the feasibility of creating and maintaining a coastal barrier system.

SB 1269 Whitmire
Relating to the main street program administered by the Texas Historical Commission.

SB 1270 Seliger
Relating to the procurement of certain goods and services related to highways by the Texas Department of Transportation.

SB 1277 West
Relating to an agreement between a school district and public institution of higher education to provide a dual credit program to high school students enrolled in the district.

SB 1296 Johnson
Relating to the authority of the commissioner of insurance to review rates and rate changes for certain health benefit plans.

SB 1343 Taylor
Relating to certain meetings of a commissioners court during a disaster or emergency.

SB 1351 Miles
Relating to the donation of food by public school campuses.

SB 1359 Hughes
Relating to adoption by law enforcement agencies of a mental health leave policy for peace officers.

SB 1427 Bettencourt
Relating to the applicability of the temporary exemption from ad valorem taxation of a portion of the appraised value of certain property damaged by a disaster.

SB 1521 Zaffirini
Relating to creating a mental health task force to study mental health services provided at institutions of higher education.

SB 1555 Zaffirini
Relating to establishing reimbursement rates for certain child-care providers participating in the subsidized child-care program administered by the Texas Workforce Commission.

SB 1582 Hughes
Relating to examinations for applicants for or holders of licenses or registrations to perform certain activities pertaining to compressed natural gas or liquefied natural gas.

SB 1628 Miles
Relating to the authority of the Health and Human Services Commission's office of the ombudsman to resolve complaints against the Department of Family and Protective Services.

SB 1655 Birdwell
Relating to an annual report submitted to the comptroller by a county that imposes certain hotel occupancy taxes.

SB 1701 Creighton
Relating to the allocation of certain appropriated funds to public institutions of higher education in this state.

SB 1801 Zaffirini
Relating to improper unemployment compensation benefits refunded by a claimant to the Texas Workforce Commission.

SB 1808 Kolkhorst
Relating to the regulation of providers of certain Medicaid services to persons with an intellectual or developmental disability.

SB 1860 Powell
Relating to creating an electronic application system for state student financial assistance.

SB 1888 Creighton
Relating to the establishment of certain programs to facilitate early high school graduation and enrollment at public institutions of higher education and to the repeal of the Early High School Graduation Scholarship program.

SB 1889 Creighton
Relating to measures to support public secondary and postsecondary American history and civics education, including the satisfaction of curriculum requirements in American History at institutions of higher education and the establishment of the American History and Civics Project.

SB 1907 Blanco
Relating to a feasibility study on the colocation of federal and state motor vehicle inspection facilities at ports of entry.

SB 1911 Blanco
Relating to the content of an application for Medicaid.

SB 1949 Hancock
Relating to qualifications for the directors of the Dallas County Flood Control District No. 1.

SB 1955 Taylor
Relating to exempting learning pods from certain local government regulations.

SB 1987 Buckingham

Relating to the creation of the River Farm Municipal Utility District No. 1 of Bell County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 1990 Miles
Relating to the powers of certain freight rail districts.

SB 1997 Springer
Relating to the control of diseases of swine.

SB 2008 Taylor
Relating to the San Jacinto Battleground State Historic Site; authorizing fees.

SB 2012 Taylor
Relating to the offense of operating certain vehicles without a license plate.

SB 2013 Hinojosa
Relating to a study on administrative penalties assessed against a substance use disorder service provider and to requiring the Health and Human Services Commission to provide administrative penalty schedules on the commission's Internet website.

SB 2049 Menéndez
Relating to guardians ad litem for children who are in the juvenile justice system and the child protective services system.

SB 2050 Menéndez
Relating to bullying and cyberbullying in public schools.

SB 2054 Menéndez
Relating to the payment of fees and costs associated with driver education and safety courses and driver's license examinations for foster children or youth, former foster children or youth, and youth experiencing homelessness.

SB 2066 Menéndez
Relating to emergent bilingual students in public schools.

SB 2093 Hughes
Relating to filing fees for certain candidates for office in primary elections.

SB 2099 Zaffirini
Relating to methods by which a claimant may check the status of a claim for unemployment compensation benefits filed with the Texas Workforce Commission.

SB 2124 Blanco
Relating to the authority of a health benefit plan sponsor to consent to electronic delivery of certain communications on behalf of a party enrolled in the plan.

SB 2145 Taylor
Relating to the creation of the Brazoria County Municipal Utility District No. 79; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2146 Taylor
Relating to the creation of the Brazoria County Municipal Utility District No. 80; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2147 Taylor
Relating to the creation of the Brazoria County Municipal Utility District No. 82; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2162 Creighton
Relating to the creation of the Harris County Municipal Utility District No. 578; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2164 Creighton
Relating to the creation of the Montgomery County Municipal Utility District No. 201; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2171 Creighton
Relating to the creation of the Harris County Municipal Utility District No. 579; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2173 Creighton
Relating to the creation of the Montgomery County Municipal Utility District No. 207; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2180 Bettencourt
Relating to the creation of the Harris County Municipal Utility District No. 581; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2182 Creighton
Relating to the creation of the Montgomery County Water Control and Improvement District No. 205; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2183 Campbell
Relating to the boundaries of, and validating certain acts and proceedings of, the Driftwood Conservation District.

SB 2185 Hinojosa
Relating to procedures for the dissolution of the Hidalgo County Water Improvement District No. 3.

SB 2190 Whitmire
Relating to the prosecution and detention of a juvenile who engages in delinquent conduct or commits a felony offense while committed to the custody of the Texas Juvenile Justice Department.

SB 2197 Creighton
Relating to the creation of the Montgomery County Municipal Utility District No. 183; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 28

Corrections - **HB 757, HB 2145, HB 2445, HB 2742**

County Affairs - **SB 479, SB 1212**

Criminal Jurisprudence - **HB 246, HB 1178, HB 1509, HB 1605, HB 2327, HB 2987**

Culture, Recreation, and Tourism - **HB 3013, HB 4056, HCR 13, HCR 83, SB 675, SCR 20**

Defense and Veterans' Affairs - **HB 2903, HB 4243, HB 4450, SB 793**

Elections - **HB 2859, HB 3297, HB 3920**

Environmental Regulation - **HB 2423**

Higher Education - **HB 981, HB 3993**

Homeland Security and Public Safety - **HB 368, HB 831, HB 2302, HB 2911, HB 4141**

House Administration - **HR 880**

Human Services - **HB 701, HB 941, HB 1423, HB 1681, HB 2298, HB 2641, HB 2955, HB 3240, HB 3493, HB 4571**

Insurance - **HB 1646, SB 1367, SB 1809, SB 1954**

Judiciary and Civil Jurisprudence - **HB 1794, HB 2549, HB 2709, HB 2853**

Land and Resource Management - **HB 4598, HB 4625, HB 4626, HB 4627, HB 4633, HB 4635, HB 4637, HB 4646, HB 4647, HB 4651, HB 4652**

Licensing and Administrative Procedures - **SB 297, SB 860, SB 1216**

Natural Resources - **HB 3084, HB 3933, SB 1890**

Pensions, Investments, and Financial Services - **HB 4307, HB 4534**

Public Education - **HB 370, HB 572, HB 622, HB 1014, HB 1080, HB 1194, HB 1207, HB 1726, HB 2256, HB 2688, HB 2721, HB 2874, HB 3256, HB 3261, HB 3298, HB 3299, HB 3450, HB 3597, HB 3889, HB 4334, HB 4465**

Public Health - **HB 136, HB 1914, HB 2056, HB 2566, HB 3366, HB 3773, HB 3819, HB 4048, HB 4272, HB 4295, SB 8, SB 1173**

State Affairs - **HB 957, HB 1810, HB 2025, HB 2063, HB 2221, HB 2497, HB 2743, HB 3345, HB 3418, HB 3535, HB 3627, HB 3658, HB 3696, HB 3963, HB 4071**

Transportation - **SB 635**

Ways and Means - **HB 2172**

ENGROSSED

April 28 - HB 15, HB 363, HB 409, HB 853, HB 956, HB 962, HB 1164, HB 1427, HB 1434, HB 1468, HB 1804, HB 1818, HB 1903, HB 1930, HB 2106, HB 2120, HB 2268, HB 2309, HB 2315, HB 2318, HB 2414,

HB 2509, HB 2557, HB 2593, HB 2766, HB 2787, HB 3041, HB 3233, HB 3271, HB 3938, HB 3961, HB 4579

ENROLLED

April 28 - HCR 90

RECOMMENDATIONS FILED WITH THE SPEAKER

April 28 - HB 4600, HB 4601, HB 4602, HB 4604, HB 4605, HB 4606, HB 4609

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-SIXTH DAY (CONTINUED) — FRIDAY, APRIL 30, 2021

The house met at 9:17 a.m. and was called to order by the speaker.

The invocation was offered by Representative Cortez as follows:

En el nombre del Padre, del Hijo, y del Espíritu Santo. Amén. And from the Book of Matthew, the Lord asks us to pray his prayer, and so I'll begin with: Our Father, who art in heaven, hallowed be thy name. Thy kingdom come. Thy will be done, on earth as it is in heaven. Give us this day our daily bread, and forgive us our trespasses as we forgive those who trespass against us. And lead us not into temptation but deliver us from evil. Amen. And never forget, members, we can do all things through Christ who strengthens us. Amen.

The chair recognized Representative Swanson who led the house in the pledges of allegiance to the United States and Texas flags.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business in the district:

Bernal on motion of Anchia.

Ellzey on motion of Harris.

Murphy on motion of Harris.

The following member was granted leave of absence for today to attend a funeral:

Oliverson on motion of Dean.

(Guillen in the chair)

CONGRATULATORY AND MEMORIAL CALENDAR

The following congratulatory resolutions were laid before the house:

HCR 92 (by Craddick), Congratulating Sharla Hotchkiss on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 93 (by Craddick), Congratulating Libby Campbell on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 94 (by Craddick), Congratulating Susan Spratlen on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 95 (by Craddick), Congratulating Shelby Landgraf on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 96 (by Stucky and Israel), Congratulating University of North Texas softball player Hope Trautwein on pitching a perfect game in which she struck out all 21 opposing batters.

HR 480 (by Fierro), Commending El Pasoans Fighting Hunger for its continuing service to the community during the COVID-19 pandemic.

HR 728 (by M. González), Honoring Martina Silva of El Paso for her contributions to her community.

HR 729 (by C. Turner), Honoring Jeff Williams on the occasion of his retirement as mayor of Arlington.

HR 731 (by Fierro), Honoring FirstLight Community Foundation.

HR 732 (by Jetton), Honoring Alings Chinese Bistro for its service during Winter Storm Uri.

HR 733 (by Jetton), Honoring River Pointe Church in Richmond for it service during the Winter Storm Uri.

HR 734 (by Jetton), Honoring Grand Parkway Baptist Church in Richmond for its service during Winter Storm Uri.

HR 735 (by Jetton), Honoring Alexis Geissler and the staff of CraftWorx for their service during Winter Storm Uri.

HR 736 (by Jetton), Honoring Nelvin Adriatico for his service during Winter Storm Uri.

HR 737 (by Jetton), Honoring Apurva Parikh of Sugar Land for his service during Winter Storm Uri.

HR 738 (by Jetton), Honoring Jim McIngvale and the employees of Gallery Furniture in Houston for their service during Winter Storm Uri.

HR 739 (by Vo), Recognizing April 21, 2021, as McDonald's Virtual Legislative Day.

HR 740 (by Israel), Commending Judge Nicholas Chu for his service to Travis County during the COVID-19 pandemic. (Leman recorded voting no.)

HR 741 (by Morrison), Congratulating the Rockport Police Department on its recognition by the Texas Police Chiefs Association.

HR 742 (by Dean), Congratulating Joe Don Holley on his receipt of a 2021 Distinguished Alumni Award from Longview ISD.

HR 743 (by Anderson), Honoring Charles Wallis for his lifetime of artistic achievements.

HR 746 (by Jetton), Honoring Gyro Hut for its service during Winter Storm Uri.

HR 747 (by Jetton), Honoring the Indo-American Conservatives of Texas.

HR 748 (by S. Thompson), Recognizing May 2021 as Mental Health Awareness Month.

HR 752 (by Fierro), Congratulating El Paso Community College on receiving a Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association.

HR 753 (by Fierro), Congratulating El Paso Community College on being selected as one of the top 15 colleges in the nation offering an associate's degree in chemistry.

HR 754 (by Fierro), Honoring El Paso Community College professor Manuela Gomez for her academic achievements and civic engagement. (Leman recorded voting no.)

HR 755 (by Fierro), Commending El Paso Community College on developing an exemplary geosciences program.

HR 756 (by Fierro), Honoring the El Paso Community College culinary arts program for its EPCC Cares, Chefs Share initiative.

HR 757 (by Fierro), Congratulating El Paso Community College on receiving the 2020 Higher Education Excellence in Diversity Award from INSIGHT Into Diversity magazine.

HR 758 (by Fierro), Commemorating the establishment of the Joe K. Foster Endowed Scholarship at El Paso Community College and paying tribute to the legacy of Joe K. Foster.

HR 759 (by Fierro), Commending El Paso Community College on ranking first in the nation for most associate's degrees granted to Hispanic students.

HR 763 (by Hull), Commemorating the National Hispanic Professional Organization 2021 Cinco de Mayo Hispanos Unidos networking event.

HR 764 (by Howard), Recognizing April 16, 2021, as National Healthcare Decisions Day.

HR 765 (by Ordaz Perez), Commending El Pasoans Fighting Hunger for its continuing service to the community during the COVID-19 pandemic.

HR 766 (by Toth), Commending Tammy McRae for her service as president of the Tax Assessor-Collectors Association of Texas.

HR 768 (by Dutton), Honoring 100 Black Men of America for its service to African American youth.

HR 773 (by Leach), Congratulating Dr. Paul Busch on his retirement as a professor of marketing at Texas A&M University.

HR 774 (by Leach), Congratulating Tiffany Syfert on being named the 2021 Teacher of the Year at the STEAM Center in Allen ISD.

HR 775 (by Leach), Congratulating Cara Lundberg on being named the 2021 Teacher of the Year at Boon Elementary School in Allen ISD.

HR 776 (by Leach), Congratulating Amy Larson on being named the 2021 Teacher of the Year at Cheatham Elementary School in Allen ISD.

HR 777 (by Leach), Congratulating Erica Butler on being named the 2021 Teacher of the Year at Evans Elementary School in Allen ISD.

HR 778 (by Leach), Congratulating Sarah Wallwork on being named the 2021 Teacher of the Year at Green Elementary School in Allen ISD.

HR 779 (by Leach), Congratulating Paula Stephens on being named the 2021 Teacher of the Year at Kerr Elementary School in Allen ISD.

HR 780 (by Leach), Congratulating Nicholas Hill on being named the 2021 Teacher of the Year at Norton Elementary School in Allen ISD.

HR 781 (by Leach), Congratulating Jennifer Bush on being named the 2021 Teacher of the Year at Preston Elementary School in Allen ISD.

HR 782 (by Leach), Congratulating Reagan Fuller on being named the 2021 Teacher of the Year at Reed Elementary School in Allen ISD.

HR 783 (by Leach), Congratulating Don Anderson on being named the 2021 Teacher of the Year at Allen High School in Allen ISD.

HR 784 (by Leach), Congratulating Vicki Neumann on being named the 2021 Teacher of the Year at Ereckson Middle School in Allen ISD.

HR 785 (by Leach), Congratulating Jon King on being named the 2021 Teacher of the Year at the Lowery Freshman Center in Allen ISD.

HR 787 (by Goldman), Congratulating Judy Taylor on her selection as the 2020-2021 Teacher of the Year at Southwest High School in Fort Worth.

HR 788 (by Goldman), Congratulating Ava Moreno on being named the 2020-2021 Teacher of the Year at Benbrook Elementary School in the Fort Worth Independent School District.

HR 792 (by Ramos), Congratulating Jodie Nguyen on graduating as salutatorian of the Berkner High School STEM Academy Class of 2021.

HR 793 (by Ramos), Congratulating Sydney Villaruel on graduating as valedictorian of the Berkner High School STEM Academy Class of 2021.

HR 795 (by Sherman), Congratulating Jackie Edwards Jr. of Scouts BSA Troop No. 215 in Lockhart on achieving the rank of Eagle Scout.

HR 796 (by Price and Kacal), Recognizing May 6, 2021, as National Day of Prayer in Texas.

HR 799 (by Price and Smithee), Commemorating the 50th anniversary of Meals on Wheels of Amarillo.

HR 800 (by Leach), Congratulating Dr. Tom Johnson on his retirement.

HR 801 (by Price), Congratulating the Bushland High School volleyball team on winning the 2020 UIL 3A state championship.

HR 804 (by Ellzey), Congratulating the Waxahachie High School boys' basketball team on its success during the 2020-2021 season.

HR 805 (by Ellzey), Congratulating the Waxahachie High School Cherokee Charmers precision dance and drill team.

HR 806 (by Ellzey), Congratulating Lonnie Gaylor on being selected as one of the top 100 Texas high school basketball coaches of all time by the UIL.

HR 807 (by Ellzey), Congratulating the Ennis High School football team on a successful 2020 season.

HR 810 (by Ellzey), Congratulating Ellis County Constable Terry Nay on his retirement.

HR 811 (by Ellzey), Honoring the Waxahachie Independent School District for its service to area youth.

HR 812 (by Ellzey), Honoring the Midlothian Independent School District for its service to area youth.

HR 813 (by Ellzey), Honoring Ennis ISD for its service to area youth.

HR 814 (by Ellzey), Honoring the Red Oak Independent School District for its service to area youth.

HR 815 (by Ellzey), Honoring Ferris ISD for its service to area youth.

HR 816 (by Ellzey), Honoring Maypearl ISD for its service to area youth.

HR 817 (by Ellzey), Honoring Italy ISD for its service to area youth.

HR 818 (by Ellzey), Honoring Milford ISD for its service to area youth.

HR 819 (by Herrero), Congratulating Evan Hsiang of W. B. Ray High School in Corpus Christi on becoming the top scorer in Texas and the nation in the 2021 United States Academic Decathlon.

HR 820 (by E. Morales), Congratulating the Pecos High School girls' powerlifting team on its performance at the 2021 THSWPA state meet.

HR 823 (by Huberty), Honoring Emma Brinsden for her service as a legislative intern in the office of State Representative Dan Huberty during the 87th Legislative Session.

HR 824 (by Huberty), Commending Elizabeth Mathews for her service as a legislative intern in the office of State Representative Dan Huberty during the 87th Legislative Session.

HR 825 (by Huberty), Commending Ben Baker-Katz for his service as a legislative intern in the office of State Representative Dan Huberty.

HR 826 (by Button, Vo, Wu, Jetton, and Paul), Recognizing May 2021 as Asian American and Pacific Islander Heritage Month.

HR 828 (by Fierro), Honoring Pastor Michael Grady of Prince of Peace Christian Fellowship for his service to the El Paso community.

HR 829 (by Fierro), Congratulating SSG Manuel R. Puentes Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 830 (by Fierro), Congratulating Hurshel Antwine Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 831 (by Fierro), Congratulating Socorro High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 832 (by Fierro), Congratulating Cactus Trails Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 833 (by Fierro), Congratulating John Drugan School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 834 (by Fierro), Congratulating Myrtle Cooper Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 835 (by Fierro), Congratulating OShea Keleher Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 836 (by Fierro), Congratulating Escontrias Early Childhood Center in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 837 (by Fierro), Congratulating Elfida P. Chavez Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 838 (by Fierro), Congratulating Loma Verde Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 839 (by Fierro), Congratulating Chester Jordan Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 840 (by Fierro), Congratulating Vista Del Sol Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 841 (by Fierro), Congratulating El Dorado High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 842 (by Fierro), Congratulating Socorro Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 843 (by Fierro), Congratulating Campestre Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 844 (by Fierro), Congratulating Sgt. Jose F. Carrasco Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 845 (by Fierro), Congratulating Capt. Walter E. Clarke Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 846 (by Fierro), Congratulating Col. John O. Ensor Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 847 (by Fierro), Congratulating Montwood Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 848 (by Fierro), Congratulating Salvador H. Sanchez Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 849 (by Fierro), Congratulating Escontrias Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 850 (by Fierro), Congratulating Purple Heart Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 851 (by Fierro), Congratulating Helen Ball Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 852 (by Fierro), Congratulating Benito Martinez Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 853 (by Fierro), Congratulating Pebble Hills High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 854 (by Fierro), Congratulating William D. Slider Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 855 (by Fierro), Congratulating Hueco Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 856 (by Fierro), Congratulating Bill Sybert School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 857 (by Fierro), Congratulating Sierra Vista Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 858 (by Fierro), Congratulating H. D. Hilley Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 859 (by Fierro), Congratulating Paso Del Norte Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 860 (by Fierro), Congratulating Sun Ridge Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 861 (by Fierro), Congratulating Americas High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 862 (by Fierro), Congratulating Dr. Sue A. Shook Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 863 (by Fierro), Congratulating Montwood High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 864 (by Fierro), Congratulating Mission Early College High School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 865 (by Fierro), Congratulating Sgt. Roberto Ituarte Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 866 (by Fierro), Congratulating Lujan-Chavez Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 867 (by Fierro), Congratulating James P. Butler Elementary School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 868 (by Fierro), Congratulating Spec. Rafael Hernando III Middle School in Socorro ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 869 (by Fierro), Congratulating Captain John L. Chapin High School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 870 (by Fierro), Congratulating Milam Elementary School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 871 (by Patterson), Recognizing Representative Andrew Murr's moustache as the Official Moustache of the House of Representatives of the 87th Texas Legislature.

HR 872 (by E. Morales), Commemorating the 150th anniversary of Pecos County.

HR 874 (by E. Morales), Congratulating Tristen Licon on his achievements as a member of the Sul Ross State University men's basketball team.

HR 876 (by Ortega), Congratulating Jacob Halter of El Paso on attaining the rank of Eagle Scout.

HR 877 (by Huberty), Commending Makenna Moser for her service as a legislative intern in the office of State Representative Dan Huberty.

SCR 10 (Morrison - House Sponsor), Honoring the heroism and sacrifice of Refugio High School graduate and Congressional Medal of Honor recipient Lloyd Herbert "Pete" Hughes Jr.

SCR 13 (Paddie - House Sponsor), Congratulating the Carthage High School football team on winning the 2020 UIL 4A Division 2 state championship.

SCR 14 (Hefner - House Sponsor), Congratulating the Lindale High School band on winning the 4A championship at the 2020 UIL State Military Class Marching Band Contest.

SCR 35 (Hefner - House Sponsor), Commemorating the 100th anniversary of American Legion Luckett Cochran Post 296 in Mineola.

SCR 40 (Smith - House Sponsor), Commending Mary Nan Story, Aurelia Holcomb, Mary Reed, Cathy Rains, and Martha Mears for their many years of service to the Texoma Exposition and Livestock Show.

The resolutions were adopted.

The following memorial resolutions were laid before the house:

HCR 87 (by Darby, Ashby, Bailes, Howard, et al.), In memory of former state representative John Clifford Otto.

HCR 97 (by Cyrier), In memory of Brandon Keith White of Fort Davis.

HCR 98 (by Cyrier), In memory of Dewey Douglas Stockbridge of Alpine.

HCR 99 (by Cyrier), In memory of Robert Otto Dittmar II of Kerrville.

HR 730 (by Fierro), In memory of George Ira Leeser of El Paso. (Leman recorded voting no.)

HR 744 (by Anderson), In memory of Jerry Don Noles of McGregor.

HR 745 (by Dutton), In memory of Robert Warren McGowan of Houston.

HR 749 (by Raney), In memory of Judge William Thomas McDonald Jr. of Bryan.

HR 750 (by Price and Smithee), In memory of Joseph Robert "Joe Bob" McCartt of Amarillo.

HR 751 (by Price and Smithee), In memory of Roger Fenlaw of Amarillo.

HR 760 (by Fierro), In memory of El Paso Community College professor Dr. Dominic I. Lannutti.

HR 761 (by Price and Smithee), In memory of Edward K. Norfleet Jr. of Amarillo.

HR 762 (by Price), In memory of Billie Faye Schumacher.

HR 767 (by Spiller), In memory of John Edward Fortenberry of Valley View.

HR 769 (by Price), In memory of E. J. "Jeep" Webb of Borger.

HR 770 (by Buckley), In memory of U.S. Army Colonel (Ret.) and former Killeen mayor Raul Gabriel Villaronga.

HR 771 (by Buckley), In memory of Johnny Douglas Carnes of Harker Heights.

HR 772 (by Dominguez), In memory of Daniel "Danny" William Tower of New Braunfels.

HR 786 (by Price and Smithee), In memory of Dr. Dale Alvin Roller of Amarillo.

HR 789 (by Goldman), In memory of Captain Randal Dwayne Robinson of the Fort Worth Fire Department.

HR 790 (by Hunter), In memory of Vincent Joseph Weber of Port Lavaca.

HR 791 (by Hunter), In memory of Mary Ellen Weber.

HR 794 (by Sherman), In memory of the Reverend Dr. James Lyonel Davis Sr. of Dallas.

HR 797 (by Guillen), In memory of Angelina Reyes Ortega of El Paso.

HR 798 (by Guillen), In memory of Willacy County Commissioner Oscar De Luna.

HR 802 (by Ellzey), In memory of George Reid Simmons of Waxahachie.

HR 803 (by Ellzey), In memory of retired U.S. Air Force Master Sergeant Herbert Lenvil Critser of Midlothian.

HR 808 (by Ellzey), In memory of Patricia Ann King of Kemp.

HR 809 (by Ellzey), In memory of Pedro Piñon of Waxahachie.

HR 821 (by E. Morales), In memory of Caroline Virginia Ellwood Sullivan of San Antonio.

HR 822 (by Ashby), In memory of Patricia Evans Dickey.

HR 827 (by Wu), In memory of Willie Lee Dixon Jr. of Spring.

HR 873 (by Geren), In memory of Charles Beggs Moncrief.

HR 875 (by Geren), In memory of Robert William "Bobby" Brown of Fort Worth.

HR 878 (by E. Morales), In memory of Rosalinda P. Morin of Del Rio.

SCR 15 (Hefner - House Sponsor), In memory of Everette Wayne "Skip" McBride of Mount Pleasant.

SCR 16 (Hefner - House Sponsor), In memory of Bill W. Daniel of Mount Pleasant.

SCR 19 (VanDeaver - House Sponsor), In memory of Eddie Garner Clement of Paris, Texas.

SCR 25 (Hefner - House Sponsor), In memory of the Honorable Arthur L. Fort of Longview.

SCR 36 (Hefner - House Sponsor), In memory of Noble Grace Cammack of Longview.

The resolutions were unanimously adopted by a rising vote.

(Speaker pro tempore in the chair)

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business in the district:

Klick on motion of Vasut.

Lopez on motion of Reynolds.

COMMITTEE MEETING ANNOUNCEMENT

At 9:47 a.m., the following committee meeting was announced:

Environmental Regulation, upon final adjournment or during bill referral, if permission is granted, today, 1W.14, for a formal meeting, to consider pending and referred business.

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR SECOND READING

The following bills were laid before the house, read second time, and passed to engrossment or third reading (members registering votes are shown following the caption), and the following resolutions were laid before the house on committee report:

HB 72 (by Reynolds, Stephenson, and Jetton), A bill to be entitled An Act relating to the power of certain counties to enact certain park use rules. (Anderson, Ashby, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Paul, Schaefer, Shine, Smithee, E. Thompson, VanDeaver, and Vasut recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 355 (by Lopez, Morales Shaw, Reynolds, et al.), A bill to be entitled An Act relating to providing notice to a state representative and senator of an administrative penalty assessed by the Texas Commission on Environmental Quality. (Bonnen, Goldman, Landgraf, Metcalf, Murr, and Slaton recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 440 (by J.E. Johnson and Guillen), A bill to be entitled An Act relating to health benefit coverage for hearing aids for children and adults. (Biedermann, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Harris, Holland, Krause, Middleton, Noble, Schaefer, Shaheen, Slaton, Spiller, Tinderholt, VanDeaver, and Vasut recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 505 (by White), A bill to be entitled An Act relating to the sale of fireworks on and before the Labor Day holiday in certain counties. (C. Bell, K. Bell, Dean, Harless, Murr, Noble, and Patterson recorded voting no.)

HB 663 (by Cortez and Guillen), A bill to be entitled An Act relating to the eligibility of certain at-risk developments to receive low income housing tax credits. (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cook, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Hull, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Patterson, Paul, Schaefer, Shaheen, Shine, Slaton, Slawson, Smithee, Spiller, Swanson, E. Thompson, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 681 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 721 (by Wilson), A bill to be entitled An Act relating to the release to mandatory supervision of certain inmates confined in a county jail. (Bonnen, Goldman, Landgraf, Metcalf, Murr, and Ramos recorded voting no.)

CSHB 827 (by Huberty, et al.), A bill to be entitled An Act relating to the disclosure of vehicle speed information to a law enforcement agency by an entity that operates a toll project. (Buckley, Burns, Cain, Clardy, Cyrier, Gates, Harris, Holland, Krause, Landgraf, Leman, Middleton, Murr, VanDeaver, and Vasut recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 998 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

SB 635 (Lucio - House Sponsor), in lieu of **HB 1023**, A bill to be entitled An Act relating to the terms and qualifications of the members of the port commission of, and the powers, duties, and territory of, the Port of Harlingen

Authority; authorizing the imposition of a tax. (Allison, C. Bell, K. Bell, Bonnen, Burns, Burrows, Cain, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Shine, Slaton, Smithee, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

Representative Guillen moved to lay **HB 1023** on the table subject to call, and the motion prevailed.

CSHB 1133 (by Clardy), A bill to be entitled An Act relating to an election to revoke a county equalization tax imposed in certain counties. (Buckley, Burns, Cain, Cyrier, Dean, Gates, Harris, Holland, Krause, Leman, Middleton, Patterson, VanDeaver, and Vasut recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 1208 (by Guillen), A bill to be entitled An Act relating to a state employment preference for certain individuals who reside with veterans with a disability. (Buckley, Burns, Burrows, Cain, Clardy, Cyrier, Gates, Harris, Hefner, Holland, Krause, Middleton, Murr, Noble, Shaheen, Slawson, VanDeaver, Vasut, and Wilson recorded voting no.) (Leach, Swanson, and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

The chair moved **HB 1278** until the end of today's local, consent, and resolutions calendar.

CSHB 1308 (by M. González), A bill to be entitled An Act relating to the establishment of a task force to conduct a comprehensive study on best practice standards for the confinement of pregnant prisoners in county jails. (Anderson, Ashby, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Craddick, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Parker, Paul, Price, Schaefer, Shaheen, Shine, Slawson, Smithee, E. Thompson, VanDeaver, Vasut, and Wilson recorded voting no.) (Leach and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 479 (VanDeaver - House Sponsor), in lieu of **HB 1414**, A bill to be entitled An Act relating to the powers of the TexAmericas Center, including its authority to issue bonds. (Allison, Anderson, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Cason, Clardy, Craddick, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Schaefer, Shaheen, Shine, Slaton, Smithee, Swanson, Vasut, and Wilson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

Representative VanDeaver moved to lay **HB 1414** on the table subject to call, and the motion prevailed.

CSHB 1456 (by Herrero), A bill to be entitled An Act relating to the operations of the Nueces County Hospital District, including the operations of a health care provider participation program administered by the district. (Ashby, C. Bell, K. Bell, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cyrier, Dean, Gates, Geren, Harris, Hefner, Holland, Hunter, Krause, Lambert, Leach, Leman, Middleton, Patterson, Shaheen, Shine, Slaton, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1493 was withdrawn. (The bill was read second time and passed to engrossment at the end of today's local, consent, and resolutions calendar.)

CSHB 1526 (by Kuempel), A bill to be entitled An Act relating to cemeteries in certain municipalities. (Cason and Patterson recorded voting no.)

HB 1618 (by Leman), A bill to be entitled An Act relating to the number of signatures required on a petition filed in connection with an election to create certain hospital districts. (Dean, Patterson, and Wilson recorded voting no.)

HB 1659 (by Murphy), A bill to be entitled An Act relating to the amendment of a residential subdivision's declaration to affect certain types of property located in the subdivision. (Leach, Patterson, and Schaefer recorded voting no.)

HB 1756 (by Burns), A bill to be entitled An Act relating to county appropriations to historical foundations or organizations. (Biedermann, Metcalf, Murr, Patterson, and Schaefer recorded voting no.)

CSHB 1932 (by S. Thompson and Bailes), A bill to be entitled An Act relating to notice of available alternatives to the lapse or surrender of a life insurance policy. (Ashby, Biedermann, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cook, Cyrier, Dean, Gates, Geren, Harris, Hefner, Holland, Krause, Lambert, Leman, Middleton, Patterson, Shaheen, Shine, Slaton, Slawson, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1998 (by Lucio and Martinez), A bill to be entitled An Act relating to weight limitations for liquefied petroleum gas motor vehicles. (Leach and Patterson recorded voting no.)

HB 2036 (by J.E. Johnson, Patterson, and Vo), A bill to be entitled An Act relating to the definition of close relative of a deceased victim for purposes of certain laws relating to the release of an inmate on parole or to mandatory supervision. (Biedermann, Harless, Swanson, and Tinderholt recorded voting no.)

HB 2048 (by Krause), A bill to be entitled An Act relating to the criminal offense of passing certain vehicles on a highway. (Ashby, Buckley, Burrows, Cain, Clardy, Cyrier, Darby, Dean, Gates, Geren, Harris, Hefner, Holland,

Lambert, Leman, Middleton, Murr, Schaefer, Shine, Slaton, Vasut, and Wilson recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 2091 (by Walle), A bill to be entitled An Act relating to the redesignation and authority of the Harris County Board of Protective Services for Children and Adults. (C. Bell, K. Bell, and Tinderholt recorded voting no.)

HB 2203 (by Romero), A bill to be entitled An Act relating to the powers of certain regional transportation authorities. (Anderson, Ashby, Bonnen, Burns, Burrows, Cain, Cason, Cyrier, Gates, Geren, Goldman, Harris, Hefner, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Paul, Schaefer, Shaheen, Shine, Slaton, E. Thompson, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2214 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 2220 (by Canales), A bill to be entitled An Act relating to a contract between a private vendor and the Texas Department of Motor Vehicles for certain license plate services. (Patterson recorded voting no.)

HB 2236 (by Hernandez, Coleman, J.D. Johnson, and Thierry), A bill to be entitled An Act relating to the authority of a county to adopt a land bank program. (Buckley, Burns, Burrows, Cain, Cason, Clardy, Cyrier, Gates, Harris, Hefner, Holland, Hull, Krause, Leman, Middleton, Patterson, Shaheen, Slaton, Spiller, Swanson, VanDeaver, Vasut, and Wilson recorded voting no.) (Leach and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

Amendment No. 1

Representative Hernandez offered the following amendment to **HB 2236**:

Amend **HB 2236** (house committee printing) on page 2 as follows:

(1) On line 12, between "county" and "may", insert "with a population of more than four million".

(2) Strike lines 21-26 and substitute the following:

(c) A land bank program established under this chapter may not operate in a municipality that operates a land bank as a local government corporation under Subchapter D, Chapter 431, Transportation Code, or that has adopted an urban land bank program under any other provision of this code.

Amendment No. 1 was adopted.

HB 2238 (by Krause), A bill to be entitled An Act relating to notice prohibiting hunting on or over certain submerged land. (Patterson and Slaton recorded voting no.)

CSHB 2361 (by Landgraf and Reynolds), A bill to be entitled An Act relating to the new technology implementation grant program administered by the Texas Commission on Environmental Quality. (Buckley, Burrows, Cain, Clardy, Cyrier, Gates, Harris, Hefner, Holland, Krause, Leman, Metcalf, Middleton, Patterson, Schaefer, Shaheen, Swanson, Tinderholt, Vasut, and Wilson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 2367 (by Harris), A bill to be entitled An Act relating to the use of license plates equipped with integrated circuit technology. (Leach, Murr, Patterson, Ramos, and Schaefer recorded voting no.)

HB 2382 (by Moody), A bill to be entitled An Act relating to the use of a broker for the sale of real property by the El Paso County Hospital District. (Anderson, Burns, Metcalf, Murr, Patterson, Paul, Schaefer, E. Thompson, Tinderholt, and VanDeaver recorded voting no; Holland recorded voting present, not voting.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1367 (Oliverson - House Sponsor), in lieu of **HB 2547**, A bill to be entitled An Act relating to the regulation of commercial property and casualty insurance and insurance for certain large risks. (Leach, Patterson, and Ramos recorded voting no.)

Representative Harris moved to lay **HB 2547** on the table subject to call, and the motion prevailed.

HB 2580 (by Leach), A bill to be entitled An Act relating to the operation and administration of the State Office of Administrative Hearings, including procedures during a declared disaster and the use of videoconferencing technology to conduct administrative hearings. (Wilson recorded voting no.)

SB 1212 (K. King - House Sponsor), in lieu of **HB 2768**, A bill to be entitled An Act relating to the composition of the board of directors of the Booker Hospital District. (Patterson and Schaefer recorded voting no.)

Representative K. King moved to lay **HB 2768** on the table subject to call, and the motion prevailed.

HB 2827 (by M. González), A bill to be entitled An Act relating to the transfer to the Texas Higher Education Coordinating Board of certain responsibilities relating to postsecondary education and career counseling. (Bonnen, Burns, Burrows, Cook, Cyrier, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Paul, Schaefer, Shaheen, Slawson, E. Thompson, VanDeaver, Vasut, and Wilson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2847 (by Geren), A bill to be entitled An Act relating to the authority of the Tarrant County Hospital District or a nonprofit corporation formed by the district regarding certain technology or intellectual property owned by or licensed to the district or corporation. (Leach, Patterson, and Schaefer recorded voting no.)

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 13).

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR
(consideration continued)

HB 2857 (by Frullo), A bill to be entitled An Act relating to certain information regarding taxpayers subject to an audit that is provided to members of the public. (Biedermann, Bonnen, Burns, Goldman, Landgraf, Leach, Metcalf, Murr, Patterson, Schaefer, VanDeaver, and Wilson recorded voting no.)

SB 863 (Hull - House Sponsor), in lieu of **HB 2985**, A bill to be entitled An Act relating to the temporary relocation of a residential child-care facility during a declared state of disaster. (Dean recorded voting no.)

Representative Hull moved to lay **HB 2985** on the table subject to call, and the motion prevailed.

CSHB 3002 (by Burns, Collier, Tinderholt, Crockett, and C. Turner), A bill to be entitled An Act relating to a merchant allowing a person suspected of committing or attempting to commit theft to complete a theft education program. (Slawson recorded voting no.)

HB 3045 (by Hull), A bill to be entitled An Act relating to financial regulation of certain life, health, and accident insurers and health maintenance organizations. (Cyrier and Ramos recorded voting no.)

CSHB 3051 (by S. Thompson), A bill to be entitled An Act relating to authorization for the creation of a county ethics commission in certain counties. (Anderson, Bonnen, Buckley, Burns, Burrows, Cain, Cason, Clardy, Craddick, Cyrier, Gates, Goldman, Harless, Harris, Hefner, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3057 (by Gervin-Hawkins), A bill to be entitled An Act relating to the regulation of licensed dog and cat breeders. (Anderson, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Patterson, Paul, Sanford, Schaefer, Slaton, Slawson, Swanson, E. Thompson, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

Amendment No. 1

Representative Gervin-Hawkins offered the following amendment to **HB 3057**:

Amend **HB 3057** (house committee report) on page 1 as follows:

(1) On line 10, between "name" and "of", insert "and license number".

(2) On line 13, strike "and".

(3) On line 14, between "breeder" and the underlined period, insert the following:

; and

(6) a statement adopted by commission rule advising that dog and cat breeders are regulated by the department and including the department's name, mailing address, telephone numbers, and Internet website address

(4) Strike lines 16 through 18 and substitute "sale.".

Amendment No. 1 was adopted.

HB 3078 (by Bailes, Guillen, and Murr), A bill to be entitled An Act relating to the registration of certain motor vehicles as farm or ranch vehicles. (Cason and Patterson recorded voting no.)

HB 3097 (by Stephenson, Jetton, and Reynolds), A bill to be entitled An Act relating to entitlement of certain municipalities to receive tax revenue from certain establishments located near a hotel and convention center project. (Allison, C. Bell, K. Bell, Biedermann, Burns, Cain, Cason, Cyrier, Dean, Gates, Harris, Krause, Leach, Leman, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Slaton, Tinderholt, VanDeaver, and Vasut recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3130 (by Capriglione), A bill to be entitled An Act relating to state agency contracts for Internet application development. (Leach and Patterson recorded voting no.)

HB 3207 (by Herrero, Anchia, Parker, Capriglione, and Stephenson), A bill to be entitled An Act relating to preventing the loss of benefits by certain retirees of the Teacher Retirement System of Texas who resume service during a declared disaster.

CSHB 3217 (by Harris), A bill to be entitled An Act relating to the authority of certain counties to impose a hotel occupancy tax and the use of revenue from that tax. (Allison, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cyrier, Darby, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Slaton, Swanson, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 3289 (by M. González), A bill to be entitled An Act relating to the penalties for a violation of a quarantine or rule to protect pecans or pecan trees from diseases or pests; increasing civil penalties. (Allison, Anderson, Ashby, Bonnen, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cook, Craddick, Darby, Dean, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Paul, Price, Sanford, Schaefer, Shaheen, Shine, Slawson, Smithee, Swanson,

E. Thompson, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3399 (by Ortega and Lopez), A bill to be entitled An Act relating to the authority of the Texas Department of Transportation to provide road services on federal military property. (Patterson recorded voting no.)

CSHB 3408 (by Goldman), A bill to be entitled An Act relating to the regulation of motor fuel metering devices and motor fuel quality. (Biedermann and Patterson recorded voting no.)

HB 3415 (by Goldman), A bill to be entitled An Act relating to the authority of certain counties to require photo identification to file certain documents with the county clerk. (Patterson recorded voting no.)

SB 1280 (Anchia - House Sponsor), in lieu of **HB 3443**, A bill to be entitled An Act relating to certain provisions of The Securities Act for which a person offering or selling a security may be held liable to a person buying the security. (Bonnen, Burns, Goldman, Landgraf, Leach, Metcalf, Murr, Patterson, E. Thompson, and VanDeaver recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

Representative Anchia moved to lay **HB 3443** on the table subject to call, and the motion prevailed.

CSHB 3452 (by White), A bill to be entitled An Act relating to granting limited state law enforcement authority to certain federal special agents. (Bonnen, Buckley, Burns, Cain, Cason, Clardy, Cyrier, Gates, Goldman, Harris, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Murr, Ramos, Schaefer, Shaheen, Slaton, Swanson, Tinderholt, VanDeaver, and Vasut recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3486 (by S. Thompson), A bill to be entitled An Act relating to an agreement with a private entity for dynamic message signs used in certain statewide alert systems. (Anderson, Bonnen, Burns, Goldman, Landgraf, Leach, Metcalf, Murr, Paul, Schaefer, Spiller, E. Thompson, and VanDeaver recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 3510 (by Lambert, Guillen, et al.), A bill to be entitled An Act relating to work from remote locations by certain employees of certain entities licensed by the Office of Consumer Credit Commissioner. (Bonnen, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Harris, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Slaton, VanDeaver, and Vasut recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3522 (by Hunter), A bill to be entitled An Act relating to the requirement that certain persons taking oysters on a licensed commercial oyster boat obtain a commercial fisherman's license. (Cason, Patterson, Slaton, and Tinderholt recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3530 (by Moody), A bill to be entitled An Act relating to the nonsubstantive revision of certain local laws concerning water and wastewater special districts, including a conforming amendment. (Harless and Patterson recorded voting no.)

HB 3564 (by Paul), A bill to be entitled An Act relating to the authority of the Texas Department of Insurance to rescind a certificate of compliance issued for an improvement for purposes of coverage through the Texas Windstorm Insurance Association. (Leach, Patterson, and Schaefer recorded voting no.)

CSHB 3571 (by Bonnen, et al.), A bill to be entitled An Act relating to the regulation of security measures by a property owners' association. (Cook and Patterson recorded voting no.)

HB 3606 (by Leach and Rodriguez), A bill to be entitled An Act relating to the provision of vocational training to inmates confined in a Texas Department of Criminal Justice transfer facility.

HB 3607 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 3617 (by Anchia), A bill to be entitled An Act relating to certain qualifications and requirements of licensed mortgage companies and the regulation of the Department of Savings and Mortgage Lending. (Dean, Leach, Patterson, Schaefer, Slaton, Spiller, Tinderholt, and Wilson recorded voting no.)

HB 3618 (by Oliverson), A bill to be entitled An Act relating to the comptroller's rulemaking authority under the Insurance Code. (Craddick, Noble, Patterson, Schaefer, and Slaton recorded voting no.)

CSHB 3622 (by Hefner and Cook), A bill to be entitled An Act relating to the eligibility of certain physicians to provide and receive remuneration for workers' compensation health care services. (Patterson recorded voting no.)

CSHB 3642 (by Parker), A bill to be entitled An Act relating to the sale of alcoholic beverages in areas annexed by certain municipalities. (Dean and Patterson recorded voting no.)

CSHB 3665 (by Ordaz Perez), A bill to be entitled An Act relating to expanding the definition of bicycle to include modifications necessary for adaptive riding by persons with disabilities. (Anderson, Bonnen, Buckley, Burns, Cain, Clardy, Gates, Goldman, Harris, Holland, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Paul, Schaefer, Shaheen, VanDeaver, Vasut, and Wilson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3684 (by Bonnen), A bill to be entitled An Act relating to the continuation of the windstorm insurance legislative funding and funding structure oversight board and to studies relating to the Texas Windstorm Insurance Association and the Fair Access to Insurance Requirements Plan. (Noble and Patterson recorded voting no.)

HB 3688 (by Anderson, Guillen, E. Morales, Lozano, M. González, et al.), A bill to be entitled An Act relating to the confidentiality of the identity of certain landowners who participate in a State Soil and Water Conservation Board program to manage or eradicate an invasive species. (Cason, Patterson, and Spiller recorded voting no.)

HB 3689 (by Cortez), A bill to be entitled An Act relating to the appeal of rates charged for water or sewer service by certain retail public utilities. (Bonnen, Burns, Goldman, Landgraf, Metcalf, Murr, Patterson, Paul, Schaefer, Tinderholt, VanDeaver, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3756 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 3794 (by Geren), A bill to be entitled An Act relating to oil and gas liens. (Patterson recorded voting no.)

Amendment No. 1

Representative Geren offered the following amendment to **HB 3794**:

Amend **HB 3794** (house committee printing) as follows:

(1) On page 1, strike lines 4-15 and substitute the following:

SECTION 1. Section 9.109(d), Business & Commerce Code, is amended to read as follows:

(d) This chapter does not apply to:

(1) a landlord's lien, other than an agricultural lien;

(2) a lien, other than an agricultural lien, given by statute or other rule of law for services or materials, but Section 9.333 applies with respect to priority of the lien;

(3) an assignment of a claim for wages, salary, or other compensation of an employee;

(4) a sale of accounts, chattel paper, payment intangibles, or promissory notes as part of a sale of the business out of which they arose;

(5) an assignment of accounts, chattel paper, payment intangibles, or promissory notes that is for the purpose of collection only;

(6) an assignment of a right to payment under a contract to an assignee that is also obligated to perform under the contract;

(7) an assignment of a single account, payment intangible, or promissory note to an assignee in full or partial satisfaction of a preexisting indebtedness;

(8) a transfer of an interest in or an assignment of a claim under a policy of insurance, other than an assignment by or to a health care provider of a health-care-insurance receivable and any subsequent assignment of the right to payment, but Sections 9.315 and 9.322 apply with respect to proceeds and priorities in proceeds;

(9) an assignment of a right represented by a judgment, other than a judgment taken on a right to payment that was collateral;

(10) a right of recoupment or set-off, but:

(A) Section 9.340 applies with respect to the effectiveness of rights of recoupment or set-off against deposit accounts; and

(B) Section 9.404 applies with respect to defenses or claims of an account debtor;

(11) the creation or transfer of an interest in or lien on real property, including a lease or rents, as defined by Section 64.001, Property Code, the interest of a vendor or vendee in a contract for deed to purchase an interest in real property, or the interest of an optionor or optionee in an option to purchase an interest in real property, except to the extent that provision is made for:

(A) liens on real property in Sections 9.203 and 9.308;

(B) fixtures in Section 9.334;

(C) fixture filings in Sections 9.501, 9.502, 9.512, 9.516, and 9.519; and

(D) security agreements covering personal and real property in Section 9.604;

(12) an assignment of a claim arising in tort, other than a commercial tort claim, but Sections 9.315 and 9.322 apply with respect to proceeds and priorities in proceeds; [~~or~~]

(13) an assignment of a deposit account, other than a nonnegotiable certificate of deposit, in a consumer transaction, but Sections 9.315 and 9.322 apply with respect to proceeds and priorities in proceeds; or

(14) an oil and gas lien arising under Chapter 67, Property Code.

(2) On page 4, line 16, between "person" and "owning", insert ", including a transferee interest owner,".

(3) On page 4, line 18, strike "The term includes a transferee interest owner.".

(4) On page 8, line 9, between "gas" and the underlined period, insert the following:

production, but the lien does not continue to attach to the production after the production is sold by the first purchaser, unless the first subsequent purchaser:

(1) is an affiliate of the first purchaser; or

(2) has actual knowledge, not constructive notice or inquiry notice, that the first purchaser has not paid the interest owner or representative first entitled to receive the sales price

(5) On page 15, line 11, strike "Section" and substitute "Sections 9.203(j) and".

(6) On page 15, line 11, strike "is" and substitute "are".

Amendment No. 1 was adopted.

HB 3800 (by Darby), A bill to be entitled An Act relating to the release of a reversionary interest in certain real property by the Health and Human Services Commission and conditions related to that release. (Bonnen, Burns, Goldman, Landgraf, Metcalf, Murr, Patterson, Schaefer, E. Thompson, and VanDeaver recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3817 (by Hunter), A bill to be entitled An Act relating to the procedure for conducting surveys of public land, including the requirements regarding field notes and coordinate systems. (Patterson recorded voting no.)

HB 3856 (by Rogers), A bill to be entitled An Act relating to administrative penalties imposed by the Texas Animal Health Commission. (Biedermann, Bonnen, Buckley, Cain, Cason, Clardy, Cook, Cyrier, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Slaton, Tinderholt, and Vasut recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 3971 (by Meyer), A bill to be entitled An Act relating to the appraisal for ad valorem tax purposes of residential real property located in a designated historic district. (Patterson recorded voting no.)

CSHB 4016 (by Kuempel, Darby, Fierro, and Geren), A bill to be entitled An Act relating to operating agreements between holders of a distiller's and rectifier's permit and certain alcoholic beverage permit holders. (Patterson recorded voting no.)

Amendment No. 1

Representative Kuempel offered the following amendment to **CSHB 4016**:

Amend **CSHB 4016** (house committee report) as follows:

(1) On page 1, line 19, strike "and".

(2) On page 1, line 21, strike the underlined period and substitute ";".

(3) On page 1, between lines 21 and 22, insert the following:

(5) sell the finished products in this state to holders of wholesaler's permits and to authorized wholesalers and manufacturers outside the state;

(6) purchase distilled spirits, to be used only for manufacturing or rectification purposes, from holders of nonresident seller's permits or distiller's and rectifier's permits; and

(7) sell bulk alcohol produced by the permit holder for purposes described by Section 38.01.

(4) On page 2, line 21, strike "and".

(5) On page 2, line 23, strike the underlined period and substitute "; and".

(6) On page 2, between lines 23 and 24, insert the following:

(5) sell the finished products in this state to holders of distiller's and rectifier's permits and holders of wholesaler's permits and to authorized wholesalers and manufacturers outside the state.

Amendment No. 1 was adopted.

CSHB 4030 (by Smithee), A bill to be entitled An Act relating to the licensing and regulation of insurance professionals. (Bonnen, Buckley, Burns, Cain, Cason, Clardy, Goldman, Landgraf, Metcalf, Murr, Patterson, Schaefer, and VanDeaver recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4085 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 4182 (by C. Turner), A bill to be entitled An Act relating to the employment status of certain remote service workers. (Anderson, Bonnen, Burns, Cook, Goldman, Harless, Landgraf, Leach, Metcalf, Murr, Noble, Patterson, Paul, Schaefer, Slawson, E. Thompson, and VanDeaver recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4184 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 4202 (by Rose), A bill to be entitled An Act relating to including work colleges in the TexShare library consortium. (Patterson recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 4204 (by Guillen and T. King), A bill to be entitled An Act relating to a study and report on the water level of Falcon Lake in Zapata and Starr Counties. (Ashby, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cyrier, Darby, Dean, Geren, Harris, Hefner, Holland, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Shine, Smithee, Spiller, Tinderholt, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4220 (by Kuempel), A bill to be entitled An Act relating to the composition of the juvenile board of Guadalupe County. (Patterson recorded voting no.)

CSHB 4315 (by Craddick), A bill to be entitled An Act relating to the eligibility of certain county assessor-collectors to serve on the board of directors of an appraisal district. (Leach, Patterson, and Schaefer recorded voting no.)

CSHB 4544 (by Swanson), A bill to be entitled An Act relating to providing children committed to the Texas Juvenile Justice Department with state-issued identification on discharge or release.

HB 4570 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 4573 (by Metcalf), A bill to be entitled An Act relating to the effect of municipal annexation of territory in the City of Conroe Municipal Management District No. 3. (Allison, C. Bell, K. Bell, Buckley, Burns, Cain, Cason, Clardy, Cyrier, Gates, Harris, Holland, Krause, Middleton, Patterson, Shaheen, VanDeaver, and Vasut recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4574 (by Metcalf), A bill to be entitled An Act relating to the effect of municipal annexation of territory in the Roman Forest Public Utility District No. 3. (Allison, C. Bell, K. Bell, Buckley, Burns, Cain, Cason, Clardy, Cyrier, Gates, Harris, Holland, Krause, Middleton, Patterson, Shaheen, VanDeaver, and Vasut recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4577 (by Deshotel), A bill to be entitled An Act relating to the authority of the Chambers County Improvement District No. 1 to issue bonds and impose certain taxes or assessments. (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burns, Cain, Cason, Clardy, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harris, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Smithee, E. Thompson, Tinderholt, VanDeaver, and Vasut recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4578 (by Rogers), A bill to be entitled An Act relating to the creation of the Lakeview Point Municipal Utility District of Palo Pinto County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, C. Bell, K. Bell, Cason, Darby, Dean, Geren, Holland, Lambert, Leach, Noble, Patterson, Schaefer, Shine, Slaton, Smithee, and Tinderholt recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4592 (by Oliverson), A bill to be entitled An Act relating to the creation of the Harris County Water Control and Improvement District No. 164; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, C. Bell, K. Bell, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cyrier, Darby, Gates, Geren, Harris, Hefner, Holland, Krause, Lambert, Leach, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Smithee, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HCR 50 (by Kuempel), A bill to be entitled An Act designating November as Texas Wildlife and Conservation Month for a 10-year period beginning in 2021.

HCR 50 was adopted by (Record 580): 140 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Bernal; Ellzey; Huberty; Klick; Lopez; Murphy; Oliverson.

Absent — White.

SB 599 (Krause - House Sponsor), A bill to be entitled An Act relating to the removal and disposal of abandoned fishing devices and the seizure and disposition of unlawful fishing devices. (Patterson recorded voting no.)

SB 669 (Lucio - House Sponsor), A bill to be entitled An Act relating to certain reports created by the Texas Water Development Board. (Patterson and Schaefer recorded voting no.)

SB 872 (Lambert, Darby, Dominguez, Raney, and Rogers - House Sponsors), A bill to be entitled An Act relating to the expiration of the dry cleaner environmental response program. (Patterson and Swanson recorded voting no.)

SB 1203 (C. Turner - House Sponsor), A bill to be entitled An Act relating to business entities. (Buckley, Burns, Cain, Clardy, Cyrier, Gates, Harless, Harris, Holland, Krause, Leman, Middleton, Patterson, Swanson, VanDeaver, and Vasut recorded voting no.) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1448 (Bonnen - House Sponsor), A bill to be entitled An Act relating to the powers and duties of the windstorm insurance legislative oversight board and to certain studies by the board relating to the Texas Windstorm Insurance Association and the Fair Access to Insurance Requirements Plan. (Noble, Patterson, and Schaefer recorded voting no.)

Amendment No. 1

On behalf of Representative Hunter, Representative Bonnen offered the following amendment to **SB 1448**:

Amend **SB 1448** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 2210.351, Insurance Code, is amended by amending Subsection (d) and adding Subsection (f) to read as follows:

(d) The association may use a rate filed by the association without prior commissioner approval if:

(1) the filing is made not later than the 30th day before the date of any use or delivery for use of the rate;

(2) the filed rate does not exceed [~~105 percent of~~] the rate in effect on the date on which the filing is made; and

(3) [~~the filed rate does not reflect a rate change for an individual rating class that is 10 percent higher than the rate in effect for that rating class on the date on which the filing is made; and~~

[~~(4)~~] the commissioner has not disapproved the filing in writing, advising of the reasons for the disapproval and the criteria the association is required to meet to obtain approval.

(f) The association may not file a rate under this section that exceeds the rate in effect on the date on which the filing is made unless two-thirds of the board of directors votes to approve the rate.

SECTION ____. Section 2210.352, Insurance Code, is amended by amending Subsection (a-1) and adding Subsection (a-3) to read as follows:

(a-1) The association may use a rate filed by the association under this section without prior commissioner approval if:

(1) the filing is made not later than the 30th day before the date of any use or delivery for use of the rate; and

(2) the filed rate does not exceed [~~105 percent of~~] the rate used by the association in effect on the date on which the filing is made[~~; and~~

[~~(3) the filed rate does not reflect a rate change for an individual rating class that is 10 percent higher than the rate in effect for that rating class on the date on which the filing is made~~].

(a-3) The association may not file a rate under this section that exceeds the rate in effect on the date on which the filing is made unless two-thirds of the board of directors votes to approve the rate.

SECTION ____. Sections 2210.351 and 2210.352, Insurance Code, as amended by this Act, apply only to a rate filed by the Texas Windstorm Insurance Association with the Texas Department of Insurance on or after the effective date of this Act. A rate filed with the Texas Department of Insurance before the effective date of this Act is governed by the law as it existed immediately before that date, and that law is continued in effect for that purpose.

Amendment No. 1 was adopted.

SB 1523 (C. Turner - House Sponsor), A bill to be entitled An Act relating to registered and protected series of domestic limited liability companies; authorizing fees. (Harless and Patterson recorded voting no.)

HB 1493 (by Herrero), A bill to be entitled An Act relating to the use of an entity name that falsely implies governmental affiliation. (Anderson, Bonnen, Cason, Craddick, Goldman, Krause, Landgraf, Metcalf, Middleton, Murr, Parker, Paul, Schaefer, Slaton, and E. Thompson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1278 (by Campos), A bill to be entitled An Act relating to public hearings on homelessness issues held by the Texas Interagency Council for the Homeless. (Anderson, Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Craddick, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Paul, Schaefer, Shaheen, Shine, Slaton, Slawson, Smithee, Spiller, Swanson, E. Thompson, Tinderholt, VanDeaver, Vasut, and Wilson recorded voting no.) (Leach and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

ADJOURNMENT

Representative Geren moved that the house adjourn until 10:55 a.m. today.

The motion prevailed.

The house accordingly, at 10:48 a.m., adjourned until 10:55 a.m. today.

ADDENDUM

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 13

HB 567, HB 1024

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-SEVENTH DAY — FRIDAY, APRIL 30, 2021

The house met at 10:55 a.m. and was called to order by the speaker pro tempore.

The roll of the house was called and a quorum was announced present (Record 581).

Present — Mr. Speaker; Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody(C); Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Bernal; Ellzey; Huberty; Klick; Lopez; Murphy; Oliverson.

LEAVES OF ABSENCE GRANTED

On motion of Representative Geren and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

RULES SUSPENDED

Representative Geren moved to suspend all necessary rules to take up and consider at this time, on third reading and final passage, the bills on the local, consent, and resolutions calendar which were considered on the previous legislative day.

The motion prevailed.

MOTION FOR ONE RECORD VOTE

On motion of Representative Geren and by unanimous consent, the house agreed to use the first record vote taken for all those bills on the local, consent, and resolutions calendar that require a record vote on third reading and final passage, with the understanding that a member may record an individual vote on any bill with the journal clerk.

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR THIRD READING

The following bills which were considered on second reading on the previous legislative day on the local, consent, and resolutions calendar were laid before the house, read third time, and passed by the following record vote (members registering votes and the results of the vote are shown following the bill number).

(Record 582): 141 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Sohofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Bernal; Ellzey; Huberty; Klick; Lopez; Murphy; Oliverson.

HB 72 (Anderson, Ashby, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Paul, Schaefer, Shine, Smithee, E. Thompson, VanDeaver, and Vasut - no) (108 - 33 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 355 (Bonnen, Goldman, Landgraf, Metcalf, Murr, and Slaton - no) (135 - 6 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 440 (Biedermann, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Harris, Holland, Krause, Middleton, Noble, Schaefer, Shaheen, Slaton, Spiller, Tinderholt, VanDeaver, and Vasut - no) (122 - 19 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 505 (C. Bell, K. Bell, Dean, Harless, Murr, Noble, and Patterson - no) (134 - 7 - 2)

HB 663 (Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cook, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Hull, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Patterson, Paul, Schaefer, Shaheen, Shine, Slaton, Slawson, Smithee, Spiller, Swanson, E. Thompson, Tinderholt, VanDeaver, Vasut, and Wilson - no) (94 - 47 - 2) (Ellzey was excused for important business in the district and would have voted no; Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 721 (Bonnen, Goldman, Landgraf, Metcalf, Murr, and Ramos - no) (135 - 6 - 2)

HB 827 (Buckley, Burns, Cain, Clardy, Cyrier, Gates, Harris, Holland, Krause, Landgraf, Leman, Middleton, Murr, VanDeaver, and Vasut - no) (126 - 15 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 635 (Allison, C. Bell, K. Bell, Bonnen, Burns, Burrows, Cain, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Shine, Slaton, Smithee, Tinderholt, VanDeaver, Vasut, and Wilson - no) (107 - 34 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1133 (Buckley, Burns, Cain, Cyrier, Dean, Gates, Harris, Holland, Krause, Leman, Middleton, Patterson, VanDeaver, and Vasut - no) (127 - 14 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1208 (Buckley, Burns, Burrows, Cain, Clardy, Cyrier, Gates, Harris, Hefner, Holland, Krause, Middleton, Murr, Noble, Shaheen, Slawson, VanDeaver, Vasut, and Wilson - no) (122 - 19 - 2) (Leach, Swanson, and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1308 (Anderson, Ashby, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Craddick, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leman, Metcalf,

Middleton, Murr, Noble, Parker, Paul, Price, Schaefer, Shaheen, Shine, Slawson, Smithee, E. Thompson, VanDeaver, Vasut, and Wilson - no) (101 - 40 - 2) (Leach and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 479 (Allison, Anderson, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Cason, Clardy, Craddick, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Schaefer, Shaheen, Shine, Slaton, Smithee, Swanson, Vasut, and Wilson - no) (100 - 41 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1456 (Ashby, C. Bell, K. Bell, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cyrier, Dean, Gates, Geren, Harris, Hefner, Holland, Hunter, Krause, Lambert, Leach, Leman, Middleton, Patterson, Shaheen, Shine, Slaton, Tinderholt, VanDeaver, Vasut, and Wilson - no) (111 - 30 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1526 (Cason and Patterson - no) (139 - 2 - 2)

HB 1618 (Dean, Patterson, and Wilson - no) (138 - 3 - 2)

HB 1659 (Leach, Patterson, and Schaefer - no) (138 - 3 - 2)

HB 1756 (Biedermann, Metcalf, Murr, Patterson, and Schaefer - no) (136 - 5 - 2)

HB 1932 (Ashby, Biedermann, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cook, Cyrier, Dean, Gates, Geren, Harris, Hefner, Holland, Krause, Lambert, Leman, Middleton, Patterson, Shaheen, Shine, Slaton, Slawson, Tinderholt, VanDeaver, Vasut, and Wilson - no) (112 - 29 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1998 (Leach and Patterson - no) (139 - 2 - 2)

HB 2036 (Biedermann, Harless, Swanson, and Tinderholt - no) (137 - 4 - 2)

HB 2048 (Ashby, Buckley, Burrows, Cain, Clardy, Cyrier, Darby, Dean, Gates, Geren, Harris, Hefner, Holland, Lambert, Leman, Middleton, Murr, Schaefer, Shine, Slaton, Vasut, and Wilson - no) (119 - 22 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2091 (C. Bell, K. Bell, and Tinderholt - no) (138 - 3 - 2)

HB 2203 (Anderson, Ashby, Bonnen, Burns, Burrows, Cain, Cason, Cyrier, Gates, Geren, Goldman, Harris, Hefner, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Paul, Schaefer, Shaheen, Shine, Slaton, E. Thompson, Tinderholt, VanDeaver, Vasut, and Wilson - no) (109 - 32 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2220 (Patterson - no) (140 - 1 - 2)

HB 2236 (Buckley, Burns, Burrows, Cain, Cason, Clardy, Cyrier, Gates, Harris, Hefner, Holland, Hull, Krause, Leman, Middleton, Patterson, Shaheen, Slaton, Spiller, Swanson, VanDeaver, Vasut, and Wilson - no) (118 - 23 - 2) (Leach and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2238 (Patterson and Slaton - no) (139 - 2 - 2)

HB 2361 (Buckley, Burrows, Cain, Clardy, Cyrier, Gates, Harris, Hefner, Holland, Krause, Leman, Metcalf, Middleton, Patterson, Schaefer, Shaheen, Swanson, Tinderholt, Vasut, and Wilson - no) (121 - 20 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2367 (Leach, Murr, Patterson, Ramos, and Schaefer - no) (136 - 5 - 2)

HB 2382 (Anderson, Burns, Metcalf, Murr, Patterson, Paul, Schaefer, E. Thompson, Tinderholt, and VanDeaver - no; Holland - present, not voting) (130 - 10 - 3) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1367 (Leach, Patterson, and Ramos - no) (138 - 3 - 2)

HB 2580 (Wilson - no) (140 - 1 - 2)

SB 1212 (Patterson and Schaefer - no) (139 - 2 - 2)

HB 2827 (Bonnen, Burns, Burrows, Cook, Cyrier, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Paul, Schaefer, Shaheen, Slawson, E. Thompson, VanDeaver, Vasut, and Wilson - no) (115 - 26 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2847 (Leach, Patterson, and Schaefer - no) (138 - 3 - 2)

HB 2857 (Biedermann, Bonnen, Burns, Goldman, Landgraf, Leach, Metcalf, Murr, Patterson, Schaefer, VanDeaver, and Wilson - no) (129 - 12 - 2) (Ellzey was excused for important business in the district and would have voted no.)

SB 863 (Dean - no) (140 - 1 - 2)

HB 3002 (Slawson - no) (140 - 1 - 2)

HB 3045 (Cyrier and Ramos - no) (139 - 2 - 2)

HB 3051 (Anderson, Bonnen, Buckley, Burns, Burrows, Cain, Cason, Clardy, Craddick, Cyrier, Gates, Goldman, Harless, Harris, Hefner, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, VanDeaver, Vasut, and Wilson - no) (105 - 36 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3057 (Anderson, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Patterson, Paul, Sanford, Schaefer, Slaton, Slawson, Swanson, E. Thompson, Tinderholt, VanDeaver, Vasut, and Wilson - no) (105 - 36 - 2) (Ellzey was excused for important business in the district and would have voted no; Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3078 (Cason and Patterson - no) (139 - 2 - 2)

HB 3097 (Allison, C. Bell, K. Bell, Biedermann, Burns, Cain, Cason, Cyrier, Dean, Gates, Harris, Krause, Leach, Leman, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Slaton, Tinderholt, VanDeaver, and Vasut - no) (117 - 24 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3130 (Leach and Patterson - no) (139 - 2 - 2)

HB 3207

HB 3217 (Allison, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cyrier, Darby, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Slaton, Swanson, Tinderholt, VanDeaver, Vasut, and Wilson - no) (109 - 32 - 2) (Ellzey was excused for important business in the district and would have voted no; Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3289 (Allison, Anderson, Ashby, Bonnen, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cook, Craddick, Darby, Dean, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Paul, Price, Sanford, Schaefer, Shaheen, Shine, Slawson, Smithee, Swanson, E. Thompson, Tinderholt, VanDeaver, Vasut, and Wilson - no) (96 - 45 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3399 (Patterson - no) (140 - 1 - 2)

HB 3408 (Biedermann and Patterson - no) (139 - 2 - 2)

HB 3415 (Patterson - no) (140 - 1 - 2)

SB 1280 (Bonnen, Burns, Goldman, Landgraf, Leach, Metcalf, Murr, Patterson, E. Thompson, and VanDeaver - no) (131 - 10 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3452 (Bonnen, Buckley, Burns, Cain, Cason, Clardy, Cyrier, Gates, Goldman, Harris, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Murr, Ramos, Schaefer, Shaheen, Slaton, Swanson, Tinderholt, VanDeaver, and Vasut - no) (116 - 25 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3486 (Anderson, Bonnen, Burns, Goldman, Landgraf, Leach, Metcalf, Murr, Paul, Schaefer, Spiller, E. Thompson, and VanDeaver - no) (128 - 13 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3510 (Bonnen, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Harris, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Slaton, VanDeaver, and Vasut - no) (118 - 23 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3522 (Cason, Patterson, Slaton, and Tinderholt - no) (137 - 4 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3530 (Harless and Patterson - no) (139 - 2 - 2)

HB 3564 (Leach, Patterson, and Schaefer - no) (138 - 3 - 2)

HB 3571 (Cook and Patterson - no) (139 - 2 - 2)

HB 3606

HB 3617 (Dean, Leach, Patterson, Schaefer, Slaton, Spiller, Tinderholt, and Wilson - no) (133 - 8 - 2)

HB 3618 (Craddick, Noble, Patterson, Schaefer, and Slaton - no) (136 - 5 - 2)

HB 3622 (Patterson - no) (140 - 1 - 2)

HB 3642 (Dean and Patterson - no) (139 - 2 - 2)

HB 3665 (Anderson, Bonnen, Buckley, Burns, Cain, Clardy, Gates, Goldman, Harris, Holland, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Paul, Schaefer, Shaheen, VanDeaver, Vasut, and Wilson - no) (119 - 22 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3684 (Noble and Patterson - no) (139 - 2 - 2)

HB 3688 (Cason, Patterson, and Spiller - no) (138 - 3 - 2)

HB 3689 (Bonnen, Burns, Goldman, Landgraf, Metcalf, Murr, Patterson, Paul, Schaefer, Tinderholt, VanDeaver, and Wilson - no) (129 - 12 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3794 (Patterson - no) (140 - 1 - 2)

HB 3800 (Bonnen, Burns, Goldman, Landgraf, Metcalf, Murr, Patterson, Schaefer, E. Thompson, and VanDeaver - no) (131 - 10 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3817 (Patterson - no) (140 - 1 - 2)

HB 3856 (Biedermann, Bonnen, Buckley, Cain, Cason, Clardy, Cook, Cyrier, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Slaton, Tinderholt, and Vasut - no) (115 - 26 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3971 (Patterson - no) (140 - 1 - 2)

HB 4016 (Patterson - no) (140 - 1 - 2)

HB 4030 (Bonnen, Buckley, Burns, Cain, Cason, Clardy, Goldman, Landgraf, Metcalf, Murr, Patterson, Schaefer, and VanDeaver - no) (128 - 13 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4182 (Anderson, Bonnen, Burns, Cook, Goldman, Harless, Landgraf, Leach, Metcalf, Murr, Noble, Patterson, Paul, Schaefer, Slawson, E. Thompson, and VanDeaver - no) (124 - 17 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4202 (Patterson - no) (139 - 2 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4204 (Ashby, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cyrier, Darby, Dean, Geren, Harris, Hefner, Holland, Lambert, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Shine, Smithee, Spiller, Tinderholt, Vasut, and Wilson - no) (112 - 29 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4220 (Patterson - no) (140 - 1 - 2)

HB 4315 (Leach, Patterson, and Schaefer - no) (138 - 3 - 2)

HB 4544

HB 4573 (Allison, C. Bell, K. Bell, Buckley, Burns, Cain, Cason, Clardy, Cyrier, Gates, Harris, Holland, Krause, Middleton, Patterson, Shaheen, VanDeaver, and Vasut - no) (123 - 18 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4574 (Allison, C. Bell, K. Bell, Buckley, Burns, Cain, Cason, Clardy, Cyrier, Gates, Harris, Holland, Krause, Middleton, Patterson, Shaheen, VanDeaver, and Vasut - no) (123 - 18 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4577 (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burns, Cain, Cason, Clardy, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harris, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Smithee, E. Thompson, Tinderholt, VanDeaver, and Vasut - no) (105 - 36 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4578 (Allison, Ashby, C. Bell, K. Bell, Cason, Darby, Dean, Geren, Holland, Lambert, Leach, Noble, Patterson, Schaefer, Shine, Slaton, Smithee, and Tinderholt - no) (122 - 19 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4592 (Allison, C. Bell, K. Bell, Buckley, Burns, Burrows, Cain, Cason, Clardy, Cyrier, Darby, Gates, Geren, Harris, Hefner, Holland, Krause, Lambert, Leach, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Smithee, Tinderholt, VanDeaver, Vasut, and Wilson - no) (111 - 30 - 2) (Swanson and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 599 (Patterson - no) (140 - 1 - 2)

SB 669 (Patterson and Schaefer - no) (139 - 2 - 2)

SB 872 (Patterson and Swanson - no) (139 - 2 - 2)

SB 1203 (Buckley, Burns, Cain, Clardy, Cyrier, Gates, Harless, Harris, Holland, Krause, Leman, Middleton, Patterson, Swanson, VanDeaver, and Vasut - no) (125 - 16 - 2) (Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1448 (Noble, Patterson, and Schaefer - no) (138 - 3 - 2)

SB 1523 (Harless and Patterson - no) (139 - 2 - 2)

HB 1493 (Anderson, Bonnen, Cason, Craddick, Goldman, Krause, Landgraf, Metcalf, Middleton, Murr, Parker, Paul, Schaefer, Slaton, and E. Thompson - no) (126 - 15 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1278 (Anderson, Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Craddick, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leman, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Paul, Schaefer, Shaheen, Shine, Slaton, Slawson, Smithee, Spiller, Swanson, E. Thompson, Tinderholt, VanDeaver, Vasut, and Wilson - no) (94 - 47 - 2) (Leach and Toth requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

(Speaker in the chair)

PROVIDING FOR A CONGRATULATORY AND MEMORIAL CALENDAR

Representative Guillen moved to set a congratulatory and memorial calendar for 10 a.m. Saturday, May 8.

The motion prevailed. (On May 3, Representative Geren moved to set this calendar for 9 a.m. Saturday, May 8.)

PROVIDING FOR A LOCAL, CONSENT, AND RESOLUTIONS CALENDAR

Representative Geren moved to set a local, consent, and resolutions calendar for 10 a.m. Saturday, May 8.

The motion prevailed. (On May 3, Representative Geren moved to set this calendar for 9 a.m. Saturday, May 8.)

FIVE-DAY POSTING RULE SUSPENDED

Representative Coleman moved to suspend the five-day posting rule to allow the Committee on County Affairs to consider **SB 476** at 10:30 a.m. or upon final adjournment or recess or bill referral, if permission is granted, Tuesday, May 4 in E2.012.

The motion prevailed.

HB 4664 - PERMISSION TO INTRODUCE

Representative Bailes requested permission to introduce and have placed on first reading **HB 4664**.

Permission to introduce was granted by (Record 583): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Ellzey; Huberty; Klick; Lopez; Murphy; Oliverson.

Absent — Middleton.

STATEMENT OF VOTE

When Record No. 583 was taken, I was in the house but away from my desk. I would have voted yes.

Middleton

CSHB 1433 - VOTE RECONSIDERED

Representative Harris moved to reconsider the vote by which **CSHB 1433** failed to pass to engrossment by Record No. 574 on April 29.

The motion to reconsider prevailed.

CSHB 1433 ON SECOND READING
(by Capriglione and Oliverson)

The chair laid before the house, on its second reading and passage to engrossment,

CSHB 1433, A bill to be entitled An Act relating to the payment of insurance deductibles for property insurance claims.

CSHB 1433 was read second time on April 29 and failed to pass to engrossment by Record No. 574.

Amendment No. 1

Representative Sanford offered the following amendment to **CSHB 1433**:

Amend **CSHB 1433** (house committee printing) on page 2 by striking lines 24-27 and substituting the following:

(b) An insurer waiving a deductible owed by a policyholder under a property insurance policy for any reason may not require as a condition the policyholder's use of the insurer's preferred or recommended contractor for the claim subject to the deductible.

Amendment No. 1 was adopted.

A record vote was requested by Representative Schaefer.

The vote of the house was taken on passage to engrossment of **CSHB 1433** and the vote was announced yeas 71, nays 66.

A verification of the vote was requested and was granted.

The roll of those voting yea and nay was again called and the verified vote resulted, as follows (Record 584): 67 Yeas, 63 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Clardy; Cole; Cook; Cortez; Craddick; Darby; Dean; Deshotel; Dominguez; Frank; Gates; Goldman; González, M.; Harless; Harris; Hull; Hunter; Jetton; Johnson, J.D.; Johnson, J.E.; King, P.; Krause; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer;

Morrison; Murr; Noble; Parker; Patterson; Paul; Perez; Raney; Rogers; Sanford; Schofield; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; VanDeaver; Vasut; Wilson; Wu; Zwiener.

Nays — Allen; Anchia; Beckley; Biedermann; Bowers; Bucy; Burrows; Campos; Cason; Coleman; Collier; Crockett; Cyrier; Davis; Dutton; Fierro; Frullo; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Israel; Johnson, A.; Kacal; King, K.; King, T.; Kuempel; Larson; Martinez; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Neave; Ordaz Perez; Pacheco; Paddie; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Shaheen; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White.

Present, not voting — Mr. Speaker(C); Meza.

Absent, Excused — Bernal; Ellzey; Huberty; Klick; Lopez; Murphy; Oliverson.

Absent — Canales; Geren; Longoria; Lucio; Martinez Fischer; Minjarez; Muñoz; Ortega; Sherman; Stucky; Toth.

The chair stated that **CSHB 1433**, as amended, passed to engrossment by the above vote.

STATEMENTS OF VOTE

When Record No. 584 was taken, I was absent because of important business. I would have voted no.

Canales

When Record No. 584 was taken, I was shown voting no. I intended to vote yes.

Fierro

When Record No. 584 was taken, I was shown voting no. I intended to vote yes.

Holland

When Record No. 584 was taken, I was shown voting yes. I intended to vote no.

Perez

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for the remainder of today because of important business:

Canales on motion of Collier.

Geren on motion of Ashby.

Sherman on motion of Collier.

The following members were granted leaves of absence for the remainder of today because of important business in the district:

Martinez Fischer on motion of Rodriguez.

Ortega on motion of Anchia.

(Dutton in the chair)

The following member was granted leave of absence for the remainder of today because of important business:

Muñoz on motion of Guillen.

MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 1560 ON THIRD READING
(by Goldman)

HB 1560, A bill to be entitled An Act relating to the continuation and functions of the Texas Department of Licensing and Regulation.

Amendment No. 1

Representative Goldman offered the following amendment to **HB 1560**:

Amend **HB 1560** on third reading as follows:

(1) On page 8, lines 20 through 22, strike "may establish a minimum number of hours of continuing education required for license renewal." and substitute the following:

may:

(1) establish a minimum number of hours of continuing education required for license renewal;

(2) provide for the registration and renewal of continuing education providers and the approval of continuing education courses; and

(3) assess reasonable and necessary fees on continuing education providers.

(2) Strike page 12, line 18, through page 13, line 1, and substitute the following:

(c) [~~(f)~~] As part of the continuing education requirements for a registered professional appraiser who is the chief appraiser of an appraisal district, the commission by rule shall require the registrant to complete:

(1) at least half of the required hours in a program devoted to one or more of the topics listed in Section 1151.164(b); and

(2) at least two of the required hours in a program of professional ethics specific to the chief appraiser of an appraisal district, including a program on the importance of maintaining the independence of an appraisal office from political pressure.

(3) Strike page 15, lines 20-22, and renumber subsequent SECTIONS of Article 1 accordingly.

(4) On page 16, strike lines 2, 3, 18, and 26 and renumber the subdivisions of SECTION 1.24 accordingly.

(5) On page 62, line 14, strike "shall" and substitute "may [~~shall~~]".

(6) On page 62, line 15, strike "shall" and substitute "may [~~shall~~]".

(7) On page 63, between lines 17 and 18, insert the following appropriately numbered subdivision and renumber subsequent subdivisions of SECTION 3.32 accordingly:

(____) Sections 1603.104(b), (c), and (c-1);

(8) On page 65, line 10, strike "the effective date of this Act" and substitute "September 1, 2023".

(9) Strike page 65, line 27, through page 66, line 6, and substitute the following:

SECTION 3.38. (a) Not later than December 1, 2021, the presiding officer of the Texas Commission of Licensing and Regulation shall appoint members to the Barbering and Cosmetology Advisory Board in accordance with Section 1603.051, Occupations Code, as amended by this article.

(b) On December 1, 2021, the Advisory Board on Barbering and the Advisory Board on Cosmetology are abolished.

(10) On page 66, line 7, strike "(b)" and substitute "(c)".

(11) Add the following appropriately numbered SECTION to Article 3 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION ____. The heading to Section 1603.104, Occupations Code, is amended to read as follows:

Sec. 1603.104. [~~PERIODIC~~] INSPECTIONS.

(12) On page 74, between lines 23 and 24, insert the following:

(c) Not later than September 1, 2022, a residential service company described by Subsection (a) of this section that is operating as a residential service contract provider licensed under Chapter 1304, Occupations Code, as amended by this article, shall update the company's financial security documents to:

(1) list the Texas Department of Licensing and Regulation as a party to the financial security document; and

(2) replace each reference to the Texas Real Estate Commission with a reference to the Texas Department of Licensing and Regulation.

Amendment No. 1 was adopted.

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Stucky on motion of Lambert.

The following member was granted leave of absence for the remainder of today because of important business:

Toth on motion of Wilson.

HB 1560 - (consideration continued)

HB 1560, as amended, was passed by (Record 585): 130 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Dutton(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Lopez; Martinez Fischer; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Longoria; Lucio; Minjarez.

STATEMENTS OF VOTE

When Record No. 585 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 585 was taken, I was excused because of important business. I would have voted yes.

Toth

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Minjarez on motion of Bailes.

HB 1545 ON THIRD READING
(by Cyrier and Sherman)

HB 1545, A bill to be entitled An Act relating to the continuation and functions of the Commission on Jail Standards.

HB 1545 was passed by (Record 586): 130 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Dutton(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Longoria; Lucio.

STATEMENTS OF VOTE

When Record No. 586 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 586 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 2622 ON THIRD READING
(by Holland, Paddie, Canales, White, Metcalf, et al.)

HB 2622, A bill to be entitled An Act relating to the enforcement of certain federal laws regulating firearms, firearm accessories, and firearm ammunition within the State of Texas.

HB 2622 was passed by (Record 587): 83 Yeas, 45 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dominguez; Frank; Frullo; Gates; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Middleton; Moody; Morales, E.; Morrison; Murr; Noble; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney;

Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Allen; Anchia; Beckley; Bowers; Bucy; Campos; Cole; Coleman; Collier; Crockett; Davis; Deshotel; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Meza; Morales, C.; Morales Shaw; Neave; Ordaz Perez; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Dutton(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Guerra; Jetton; Longoria; Lucio.

STATEMENTS OF VOTE

When Record No. 587 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 587 was taken, I was excused because of important business in the district. I would have voted yes.

Ellzey

When Record No. 587 was taken, I was in the house but away from my desk. I would have voted no.

Guerra

When Record No. 587 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 587 was taken, I was shown voting yes. I intended to vote no.

Moody

When Record No. 587 was taken, I was excused because of important business. I would have voted yes.

Toth

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Longoria on motion of Rose.

HB 19 ON THIRD READING
(by Leach, Ashby, Meyer, et al.)

HB 19, A bill to be entitled An Act relating to civil liability of a commercial motor vehicle owner or operator.

HB 19 - REMARKS

REPRESENTATIVE DAVIS: I want to first commend all of those legal scholars that got together and spent numerous hours trying to make this bill better. I think we show that when we get in a room and start trying to figure out things, we can come together and come up with a better product. But I want to talk about this bill a little bit more because what it did is we fixed how to have a legal fight, but we didn't fix how to make Texas and Texans safer. We didn't deal with how do we improve the quality of life for Texans so they can feel comfortable driving on our roads and know that we put all the precautions in place to ensure that Texans will be safe and can move around. And I think it's important that we talk about the fact that there are many of us that got bombarded with calls and we talked about the responsibility of what this will do to small businesses and that insurance rates are going up. But not one time during the hearing did we hear from the insurance industry talking about why insurance rates are going up, rather than just assuming it was because of litigation.

Then I want to talk about the corporate responsibility. We get countless communications talking about being socially responsible and corporately responsible. And I want to ask those corporate leaders if they thought about what this bill doesn't do for consumers and for the folks who are driving on our roads. It's unfortunate that most of the discussion and debate over the few months with regard to **HB 19** has been spent on how we fight and what civil practice procedures are going to be used for the fight. We never talked once about the lives we could save and how do we save lives. And I think that's where I want to just talk, just briefly, about the notion that the government ought to be for and by the people.

I know all of us reflect on occasion and talk about government "for the people, by the people," and we imbue ourselves to the comments that the 16th president made with regard to this American idea. But I want to challenge you to look a bit further, because that's not where it originated. It actually originated from Theodore Parker, who was a socialist reformer speaking at an antislavery convention in 1850. That's where those principles came from. And it's in 1850 that we thought about the principles of government for the people and by the people. And so when I think about **HB 19**, again, I commend the scholars that talk about how you fight in court, but I don't want us to ever lose sight that there are people who are the reason we're going to be in court. And what did we do in this bill to protect them? What did we do in this bill to make a difference for the quality of life for folks that have to drive our freeways and highways? As important as it is for us to move our commercial products, it's equally important that we create a Texas that's safe. And so I don't think we ought to be satisfied with what we've done. We need to recognize that we've left some pieces of this

legislation "for the people" out, because it never was about how do we make Texas and Texans safer. And I think that's a responsibility we all have to be responsible for.

So members, I'm going to vote no on this bill because I want us to do government for people. I want it to be by the people, but I want to be for the people. And nowhere in this bill, nowhere in our discussions, do we talk about how do we make Texas safer. We didn't talk about the possibility of lowering the speed rates or the possibility of some hours that might be more conducive to big trucks traveling. We didn't talk about any of those kinds of things that would impact people. We only talked about how do you fight in court. And so this really is a lawyer's bill, which is why yesterday, the lawyers—and I applaud them and their efforts—came together to figure out how they were going to fight the rules of engagement. And while I don't know which one of them feels like they won, I can tell you for sure I don't think the people won, because we didn't talk about them in one instance. And so I encourage you as members to think about—whether you vote for or against it—you've not done your justice for the people. So I would encourage you to step back and maybe for once make a vote that says I care about whether or not Texas is safer for the people. And tell our corporate leadership, don't be corporately responsible some of the time. The customers, the consumers, that's who made them who they are. So we've got to protect them. And so I would just ask members to really think about your vote, and I'm going to ask you to vote no because I think the people deserve more than this.

REPRESENTATIVE ROSENTHAL: Madam Davis, I do really appreciate what you just said, and I'd like you to reiterate. How does this bill address in any way the safety, our safety, traveling on roads in our state?

DAVIS: Representative Rosenthal, I sat through the hearings as vice-chair of the committee. That was never part of the conversation, to look at what could we do to also make it better. How do we make it safer? That was not part of the conversation, and I think that's why the bill is flawed in its regard for how we improve the quality of life for Texans and make them feel safer.

ROSENTHAL: I don't know if you're aware, I live in a pretty large metropolitan area. We've got a lot of trucks and other types of commercial vehicles coming through there. And I will ask if you're aware that sometimes those commercial vehicles present quite a danger to other drivers on the road. Would you agree with that?

DAVIS: I agree with that.

ROSENTHAL: If we take away liability from their companies, if we make it harder to sue them, do you think that will improve their driving habits? Or will it embolden bad behavior?

DAVIS: In fact, Mr. Rosenthal, I'm glad you mentioned that. I think one of the challenges is to make sure that we never lose sight that when we pass legislation that does not try to inform folks of what the bad side of the legislation is, we miss an opportunity. We miss an opportunity to say to them, you're part of the

solution. Don't be part of the problem; you can be part of the solution. And reinforcing that would be to reinforce legislation that says you have responsibilities and not let them off the hook, shift responsibilities to individuals. We've got to be better to the people of the State of Texas. We applaud ourselves and congratulate ourselves about the great state that we created, but we want to make sure it's great for all citizens. And that's what troubles me with this legislation.

ROSENTHAL: I could not agree more.

REMARKS ORDERED PRINTED

Representative Rosenthal moved to print all remarks on **HB 19**.

The motion prevailed.

(Speaker in the chair)

HB 19 was passed by (Record 588): 81 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murr; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bowers; Bucy; Cole; Coleman; Collier; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Martinez; Meza; Moody; Morales, C.; Morales, E.; Neave; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 588 was taken, I was excused because of important business. I would have voted no.

Canales

When Record No. 588 was taken, I was excused because of important business in the district. I would have voted yes.

Ellzey

When Record No. 588 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 588 was taken, I was excused because of important business. I would have voted yes.

Toth

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 1002 ON THIRD READING
(by Lucio, J.D. Johnson, Canales, and Anchia)

HB 1002, A bill to be entitled An Act relating to the use of hypnotically induced testimony in a criminal trial.

HB 1002 was passed by (Record 589): 130 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — González, M.; Lucio.

STATEMENT OF VOTE

When Record No. 589 was taken, I was excused because of important business. I would have voted yes.

Canales

HB 829 ON THIRD READING
(by S. Thompson, Reynolds, Collier, J.D. Johnson, et al.)

HB 829, A bill to be entitled An Act relating to a progressive disciplinary matrix for police officer misconduct in certain municipalities.

HB 829 - REMARKS

REPRESENTATIVE S. THOMPSON: I want to start off by telling you that I've had the privilege of serving this body for a very long time, and this is my 25th session. Since I've served in this body, I have tried to serve with integrity and I've tried to always keep my word when I gave it. This bill is a bill that is very important. It talks about disciplinary accountability and police conduct, and I'm going to tell you what I am trying to achieve. And I think I told my friend Mr. Cyrier this once. I want to have the same privilege that so many of you take for granted. Many of you don't have to worry about your sons being stopped by the police and making sure that their hands are on the steering wheel or being mistreated because of the color of their skin. I call my sons, who are adults, every night just to make sure that they have gotten home and not gotten killed because they are black.

Now, some of you, some people—and none of you in this room have this problem—have problems with color. Take that up with God and be po'd with him about making an array of people that he wanted in this world for the various purposes that he wanted us to achieve things for the maintenance of humanity. I want to have the privilege and my children and grandchildren to have the privilege of being Texans and Americans and share the privilege with you of not having to make those calls every night. I'm 82, and I still make those calls. And every black parent and every brown parent in this state and in this country makes those calls daily.

This bill is designed to prevent passing the trash. Municipalities are asking us to give them the tools so that they don't have to pass the trash from one municipality to another. It doesn't touch collective bargaining top, side, or bottom. It ain't got nothing to do with meet and confer. Those things stay in place. We just want people to be accountable. We want a statewide plan where they know what is expected of them. And we don't want to pass the trash. That's what this bill is designed to do. I know some of you have gotten calls and you've been given misinformation, but I want you to hear it from the horse's mouth. That's what this bill is designed to do. I've had the privilege of working during the interim with Mr. Cyrier on the Sunset Commission, and he and I have had a dialogue about how we can make things better with some of the agencies. And I thank you for that, Mr. Cyrier. But you can make the decision today to give the municipalities the ability to not have to pass the trash.

REMARKS ORDERED PRINTED

Representative Walle moved to print all remarks on **HB 829**.

The motion prevailed.

HB 829 was passed by (Record 590): 100 Yeas, 28 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Anderson; Bailes; Beckley; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Lozano; Martinez; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Neave; Noble; Ordaz Perez; Pacheco; Parker; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shine; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Ashby; Bell, C.; Bell, K.; Biedermann; Cason; Gates; Harless; Hefner; Holland; Hull; Krause; Leman; Middleton; Murr; Patterson; Price; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio; Paddie; Raney; Smithee.

STATEMENTS OF VOTE

When Record No. 590 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 590 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 590 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 590 was taken, I was in the house but away from my desk. I would have voted yes.

Paddie

When Record No. 590 was taken, I was in the house but away from my desk. I would have voted yes.

Raney

When Record No. 590 was taken, I was excused because of important business. I would have voted no.

Toth

When Record No. 590 was taken, I was shown voting yes. I intended to vote no.

VanDeaver

HB 323 ON THIRD READING
(by P. King, Guillen, White, Bowers, Goodwin, et al.)

HB 323, A bill to be entitled An Act relating to a law enforcement agency accreditation grant program.

Amendment No. 1

Representative P. King offered the following amendment to **HB 323**:

Amend **HB 323** on third reading by striking added Section 772.0077(h), Government Code, and substituting the following:

(h) Subject to Subsection (i), the criminal justice division shall adopt rules requiring each law enforcement agency of a municipality to obtain recognition or become accredited as described by Subsection (b). The rules must require the law enforcement agencies to obtain recognition or become accredited not later than September 1, 2028, or, for an agency with 10 or fewer peace officers, not later than September 1, 2031. The criminal justice division shall implement a program to assist the law enforcement agencies in obtaining recognition or becoming accredited.

(i) The rules adopted under Subsection (h) must provide that the requirement to obtain recognition or become accredited is only in effect if the criminal justice division determines the grant program established under this section is sufficiently funded to provide a grant to each eligible applicant for purposes of satisfying the requirement.

Amendment No. 1 was adopted.

HB 323, as amended, was passed by (Record 591): 127 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza;

Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Cain; Hull; Lucio.

STATEMENTS OF VOTE

When Record No. 591 was taken, I was in the house but away from my desk. I would have voted yes.

Cain

When Record No. 591 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 591 was taken, I was in the house but away from my desk. I would have voted yes.

Hull

When Record No. 591 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 830 ON THIRD READING
(by S. Thompson, White, Krause, Cain, Bowers, et al.)

HB 830, A bill to be entitled An Act relating to law enforcement policies regarding the issuance of citations for misdemeanors punishable by fine only and to a limitation on the authority to arrest a person for certain fine-only misdemeanors.

HB 830 was passed by (Record 592): 113 Yeas, 18 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Anderson; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter;

Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Leach; Lozano; Martinez; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Slaton; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Allison; Ashby; Bailes; Dean; Harless; Harris; Hefner; Larson; Leman; Metcalf; Noble; Price; Shaheen; Shine; Slawson; Smith; Spiller; Swanson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 592 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 592 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 592 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 592 was taken, I was excused because of important business. I would have voted yes.

Toth

When Record No. 592 was taken, I was shown voting yes. I intended to vote no.

VanDeaver

HB 3712 ON THIRD READING
(by E. Thompson, White, Schaefer, Cyrier, Moody, et al.)

HB 3712, A bill to be entitled An Act relating to the hiring and training of and policies for peace officers.

HB 3712 was passed by (Record 593): 123 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Crockett; Davis; Johnson, A.; Johnson, J.D.; Thompson, S.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Coleman; Hefner; Lucio; Turner, C.

STATEMENTS OF VOTE

When Record No. 593 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 593 was taken, I was in the house but away from my desk. I would have voted yes.

Hefner

When Record No. 593 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 385 ON THIRD READING
(by Pacheco, White, Campos, Button, and Krause)

HB 385, A bill to be entitled An Act relating to conditions of community supervision and procedures applicable to the reduction or termination of a defendant's period of community supervision.

HB 385 was passed by (Record 594): 131 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook;

Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 594 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 594 was taken, I was excused because of important business. I would have voted no.

Toth

HB 834 ON THIRD READING
(by S. Thompson, Toth, Collier, Cason, Sherman, et al.)

HB 834, A bill to be entitled An Act relating to requiring the corroboration of certain testimony in a criminal case involving a controlled substance.

HB 834 was passed by (Record 595): 98 Yeas, 33 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Ashby; Bailes; Beckley; Biedermann; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Leach; Lozano; Martinez; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Neave; Ordaz Perez; Pacheco; Paddie; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose;

Rosenthal; Schaefer; Schofield; Shine; Slaton; Smithee; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Allison; Anderson; Bell, C.; Bell, K.; Buckley; Cook; Dean; Gates; Harless; Harris; Hefner; Holland; King, P.; Krause; Landgraf; Larson; Leman; Metcalf; Murr; Noble; Patterson; Paul; Price; Sanford; Shaheen; Slawson; Smith; Spiller; Swanson; Thompson, E.; Tinderholt; VanDeaver; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 595 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 595 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 595 was taken, I was shown voting yes. I intended to vote no.

Frank

When Record No. 595 was taken, I was shown voting yes. I intended to vote no.

Lambert

When Record No. 595 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 595 was taken, I was shown voting yes. I intended to vote no.

Schofield

When Record No. 595 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 441 ON THIRD READING
(by Zwiener, Collier, White, Dutton, Toth, et al.)

HB 441, A bill to be entitled An Act relating to the criminal and licensing consequences of certain marihuana possession and drug paraphernalia possession offenses; imposing a fee.

HB 441 was passed by (Record 596): 88 Yeas, 40 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bailes; Beckley; Biedermann; Bonnen; Bowers; Buckley; Bucy; Cain; Campos; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Krause; Landgraf; Larson; Leach; Lozano; Martinez; Meyer; Meza; Moody; Morales, C.; Morales Shaw; Morrison; Neave; Ordaz Perez; Pacheco; Parker; Patterson; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Smithee; Stephenson; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Burns; Burrows; Button; Capriglione; Craddick; Cyrier; Dean; Frullo; Gates; Harless; Harris; Hefner; Holland; King, K.; King, P.; Kuempel; Lambert; Leman; Metcalf; Middleton; Murr; Noble; Paddie; Price; Rogers; Sanford; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Swanson; Thompson, E.; VanDeaver.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Kacal; Lucio; Morales, E.; Schofield.

STATEMENTS OF VOTE

When Record No. 596 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 596 was taken, I was shown voting yes. I intended to vote no.

Goldman

When Record No. 596 was taken, I was in the house but away from my desk. I would have voted yes.

E. Morales

When Record No. 596 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 2366 ON THIRD READING
(by Buckley, Harless, Ellzey, Murr, et al.)

HB 2366, A bill to be entitled An Act relating to criminal conduct that endangers law enforcement; creating a criminal offense and increasing a criminal penalty.

HB 2366 was passed by (Record 597): 119 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Coleman; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Beckley; Bucy; Cason; Cole; Collier; González, J.; González, M.; Goodwin; Hinojosa; Howard; Israel; Talarico.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 597 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 597 was taken, I was shown voting yes. I intended to vote no.

Crockett

When Record No. 597 was taken, I was excused because of important business in the district. I would have voted yes.

Ellzey

When Record No. 597 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 1717 ON THIRD READING
(by S. Thompson, White, Collier, Patterson, J.D. Johnson, et al.)

HB 1717, A bill to be entitled An Act relating to the state's continuing duty to disclose exculpatory, impeachment, or mitigating evidence in a criminal case and prohibited retaliation against local assistant prosecutors for discharging that duty.

HB 1717 was passed by (Record 598): 130 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Noble.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 598 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 598 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 3158 ON THIRD READING
(by S. Thompson, Murr, Davis, et al.)

HB 3158, A bill to be entitled An Act relating to standing for receipt of exemplary damages based on a compensable death under the Texas Workers' Compensation Act.

HB 3158 was passed by (Record 599): 130 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio; White.

STATEMENTS OF VOTE

When Record No. 599 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 599 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 3373 ON THIRD READING
(by Burrows, et al.)

HB 3373, A bill to be entitled An Act relating to the certification of live music venues by and other duties of the Texas Music Office.

HB 3373 was passed by (Record 600): 117 Yeas, 12 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shine; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Larson; Middleton; Price; Schaefer; Shaheen; Slaton; Slawson; Tinderholt; Vasut.

Present, not voting — Mr. Speaker(C); White.

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Herrero; Lucio.

STATEMENTS OF VOTE

When Record No. 600 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 600 was taken, I was excused because of important business. I would have voted no.

Toth

When Record No. 600 was taken, I was shown voting present, not voting. I intended to vote no.

White

HB 842 ON THIRD READING
(by Moody)

HB 842, A bill to be entitled An Act relating to the disclosure in a criminal case of certain criminal history record information.

HB 842 was passed by (Record 601): 91 Yeas, 37 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Bailes; Beckley; Bowers; Buckley; Bucy; Burrows; Button; Campos; Cason; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frullo; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra;

Guillen; Hernandez; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Leman; Lozano; Martinez; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Ordaz Perez; Pacheco; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shine; Smith; Smithee; Stephenson; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Cain; Capriglione; Cook; Craddick; Cyrier; Frank; Gates; Harless; Harris; Hefner; Holland; Krause; Landgraf; Leach; Metcalf; Middleton; Noble; Paddie; Parker; Patterson; Paul; Price; Shaheen; Slaton; Slawson; Spiller; Swanson; Thompson, E.; Vasut; Wilson.

Present, not voting — Mr. Speaker(C); Larson.

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Herrero; Hull; Lucio.

STATEMENTS OF VOTE

When Record No. 601 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 601 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 601 was taken, I was shown voting yes. I intended to vote no.

Lambert

When Record No. 601 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 601 was taken, I was shown voting yes. I intended to vote no.

Rogers

When Record No. 601 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 601 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 4103 ON THIRD READING
(by Burrows)

HB 4103, A bill to be entitled An Act relating to the authority of certain municipalities to receive certain tax revenue derived from certain establishments related to a hotel and convention center project and to pledge certain tax revenue for the payment of obligations related to the project.

Amendment No. 1

Representatives Moody and Clardy offered the following amendment to **HB 4103**:

Amend **HB 4103** on third reading as follows:

(1) Add the following appropriately numbered SECTIONS to the bill and renumber the SECTIONS of the bill accordingly:

SECTION ____. Section 151.429, Tax Code, is amended by adding Subsection (h-1) to read as follows:

(h-1) The owner of a qualified hotel project that opened for initial occupancy before January 1, 2021, shall receive a rebate, refund, or payment of 100 percent of the taxes described by Subsection (h) during the two-year period beginning immediately following the expiration of the 10-year period authorized under Subsection (h). The comptroller shall deposit the taxes and pay each owner of a qualified hotel project eligible taxable proceeds to which the owner is entitled under this subsection in the manner provided by Subsection (h). This subsection expires January 1, 2033.

SECTION ____. Section 351.102, Tax Code, is amended by adding Subsection (c-1) to read as follows:

(c-1) Notwithstanding Section 151.429(h) of this code or Section 2303.5055, Government Code, a municipality described by Subsection (e) is entitled to receive the funds described by Subsection (c) for a 12-year period if the hotel project opened for initial occupancy before January 1, 2021. This subsection expires January 1, 2033.

(2) On page 5, between lines 15 and 16, insert the following:

(c) Notwithstanding Subsection (a) and except as provided by Subsection (b), a municipality described by Section 351.152 is entitled to receive revenue as provided by Sections 351.156 and 351.157 until the 12th anniversary of the date the qualified hotel to which the entitlement relates is open for initial occupancy if the qualified hotel opened for initial occupancy before January 1, 2021. This subsection expires January 1, 2033.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Bucy offered the following amendment to **HB 4103**:

Amend **HB 4103** on third reading by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS accordingly:

SECTION ____. Section 351.152, Tax Code, is amended by adding Subdivision (43) to read as follows:

(43) a municipality with a population of less than 500,000 that is:

(A) located in two counties; and

(B) adjacent to a municipality described by Subdivision (31).

Amendment No. 2 was adopted.

Amendment No. 3

Representative Paddie offered the following amendment to **HB 4103**:

Amend **HB 4103** on third reading by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 351.101(n), Tax Code, is amended to read as follows:

(n) In addition to other authorized uses, a municipality that has a population of not more than 1,500 and is located in a county that borders Arkansas and Louisiana may use revenue from the municipal hotel occupancy tax for the promotion of tourism by the enhancement and upgrading of an existing sports facility or field as specified by Subsection (a)(7), provided that the requirements of Subsection [~~Subsections~~] (a)(7)(A) [~~and (C)~~] and Section 351.1076 are met.

Amendment No. 3 was adopted.

Amendment No. 4

Representative Morrison offered the following amendment to **HB 4103**:

Amend **HB 4103** on third reading as follows:

(1) Add the following appropriately numbered SECTIONS to the bill and renumber the SECTIONS of the bill accordingly:

SECTION ____. Section 351.10712(a), Tax Code, is amended to read as follows:

(a) This section applies only to:

(1) a municipality with a population of at least 95,000 that is located in a county that is bisected by United States Highway 385 and has a population of not more than 140,000; and

(2) a municipality located in a county that has a population of not more than 300,000 and in which a component university of the University of Houston System is located.

SECTION ____. Section 351.152, Tax Code, is amended to read as follows:

Sec. 351.152. APPLICABILITY. This subchapter applies only to:

(1) a municipality described by Section 351.001(7)(B);

(2) a municipality described by Section 351.001(7)(D);

(3) a municipality described by Section 351.001(7)(E);

(4) a municipality described by Section 351.102(e)(3);

(5) a municipality that contains more than 75 percent of the population of a county with a population of 1.5 million or more;

(6) a municipality with a population of 150,000 or more but less than 200,000 that is partially located in at least one county with a population of 125,000 or more;

(7) a municipality with a population of 150,000 or more but less than one million that is located in one county with a population of 2.3 million or more;

(8) a municipality with a population of 180,000 or more that:

(A) is located in two counties, each with a population of 100,000 or more; and

(B) contains an American Quarter Horse Hall of Fame and Museum;

(9) a municipality with a population of 96,000 or more that is located in a county that borders Lake Palestine;

(10) a municipality with a population of 96,000 or more that is located in a county that contains the headwaters of the San Gabriel River;

(11) a municipality with a population of 99,900 or more but less than 111,000 that is located in a county with a population of 135,000 or more;

(12) a municipality with a population of 110,000 or more but less than 135,000 at least part of which is located in a county with a population of less than 135,000;

(13) a municipality with a population of 9,000 or more but less than 10,000 that is located in two counties, each of which has a population of 662,000 or more and a southern border with a county with a population of 2.3 million or more;

(14) a municipality with a population of 200,000 or more but less than 300,000 that contains a component institution of the Texas Tech University System;

(15) a municipality with a population of 95,000 or more that:

(A) is located in more than one county; and

(B) borders Lake Lewisville;

(16) a municipality with a population of 45,000 or more that:

(A) contains a portion of Cedar Hill State Park;

(B) is located in two counties, one of which has a population of two million or more and one of which has a population of 149,000 or more; and

(C) has adopted a capital improvement plan for the construction or expansion of a convention center facility;

(17) a municipality with a population of less than 6,000 that:

(A) is almost wholly located in a county with a population of 600,000 or more that is adjacent to a county with a population of two million or more;

(B) is partially located in a county with a population of 1.8 million or more that is adjacent to a county with a population of two million or more;

(C) has a visitor center and museum located in a 19th-century rock building in the municipality's downtown; and

(D) has a waterpark open to the public;

(18) a municipality with a population of 56,000 or more that:

(A) borders Lake Ray Hubbard; and

(B) is located in two counties, one of which has a population of less than 80,000;

(19) a municipality with a population of 83,000 or more that:

(A) borders Clear Lake; and

(B) is primarily located in a county with a population of less than 300,000;

(20) a municipality with a population of less than 2,000 that:

(A) is located adjacent to a bay connected to the Gulf of Mexico;

(B) is located in a county with a population of 290,000 or more that is adjacent to a county with a population of four million or more; and

(C) has a boardwalk on the bay;

(21) a municipality with a population of 75,000 or more that:

(A) is located wholly in one county with a population of 575,000 or more that is adjacent to a county with a population of four million or more; and

(B) has adopted a capital improvement plan for the construction or expansion of a convention center facility;

(22) a municipality with a population of less than 75,000 that is located in three counties, at least one of which has a population of four million or more;

(23) an eligible coastal municipality with a population of 3,000 or more but less than 5,000;

(24) a municipality with a population of 90,000 or more but less than 150,000 that:

(A) is located in three counties; and

(B) contains a branch campus of a component institution of the University of Houston System;

(25) a municipality that is:

(A) primarily located in a county with a population of four million or more; and

(B) connected by a bridge to a municipality described by Subdivision (20);

(26) a municipality with a population of 20,000 or more but less than 25,000 that:

(A) contains a portion of Mustang Bayou; and

(B) is wholly located in a county with a population of less than 500,000;

(27) a municipality with a population of 70,000 or more but less than 90,000 that is located in two counties, one of which has a population of four million or more and the other of which has a population of less than 50,000;

(28) a municipality with a population of 10,000 or more that:

(A) is wholly located in a county with a population of four million or more; and

(B) has a city hall located less than three miles from a space center operated by an agency of the federal government;

(29) a municipality that is the county seat of a county:

(A) through which the Pedernales River flows; and

(B) in which the birthplace of a president of the United States is located;

(30) a municipality that contains a portion of U.S. Highway 79 and State Highway 130;

(31) a municipality with a population of 48,000 or more but less than 95,000 that is located in two counties, one of which has a population of 900,000 or more but less than 1.7 million;

(32) a municipality with a population of less than 25,000 that contains a museum of Western American art;

(33) a municipality with a population of 50,000 or more that is the county seat of a county that contains a portion of the Sam Houston National Forest;

(34) a municipality with a population of less than 25,000 that:

(A) contains a cultural heritage museum; and

(B) is located in a county that borders the United Mexican States and the Gulf of Mexico;

(35) a municipality that is the county seat of a county that:

(A) has a population of 115,000 or more;

(B) is adjacent to a county with a population of 1.8 million or more; and

(C) hosts an annual peach festival;

(36) a municipality that is the county seat of a county that:

(A) has a population of 585,000 or more; and

(B) is adjacent to a county with a population of four million or more;

(37) a municipality with a population of less than 10,000 that:

(A) contains a component university of The Texas A&M University System; and

(B) is located in a county adjacent to a county that borders Oklahoma;

(38) a municipality with a population of less than 6,100 that:

(A) is located in two counties, each of which has a population of 600,000 or more but less than two million; and

(B) hosts an annual Cajun Festival;

(39) a municipality with a population of 13,000 or more that:

(A) is located on an international border; and

(B) is located in a county:

(i) with a population of less than 400,000; and

(ii) in which at least one World Birding Center site is located;

(40) a municipality with a population of 4,000 or more that:

(A) is located on an international border; and

(B) is located not more than five miles from a state historic site that serves as a visitor center for a state park that contains 300,000 or more acres of land;

(41) a municipality with a population of 36,000 or more that is adjacent to at least two municipalities described by Subdivision (15); [~~and~~]

(42) a municipality with a population of 28,000 or more in which is located a historic railroad depot and heritage center; and

(43) a municipality located in a county that has a population of not more than 300,000 and in which a component university of the University of Houston System is located.

(2) On page 3, line 6, strike "and" and substitute "[~~and~~]".

(3) On page 3, line 7, between "Section 351.152(38)" and the period, insert the following:

; and

(12) a municipality described by Section 351.152(43)

(4) On page 4, line 25, strike "and" and substitute "[~~and~~]".

(5) On page 4, line 27, between "hotel" and the period, insert the following:

; and

(12) for a municipality described by Subsection (b)(12):

(A) restaurants, bars, and retail establishments; and

(B) swimming pools and swimming facilities owned or operated by the related qualified hotel

Amendment No. 4 was adopted.

Amendment No. 5

Representative P. King offered the following amendment to **HB 4103**:

Amend **HB 4103** on third reading by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____. Subchapter C, Chapter 351, Tax Code, is amended by adding Section 351.161 to read as follows:

Sec. 351.161. COMPTROLLER PRIVATE LETTER RULING. (a) A municipality may request that the comptroller provide a private letter ruling that determines whether:

(1) a project described in the request is a qualified project for purposes of this subchapter;

(2) the municipality will be entitled to receive revenue under Sections 351.156 and 351.157, as applicable; and

(3) taxable items, as defined by Section 151.010, purchased in connection with the qualified project are exempt from state and local sales and use taxes.

(b) The comptroller shall issue a private letter ruling that makes the requested determination not later than the 60th day after the date the municipality submits the request to the comptroller.

(c) The comptroller by rule may establish the information a municipality must submit in a request made under this section.

(d) The municipality may rely on the comptroller's determination included in a private letter ruling provided under this section.

Amendment No. 5 was adopted.

HB 4103, as amended, was passed by (Record 602): 107 Yeas, 20 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bowers; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frullo; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Ordaz Perez; Pacheco; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Shine; Smith; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Bonnen; Cain; Cason; Cyrier; Frank; Gates; Hefner; Holland; Leach; Middleton; Noble; Patterson; Schaefer; Shaheen; Slaton; Slawson; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Buckley; Lucio; Paddie; Schofield; Swanson.

STATEMENTS OF VOTE

When Record No. 602 was taken, I was temporarily out of the house chamber. I would have voted yes.

Buckley

When Record No. 602 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 602 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 602 was taken, my vote failed to register. I would have voted yes.

Swanson

When Record No. 602 was taken, I was excused because of important business. I would have voted no.

Toth

When Record No. 602 was taken, I was shown voting yes. I intended to vote no.

White

HB 1607 ON THIRD READING
(by Darby, Lucio, P. King, Hernandez, Hunter, et al.)

HB 1607, A bill to be entitled An Act relating to certificates of public convenience and necessity for certain transmission projects.

HB 1607 was passed by (Record 603): 106 Yeas, 23 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Lozano; Martinez; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Shine; Smith; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Cain; Cason; Gates; Goldman; Harris; Hefner; Krause; Leach; Leman; Middleton; Patterson; Sanford; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Hull; Lucio; Ramos.

STATEMENTS OF VOTE

When Record No. 603 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 603 was taken, I was in the house but away from my desk. I would have voted yes.

Ramos

When Record No. 603 was taken, I was excused because of important business. I would have voted no.

Toth

HB 1068 ON THIRD READING
(by Allen and Guillen)

HB 1068, A bill to be entitled An Act relating to the use of personal leave during school holidays by school district employees.

HB 1068 was passed by (Record 604): 118 Yeas, 11 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Lozano; Martinez; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Ordaz Perez; Pacheco; Paddie; Parker; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cook; Frank; Leman; Metcalf; Noble; Patterson; Schaefer; Shaheen; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Hefner; Lucio; Ramos.

STATEMENTS OF VOTE

When Record No. 604 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 604 was taken, I was in the house but away from my desk. I would have voted yes.

Hefner

When Record No. 604 was taken, I was in the house but away from my desk. I would have voted yes.

Ramos

When Record No. 604 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

When Record No. 604 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 1301 ON THIRD READING
(by Guillen, E. Morales, et al.)

HB 1301, A bill to be entitled An Act relating to the services provided by a colonia self-help center.

HB 1301 was passed by (Record 605): 79 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Bailes; Beckley; Bell, K.; Bowers; Bucy; Burrows; Button; Campos; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Larson; Lozano; Martinez; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Neave; Ordaz Perez; Pacheco; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Schofield; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; King, P.; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Meyer; Middleton; Murr; Noble; Parker; Patterson; Paul; Rogers; Sanford; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Herrero; Hull; Lucio; Morrison.

STATEMENTS OF VOTE

When Record No. 605 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 605 was taken, my vote failed to register. I would have voted yes.

Morrison

When Record No. 605 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 605 was taken, I was excused because of important business. I would have voted no.

Toth

HB 542 ON THIRD READING
(by White and Minjarez)

HB 542, A bill to be entitled An Act relating to foster care placement in and the licensing of certain residential child-care facilities.

HB 542 was passed by (Record 606): 131 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 606 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 606 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 1092 ON THIRD READING
(by Romero, White, and Minjarez)

HB 1092, A bill to be entitled An Act relating to the verification of the veteran status of inmates and prisoners.

HB 1092 was passed by (Record 607): 129 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio; Thompson, S.

STATEMENTS OF VOTE

When Record No. 607 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 607 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 21 ON THIRD READING
(by Neave, Button, Hunter, Swanson, Minjarez, et al.)

HB 21, A bill to be entitled An Act relating to the statute of limitations applicable to a sexual harassment complaint filed with the Texas Workforce Commission.

HB 21 was passed by (Record 608): 130 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Rogers.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 608 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 608 was taken, I was excused because of important business in the district. I would have voted yes.

Ellzey

When Record No. 608 was taken, I was shown voting no. I intended to vote yes.

Rogers

When Record No. 608 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 4383 ON THIRD READING
(by Murphy)

HB 4383, A bill to be entitled An Act relating to providing information to undergraduate students regarding certain fixed or flat tuition rates provided by certain institutions of higher education.

HB 4383 was passed by (Record 609): 128 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Johnson, J.E.; Lucio; Morales, C.; Vasut.

STATEMENTS OF VOTE

When Record No. 609 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 609 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

When Record No. 609 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 2706 ON THIRD READING
(by Howard, Neave, Hernandez, Button, White, et al.)

HB 2706, A bill to be entitled An Act relating to the reporting of sexual assault and other sex offenses, to the emergency services and care provided to victims of those offenses, and to the processes associated with preserving and analyzing the evidence of those offenses.

HB 2706 - REMARKS

REPRESENTATIVE HOWARD: This is the final day of Sexual Assault Awareness Month. How fitting that the Texas House of Representatives unanimously passed **HB 2706** yesterday and with today's third reading vote, we'll have passed bills to implement all 11 recommendations of the Sexual Assault Survivors' Task Force out of the Office of the Governor. I want to thank you, members, for this strong statement of support for a collaborative and coordinated response to sexual violence experienced by adults and children in Texas that supports survivors and ensures justice is served.

REPRESENTATIVE NEAVE: Representative Howard, I want to thank you for filing this legislation and wanted to share with our fellow Texans the significance of what the Texas House is doing today. On average, can you share with us the number of reported sexual assaults that we have in Texas each year?

HOWARD: I can tell you that in 2019, there were 18,057 Texans who reported sexual assault, an 8.9 percent increase from 2018, and the average is about 18,000 per year.

NEAVE: Unfortunately, this disproportionately impacts Texas women. Is that correct?

HOWARD: Absolutely.

NEAVE: And who else does it impact?

HOWARD: Well, it also impacts men and, unfortunately, it also impacts our children.

NEAVE: And the Texas House has taken multiple steps to address this issue in our state, correct?

HOWARD: We have.

NEAVE: So from your innovative rape kit tracking system last session—which allows a sexual assault survivor to know where their rape kit is in the process and being tested, is that correct?

HOWARD: Correct.

NEAVE: As well as the Lavinia Masters Act that I had filed and we passed—which creates strict timelines so that a rape kit is timely submitted for testing within 90 days instead of sitting on a shelf untested for more than 20 years like in the Lavinia Masters Act case, is that correct?

HOWARD: Absolutely, and thank you for your excellent work on that.

NEAVE: Thank you, and it's a team effort. And because of all of the work that we've done here in this house and together, according to data from DPS, the rape kit backlog in Texas since last session has been reduced by more than 80 percent. Were you aware of that?

HOWARD: I am, and we should all be very proud of the efforts over multiple sessions to make that happen.

NEAVE: And in addition to those successes—you, the Appropriations Committee members, the chairs, all of the leaders—the house has prioritized sexual assault survivors by allocating more than $50 million to tackle this issue. Is that correct?

HOWARD: It is correct.

NEAVE: And can you talk to us about other funds that we have allocated?

HOWARD: Well, with this session, we have $34 million for the Sexual Assault Prevention and Crisis Services Program, $3 million for grants to sexual assault forensic exam facilities, and another $51 million for DPS to further improve their crime lab capacity and prioritize the testing of the backlogged sexual assault kits.

NEAVE: Also, the governor's Sexual Assault Survivors' Task Force held its very first meeting right here in the Texas Capitol a little over a year ago. Can you tell us what was accomplished by that group?

HOWARD: Lots was accomplished. That group met 50 times and they had over 150 recommendations to the Texas Evidence Collection Advisory Board, the attorney general's office, HHSC, and DPS's Crime Lab Service Manual Committee, as well as the 11 recommendations to the Texas Legislature, which we are finalizing with the bills that we're passing today as a house to implement those 11 recommendations.

NEAVE: And with those 11 recommendations that we're passing as a house, on this day, what is the impact or the significance of sexual assault awareness on this day?

HOWARD: Well, this is the 20th year of this Sexual Assault Awareness Month. This is the final day of that month. It is extremely significant that we as a body are passing these reforms today.

NEAVE: And we have an opportunity to double down on that progress and keep Texas and keep this house at the forefront of sexual assault reform. I want to thank you so much for your leadership on this issue, Representative Howard.

HOWARD: And thank you, Representative Neave, for yours as well. And members, I am so proud of this body. There's so many things that we do that I know we get in conflict about, but this is one of the things we've come together on for multiple sessions now. And we can all be very proud of what we've done and what's happening as a result of our efforts in this state.

HB 2706 was passed by (Record 610): 128 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Deshotel; Harless; Lucio; Raney.

STATEMENTS OF VOTE

When Record No. 610 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 610 was taken, I was excused because of important business in the district. I would have voted yes.

Ellzey

When Record No. 610 was taken, I was in the house but away from my desk. I would have voted yes.

Harless

When Record No. 610 was taken, I was in the house but away from my desk. I would have voted yes.

Raney

When Record No. 610 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 1097 ON THIRD READING
(by Lozano)

HB 1097, A bill to be entitled An Act relating to the processing and sale of kratom and kratom products; providing civil penalties; creating a criminal offense.

HB 1097 was passed by (Record 611): 118 Yeas, 11 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Shine; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cason; Clardy; Cook; Krause; Patterson; Schaefer; Slaton; Slawson; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Bell, K.; Biedermann; Lucio.

STATEMENTS OF VOTE

When Record No. 611 was taken, I was in the house but away from my desk. I would have voted yes.

K. Bell

When Record No. 611 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

When Record No. 611 was taken, I was excused because of important business. I would have voted no.

Canales

When Record No. 611 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 611 was taken, I was excused because of important business. I would have voted no.

Toth

REMARKS ORDERED PRINTED

Representative Zwiener moved to print all remarks on **HB 2706**.

The motion prevailed.

HB 1110 ON THIRD READING
(by J.E. Johnson, Morrison, J. González, Hunter, et al.)

HB 1110, A bill to be entitled An Act relating to payment of the replacement cost of damaged property under a homeowner's, renter's, or condominium owner's insurance policy.

HB 1110 was passed by (Record 612): 87 Yeas, 40 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bowers; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Lozano; Martinez; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Neave; Ordaz Perez; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Smith; Smithee; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Biedermann; Bonnen; Buckley; Cain; Cason; Cook; Cyrier; Dean; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, P.; Krause; Landgraf; Leman; Metcalf; Murr; Noble; Patterson; Paul; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Spiller; Swanson; Tinderholt; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C); Thompson, E.

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Leach; Lucio; Middleton; Schofield.

STATEMENTS OF VOTE

When Record No. 612 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 612 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

When Record No. 612 was taken, I was excused because of important business. I would have voted no.

Toth

HB 3557 ON THIRD READING
(by K. King and Pacheco)

HB 3557, A bill to be entitled An Act relating to allowing parents and guardians to elect for a student to repeat or retake a course or grade.

HB 3557 was passed by (Record 613): 131 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 613 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 613 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 1706 ON THIRD READING
(by Neave, Leach, Button, Howard, Swanson, et al.)

HB 1706, A bill to be entitled An Act relating to a specialty court program to provide victim services in sexual assault cases.

HB 1706 was passed by (Record 614): 129 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Dean; Deshotel; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Davis; Dominguez; Lucio.

STATEMENTS OF VOTE

When Record No. 614 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 614 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 652 ON THIRD READING
(by Paul, Price, et al.)

HB 652, A bill to be entitled An Act relating to notice of an animal's exposure or possible exposure in an animal shelter to certain infectious diseases.

HB 652 failed to pass by (Record 615): 44 Yeas, 84 Nays, 1 Present, not voting. (The vote was reconsidered on May 3, and **HB 652** was amended and was passed by Record No. 635.)

Yeas — Anderson; Bonnen; Burns; Burrows; Capriglione; Clardy; Cole; Cortez; Darby; Dutton; Frank; Gervin-Hawkins; Goldman; Guillen; Howard; Hull; Israel; Johnson, J.D.; King, K.; King, T.; Larson; Lozano; Martinez; Meyer; Morales, E.; Morales Shaw; Morrison; Neave; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Romero; Sanford; Smithee; Stephenson; Thierry; Thompson, E.; Zwiener.

Nays — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bowers; Buckley; Bucy; Button; Cain; Campos; Cason; Collier; Cook; Craddick; Cyrier; Davis; Dean; Deshotel; Dominguez; Fierro; Frullo; Gates; González, J.; Goodwin; Guerra; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Hunter; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, P.; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Metcalf; Meza; Middleton; Moody; Morales, C.; Murr; Noble; Ordaz Perez; Ramos; Reynolds; Rodriguez; Rogers; Rose; Rosenthal; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Swanson; Talarico; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Coleman; Crockett; González, M.; Lucio.

STATEMENTS OF VOTE

When Record No. 615 was taken, I was excused because of important business. I would have voted no.

Canales

When Record No. 615 was taken, I was shown voting yes. I intended to vote no.

Morales Shaw

When Record No. 615 was taken, I was excused because of important business. I would have voted no.

Toth

HB 2094 ON THIRD READING
(by Martinez)

HB 2094, A bill to be entitled An Act relating to the right to remove property encroaching on areas owned or controlled by the Hidalgo County Drainage District Number 1.

HB 2094 was passed by (Record 616): 123 Yeas, 6 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Cason; Patterson; Schaefer; Slaton; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio; Morales Shaw; Shaheen.

STATEMENTS OF VOTE

When Record No. 616 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 616 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 616 was taken, I was shown voting yes. I intended to vote no.

Hull

When Record No. 616 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 616 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 616 was taken, my vote failed to register. I would have voted no.

Shaheen

When Record No. 616 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 616 was taken, I was excused because of important business. I would have voted no.

Toth

When Record No. 616 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 2885 ON THIRD READING
(by Clardy)

HB 2885, A bill to be entitled An Act relating to continuing education programs for fire detection and alarm device installation.

HB 2885 was passed by (Record 617): 85 Yeas, 46 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bowers; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Lambert; Larson; Leach; Lozano; Martinez; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Ordaz Perez; Pacheco; Paddie; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Biedermann; Bonnen; Buckley; Cain; Cason; Cook; Craddick; Cyrier; Dean; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, P.; Krause; Kuempel; Landgraf; Leman; Metcalf; Meyer; Middleton; Noble; Parker; Patterson; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 617 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 617 was taken, I was excused because of important business. I would have voted no.

Canales

When Record No. 617 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 617 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 617 was taken, I was excused because of important business. I would have voted no.

Toth

HB 1588 ON THIRD READING
(by Leach, Neave, Holland, K. King, et al.)

HB 1588, A bill to be entitled An Act relating to health benefit plan coverage for scalp cooling systems, applications, and procedures for certain cancer patients.

HB 1588 was passed by (Record 618): 104 Yeas, 27 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Campos; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frullo; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson,

J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Krause; Kuempel; Larson; Leach; Lozano; Martinez; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Neave; Ordaz Perez; Pacheco; Paddie; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shine; Smith; Smithee; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Burrows; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Frank; Gates; Hefner; King, P.; Lambert; Landgraf; Leman; Middleton; Murr; Noble; Parker; Schaefer; Shaheen; Slaton; Slawson; Spiller; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 618 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 618 was taken, I was shown voting no. I intended to vote yes.

Lambert

When Record No. 618 was taken, I was excused because of important business. I would have voted no.

Toth

HB 1758 ON THIRD READING
(by Krause)

HB 1758, A bill to be entitled An Act relating to law enforcement's use of force by means of a drone.

HB 1758 was passed by (Record 619): 125 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Middleton; Moody;

Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Cain; Johnson, J.E.; Lucio; Meza; Perez; Wilson.

STATEMENTS OF VOTE

When Record No. 619 was taken, I was excused because of important business in the district. I would have voted no.

Bernal

When Record No. 619 was taken, I was in the house but away from my desk. I would have voted yes.

Cain

When Record No. 619 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 619 was taken, I was shown voting yes. I intended to vote no.

Dominguez

When Record No. 619 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 619 was taken, I was in the house but away from my desk. I would have voted yes.

Perez

When Record No. 619 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 1910 ON THIRD READING
(by Schofield)

HB 1910, A bill to be entitled An Act relating to cemeteries in certain municipalities.

HB 1910 was passed by (Record 620): 127 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Cook; Lucio; Morrison; Perez.

STATEMENTS OF VOTE

When Record No. 620 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 620 was taken, I was shown voting no. I intended to vote yes.

Cason

When Record No. 620 was taken, I was in the house but away from my desk. I would have voted yes.

Cook

When Record No. 620 was taken, I was in the house but away from my desk. I would have voted yes.

Perez

When Record No. 620 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 2627 ON THIRD READING
(by Thierry)

HB 2627, A bill to be entitled An Act relating to the clarification of certain provisions regarding taxes imposed on the sale, rental, and use of motor vehicles.

HB 2627 was passed by (Record 621): 128 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio; Paul; Thompson, E.

STATEMENTS OF VOTE

When Record No. 621 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 621 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 2929 ON THIRD READING
(by Bonnen and Frank)

HB 2929, A bill to be entitled An Act relating to conduct of insurers providing preferred provider benefit plans with respect to physician and health care provider contracts and claims.

HB 2929 was passed by (Record 622): 120 Yeas, 11 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shine; Smith; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Cook; Gates; Krause; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 622 was taken, I was shown voting no. I intended to vote yes.

Biedermann

When Record No. 622 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 622 was taken, I was excused because of important business. I would have voted no.

Toth

HB 2626 ON THIRD READING
(by Noble)

HB 2626, A bill to be entitled An Act relating to the imposition of the use tax on tangible personal property purchased in another state and transferred to an affiliate of the purchaser before being brought into this state for storage, use, or other consumption.

HB 2626 was passed by (Record 623): 106 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dutton; Fierro; Frank; Frullo; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Larson; Leman; Lozano; Martinez; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anchia; Biedermann; Cain; Cason; Cyrier; Gates; Hefner; Holland; Krause; Lambert; Landgraf; Leach; Metcalf; Middleton; Murr; Patterson; Schaefer; Schofield; Shaheen; Slaton; Tinderholt; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Dominguez; Lucio.

STATEMENTS OF VOTE

When Record No. 623 was taken, I was excused because of important business. I would have voted no.

Canales

When Record No. 623 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 623 was taken, I was excused because of important business. I would have voted no.

Toth

HB 903 ON THIRD READING
(by Oliverson)

HB 903, A bill to be entitled An Act relating to the settlement of certain claims on behalf of a minor.

HB 903 was passed by (Record 624): 129 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Anchia; Johnson, A.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 624 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 624 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 769 ON THIRD READING
(by Middleton, Hunter, Lozano, Dominguez, et al.)

HB 769, A bill to be entitled An Act relating to the administration of the Texas Windstorm Insurance Association.

HB 769 was passed by (Record 625): 120 Yeas, 9 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson,

J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Raymond; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Anchia; Cason; King, P.; Price; Ramos; Reynolds; Schaefer; Shaheen; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio; Morales Shaw; Raney.

STATEMENTS OF VOTE

When Record No. 625 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 625 was taken, I was in the house but away from my desk. I would have voted present, not voting.

Morales Shaw

When Record No. 625 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 2733 ON THIRD READING
(by Tinderholt, P. King, White, Bowers, et al.)

HB 2733, A bill to be entitled An Act relating to defendants restricted to the operation of a vehicle equipped with an ignition interlock device or required to submit to alcohol monitoring and establishing a central database of those defendants.

HB 2733 was passed by (Record 626): 130 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause;

Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio; Walle.

STATEMENTS OF VOTE

When Record No. 626 was taken, I was excused because of important business. I would have voted no.

Canales

When Record No. 626 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 2781 ON THIRD READING
(by A. Johnson, Bonnen, Ordaz Perez, Landgraf, Kuempel, et al.)

HB 2781, A bill to be entitled An Act relating to the prosecution of and punishment for an aggravated assault occurring as part of a mass shooting; increasing a criminal penalty.

HB 2781 was passed by (Record 627): 123 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Slaton; Swanson; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 627 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 627 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 627 was taken, I was excused because of important business. I would have voted yes.

Toth

When Record No. 627 was taken, I was shown voting no. I intended to vote yes.

Vasut

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Harris on motion of Buckley.

HB 1202 ON THIRD READING
(by Jetton, Morales Shaw, et al.)

HB 1202, A bill to be entitled An Act relating to the amendment of a dedicatory instrument to remove a discriminatory provision.

HB 1202 was passed by (Record 628): 130 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer;

Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Harris; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 628 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 628 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 3338 ON THIRD READING
(by Bowers)

HB 3338, A bill to be entitled An Act relating to activities the tolerance of which may constitute maintenance of a common nuisance.

HB 3338 was passed by (Record 629): 103 Yeas, 26 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Landgraf; Larson; Lozano; Martinez; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Neave; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Shine; Smith; Smithee; Spiller; Stephenson; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, K.; Bonnen; Cain; Cason; Cook; Cyrier; Gates; Goldman; Hefner; Krause; Lambert; Leach; Leman; Metcalf; Middleton; Murr; Noble; Schaefer; Schofield; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Harris; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio; Thierry.

STATEMENTS OF VOTE

When Record No. 629 was taken, I was shown voting no. I intended to vote yes.

K. Bell

When Record No. 629 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 629 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 629 was taken, I was excused because of important business. I would have voted no.

Toth

HB 4172 ON THIRD READING
(by Middleton)

HB 4172, A bill to be entitled An Act relating to the burden of proof in a suit or administrative proceeding to establish that an area is subject to the public beach easement.

HB 4172 was passed by (Record 630): 110 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Davis; Deshotel; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Hinojosa; Holland; Howard; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wilson; Wu; Zwiener.

Nays — Anchia; Ashby; Cain; Cyrier; Darby; Dean; Herrero; Hunter; Landgraf; Murr; Price; Shine; Smithee; Thompson, S.; Vasut; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Harris; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Coleman; Dominguez; Hefner; Lucio; Rodriguez.

STATEMENTS OF VOTE

When Record No. 630 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 630 was taken, I was excused because of important business. I would have voted no.

Canales

When Record No. 630 was taken, I was in the house but away from my desk. I would have voted no.

Hefner

When Record No. 630 was taken, I was excused because of important business. I would have voted yes.

Toth

HB 3315 ON THIRD READING
(by Crockett, Morales Shaw, and Burns)

HB 3315, A bill to be entitled An Act relating to the creation of a pretrial intervention program for certain youth offenders; authorizing a fee.

Amendment No. 1

Representative Crockett offered the following amendment to **HB 3315**:

Amend **HB 3315** on page 4 of the bill as follows:

(1) On line 3, between "chapter" and the underlined period, insert "and may require the community supervision and corrections department serving the county to operate a program under the authority of Section 76.011(a)".

(2) On line 5, strike "and that substantially complies with this chapter".

Amendment No. 1 was adopted.

HB 3315, as amended, was passed by (Record 631): 96 Yeas, 32 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Anderson; Bailes; Beckley; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa;

Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Leach; Lozano; Martinez; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Neave; Ordaz Perez; Pacheco; Paddie; Parker; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Shine; Smith; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Allison; Ashby; Bell, C.; Bell, K.; Bonnen; Button; Cain; Cook; Cyrier; Goldman; Harless; Hefner; Holland; Hull; King, P.; Krause; Landgraf; Leman; Metcalf; Middleton; Murr; Noble; Patterson; Price; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Harris; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio; Schofield; Thompson, E.

STATEMENTS OF VOTE

When Record No. 631 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 631 was taken, I was shown voting yes. I intended to vote no.

Capriglione

When Record No. 631 was taken, I was shown voting no. I intended to vote yes.

Hull

When Record No. 631 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 631 was taken, I was shown voting yes. I intended to vote no.

Lambert

When Record No. 631 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 631 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 631 was taken, I was excused because of important business. I would have voted no.

Toth

HB 1554 ON THIRD READING
(by Rogers and Lambert)

HB 1554, A bill to be entitled An Act relating to use of project funds of municipal development districts.

HB 1554 was passed by (Record 632): 110 Yeas, 20 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murr; Neave; Noble; Ordaz Perez; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Smith; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Buckley; Cain; Cason; Cyrier; Dean; Hefner; King, P.; Krause; Middleton; Patterson; Paul; Schaefer; Shaheen; Shine; Slaton; Slawson; Swanson; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Harris; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Lucio.

STATEMENTS OF VOTE

When Record No. 632 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 632 was taken, I was excused because of important business. I would have voted yes.

Canales

When Record No. 632 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 632 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 632 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 632 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 632 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 632 was taken, I was excused because of important business. I would have voted no.

Toth

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 2262 ON SECOND READING
(by Schofield)

CSHB 2262, A bill to be entitled An Act relating to the extended registration of certain fleet vehicles.

CSHB 2262 was read second time on April 15, postponed until April 23, and was again postponed until 10 a.m. today.

Representative Schofield moved to postpone consideration of **CSHB 2262** until 10 a.m. Tuesday, May 4.

The motion prevailed.

HB 652 - NOTICE GIVEN

At 1:20 p.m., pursuant to the provisions of Rule 7, Section 37(c), of the House Rules, Representative Leach gave notice that he would, in one hour, move to reconsider the vote by which **HB 652** failed to pass by Record No. 615.

HR 880 - ADOPTED
(by Anchia, Metcalf, Cole, Oliverson, and Walle)

The following resolution was laid before the house:

HR 880, Relating to deactivating House Rule 16, Section 13.

HR 880 was adopted by (Record 633): 100 Yeas, 26 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bonnen; Bowers; Bucy; Burns; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Holland; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Lozano; Martinez; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Murr; Neave; Ordaz Perez; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Shine; Slaton; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Anderson; Biedermann; Buckley; Burrows; Cain; Cason; Harless; Hefner; Herrero; Hull; King, P.; Leman; Middleton; Morrison; Noble; Patterson; Paul; Raney; Rogers; Schofield; Slawson; Smith; Spiller; Swanson; Tinderholt; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bernal; Canales; Ellzey; Geren; Harris; Huberty; Klick; Longoria; Lopez; Martinez Fischer; Minjarez; Muñoz; Murphy; Oliverson; Ortega; Sherman; Stucky; Toth.

Absent — Allen; Darby; Lucio; Pacheco; Smithee.

STATEMENTS OF VOTE

When Record No. 633 was taken, I was shown voting no. I intended to vote yes.

Anderson

When Record No. 633 was taken, I was shown voting no. I intended to vote yes.

Cason

When Record No. 633 was taken, I was shown voting no. I intended to vote yes.

Herrero

When Record No. 633 was taken, I was shown voting no. I intended to vote yes.

Spiller

When Record No. 633 was taken, I was shown voting no. I intended to vote yes.

White

FIVE-DAY POSTING RULE SUSPENDED

Representative Raymond moved to suspend the five-day posting rule to allow the Committee on Defense and Veterans' Affairs to consider **SB 780** at 9 a.m. Monday, May 3 in E2.028.

The motion prevailed.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Landgraf requested permission for the Committee on Environmental Regulation to meet while the house is in session, during bill referral today, in 1W.14, to consider pending and referred business.

Permission to meet was granted.

PROVIDING FOR ADJOURNMENT

At 1:24 p.m., Representative Wilson moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. Monday, May 3.

The motion prevailed.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List Nos. 1 and 2.)

(Cook in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 1:38 p.m., adjourned until 10 a.m. Monday, May 3.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HB 4659 (By Bonnen), Relating to the authority of the City of Kemah Municipal Management District No. 1 to provide water and sewer service, exercise certain powers, issue bonds, and impose fees, taxes, and assessments and to the validation of certain acts and proceedings of the district.
To Urban Affairs.

HB 4660 (By Wilson), Relating to Burnet County criminal magistrates.
To Judiciary and Civil Jurisprudence.

HB 4662 (By E. Thompson), Relating to the creation of the Brazoria County Municipal Utility District No. 86; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
To Land and Resource Management.

HB 4663 (By Martinez), Relating to the powers of the Hidalgo County Drainage District Number 1; authorizing the issuance of bonds.
To Natural Resources.

HCR 101 (By Wilson), Designating the city of Florence, home of the Gault Archaeological Site, as the oldest community in Texas for a 10-year period beginning in 2021.
To Culture, Recreation, and Tourism.

HCR 102 (By Craddick), Commending James Fuller for his service to Midland as an educator, administrator, and school board trustee.
To Resolutions Calendars.

HCR 103 (By Sanford), Designating Celina as the official Halloween Capital of North Texas for a 10-year period beginning in 2021.
To Culture, Recreation, and Tourism.

HR 892 (By Jetton), Honoring BAPS Charities for its service during Winter Storm Uri.
To Resolutions Calendars.

HR 893 (By Jetton), Commending the teachers, administrators, and staff members of Lamar CISD for their service during the COVID-19 pandemic.
To Resolutions Calendars.

HR 894 (By Jetton), Congratulating Rosa Castille of Colony Bend Elementary School on being named the 2021 Elementary Teacher of the Year in Fort Bend ISD.
To Resolutions Calendars.

HR 895 (By Jetton), Commemorating August 11, 2021, as the first day of class for the Fort Bend Independent School District.
To Resolutions Calendars.

HR 896 (By Jetton), Congratulating the MB Foundation in Katy on its receipt of a grant from the Texas Commission on the Arts.
To Resolutions Calendars.

HR 897 (By Jetton), Congratulating Officer Phillip Jackson on being named the 2020 Officer of the Year by the Richmond Police Department.
To Resolutions Calendars.

HR 898 (By Slawson), In memory of Rebekah "Becky" Farrar of Erath County.

To Resolutions Calendars.

HR 899 (By Slawson), In memory of William Henry "Hank" Jones Sr. of Glen Rose.

To Resolutions Calendars.

HR 900 (By Slawson), In memory of Sherilyn Sue Svien of Stephenville.

To Resolutions Calendars.

HR 901 (By Leman), Congratulating Finus Odell Tyler of Sealy on his 100th birthday.

To Resolutions Calendars.

HR 902 (By K. King), Honoring Cliff Black for his service as mayor of Muleshoe.

To Resolutions Calendars.

HR 903 (By Campos), In memory of longtime Bexar County Judge Sarah Garrahan.

To Resolutions Calendars.

HR 904 (By Toth), Congratulating Alex Sutton on his retirement as co-president of The Woodlands Development Company.

To Resolutions Calendars.

HR 905 (By Toth), Congratulating Deputy Chief Jerry Bittner on his retirement from The Woodlands Fire Department.

To Resolutions Calendars.

HR 906 (By Schofield), In memory of Celia Ray Rico of Katy.

To Resolutions Calendars.

HR 907 (By Spiller), Congratulating Blake Belcher on his induction into the Howard Payne University Sports Hall of Fame.

To Resolutions Calendars.

HR 908 (By Lambert), In memory of the Honorable Frank Wayne Calhoun of Austin, former state representative from Taylor County.

To Resolutions Calendars.

HR 909 (By Sherman, Davis, and Rose), In memory of Tony Evans Jr. of Lancaster.

To Resolutions Calendars.

HR 910 (By Tinderholt), Congratulating The University of Texas at Arlington Movin' Mavs on winning the 2021 National Wheelchair Basketball Association intercollegiate championship.

To Resolutions Calendars.

HR 911 (By Buckley), Congratulating the Honorable Gordon Adams on retiring as judge of the 169th District Court in Bell County.

To Resolutions Calendars.

HR 912 (By E. Morales), Congratulating Nick Hernandez on his accomplishments as a member of the San Antonio Reagan High School football team.

To Resolutions Calendars.

HR 913 (By Price), In memory of Gladys Ruth Looten of Carson County.
To Resolutions Calendars.

HR 914 (By Price), In memory of Cleo Virginia McGraw Morrison of Borger.
To Resolutions Calendars.

HR 915 (By Price), In memory of Chief Marvin Wayne Trejo of the Dumas Police Department.
To Resolutions Calendars.

HR 916 (By Price), In memory of Hutchinson County Sheriff Kirk Anthony Coker Sr.
To Resolutions Calendars.

HR 917 (By Price), In memory of Potter County assistant fire chief Pat Fitzpatrick.
To Resolutions Calendars.

HR 918 (By Price), Recognizing May 5, 2022, as National Day of Prayer in Texas.
To Resolutions Calendars.

HR 919 (By Price), Recognizing May 2021 as Cystic Fibrosis Awareness Month.
To Resolutions Calendars.

HR 920 (By Price), Recognizing May 2022 as Cystic Fibrosis Awareness Month.
To Resolutions Calendars.

HR 921 (By Price), Congratulating the Sunray Bobcat Ares X-Plorers of Sunray Middle School on winning top honors in the 2019-2020 Northwest Earth and Space Sciences Pipeline ROADS on Mars national student challenge.
To Resolutions Calendars.

HR 922 (By Price), Commemorating Veterans Day 2021.
To Resolutions Calendars.

HR 923 (By Price), Commemorating Veterans Day 2022.
To Resolutions Calendars.

HR 924 (By Bucy), In memory of Dr. Chen-Ching Daniel Yang of Austin.
To Resolutions Calendars.

HR 925 (By Bucy), Honoring James "Jimmy" Flannigan for his service on the Austin City Council.
To Resolutions Calendars.

HR 926 (By Sherman), In memory of Captain Reginald Dewayne Williams of Dallas Fire-Rescue.
To Resolutions Calendars.

HR 927 (By Sherman), In memory of Dr. Edwin Earl Favors of Dallas.
To Resolutions Calendars.

HR 928 (By Murphy), Commemorating the 10th anniversary of Western Governors University Texas.
To Resolutions Calendars.

HR 929 (By Murphy), Congratulating Lavergne Schwender on her retirement as executive director of the Greater Harris County 9-1-1 Emergency Network.

To Resolutions Calendars.

HR 930 (By Romero), Congratulating the boys' soccer team from Diamond Hill-Jarvis High School in Fort Worth on advancing to the 2021 4A state championship game.

To Resolutions Calendars.

HR 931 (By Vasut), Congratulating Judge Patrick Sebesta on his retirement from the 239th District Court.

To Resolutions Calendars.

HR 932 (By Goldman), Congratulating Mike Smith on his retirement as the owner of Paris Coffee Shop in Fort Worth.

To Resolutions Calendars.

HR 933 (By Goldman), Congratulating the Fort Worth Zoo for being named the Best Zoo in North America by USA Today.

To Resolutions Calendars.

SB 50 to Human Services.

SB 62 to State Affairs.

SB 275 to Judiciary and Civil Jurisprudence.

SB 280 to Criminal Jurisprudence.

SB 286 to Juvenile Justice and Family Issues.

SB 369 to Public Education.

SB 390 to County Affairs.

SB 503 to Human Services.

SB 530 to Criminal Jurisprudence.

SB 552 to Public Health.

SB 764 to Human Services.

SB 784 to Natural Resources.

SB 801 to Public Education.

SB 839 to Licensing and Administrative Procedures.

SB 879 to Public Education.

SB 910 to Human Services.

SB 912 to Homeland Security and Public Safety.

SB 997 to Natural Resources.

SB 1061 to Human Services.

SB 1079 to Human Services.

SB 1094 to Higher Education.

SB 1095 to Public Education.

SB 1105 to Pensions, Investments, and Financial Services.

SB 1138 to Human Services.
SB 1146 to Public Health.
SB 1168 to Land and Resource Management.
SB 1259 to Judiciary and Civil Jurisprudence.
SB 1315 to Ways and Means.
SB 1341 to Human Services.
SB 1343 to County Affairs.
SB 1356 to Public Education.
SB 1413 to Ways and Means.
SB 1418 to Elections.
SB 1439 to Public Health.
SB 1458 to Judiciary and Civil Jurisprudence.
SB 1480 to Licensing and Administrative Procedures.
SB 1499 to Land and Resource Management.
SB 1502 to Public Health.
SB 1675 to Elections.
SB 1704 to Defense and Veterans' Affairs.
SB 1719 to Natural Resources.
SB 1728 to Transportation.
SB 1750 to State Affairs.
SB 1761 to Elections.
SB 1814 to Transportation.
SB 1815 to Transportation.
SB 1816 to Transportation.
SB 1831 to Public Education.
SB 1856 to Public Health.
SB 1879 to State Affairs.
SB 1895 to Public Health.
SB 1896 to Human Services.
SB 1901 to Elections.
SB 1917 to Human Services.
SB 1923 to Judiciary and Civil Jurisprudence.
SB 1925 to Elections.
SB 1936 to Juvenile Justice and Family Issues.
SB 1963 to Higher Education.
SB 1987 to Land and Resource Management.
SJR 47 to Judiciary and Civil Jurisprudence.

SCR 33 to Resolutions Calendars.

SCR 41 to Judiciary and Civil Jurisprudence.

SCR 46 to Resolutions Calendars.

SCR 47 to Resolutions Calendars.

List No. 2

HB 4664 (By Bailes), Relating to authorizing the sale of certain real property by the State of Texas to the Trinity River Authority of Texas.
To Land and Resource Management.

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 29

Business and Industry - **HB 2447**

Corrections - **HB 137, HJR 10**

County Affairs - **HB 1361, HB 1819, HB 2242, HB 2272, HB 2561, HB 2569, HB 3125, HB 3775, HB 3967, HB 4149, HB 4325, HB 4437, HB 4505, HB 4564, HB 4612, SB 230, SB 790**

Criminal Jurisprudence - **HB 492, HB 688, HB 3789**

Culture, Recreation, and Tourism - **HB 2713**

Defense and Veterans' Affairs - **SB 623**

Elections - **HB 6, HB 1314, HB 3269, HB 3556, HB 3566, HB 3645, HB 4044**

Higher Education - **HB 237, HB 546, HB 3625, HB 3812**

Homeland Security and Public Safety - **HB 3251**

Human Services - **HB 4572, SJR 19**

International Relations and Economic Development - **HCR 84, HR 186**

Juvenile Justice and Family Issues - **HB 3007, SB 511, SB 567, SB 798**

Land and Resource Management - **HB 4426, HB 4429, HB 4613, HB 4622**

Licensing and Administrative Procedures - **HB 170, HB 3520, SB 195**

Natural Resources - **HB 3006**

Pensions, Investments, and Financial Services - **HB 1129, HB 4477**

Public Education - **HB 1504, HB 2391, HB 2802, HB 2975, HB 3033, HB 3400, HB 3668, HB 3731, HB 3979, HB 4096, HB 4545**

Public Health - **HB 316, HB 678, HB 1515, HB 1676, HB 1802, HB 1824, HB 1935, HB 2333, HB 2380, HB 2758, HB 3088**

State Affairs - **HB 1231, HB 1476, HB 1842, HB 1925, HB 1950, HB 2581, HB 3046, HB 3388, HB 3743, HB 3838, HB 3997, HB 4395, HB 4420, HCR 1, HCR 5, HCR 52, HCR 66, HR 538, SB 13**

Transportation - **HB 2306, HB 2700, HB 3027, HB 3713, HB 3925, HB 3927, SB 1643, SB 1986, SB 2175**

Ways and Means - **HB 1090, HB 3439, HB 3482, HB 3565, HB 3682**

ENGROSSED

April 29 - HB 332, HB 548, HB 570, HB 624, HB 781, HB 859, HB 1382, HB 1492, HB 1535, HB 1693, HB 1709, HB 1752, HB 1757, HB 1777, HB 1919, HB 1938, HB 1981, HB 2030, HB 2086, HB 2112, HB 2201, HB 2205, HB 2283, HB 2499, HB 2893, HB 3039, HB 3111, HB 3360, HB 3394, HB 3476, HB 3643, HB 3746, HB 3973, HB 4436

ENROLLED

April 29 - HB 567, HB 1024

RECOMMENDATIONS FILED WITH THE SPEAKER

April 29 - HB 4611, HB 4612, HB 4613, HB 4614, HB 4615, HB 4616

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-EIGHTH DAY — MONDAY, MAY 3, 2021

The house met at 10:24 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 634).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent — González, J.; Lozano.

(Lozano now present)

The invocation was offered by Representative Coleman as follows:

God, thank you for giving us another day. Inspire the men and women of this house to serve our constituents and our state as best we can. May our efforts and cooperative work with each other help to lift those Texans who are struggling and especially this month, those with mental illness. We pray for the gift of wisdom to all with great responsibility in the people's house for the leadership of our state. May we all have the vision of the world where respect and understanding are the marks of civility, and honor and integrity are the marks of one's character. You bless this day, you bless this house, and you bless this state, both now and forever. Amen.

The chair recognized Representative Ashby who led the house in the pledges of allegiance to the United States and Texas flags.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 14).

ADDRESS BY REPRESENTATIVE HUBERTY ON A MATTER OF PERSONAL PRIVILEGE

The chair recognized Representative Huberty who addressed the house on a matter of personal privilege, speaking as follows:

My name is Dan, and I'm an alcoholic. My father taught me to be honest and take responsibility for my actions, so I stand here before you today to begin this process. On April 23, I was involved in a motor vehicle accident while driving under the influence. Thankfully, no one was hurt. I want to first apologize to the occupants in the vehicle. I want to next apologize to my wife, Janet, my children, my friends, my company, and my Capitol staff for the embarrassment I have caused them. I want to apologize to my constituents as they entrusted me to represent them here in the Texas House. Finally, I want to apologize to each and every one of you, the institution of the Texas House, the senate, the lieutenant governor, the speaker, and the governor for my actions.

I have had a problem with alcohol for my entire adult life. While I've been sober for 23 out of the last 30 years, it became clear to me in the last several months that I desperately needed help. I was embarrassed to ask and candidly did not know how to get the help that I needed. After the incident, I was blessed to have some dear friends who were able to immediately get me into an inpatient treatment program to begin my road to recovery. I would like to thank all the staff there for looking out for me and setting me up with an exciting and invigorating road map for my sobriety with AA meetings, a sponsor, a sober coach, and my inpatient/outpatient program. I would also like to thank the officers who responded to the incident, who acted with complete professionalism.

Alcoholism is a serious disease, one that is becoming a pandemic in and of itself. However, I have decided to live my life one day at a time, to work my program and the 12 steps of AA, and to begin a new path to sobriety and honest living. I would like to share the first three steps that I have already completed. Number one, I've admitted that I am powerless over alcohol and my life has become unmanageable. I believe a power greater than me will restore my sanity. And I've made a decision to turn my will and life over to God and to Jesus Christ. I will leave you with two things, and these are very important. The sins of a husband and father should never ever, ever, ever be imparted on his family, his children, his wife, or anybody related to them. A dear friend of mine, Congressman Jack Fields, a long time ago pointed out when I was down that I should read Psalms 69:3-6. I will not repeat it; you can look it up. There's a lot

more work to do and God willing, I hope to help others, once I get my sobriety, to get their life back once I am ready. Thank you for the opportunity to address you today. God bless. Let's get to work.

ADDRESS BY REPRESENTATIVE S. THOMPSON

The chair recognized Representative S. Thompson who addressed the house, speaking as follows:

Last Friday, April 30, this body adopted **HR 748**, recognizing May 2021 as Mental Health Awareness Month. I'd like to thank the speaker and Mrs. Kim Phelan for recognizing how important it is to prioritize and designate mental health. I got to this point because of the insight of Mrs. Phelan, who helped me last session with the brain institute bill that we will pass this session as well. She has a deep insight of knowing that it's important for people to be able to get treatment for mental health. And it's important for us to do something to reduce the stigma of persons that may prevent them from seeking the help that they need. It shows you what pillow talk can do. I am so grateful that the pillow talk worked. But more importantly, I'm grateful because she happens to be a woman who is not only insightful but if you recognize or any of you read the Book of Proverbs from time to time, it always talks about seeking wisdom. She is more valuable than silver. She is more valuable than precious jewels. She is more valuable than gold. And you see what she has done? She has brought us to an opportunity here this day where this body can use insight and wisdom to institute May as the mental health month.

We know what research has already shown us, because it's suggested that mental illness is associated with multiple causes, including genetics, environmental factors, exposure to traumatic events, and biochemical processes. We already know that 1 in 5 adults experiences mental health problems in any given year and 1 in 17 adults lives with mental illness. In 2019, a staggering 50 million American adults experienced mental illness, and the pandemic has had a devastating impact on brain health. A study published by *The Lancet Psychiatry* journal found that 34 percent of COVID-19 survivors had been diagnosed with neurological or psychological illness within the last six months. Mental health problems can lead to more serious long-term conditions. Members, Mental Health Awareness Month is a time to learn to recognize early symptoms of mental illness. The "Okay to Say" mental health awareness campaign is based on one simple message: It's okay to talk openly about mental health. Like cancer or diabetes, mental health conditions are easier to treat when they are identified earlier. If you, your loved ones, or constituents need help, here's some resources you can direct them to: 211 or 211texas.org, National Suicide Prevention Lifeline and Veterans Crisis Lifeline—there's an 800 number, 1-800-273-8255—the National Alliance on Mental Illness local chapters, Texas Health and Human Services Commission, and local mental health authorities in your area. And remember, when you go home, there may be a little pillow talk for you.

REMARKS ORDERED PRINTED

Representative Rosenthal moved to print remarks by Representative Huberty.

The motion prevailed.

Representative Raymond moved to print remarks by Representative S. Thompson.

The motion prevailed.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today and tomorrow because of important business in the district:

Anchia on motion of Bernal.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

PROVIDING FOR A LOCAL, CONSENT, AND RESOLUTIONS CALENDAR

Representative Geren moved to set a local, consent, and resolutions calendar for 9 a.m. Saturday, May 8.

The motion prevailed.

PROVIDING FOR A CONGRATULATORY AND MEMORIAL CALENDAR

Representative Geren moved to set a congratulatory and memorial calendar for 9 a.m. Saturday, May 8.

The motion prevailed.

FIVE-DAY POSTING RULE SUSPENDED

Representative Cain moved to suspend the five-day posting rule to allow the Committee on Elections to consider **HB 1463** at 8 a.m. tomorrow in E2.028.

The motion prevailed.

Representative T. King moved to suspend the five-day posting rule to allow the Committee on Natural Resources to consider **SB 1117** and **HB 4663** at 8 a.m. tomorrow in JHR 120.

The motion prevailed.

HB 3979 - RECOMMITTED

Representative Dutton moved to recommit **HB 3979** to the Committee on Public Education.

The motion prevailed.

HB 652 - VOTE RECONSIDERED

Representative Buckley moved to reconsider the vote by which **HB 652** failed to pass by Record No. 615 on April 30.

The motion to reconsider prevailed.

HB 652 ON THIRD READING
(by Paul and Price)

The chair laid before the house, on its third reading and final passage,

HB 652, A bill to be entitled An Act relating to notice of an animal's exposure or possible exposure in an animal shelter to certain infectious diseases.

HB 652 was read third time on April 30 and failed to pass by Record No. 615.

Amendment No. 1

Representative Buckley offered the following amendment to **HB 652**:

Amend **HB 652** on third reading by striking added Section 823.004, Health and Safety Code (page 1, lines 7 through 19), and substituting the following:

Sec. 823.004. NOTICE OF CERTAIN COMMUNICABLE OR INFECTIOUS DISEASES. (a) The department, in consultation with the State Board of Veterinary Medical Examiners, shall develop and the department and board shall each post on the agency's Internet website a model electronic or written notice regarding an animal's possible exposure to a communicable or infectious disease while the animal is in an animal shelter. At a minimum the notice must:

(1) warn a person who adopts an animal from a shelter about the animal's possible exposure to common communicable or infectious diseases, the incubation period for those diseases, and the need to monitor the animal for two weeks; and

(2) encourage the person to have a veterinarian examine the adopted animal after adoption.

(b) An animal shelter may provide the notice developed under Subsection (a) to a person at the time the person adopts an animal from the shelter.

Amendment No. 1 was adopted.

HB 652, as amended, was passed by (Record 635): 123 Yeas, 20 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Cain; Campos; Capriglione; Cason; Clardy; Cole; Cortez; Craddick; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren;

Gervin-Hawkins; Goldman; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Hinojosa; Howard; Huberty; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Canales; Collier; Cook; Crockett; Cyrier; Hefner; Herrero; Holland; Hunter; Krause; Kuempel; Middleton; Noble; Patterson; Reynolds; Schaefer; Shaheen; Sherman; Slawson; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Button; Coleman; Deshotel; González, J.; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 635 was taken, my vote failed to register. I would have voted yes.

Button

When Record No. 635 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

When Record No. 635 was taken, I was temporarily out of the house chamber. I would have voted no.

J. González

When Record No. 635 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 1433 ON THIRD READING
(by Capriglione and Oliverson)

HB 1433, A bill to be entitled An Act relating to the payment of insurance deductibles for property insurance claims.

HB 1433 was passed by (Record 636): 76 Yeas, 67 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Button; Cain; Capriglione; Cason; Clardy; Cole; Cook; Craddick; Cyrier; Darby; Dean; Deshotel; Ellzey; Fierro; Frank; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; King, P.; Klick; Krause; Lambert; Landgraf; Leach; Leman; Longoria; Lozano; Meyer; Meza; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson; Wu; Zwiener.

Nays — Allen; Bailes; Beckley; Bernal; Bucy; Burns; Burrows; Campos; Canales; Collier; Crockett; Davis; Dutton; Frullo; Gervin-Hawkins; González, M.; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Larson; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Schofield; Shaheen; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Coleman; Cortez; Dominguez; González, J.; Goodwin.

STATEMENTS OF VOTE

When Record No. 636 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 636 was taken, I was temporarily out of the house chamber. I would have voted no.

J. González

LEAVE OF ABSENCE GRANTED

Pursuant to a previous motion, the following member was granted leave of absence temporarily for today to attend a meeting of the Conference Committee on **SB 1**:

Capriglione on motion of Goldman.

(J. González now present)

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

SB 13 ON SECOND READING
(P. King, Craddick, Price, K. King, and C. Bell - House Sponsors)

SB 13, A bill to be entitled An Act relating to state contracts with and investments in certain companies that boycott energy companies.

SB 13 was considered in lieu of **CSHB 2189**.

SB 13 was read second time.

Amendment No. 1

Representative P. King offered the following amendment to **SB 13**:

Amend **SB 13** (house committee printing) as follows:

(1) On page 1, line 11, between "means" and "refusing", insert ", without an ordinary business purpose,".

(2) On page 1, line 13, strike ", solely or primarily,".

(3) On page 11, line 25, strike "Section 2274.003" and substitute "Subsection (c)".

(4) On page 12, strike lines 5-24 and substitute the following:

(c) Subsection (b) does not apply to:

(1) a governmental entity that determines the requirements of Subsection (b) are inconsistent with the governmental entity's constitutional, statutory, or fiduciary duties related to the issuance, incurrence, or management of debt obligations or the deposit, custody, management, borrowing, or investment of funds; or

(2) a contract for which a governmental entity determines the requirements of Subsection (b) would effectively prevent the governmental entity from accessing the services provided under the contract.

Amendment No. 1 was adopted.

A record vote was requested by Representative Slaton.

SB 13, as amended, was passed to third reading by (Record 637): 92 Yeas, 51 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Deshotel; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Collier; Crockett; Davis; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Muñoz; Ordaz Perez; Ortega; Pacheco; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Coleman; Cortez; Dominguez; Dutton.

STATEMENT OF VOTE

When Record No. 637 was taken, I was shown voting no. I intended to vote yes.

Muñoz

HB 4422 ON SECOND READING
(by T. King)

HB 4422, A bill to be entitled An Act relating to the authority to request attorney general advice on questions relating to actions in which the state is interested.

HB 4422 was read second time on April 26 and was postponed until 10 a.m. today.

Representative T. King moved to postpone consideration of **HB 4422** until 10 a.m. Friday, May 7.

The motion prevailed.

CSHB 2189 - LAID ON THE TABLE SUBJECT TO CALL

Representative P. King moved to lay **CSHB 2189** on the table subject to call.

The motion prevailed.

(Goldman in the chair)

CSHB 20 ON SECOND READING
(by Murr, et al.)

CSHB 20, A bill to be entitled An Act relating to the release of defendants on bail.

CSHB 20 was read second time on April 27 and was postponed until 10 a.m. today.

CSHB 20 - REMARKS

REPRESENTATIVE MURR: **CSHB 20** is the result of hundreds of hours of work by many different stakeholders, staff, and members. It is the cumulation of a reform effort that many of us have worked on for half a decade. These reforms come to us as recommendations from the Texas Judicial Council and Governor Abbott has declared this issue to be an emergency item of great importance to his office. I have served as a judge and I have magistrated many people during my years of service. As an attorney, I also handle criminal court-appointed cases. So I have firsthand experience from both sides of the table on this topic.

Specifically, this legislation before you charts a path forward that will better protect victims, the public, and law enforcement; reduce the enormous financial burden to counties who house, feed, and support low-risk pretrial defendants who are presently unable to make bond; and minimize the adverse impacts of an extended pretrial detention for low-risk arrestees. I have always endeavored to be thoughtful, to hear and include all perspectives, and develop policy that is both smart and impactful. At every opportunity, I have met with advocacy groups, interested parties, and elected officials on this topic. What you have before us is a collaborative effort that I cannot take credit for. I can't proceed forward without acknowledging the hard work and commitment to legislative success of my friend and colleague Representative Kyle Kacal. This bill is called the Damon Allen Act because his constituent, DPS Trooper Damon Allen, was shot and killed during a traffic stop on Thanksgiving Day in 2017. The man that killed Trooper Allen had recently been arrested, satisfied his bond, and was out of jail. That man had a record of serious criminal offenses, including a prior assault on a peace officer. The magistrate that set bond did not know of this criminal history and would not have set a low bond had he been better informed. We believe that the murder of Trooper Allen would not have occurred if his killer had received a higher bond. Thank you, Representative Kacal, for caring so deeply about your constituents and their families. We both hope that we can make a difference in the future to help keep the public safe and best protect those who put their lives in harm's way for us every day.

Members, this bill accomplishes several important goals. It provides more information to magistrates so they can make better-informed decisions when setting bail. It preserves the magistrate's discretion to determine bail. It establishes limitations on personal bonds for specific violent offenses. It provides reforms and transparency measures in the bail setting process, including the requirement to use the least-restricted means in making a bail decision. And it expressly recognizes that factors that disproportionately affect persons who are members of racial and ethnic minority groups or who are socioeconomically disadvantaged may not be used. At the end of the day, our policy goal can be distilled down to a basic premise, that it is important to better assess defendants to ensure that those arrested for violent crimes and having violent criminal backgrounds don't easily make bond and end up right back in our communities while, on the other hand, low-risk and first-time defenders receive the least restrictive means of a bond that can get them back to their jobs, their families, and thereby reduce the financial burdens on our counties. Members, I have a few perfecting amendments, and I'm happy to answer any questions.

REPRESENTATIVE COLLIER: Chair Murr, I want to thank you so much for taking the time to work with me and meet with me about this bill and address some of the concerns that I had. You just mentioned one of them about the risk assessment tool and making sure that it's revalidated every so often so that way it doesn't have a disproportionate impact on people of color and ethnic groups. So thank you so much. I do appreciate that. I just want to make sure, does your bill have a presumption of detention?

MURR: First, I appreciate the fact that—and for this body, Chair Collier and I sat down and literally went line by line through the filed version to address concerns of all stakeholders. We have stakeholders from the left and the right that all want to have an opportunity to weigh in on that, so we did that. Before I get to your question there, we did make sure that when we talked about any mechanism for providing additional information to our magistrates, specifically written in the bill, it states it "does not consider factors that disproportionately affect persons who are members of racial or ethnic minority groups" and—you had emphasized this and so it's very important to the body—that "has been demonstrated to produce results that are unbiased with respect to the race or ethnicity of defendants and does not produce a disproportionate outcome." And I know that was very significant in our discussions, and that it's significant to you. So I appreciate the fact that you have put a lot of effort into bringing forth legislation for the body to consider.

COLLIER: Thank you. So does your bill have a presumption of detention?

MURR: It does not overtly have a presumption of detention. That is not the intent. And so I'll go back to the basic premise here. When we have folks in jail, they've been arrested. So we have some that you can identify as high-risk with a violent offense. And then you have others who they may be a first-time offender with no criminal history and it's a nonviolent offense. And in those scenarios, if we base it solely on a cash bail system, then it has to do with who can get out of jail and who can't afford not to. So we tend to punish those who can't pay versus what we think might be a better alternative, which is this legislation.

COLLIER: Okay, so when you say "overtly," meaning that's not the intent of the bill?

MURR: That is not the intent. No, ma'am.

COLLIER: So if there was a provision here that did have a presumption of detention?

MURR: No, ma'am. We used the term "least restrictive" means necessary. Remember, and to remind the body, the purpose of bail is to accomplish a couple of tasks, primarily to make sure that someone shows up for court when they receive notice in the future of a court date. So the first thing is to make sure they show up for court. Then the second, and it's also very important, is to protect the community, any victims, and law enforcement. And so the purpose of bail, whether it's personal bail or monetary bail, is to ensure those two things. So we want and encourage and the language expressly states we use the "least restrictive" means. And in my book, that could very easily be a personal bond or what we commonly call a PR bond.

COLLIER: Perfect, thank you so much. Now, will all counties be required to use the pretrial risk assessment tool? But I think you're going to change the name of it to the public safety reporting system.

MURR: Yes, I have an amendment to discuss that topic. Yes, the intention here is that all magistrates will be trained and they will have additional information in the form of this assessment tool before them. Now, discretion remains with the magistrate. They will have this information in front of them. If they choose to disregard it or deviate, that's fine. At the end of the day, they're sitting there in a chair making decisions, and we're not trying to do those decisions for them. But no, all counties would be required to participate.

COLLIER: So one of the reasons for that is to provide uniformity.

MURR: That is correct.

COLLIER: So that way if I'm an attorney practicing criminal defense law, whether I'm in Tarrant County or Harris County or Travis County, I know what the tool is for the State of Texas.

MURR: Correct. Uniformity helps serve all of us.

COLLIER: And who creates this pretrial risk assessment tool that you're going to call the public safety report? Who's going to create it?

MURR: Correct, so we have placed that responsibility on the Office of Court Administration to develop that and make it available at no charge to all jurisdictions in the state. In essence, it would be an online portal that would be accessible.

COLLIER: Now, will everyone be able to see this pretrial risk assessment tool or what you're going to call the public safety report system? Will it be available to the public to view?

MURR: Yes, there's actually a requirement here that OCA will make it transparent so that all persons, including attorneys, can understand what is being analyzed. That is correct. And they'll have it available on their website.

Amendment No. 1

Representative Murr offered the following amendment to **CSHB 20**:

Amend **CSHB 20** (house committee report) as follows:

(1) On page 1, line 7, strike "(a)".

(2) On page 1, lines 9-11, strike "the person is accused of committing a [~~for~~] capital offense for which [~~offenses when~~] the proof is evident" and substitute "denial of bail is expressly permitted by the Texas Constitution [~~for capital offenses when the proof is evident~~]".

(3) Strike page 1, line 14, through page 2, line 20.

(4) On page 2, line 24, strike "PRETRIAL PUBLIC SAFETY ASSESSMENT" and substitute "PUBLIC SAFETY REPORT SYSTEM".

(5) On page 2, line 26, strike "pretrial public safety assessment" and substitute "public safety report system".

(6) On page 3, line 4, strike "risk".

(7) On page 3, line 6, strike "risk" and substitute "likelihood".

(8) On page 3, lines 17 and 18, strike "to whom the assessment is applied" and substitute "with respect to whom a public safety report is prepared".

(9) On page 3, lines 19 and 20, strike "pretrial public safety assessment" and substitute "public safety report system".

(10) On page 3, lines 23 and 24, strike "pretrial public safety assessment" and substitute "public safety report system".

(11) On page 3, line 26, strike "pretrial public safety assessment" and substitute "public safety report system".

(12) On page 4, lines 2 and 3, strike "pretrial public safety assessment" and substitute "public safety report system".

(13) On page 4, line 6, strike "pretrial public safety assessment" and substitute "public safety report system".

(14) On page 4, line 13, strike "pretrial public safety assessment" and substitute "public safety report system".

(15) On page 4, line 14, strike "relied on by the assessment" and substitute "used for preparing a public safety report".

(16) On page 4, line 15, strike "PRETRIAL PUBLIC SAFETY ASSESSMENT" and substitute "PUBLIC SAFETY REPORT".

(17) On page 4, lines 21-23, strike "pretrial public safety assessment developed under Article 17.021 to conduct a pretrial public safety assessment" and substitute "public safety report system developed under Article 17.021 to prepare a public safety report".

(18) On page 4, line 25, strike "results of the assessment conducted" and substitute "public safety report prepared".

(19) On page 5, line 3, strike "conduct a pretrial public safety assessment" and substitute "prepare a public safety report".

(20) On page 5, lines 5 and 6, strike "conduct a pretrial public safety assessment using the validated pretrial public safety assessment" and substitute "prepare a public safety report using the validated public safety report system".

(21) On page 5, lines 8 and 9, strike "results of the pretrial public safety assessment" and substitute "public safety report".

(22) On page 8, line 2, strike "results of the pretrial public safety assessment conducted" and substitute "public safety report prepared".

(23) On page 8, line 27, through page 9, line 1, strike "results of the defendant's pretrial public safety assessment" and substitute "defendant's public safety report".

(24) On page 9, lines 4 and 5, strike "pretrial public safety assessment has been conducted" and substitute "public safety report has been prepared".

(25) On page 12, lines 3-5, strike "The results of any pretrial public safety assessment conducted using the validated pretrial public safety assessment" and substitute "Any public safety report prepared using the validated public safety report system".

(26) On page 13, lines 26 and 27, strike "pretrial public safety assessment" and substitute "public safety report system".

(27) Strike page 14, line 18, through page 15, line 5, and substitute the following appropriately numbered SECTION:

SECTION ____. (a) Except as provided by Subsection (b) of this section, this Act takes effect December 1, 2021.

(b) Articles 17.021 and 17.024, Code of Criminal Procedure, as added by this Act, and Sections 7 and 8 of this Act take effect September 1, 2021.

MURR: Members, this amendment conforms the bill to remove any references to any legislation that amends the Texas Constitution to deny bail. And I will note that currently, in Section 11(a) of Article I of the Texas Constitution, there is a denial of bail that does exist. It also changes references of a pretrial public safety assessment throughout the bill to a public safety report system. And it changes the reference of "risk" on page 3 to the term "likelihood."

COLLIER: I just want to clarify some things. You struck on page 2, lines 17-20 of your bill, which dealt with a "judge or magistrate who denies bail under Subsection (c) or (d)" because you got rid of that "must prepare a written order." Would you take an amendment that says—or does your bill change the requirement to have some type of appeal hearing or motion to consider hearing on the denial of bail?

MURR: The purpose in changing pages 1 and 2 to omit any discussions of denial of bail—I guess the section in lines 17-20 is what you refer. I think you view that as a progression in state law, but the current terminology here was if there is an HJR companion, we're not tethering the bill in any way, shape, or form to the passage of that companion. The other idea that you have there is currently, the Texas Constitution provides a very narrow window for either a violent offense, which is defined by the Constitution, or a sexual offense, which is also expressly defined by the Constitution, for denial of bail. We find, if you talk to most courts, that those are rarely used. And in fact, most magistrates just go ahead and they'll set a very high monetary bail instead of going that route because there's a timeline involved for having a series of hearings under that Article I, Section 11(a), of the Constitution. I know that you are interested in making sure that if there was any expansion in the denial of bail under state law, you wanted to see a written order of findings of fact and conclusions of law, and I understand that. But in removing that reference there, then that would make that kind of an odd man out, of sorts, because nowhere else do we refer to a denial of bail.

COLLIER: Does the law currently provide an opportunity for a hearing if you have a denial of bail?

MURR: Yes, it is set forth in Article I, Section 11(a), of the Constitution, and there is a timeline that has to be employed for that hearing. And I do believe that, often, prosecutors scramble in order to satisfy that timeline so that both counsel for the state and the defendant are ready. So it's one reason why it's probably very uncommon to see.

COLLIER: So your bill does not change the timeline?

MURR: It does not in any way. No, ma'am.

COLLIER: And it does not remove the opportunity to have a hearing for the denial of bail?

MURR: That is correct.

COLLIER: Okay, so then there's no need for us to keep that language on page 2, lines 17-20.

MURR: I would reach the same conclusion. Yes, ma'am.

REMARKS ORDERED PRINTED

Representative Collier moved to print all remarks on **CSHB 20**.

The motion prevailed.

Amendment No. 2

Representative Moody offered the following amendment to Amendment No. 1:

Amend the Murr Amendment to **CSHB 20** as follows:

(1) On page 2, line 11, between "report" and the quotation mark, insert ", or another public safety report approved by the Office of Court Administration of the Texas Judicial System,".

(2) On page 2, line 18, between "report" and "using", insert "before or while making a bail decision".

REPRESENTATIVE MOODY: These components were originally part of a different amendment, but Mr. Murr outsmarted me and so I had to actually append them onto his amendment. Number (1) here allows a jurisdiction, if they already have a public safety report that they're utilizing currently and that report is approved by OCA, then it can be lifted into the future system under the same guidelines that are in the bill. So nothing changes in terms of what the public safety report has to have in it, but it allows those jurisdictions to put those forward to be approved. The other one is just making sure that it's clear that a magistrate can do the public safety report while they're making the bail decision.

COLLIER: Speaker Pro Tempore Moody, thank you so much for this amendment. I just want to see on page 2, line 18, between "report" and "using," does that—I'm not sure if I see that, page 2, line 18, between "report" and "using." Are you talking about when the bill moves up after he removed—because he removed lines 17-20?

MOODY: Yes, this amendment is geared off of his amendment.

COLLIER: Oh, off of his amendment.

MOODY: Yes, so you have to read them as they're together.

COLLIER: Okay, so then you're just saying "before or while making a bail decision"?

MOODY: Correct, because it was unclear that they could do it simultaneously. And under the original bill—well, this could have been done a different way, but when his amendment came forward, it needed to be essentially moved to amend his amendment to make it flow with the original language of the bill.

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

Amendment No. 3

Representative Murr offered the following amendment to **CSHB 20**:

Amend **CSHB 20** (house committee printing) as follows:

(1) On page 6, line 7, after "duties", insert ", including duties".

(2) Strike page 6, lines 10-15, and substitute the following:

(1) a 16-hour initial training course; and

(2) a four-hour continuing education course.

(3) On page 6, strike lines 22-23.

(4) On page 6, line 24, strike "(A)" and substitute "(1)".

(5) On page 6, line 27, strike "(B)" and substitute "(2) the magistrate".

(6) On page 7, line 1, strike "(a)(3)" and substitute "(a)(2)".

(7) On page 7, line 3, strike "(C)" and substitute "(3) the magistrate".

(8) On page 7, line 4, strike "; or" and substitute ".".

(9) Strike page 7, lines 5-14.

(10) On page 7, line 17, strike "(c)(1)(A) or (c)(2)(A)" and substitute "(c)(1)".

(11) On page 7, line 18, strike "applicable".

MURR: Members, this amendment speaks to our magistrate training. Justices of the peace perform a majority of all magistration for the State of Texas, and they've actually urged that all JPs, regardless of their background, receive the same amount of training. So therefore, this amendment removes the bifurcation of training levels that we had between attorneys and non-attorneys, providing that all magistrates receive an initial 16 hours of training and a four-hour continuing education course.

COLLIER: So all magistrates, regardless of whether they're licensed attorneys or not, will be required to have this training. When do they get the continuing education, the four hours? I appreciate that because if they're going to have to validate the public safety report system, you want them to have additional training. So do they do continuing education every year or is it every other year?

MURR: It would be every other year. So it would be on a two-year cycle for the four-hour training. And just to point out, all of our magistrates across the state, whether they are justices of the peace, constitutional county judges, county court at law judges, or district judges, they all receive continuing education. So more likely than not, the way the bill is designed, this would be incorporated into the training that they currently receive.

COLLIER: And it makes a lot of sense because if you're going to revalidate the public safety report system, this would be in line with that validation.

MURR: That is correct because without keeping them trained, then our process and our policy goals here, which are to have informed magistrates that fully understand the law and its implementation, we could fail. And we don't want that to happen. So I think that this is a very practical result. We have dialogued with all different magistrates that come from every person's district in this room. They support this.

Amendment No. 3 was adopted.

Amendment No. 4

Representative Murr offered the following amendment to **CSHB 20**:

Amend **CSHB 20** (house committee printing) as follows:

(1) On page 6, line 6, after "shall", insert ", in consultation with the court of criminal appeals,".

(2) On page 14, line 8, strike "required under" and substitute "as described by".

MURR: This amendment simply requires the Office of Court Administration to consult with the court of criminal appeals in developing and approving magistrate training courses. It's acceptable to the author.

Amendment No. 4 was adopted.

Amendment No. 5

Representative Murr offered the following amendment to **CSHB 20**:

Amend **CSHB 20** (house committee report) as follows:

(1) On page 7, line 26, strike "the".

(2) Strike page 7, line 27, through page 8, line 7, and substitute the following:

a magistrate shall order, after individualized consideration of all circumstances and of the factors required by Article 17.15, that the defendant be:

(1) granted personal bond with or without conditions;

(2) granted monetary bond with or without conditions; or

(3) On page 8, line 21, between "purposes of" and "rebutting", insert "setting bail or".

(4) Strike page 8, line 27, and page 9, line 1, and substitute the following:

for a defendant without considering the factors in Article 17.15.

MURR: Members, this amendment makes changes to pages 7 and 8 of **CSHB 20** to clarify that bail decisions occur within the existing statutory time period by considering the individualized consideration of factors required by Article 17.15 and changes reference of "released" on bail to "granted" bail. It further clarifies that a court is not required to hold an evidentiary hearing for either the setting of bail or rebutting the presumption that bail is sufficient. It is acceptable to the author.

COLLIER: Okay, so we talked about not requiring an evidentiary hearing before. You and I have talked about that, but this does not usurp any type of right a defendant may have to appeal or ask for a reduction in bail?

MURR: That is correct. All the current mechanisms that are in place for someone to contest the right of bail, whether it be a writ of habeas corpus or a motion for bond reduction, that continues in current law. The only thing we didn't want is to create an unintended consequence here where a new evidentiary hearing—so that's a full-blown hearing—is created. We already know that our courts are backlogged and that we are anywhere from three to five years behind in both criminal and civil cases around the state. And so it is not the intent to create full-blown evidentiary hearings for tens of thousands of bail decisions. However,

we do want an opportunity for someone who believes that their bail is not correct and they want to challenge the determination of bail. That mechanism still exists in the bill as well as in current law.

COLLIER: Is the decision from the magistrate in writing? Is it required to be in writing under current statute?

MURR: I'd have to go back and look at Article 17. I don't know that there is an express requirement that it be in writing, but I do believe that we commonly find it is in writing because that's the only way for it to be communicated amongst different offices. So I have never experienced any scenario where it's not already in writing in some form.

COLLIER: Okay, because I just want to make sure that if they are going to appeal the denial or the amount, that they have a findings of fact and conclusions of law to appeal from. I believe that needs to be in writing. You're saying that the existing statute pretty much covers that.

MURR: I don't believe that it fully covers what you're talking about expressly stated. But what I'm saying is in practical input, whether someone is at the jail or the magistrate's office, whether it be the clerk's office or the JP's office, you're going to find a documentation in writing because it's usually done in conjunction with the magistrate form that is done. Whether that is by video conference or that's done in person, which I would say a majority of our counties all do it in person, there's a form. There's checkboxes and they go through the nine to 10 and then actually ask the defendant to sign there. And on that form, which was created by TIDC, our indigent defense commission, as a sample form, at the top, it actually has a box for you to determine if it's a personal bond, a surety bond, and then what amount would the surety be.

COLLIER: So when you are talking about the public safety report system, how much weight is the judge or the magistrate to give to that report system?

MURR: That is to be considered as part of the elements in Article 17.15, but remember, we preserve the magistrate's discretion. So at the end of the day, they can put as much or as little weight as they choose.

COLLIER: That's why I was getting to the point about the findings of fact and conclusions of law for this, because if they rely heavily on this public safety report—or I guess you're going to have a form that OCA is going to create that will specify whether they relied on the public safety report system?

MURR: That's not the amendment that we have before us.

COLLIER: Okay, wait a minute. This amendment says about a bail decision, right?

MURR: Yes, ma'am, but the intent for this is just to document that we are not creating a full-blown evidentiary hearing. That's the goal.

COLLIER: But the question gets to that part about the hearing. You're saying that you don't want a full-blown evidentiary hearing, but if they deny bail, based on your bill and this amendment, will there be anything in writing that states what the decision was based on?

MURR: Well, now, if you're talking about denial of bail, we've eliminated all portions of the bill that reference a denial of bail. So the only denial of bail that would currently exist would be Section 11(a) of Article I of the State Constitution.

COLLIER: Well, I was trying to talk about page 7, line 25? Where you just made some changes to it?

MURR: Page 7, line 27, is where we make our changes.

COLLIER: Yes, so it's dealing with a bail decision. So I just wanted to know if you were going to have anything in writing, but earlier you said there is already mechanism in place under Section 11 that deals with the denial of bail. But what about those who get a personal bond, with or without conditions, or a monetary bond, with or without conditions? Is there a mechanism in place that already provides for a hearing for those?

MURR: Yes, they could either do it through a writ of habeas corpus if there's not a filed case, and if there is a filed case, they can file a motion for bond reduction. In either matter, they can request a hearing.

COLLIER: And so your amendment says that they can use the public safety report to help come to that decision of what the magistrate does.

MURR: That information would always be in front of the judge, yes. Both sides, both the defense and the state, can use the results of that report in the discussion of whether or not the amount of bail, if it's a cash bail or a surety bail, is too high or too low.

COLLIER: But that report is also used for what your amendment does about granting personal bond, with or without conditions, or granted monetary bond. So that public safety report system is also used in helping with that?

MURR: That is correct, yes. And one thing we overlook here is the fact that the report itself, when it comes back with information that's easily and concisely put together so that the magistrate can review it quickly, it's going to give us a determination. I like to distill it down to a red, green, or yellow, and if it comes back green, that is a presumption that this person is low-risk and is not going to cause any problems, and so perhaps a personal bond, with or without conditions, is appropriate. And so in those scenarios I don't think you're ever going to see a defendant contest that.

COLLIER: Well, we don't have the public safety report system just yet, so what I'm getting at is do we need to add a provision that says the judge must or the magistrate must include findings of fact that incorporate the public safety report system?

MURR: So I guess what you're asking me is in every single circumstance in which a bail decision is made, so every arrest in the State of Texas, would it entertain a ruling of findings of fact and conclusions of law? Is that what you're contemplating?

COLLIER: You said right now that's not in the statute.

MURR: That's not expressly in the statute, no.

COLLIER: But it's a common practice?

MURR: What we have in front of us here is if the magistrate chooses to deviate from any recommendations or information that is provided by the report and use their discretion to go a different direction, we have asked them to document that deviation.

COLLIER: Okay, that's what I wanted to know. Okay, thank you.

REPRESENTATIVE DOMINGUEZ: Representative Murr, I just really want some clarification. On page 2, you have a provision that when a magistrate denies bail, they will prepare a written order that includes the findings of fact and statements by the court. Now, typically, a magistrate or a justice of court is not a court of record. Does your bill currently still allow for the creation of this order or has that completely been taken out?

MURR: The amendment that we're speaking about only amends pages 7 and 8 at this time.

DOMINGUEZ: Okay, I'll tell you what, I'll come back as soon as we get back to your bill.

MURR: Perhaps that's a question for closing.

DOMINGUEZ: Will do, thank you.

Amendment No. 5 was adopted.

Amendment No. 6

Representative Murr offered the following amendment to **CSHB 20**:

Amend **CSHB 20** (house committee report) as follows:

(1) On page 13, between lines 14 and 15, insert the following:

(g) The Office of Court Administration of the Texas Judicial System shall promulgate a form for use by a magistrate in providing notice to the defendant under Subsection (e). The form must include the relevant statutory language from the provisions of this chapter under which a condition of release on bond may be imposed on a defendant.

(2) On page 14, line 5, between "8." and "As", insert "(a)".

(3) On page 14, line 7, between "shall" and "develop", insert the following:

(1) promulgate the form required by Article 17.50(g), Code of Criminal Procedure, as added by this Act; and

(2)

(4) On page 14, lines 9 and 10, strike "If those items" and substitute the following:

(b) If the items described by Subsection (a) of this section

MURR: Members, this amendment provides that the Office of Court Administration will promulgate a sample form that contains all the statutory bond conditions for possible use by magistrates. It is the intention here—if you review Article 17 of the Texas Code of Criminal Procedure, you'll see that over time this body has put in place some bond conditions depending on the offense involved, and I believe that this might assist our magistrates in being expeditious when they have conditions. I find it acceptable to the author.

Amendment No. 6 was adopted.

Amendment No. 7

Representative Moody offered the following amendment to **CSHB 20**:

Amend **CSHB 20** (house committee printing) as follows:

(1) On page 4, line 26, strike "within 48 hours of" and substitute "as soon as practicable but not later than 48 hours after".

(2) On page 8, line 12, strike "and minimum amount of bail" and substitute ", if any, and minimum amount of bail, if any".

(3) On page 9, between lines 7 and 8, insert the following:

(f) In making a bail decision under this article, a magistrate may direct either of the following to monitor the defendant's compliance with a condition of bond set by the magistrate:

(1) the personal bond office established under Article 17.42 for the county in which the defendant is being detained; or

(2) the community supervision and corrections department established under Section 76.002, Government Code, for the county in which the defendant is being detained.

(4) Strike page 11, lines 6 through 13, and substitute the following:

Art. 17.15. RULES FOR SETTING [~~FIXING~~] AMOUNT OF BAIL. (a) The amount of bail and the associated conditions of bail to be required in any case are [~~is~~] to be regulated by the court, judge, magistrate, or officer taking the bail in accordance with Articles 17.20, 17.21, and 17.22 and [~~; they~~] are [~~to be~~] governed [~~in the exercise of this discretion~~] by the Constitution and [~~by~~] the following rules:

(1) [~~1.~~] The amount of bail, if any, and associated conditions of bail, if any, shall be sufficient [~~sufficiently high~~] to give reasonable assurance that the undertaking will be complied with.

MOODY: I apologize for the strikethroughs on this. Mr. Murr has outsmarted me again and put most of this in his own amendments. A few of the provisions survive. New (1) is making sure that it's clear that you don't have to wait for 48 hours. We want this to happen "as soon as practicable but not later than 48 hours." This is clarifying language. That's (1). Number (2) is to actually read (2) and (4) together, making sure—the language in the bill now could be interpreted to read that you have to give conditions or money bail. And so the way this reads now is to clarify that either one of those in the way that they're brought into the matter can satisfy the conditions. So that's (2) and (4). And (3) is

making clear that your pretrial services, your probation department, can handle conditions—if you get conditions on cash bail, that those entities can handle the monitoring of those conditions, because some counties aren't set up to do it the other way. So let's make sure that they'll be able to absorb this system going forward. And this is acceptable to the author.

MURR: Speaker Moody, just real quick, you educated me on the concept of a personal bond office and how they play an integral role in some counties that have them. All counties are allowed to have them but a lot of counties do and some don't.

MOODY: True.

MURR: But whenever they're monitoring the conditions of someone on bail, we all need to make sure that our policy is such that they have permission to play that role. And that's the goal of your amendment today.

MOODY: Yes, as it's struck through, that's (3). That's what (3) accomplishes.

MURR: And so that would continue to allow, for an example, El Paso County to play an important role in monitoring those bond conditions for folks that have bonded out of jail.

MOODY: Yes. Specifically, I would say this certainly addresses the issue out in El Paso but I know our county wouldn't be the only one that would need this language.

MURR: Thank you for this language.

Amendment No. 7 was adopted.

Amendment No. 8

Representative Canales offered the following amendment to **CSHB 20**:

Amend **CSHB 20** (house committee printing) on page 9, between lines 1 and 2, by inserting the following appropriately lettered subsections and renumbering subsequent subsections and updating cross-references accordingly:

(____) A defendant who is denied bail or who is unable to give bail in the amount required by any bail schedule or standing order related to bail shall be provided with the warnings described by Article 15.17.

(____) A defendant who is unable to give bail in an amount required by any bail schedule or standing order related to bail may file with the applicable magistrate a sworn affidavit declaring the maximum amount that the defendant would be able to pay or provide as security within 24 hours of arrest for purposes of obtaining a bail bond. The affidavit must set out sufficient facts to clearly establish that amount, given the totality of the defendant's circumstances.

(____) A defendant who files an affidavit under Subsection (____) is entitled to a hearing before the magistrate on the bail amount. At the hearing or a review, the magistrate shall consider the facts stated in the affidavit and the rules established by Article 17.15 and set the defendant's bail. The magistrate may

deviate from any bail schedule or standing order related to bail in setting a defendant's bail under this subsection. The magistrate shall issue oral or written findings of fact supporting the decision.

REPRESENTATIVE CANALES: Members, this just helps protect indigent people. It's acceptable to the author.

Amendment No. 8 was adopted.

Amendment No. 9

Representative A. Johnson offered the following amendment to **CSHB 20**:

Amend **CSHB 20** (house committee printing) by striking page 11, line 1, and substituting the following:

Prostitution), if the defendant is not alleged to have engaged in conduct constituting an offense under Section 43.02(a);

REPRESENTATIVE A. JOHNSON: This is a clarifying amendment that the author is finding acceptable. Section 43.04, Aggravated Promotion of Prostitution, can be filed against both the exploited and the exploiter. This amendment just clarifies that the victim exploited is being removed from the restriction.

Amendment No. 9 was adopted.

Amendment No. 10

Representative Wu offered the following amendment to **CSHB 20**:

Amend **CSHB 20** (house committee printing) as follows:

(1) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. (a) Article 17.02, Code of Criminal Procedure, is amended to read as follows:

Art. 17.02. DEFINITION OF "BAIL BOND". A "bail bond" is a written undertaking entered into by the defendant and the defendant's sureties for the appearance of the principal therein before a court or magistrate to answer a criminal accusation; provided, however, that the defendant on execution of the bail bond may deposit with the custodian of funds of the court in which the prosecution is pending current money of the United States in the amount of the bond in lieu of having sureties signing the same. Any cash funds deposited under this article shall be receipted for by the officer receiving the funds and, on order of the court, be refunded in the amount shown on the face of the receipt less the administrative fee authorized by Section 117.055, Local Government Code, if applicable, after the defendant complies with the conditions of the defendant's bond, to:

(1) any person in the name of whom a receipt was issued, including the defendant if a receipt was issued to the defendant; or

(2) the defendant, if no other person is able to produce a receipt for the funds.

(b) Section 117.055, Local Government Code, is amended by amending Subsection (a) and adding Subsections (a-1) and (a-2) to read as follows:

(a) Except as provided by Subsection (a-1), to [~~To~~] compensate the county for the accounting and administrative expenses incurred in handling the registry funds that have not earned interest, including funds in a special or separate account, the clerk shall, at the time of withdrawal, deduct from the amount of the withdrawal a fee in an amount equal to five percent of the withdrawal but that may not exceed $50. Withdrawal of funds generated from a case arising under the Family Code is exempt from the fee deduction provided by this section.

(a-1) A clerk may not deduct a fee under Subsection (a) from a withdrawal of funds generated by the collection of a cash bond or cash bail bond if in the case for which the bond was taken:

(1) the defendant was found not guilty after a trial or appeal; or

(2) the complaint, information, or indictment was dismissed without a plea of guilty or nolo contendere being entered.

(a-2) On the request of a person to whom withdrawn funds generated by the collection of a cash bond or cash bail bond were disbursed, the clerk shall refund to the person the amount of the fee deducted under Subsection (a) if:

(1) subsequent to the deduction, a court makes or enters an order or ruling in the case for which the bond was taken; and

(2) had the court made or entered the order or ruling before the withdrawal of funds occurred, the deduction under Subsection (a) would have been prohibited under Subsection (a-1).

(c) Section 117.055, Local Government Code, as amended by this section, applies only to a withdrawal of funds from a court registry under Section 117.055, Local Government Code, made on or after September 1, 2021. A withdrawal of funds from a court registry made before September 1, 2021, is governed by the law in effect on the date the withdrawal was made, and the former law is continued in effect for that purpose.

(d) This section takes effect September 1, 2021.

(2) On page 12, line 11, strike "and 17.51" and substitute ", 17.51, and 17.52".

(3) On page 13, between lines 22 and 23, insert the following:

Art. 17.52. PROCEDURES AND FORMS FOR RELATED TO CASH BAIL BOND. The Office of Court Administration of the Texas Judicial System shall develop statewide procedures and prescribe forms to be used by a court to facilitate:

(1) the refund of a cash bail bond, with an emphasis on refunding the bail bond to the person in whose name the receipt described by Article 17.02 was issued; and

(2) the application of a cash bail bond paid by a person other than a defendant to the defendant's outstanding court costs and fees.

(4) On page 14, line 9, after the period, insert "and develop the procedures and prescribe the forms required by Article 17.52, Code of Criminal Procedure, as added by this Act".

REPRESENTATIVE WU: Members, this is a very simple amendment. When you put in a cash bond, even if you're found not guilty or your case is outright dismissed, the clerks still take a chunk of your cash bond for fees. This

amendment would basically just say, hey, if you're found not guilty or if your case is outright dismissed, you get the entirety of your money back without the clerks taking a chunk of it. It only seems right that you're not punished for being not guilty. And also, it creates a little provision for the OCA to allow people to get their bonds returned faster and then also be able to apply it to their court costs and fees. It is acceptable to the author.

Amendment No. 10 was adopted.

MURR: I appreciate your time this afternoon in talking about some substantive policy for the State of Texas. At the end of the day, our goal is to strike a balance in which we recognize that 83 percent of the people that are in county jail right now are there for pretrial. Before their court date, before their trial date, they're stuck in our county jails. Eighty-three percent of everybody in your county jails across the State of Texas are waiting to go to trial. The reason why they're in there is they can't make bond. In 1994, that number was 34 percent, which means in 1994, most of the people that were in county jail were there because that was part of their sentence after trial, not for their sentence before trial. The goal today is to strike a balance in which we provide credible information to our trained magistrates so that they can determine that those that are low-risk have a chance to get out, whereas those that are of a high-risk, with a violent offense or a violent criminal history, they don't easily pay and immediately walk on the street the next day and do something else that harms us.

COLLIER: Now that we're back on the full bill, I just forgot to ask you these questions about the amendments that you had that now are part of the bill. On page 3, line 6, you changed "the risk of a defendant" to "the likelihood of a defendant," and I just want to get some clarification. Is that a higher burden or is that a lesser burden that the magistrate has to show?

MURR: That is not intended to change any burden. So there, the word "risk" sometimes carries a negative connotation, and I think the intended goal here is to make sure that there is no stigma associated with the word. And so "likelihood" is just a probability that's even one way or the other. It's not intended to besmirch the person that is going through the report's assessment. So I think, at the end of the day, to answer your question, no, there is not intended to be any change.

COLLIER: And then throughout the bill when you did your amendments about the public safety report system, you removed the words "results of." Can you explain why the results of the public safety reporting system—

MURR: I think that's simply an art of terminology. It's going to say "prepared" instead of "results of," and that would be a recommendation of the drafters.

COLLIER: But are they still to consider the results of the public safety report?

MURR: They are intended to consider the results of the public safety report, yes.

COLLIER: So even though you removed the words "results of," it's still the intent of this bill that the public safety report be considered as part of the individualized consideration on bail?

MURR: That is correct on an individualized consideration.

REPRESENTATIVE CROCKETT: Chairman Murr, I really don't know what this bill looks like after these amendments, so please clarify for me if I misstate something. What I'm curious about is you and I both know and agree that the State of Texas has failed to codify speedy trial. Is that correct?

MURR: I wouldn't disagree, but the right of a speedy trial does exist at the federal level and is often used to reflect that those rights exist for state court defendants as well.

CROCKETT: Currently, as the law stands and under this particular bill, someone could potentially be detained and there is no specific safety valve that would allow for them to say, "Hey, I need to get out of jail," say, if the state is not ready for trial. I believe that our current safety valve is 90 days on a felony. Is that correct?

MURR: That sounds correct. Yes, under Article 17 of the Texas Code of Criminal Procedure.

CROCKETT: So essentially, someone could sit in jail for three months, be denied bail, and the state still not be ready for trial, and there's no other way for them to get out. Is that correct?

MURR: If I'm not mistaken, the specific provision that you speak of in Article 17 also provides a mechanism in which the individual can petition the court for a reduction of bond or a change of monetary bond to personal bond.

CROCKETT: Let me ask you about that as well. In this particular bill, it's my understanding that PR bonds would not be allowed for certain offenses. Is that correct?

MURR: Well, currently under Texas law, we don't recognize PR bonds. So we all call that by—that's our street lingo of PR bond, which is personal recognizance bond. However, the law speaks to a personal bond, which typically is going to be a monetary amount that is pledged on paper but does not require the person to actually pay any money over, and it's rather a pledge to show up for court.

CROCKETT: I just want to clarify. In this particular bill, one of the provisions that's been added is that certain offenses will not actually be allowed to bond out under a personal bond. Is that correct? That was how I read the initial bill.

MURR: Yes, ma'am, that is correct. And if I may speak to that to answer your question fully, when we talk about the right of a personal bond, which is "I get to sign a piece of paper"— So in our discussions, both during committee and now on the floor, there are certain criminal offenses which we would all agree are very serious in which the person that is arrested for that offense is not entitled to a personal bond. And that just means a PR bond, as we call it. But they sign a piece of paper pledging an amount and they say, "Hey, sure, I'll show up in court when you tell me to." Instead, for these serious criminal offenses, we're asking them to go one step further and say you're not entitled to just sign a piece of paper for this offense. You're going to have to satisfy a cash or a surety bond with or without

conditions. And to answer your question, yes. But if you look at the list that we're talking about, it is very specific and in tune with what we might all agree to be serious criminal offenses.

CROCKETT: And I agree with you about the seriousness of the offenses that have been laid out. What concerns me about this bill and what has been a large argument is that we somehow lose sight of the Constitution. If a person is presumed innocent until proven guilty and then we say if you go into custody—and you're going into custody, say, on a murder charge, for instance—you won't necessarily qualify for a personal recognizance bond even if there is a magistrate who has reviewed everything and has made a determination that that is what makes best sense. We're taking their discretion away. But if someone is a millionaire and they can afford to pay cash or a surety to get out, they can get out, once again disproportionately affecting those that have continued to be victims of the criminal justice system, which are those that are poor. And sadly enough, a lot of times, black and brown people tend to be the victims of a flawed criminal justice system. And I don't see how taking that discretion away from judges is going to somehow fix this. Because no matter what you're accused of, so long as you have a lot of money, you'll be able to bail out. Is that correct?

MURR: So to answer your question, there is not a PR bond in the State of Texas. It's called a personal bond. Second, I don't think that you or I could ever find a magistrate in the State of Texas that will grant a personal bond for capital murder, for aggravated sexual assault, deadly assault on law enforcement or corrections officer, continuous sexual abuse of a child, or continuous trafficking of persons. I just don't think that that practically makes sense. And I don't think if we go back to our jurisdictions that you will find a magistrate right now setting a personal bond for any of those offenses.

CROCKETT: So if we don't believe that that is something that a magistrate would do, why would we even take that discretion away? The only reason I ask you this is because I've had a client let out on a PR bond, or personal bond, for murder. Just in Dallas, we had an officer that was accused of capital murder and he got released on a personal bond. There are circumstances, and I'm going to tell you that they are the exception and not the rule. I will agree with you. I just don't like the fact that we're taking discretion away, especially when we know that there are going to be people that will always have money, always be able to bail out. But if you're poor, that won't be an option even if a trained magistrate says, "Hey, under these circumstances, under what's going on, it makes best sense."

MURR: And I believe at the end of the day this is a policy discussion for this body to have as to whether a magistrate should have the discretion to simply allow someone charged with a capital murder or some of the other charges that I have listed to you to be able to sign a piece of paper and walk out of the jailhouse door the next day or if they're required to do something a little bit more to ensure that they show up for court whenever they receive notice and to protect the community, a victim, and law enforcement. So that's a public safety element. So I believe that that is what our body is here to do today.

CROCKETT: The other portion that I wanted to ask you about has to do with the assessment tool. It's my understanding—and once again, correct me if I'm wrong, because it seems like there were multiple amendments on the assessment tool—but part of the assessment tool is looking at a person's prior criminal convictions. Is that right?

MURR: That is correct.

CROCKETT: You'd agree with me, because it's my understanding that you have done indigent defense work, that sometimes people take pleas just to get out of custody, correct?

MURR: Unfortunately, that does occur.

CROCKETT: Is there anything that is built into this assessment tool that would help us to differentiate? Because sadly enough, once again, because people have not been able to afford bail, so many of them take hits on their records because that's the difference between losing their kids or losing their job. They will do anything to get out, including taking a plea on an offense that they didn't actually commit.

MURR: And so your question is, does the tool have something else in its place? I mean—I guess, please clarify.

CROCKETT: The issue that I have is that we're taking a tool and we are basing our future decisions on a system that we all agree has been flawed in the past. And I don't know if there is a way to fix that if we have this tool in place. So is there anything extra that would help so that those persons, say, you know—especially when I get a homeless client, they usually have long records where they've been convicted over and over and over and over and over with offenses because they get picked up routinely, and a lot of the times they end up entering pleas of guilty. Is there any type of safety valve?

MURR: So first, let's be real clear. The report that we have—so right now, a magistrate doesn't have to know anything more than the offense with which someone is charged. There's not a requirement that they have any background information at all. And in some jurisdictions, they're making a decision based solely on the person sitting in front of them and the charge—the documentation that's in front of them for that charge. That's it. So when we talk about accumulating this evidence and making it very promptly available to them, we're talking about the defendant's age, the current offense—which we understand is what they're making a consideration on now—is that current offense violent, are there other pending charges, and the criminal history to the extent the bill allows it. And working with Chair Collier, we've put some parameters on that so the lookback period is not substantial for all charges. That's it. And then we come back with an easy-to-read report in which the discretion of the magistrate is preserved. So they can choose to ignore it all they want.

CROCKETT: So I'm not familiar with the changes that you made, but you and I have both practiced in federal court and we know that they have a point system. And we know that there are certain offenses that they won't even look at, and the

majority of the time, they're misdemeanors. Unless they are a misdemeanor of a violent nature, they won't take those into consideration at all. Is that similar or akin to what you are talking about you worked with Chairwoman Collier on?

MURR: No, and I don't practice in federal court. I'm sorry if you thought that. It's too far away from where I live. But no, we are not looking at a point system as addressed in the federal courts. Instead, this would simply be when we look at a person's criminal history, it would only be for a 10-year lookback period for misdemeanors unless that involved a violent offense of some kind.

CSHB 20, as amended, was passed to engrossment.

HB 1653 ON SECOND READING
(by Craddick)

HB 1653, A bill to be entitled An Act relating to disannexation of certain areas that do not receive full municipal services.

HB 1653 was read second time on April 27 and was postponed until 10 a.m. today.

Representative Craddick moved to postpone consideration of **HB 1653** until 10 a.m. Wednesday, May 5.

The motion prevailed.

CSHB 1418 ON SECOND READING
(by Leach, Gervin-Hawkins, et al.)

CSHB 1418, A bill to be entitled An Act relating to civil liability and responsibility for the consequences of defects in the plans, specifications, or related documents for the construction or repair of an improvement to real property.

CSHB 1418 was read second time on April 27 and was postponed until 10 a.m. today.

Representative Leach moved to postpone consideration of **CSHB 1418** until 10 a.m. Monday, May 10.

The motion prevailed.

SB 1260 ON SECOND READING
(Leman - House Sponsor)

SB 1260, A bill to be entitled An Act relating to the authority of the Railroad Commission of Texas to contract for the treatment of and sell drill cuttings.

SB 1260 was considered in lieu of **HB 3381**.

SB 1260 was read second time and was passed to third reading.

HB 3381 - LAID ON THE TABLE SUBJECT TO CALL

Representative Leman moved to lay **HB 3381** on the table subject to call.

The motion prevailed.

CSHB 4492 ON SECOND READING
(by Paddie)

CSHB 4492, A bill to be entitled An Act relating to securitizing costs associated with electric markets; granting authority to issue bonds.

CSHB 4492 was read second time on April 26, postponed until April 28, and was again postponed until 10 a.m. today.

Representative Paddie moved to postpone consideration of **CSHB 4492** until 10 a.m. Wednesday, May 5.

The motion prevailed.

CSHB 2000 ON SECOND READING
(by Huberty)

CSHB 2000, A bill to be entitled An Act relating to the funding of utility reliability and resiliency projects by the Texas Water Development Board; authorizing the issuance of revenue bonds.

CSHB 2000 was read second time on April 26, postponed until April 28, and was again postponed until 10 a.m. today.

Amendment No. 1

Representatives Huberty and Martinez Fischer offered the following amendment to **CSHB 2000**:

Amend **CSHB 2000** (house committee printing) as follows:

(1) On page 1, lines 8 and 12-13, strike "power generation resources" each place the phrase occurs and substitute "power generation companies".

(2) On page 1, strike lines 22 and 23 and substitute the following:
including market rate, low-interest, and no-interest loans, longer repayment terms for loans, deferral of loan payments, interest rate rebates and

(3) On page 2, line 2, between "of this Act" and the period, insert ", as provided by Sections 49-d-15 and 49-d-16, Article III, Texas Constitution"

(4) On page 2, line 18, and page 3, line 11, strike "equipment or" each place the phrase occurs.

(5) On page 2, line 23, between "31.002" and the underlined period, insert ", except that the term includes an electric cooperative organized under Chapter 161 and a municipally owned utility".

(6) On page 3, lines 2 and 3, strike "and intangible property owned, operated, leased, licensed," and substitute "property owned, operated, leased,".

(7) On page 4, lines 9 and 10, strike "or other trustee selected by the board".

(8) On page 4, line 27, strike "and".

(9) Between page 4, line 27 and page 5, line 1, insert the following:

(6) repayments of loans made from the fund; and

(10) On page 5, line 1, strike "(6)" and substitute "(7)".

(11) On page 5, strike line 4 and substitute "board or the trust company may".

(12) On page 5, line 14, strike "a trustee" and substitute "the trust company".

(13) On page 5, line 18, strike "trustee" each place the term occurs and substitute "the trust company".

(14) On page 5, line 25, strike "The board or a trustee" and substitute "If the fund is managed by the trust company, the trust company".

(15) On page 5, line 27, and on page 6, lines 1, 2, and 3, strike "board or trustee" each place the phrase occurs and substitute "trust company".

(16) On page 6, strike line 5 and substitute the following:

(e) If the fund is managed by the trust company, the trust company

(17) On page 6, line 7, strike "trustee" and substitute "trust company".

(18) On page 6, strike lines 14 through 19 and substitute the following:

(f) The board or trust company shall adopt a written investment policy that is appropriate for the fund. If the fund is managed by the trust company:

(1) the trust company shall present the investment policy to the board and the investment advisory board established under Section 404.028, Government Code; and

(2) the board and investment advisory board shall submit to the trust company recommendations regarding the policy.

(19) On page 6, line 20, strike "a trustee" and substitute "the trust company".

(20) On page 6, lines 21 and 23, strike "trustee" each place the phrase occurs and substitute "trust company".

(21) On page 6, strike lines 25 and 26 and substitute the following:

(h) If the fund is managed by the trust company, the company shall disburse money from the fund as directed by the board. The board shall direct disbursements from the fund on a schedule specified by the board. If any applicable revenue bonds are outstanding, the board shall direct disbursements from the fund not more frequently than twice in any state fiscal year.

(22) On page 7, line 3, strike "a trustee" and substitute "the trust company".

(23) On page 7, line 27, strike "or".

(24) Between page 7, line 27, and page 8, line 1, insert the following:

(4) a power generation company project; or

(25) On page 8, line 1, strike "(4)" and substitute "(5)".

(26) On page 8, line 5, between "including a" and "loan," insert "market rate, low-interest, or no-interest".

(27) On page 8, strike lines 18 and 19 and substitute the following:

(g) The board may contract with and provide for the compensation of consultants and agents, including engineers, attorneys, management consultants, financial advisors, indexing agents, and other experts, as the business of the board under this chapter may require.

(h) The fund may not be used to subsidize or finance the construction of facilities that the board determines, in the board's sole discretion, will result in new electric generation capacity.

(28) On page 8, line 20, strike "(h)" and substitute "(i)".

(29) On page 9, strike lines 14 and 15 and substitute "existing power generation companies and electric utilities to improve the reliability of those companies and utilities to provide continuous and adequate electric service".

(30) On page 12, strike lines 14 through 17.

(31) On page 12, line 18, strike "(7)" and substitute "(6)".

(32) On page 12, line 22, strike "(8)" and substitute "(7)".

(33) On page 13, line 15, between "natural gas," and "or" insert "power generation,".

(34) On page 15, strike lines 9 through 11, and substitute "provide resources to the board that the board determines are necessary to carry out the board's duties and responsibilities under this chapter."

(35) On page 15, line 13, between "electric utility" and "and" insert ", power generation company,".

(36) On page 15, strike line 15 and substitute "electric utility, power generation company, and broadband provider projects after board financial".

(37) On page 15, line 18, between "gas utility" and "projects" insert "and power generation".

(38) On page 15, strike line 20 and substitute "and power generation company projects after board financial assistance.".

(39) On page 16, between lines 12 and 13, insert the following:

Sec. 202.013. METHODOLOGY AND STANDARDS FOR POWER GENERATION FACILITY WEATHERIZATION. (a) The Public Utility Commission of Texas shall develop a statistical methodology to determine the ambient conditions to which each power generation facility must be weatherized to comply with winter operations reliability standards.

(b) A methodology or standard developed under Subsection (a) may be used only to determine whether to provide financial assistance or support to a project to weatherize a power generation facility under this subtitle.

(40) On page 17, line 25, between "managed by" and "the" insert "the board,".

(41) On page 17, line 26, insert an underlined comma after "comptroller".

(42) On page 18, line 4, strike "comptroller or" and substitute "board, comptroller, or".

(43) On page 18, lines 11, 14, and 15, strike "infrastructure" each place the term occurs and substitute "facilities".

(44) On page 18, line 18, between "including a" and "loan," insert "market rate, low-interest, or no-interest".

(45) On page 18, line 21, strike "a" and insert "an interest".

(46) On page 19, line 4, strike "and".

(47) On page 19, between lines 4 and 5, insert the following:

(2) contract with and provide for the compensation of consultants and agents, including engineers, attorneys, management consultants, financial advisors, indexing agents, and other experts, as the business of the board may require; and

(48) On page 19, line 5, strike "(2)" and substitute "(3)".

(49) On page 19, line 10, strike "or".

(50) On page 19, strike line 14 and substitute the following:

fund; or

(3) to transfer money to the fund as necessary.

(51) Strike SECTION 4 of the substitute (page 23, lines 18 through 24).

(52) On page 23, line 25, strike "SECTION 5." and substitute "SECTION 4."

(53) On page 24, line 11, strike "and".

(54) On page 24, between lines 11 and 12, insert the following:

(D) power generation companies; and

(55) On page 24, line 12, strike "(D)" and substitute "(E)".

(56) On page 24, line 25, strike "December 31, 2022" and substitute "March 1, 2023".

(57) On page 25, line 5, strike "September 1, 2022" and substitute "June 1, 2023".

(58) On page 25, line 10, strike "March 1, 2023" and insert "December 1, 2023".

(59) Strike SECTION 9 of the substitute (page 25, lines 16-23) and add the following appropriately numbered SECTION to the substitute:

SECTION ____. (a) Except as provided by Subsection (b) of this section:

(1) this Act takes effect on the date on which the constitutional amendment proposed by the 87th Legislature, Regular Session, 2021, creating the state utilities reliability fund and the state utilities reliability revenue fund to provide financial support for projects that enhance the reliability and resiliency of water, electric, and natural gas utilities, broadband providers, and power generation companies in this state takes effect; or

(2) if the amendment described by Subdivision (1) of this subsection is not approved by the voters, this Act has no effect.

(b) Regardless of whether the constitutional amendment described by Subsection (a) of this section is approved by the voters, SECTION 4 of this Act takes effect:

(1) immediately, if this Act receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution; or

(2) September 1, 2021, if this Act does not receive the vote necessary for immediate effect.

(60) Renumber the SECTIONS of the substitute and cross-references to those SECTIONS appropriately.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Zwiener offered the following amendment to **CSHB 2000**:

Amend **CSHB 2000** (house committee printing) as follows:

(1) On page 1, line 14, strike "facilities and provide resilience" and substitute "facilities, provide resilience, and reduce demand".

(2) On page 7, line 15, strike "facilities," and substitute "facilities and reduce demand,".

(3) On page 7, line 27, strike "or".

(4) Between page 7, line 27 and page 8, line 1, insert the following:

(4) a water utility, electric utility, or natural gas utility project to reduce demand; or

(5) On page 8, line 1, strike "(4)" and substitute "(5)".

(6) On page 9, line 12, strike "and".

(7) On page 9, line 16, strike the underlined period and substitute "; and".

(8) On page 9, between lines 16 and 17, insert:

(4) improve local resiliency by reducing demand through energy efficiency measures, advanced metering infrastructure deployment, and demand response technology deployment.

(9) On page 18, line 14, strike "and".

(10) On page 18, between lines 14 and 15, insert the following:

(2) projects that reduce demand during period of high demand; and

(11) On page 18, line 15, strike "(2)" and substitute "(3)".

(12) On page 23, line 17, between "facilities" and the period insert "or reducing water demand through water conservation and water demand reduction efforts".

(13) On page 24, strike lines 14 through 16 and substitute the following:

to provide adequate capacity during periods of high demand for electric utilities and natural gas utilities, including by reducing electric and natural gas demand; and

Amendment No. 2 was adopted.

Amendment No. 3

Representative C. Turner offered the following amendment to **CSHB 2000**:

Amend **CSHB 2000** (house committee printing) as follows:

(1) On page 2, line 5, following the period, add the following:

The state utilities reliability fund and the state utilities reliability revenue fund are not intended to be used to pay for new, dispatchable sources of electricity to be built by private entities.

(2) On page 8, line 19, between "facilities" and the underscored period, insert "or other privately owned dispatchable sources of electricity or the weatherization of privately owned dispatchable sources of electricity constructed before September 1, 2022".

Amendment No. 3 was adopted.

Amendment No. 4

Representative Reynolds offered the following amendment to **CSHB 2000**:

Amend **CSHB 2000** (house committee printing) as follows:

(1) On page 3, between lines 21 and 22, add the following Section (13) and renumber subsequent sections accordingly:

(13) "State Energy Conservation Office" means a unit of the Comptroller of Public Accounts.

(2) On page 15, line 8, between "commission," and "and", insert, "the State Energy Conservation Office".

(3) On page 24, line 4, between "Texas," and "and", insert "the State Energy Conservation Office".

Amendment No. 4 was adopted.

Amendment No. 5

Representative Rosenthal offered the following amendment to **CSHB 2000**:

Amend **CSHB 2000** (house committee printing) as follows:

(1) On page 8, between lines 21 and 22, insert the following:

(i) The board may not award a grant to a for-profit entity using money in the fund.

(2) On page 19, between lines 25 and 26, insert the following:

(g) The board may not award a grant to a for-profit entity using money in the revenue fund.

A record vote was requested by Representative Rosenthal.

Amendment No. 5 failed of adoption by (Record 638): 61 Yeas, 83 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Muñoz; Neave; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Coleman; González, J.

STATEMENT OF VOTE

When Record No. 638 was taken, I was shown voting no. I intended to vote yes.

Biedermann

Amendment No. 6

Representative Morales Shaw offered the following amendment to **CSHB 2000**:

Amend **CSHB 2000** (house committee printing) on page 9 as follows:

(1) On line 12, strike "and".

(2) On line 16, strike the period and substitute "; and".

(3) Between lines 16 and 17, insert the following:

(4) provide broadband service in low-income and rural communities.

AMENDMENT NO. 6 - REMARKS

REPRESENTATIVE ASHBY: As I understand it, your amendment will go a long way in helping many of the representatives on the floor here in terms of helping their constituents have access to funding for the broadband challenges that we face.

REPRESENTATIVE MORALES SHAW: Yes, that's true. That's the goal.

ASHBY: And in particular, the issue with adoption and subscription to our broadband, the funding can also be used for those services as well?

MORALES SHAW: Yes.

Amendment No. 6 was adopted.

REMARKS ORDERED PRINTED

Representative Raymond moved to print remarks between Representative Ashby and Representative Morales Shaw on Amendment No. 6 on **CSHB 2000**.

The motion prevailed.

Amendment No. 7

Representative C. Turner offered the following amendment to **CSHB 2000**:

Amend **CSHB 2000** (house committee printing) as follows:

(1) On page 10, line 3, strike "seven".

(2) On page 10, line 11, strike "and".

(3) On page 10, line 20, strike the underlined period and substitute ";".

(4) On page 10, between lines 20 and 21, insert the following:

(4) the chief executive of the Office of Public Utility Counsel, or a person designated by the chief executive of the Office of Public Utility Counsel;

(5) the presiding officer of the commission, or a person designated by the presiding officer of the commission;

(6) the chair of the Texas Reliability Entity board of directors, or a person designated by a public vote of the Texas Reliability Entity; and

(7) an unaffiliated board member of the Electric Reliability Council of Texas, appointed in a public meeting of the Electric Reliability Council of Texas.

(5) On page 11, strike lines 3 through 9 and substitute the following:

(e) The advisory committee shall hold public hearings, formal meetings, or work sessions in a location with audio and video capacity. The board shall broadcast over the Internet live video and audio of each public hearing, formal

meeting, or work session of the advisory committee and provide access to each broadcast on the board's Internet website. Either co-presiding officer of the advisory committee may call a public hearing, formal meeting, or work session of the advisory committee after issuing a public notice not later than the seventh day before the date of the public hearing, formal meeting, or work session. The public notice must include an agenda with formal actions included. The advisory committee may not take formal action at a public hearing, formal meeting, or work session unless a quorum of the committee is present. The board shall provide access on the board's Internet website to the public notices, recordings of the live broadcasts, and minutes of public hearings, formal meetings, and work sessions.

(6) On page 14, line 7, strike "and".

(7) On page 14, between lines 7 and 8, insert the following:

(2) providing for public access to information on financing assistance applications and providing for consideration of public comment before financing decisions are made; and

(8) On page 14, line 8, strike "(2)" and substitute "(3)".

Amendment No. 7 was adopted.

Amendment No. 8

Representative Reynolds offered the following amendment to **CSHB 2000**:

Amend **CSHB 2000** (house committee report) as follows:

On page 14, between lines 2 and 3, insert the following:

Sec. 202.0051. ENVIRONMENTAL RESILIENCY AND JUSTICE REVIEW BOARD. (a) The Environmental Resiliency and Justice Review Board is established. The review board is composed of the following members appointed by the advisory committee:

(1) five members from grassroots or faith-based community organizations; and

(2) 10 members from public health, environmental, and civil rights organizations, academia, large and small businesses, local government officials, and organized labor.

(b) The review board shall meet at least four times each year and select a presiding officer from its membership.

(c) The review board shall advise the advisory committee at a public hearing about issues related to environmental resiliency and justice as they relate to the uses of the fund authorized under Section 202.003 and any funding plans developed under Section 202.010.

(d) Not later than April 1, 2022, the advisory committee shall appoint the members of the Environmental Resiliency and Justice Review Board.

(Speaker in the chair)

A record vote was requested by Representative C. Turner.

Amendment No. 8 failed of adoption by (Record 639): 62 Yeas, 81 Nays, 1 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Muñoz; Neave; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Coleman; Ellzey; Ordaz Perez; Pacheco.

STATEMENT OF VOTE

When Record No. 639 was taken, I was in the house but away from my desk. I would have voted no.

Ellzey

Amendment No. 9

Representative Beckley offered the following amendment to **CSHB 2000**:

Amend **CSHB 2000** (house committee printing) as follows:

(1) On page 15, line 25, strike "may, at any time," and substitute "shall".

(2) On page 16, between lines 1 and 2, insert the following:

(a-1) The study must include:

(1) an analysis of expected changes in and adverse effects on the services provided by the industries affected by this chapter from projected changes in weather, water availability, and climate variability; and

(2) a description of potential means and strategies for meeting affected industries' needs and managing the risks associated with projected changes in weather, water availability, and climate.

(a-2) The board shall consult with the office of the state climatologist and any other appropriate entity to gather information to conduct the study under this section.

Amendment No. 9 was withdrawn.

Amendment No. 10

Representative T. King offered the following amendment to **CSHB 2000**:

Amend **CSHB 2000** (house committee printing) on page 23, line 17, between "facilities" and "." by inserting "or reducing water demand through water conservation and water demand reduction efforts"

Amendment No. 10 was withdrawn.

Amendment No. 11

Representative Reynolds offered the following amendment to **CSHB 2000**:

Amend **CSHB 2000** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Chapter 447, Government Code, is amended by adding Section 447.014 to read as follows:

Sec. 447.014. ENERGY EFFICIENCY, NATURAL GAS CONSERVATION, AND WATER CONSERVATION LOAN PROGRAM. (a) Using money available from the state utilities reliability fund established under Chapter 202, Utilities Code, the comptroller and the State Energy Conservation Office jointly by rule shall establish and administer a program that issues or guarantees loans to be used for improvements that increase the energy efficiency of and promote conservation of natural gas and water by residences and businesses that are not newly constructed.

(b) The rules adopted under this section must establish eligibility requirements for receipt of a loan issued or guaranteed under the program, including emissions reduction cost-effectiveness criteria.

(c) The State Energy Conservation Office annually shall submit to the Public Utility Commission of Texas and the Energy Systems Laboratory of the Texas A&M Engineering Experiment Station a report that:

(1) evaluates the effectiveness of the program; and

(2) quantifies energy savings and emissions reductions that result from the program for consideration in the state implementation plan, as described by Section 382.0173, Health and Safety Code, for emissions reduction credits.

Amendment No. 11 was adopted.

A record vote was requested by Representative Slaton.

CSHB 2000, as amended, was passed to engrossment by (Record 640): 126 Yeas, 18 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert;

Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Cain; Cason; Krause; Middleton; Noble; Patterson; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Beckley; Coleman; Pacheco.

STATEMENTS OF VOTE

When Record No. 640 was taken, I was in the house but away from my desk. I would have voted yes.

Beckley

When Record No. 640 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 640 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 640 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 640 was taken, I was shown voting yes. I intended to vote no.

Swanson

FIVE-DAY POSTING RULE SUSPENDED

Representative Bonnen moved to suspend the five-day posting rule to allow the Committee on Appropriations to consider **SB 321** at 7:30 a.m. tomorrow in E1.030.

The motion prevailed.

Representative Paddie moved to suspend the five-day posting rule to allow the Committee on State Affairs to consider **SB 23** and **SB 507** at 8 a.m. Thursday, May 6 in E1.004.

The motion prevailed.

CSHJR 2 ON SECOND READING
(by Huberty)

CSHJR 2, A joint resolution proposing a constitutional amendment creating the State Utilities Reliability Fund and the State Utilities Reliability Revenue Fund to provide financial support for projects that enhance the reliability and resiliency of water, electric, and natural gas utilities, broadband providers, and power generation resources in this state.

CSHJR 2 was read second time on April 26, postponed until April 28, and was again postponed until 10 a.m. today.

Amendment No. 1

Representative Huberty offered the following amendment to **CSHJR 2**:

Amend **CSHJR 2** (house committee printing) as follows:

(1) On page 1, line 18, strike "resources" and substitute "companies".

(2) On page 2, strike lines 3 and 4, and substitute "use the State Utilities Reliability Fund to provide financial assistance, including by direct loan or grant, for projects that enhance the reliability of water,".

(3) On page 2, line 6, strike "resources" and substitute "companies".

(4) On page 2, strike lines 8 through 19, and substitute the following:

(c) In accordance with general law, the Texas Water Development Board or that board's successor in function may, at that entity's discretion, transfer money from the State Utilities Reliability Fund to other programs and funds of the board or that board's successor in function, including the State Utilities Reliability Revenue Fund.

(5) On page 4, line 9, strike "resources" and substitute "companies".

(6) On page 4, line 20, between "loans" and the underlined comma, insert "or grants".

(7) Strike page 4, line 23, through page 5, line 8, and substitute the following:

(c) In accordance with general law, the Texas Water Development Board or that board's successor in function may, at that entity's discretion, transfer money from the State Utilities Reliability Revenue Fund to the State Utilities Reliability Fund.

(8) On page 5, line 13, strike "any source" and substitute "the State Utilities Reliability Fund or any other source".

(9) On page 5, line 24, strike "bonds, including".

(10) On page 7, line 24, strike "resources" and substitute "companies".

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Zwiener, Hinojosa, and Reynolds offered the following amendment to **CSHJR 2**:

Amend **CSHJR 2** (house committee printing) as follows:

(1) On page 1, line 19, between "facilities" and the underlined period, insert "and reduce demand".

(2) On page 2, line 7, strike "entities" and substitute "entities, and projects that reduce demand".

(3) On page 4, line 10, between "facilities" and "in", insert "and reduce demand".

Amendment No. 2 was adopted.

CSHJR 2, as amended, was adopted by (Record 641): 125 Yeas, 21 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Cain; Fierro; Hefner; Johnson, A.; Krause; Leach; Middleton; Patterson; Ramos; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Coleman.

STATEMENTS OF VOTE

When Record No. 641 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 641 was taken, I was shown voting yes. I intended to vote no.

Cason

When Record No. 641 was taken, I was shown voting no. I intended to vote yes.

Fierro

When Record No. 641 was taken, I was shown voting no. I intended to vote yes.

A. Johnson

When Record No. 641 was taken, I was shown voting yes. I intended to vote no.

Swanson

SB 1809 ON SECOND READING
(Vo - House Sponsor)

SB 1809, A bill to be entitled An Act relating to the enforcement of insurance laws, including laws governing the unauthorized business of insurance; authorizing administrative penalties.

SB 1809 was considered in lieu of **HB 4313**.

SB 1809 was read second time and was passed to third reading.

HB 4313 - LAID ON THE TABLE SUBJECT TO CALL

Representative Vo moved to lay **HB 4313** on the table subject to call.

The motion prevailed.

SB 1338 ON SECOND READING
(Sanford - House Sponsor)

SB 1338, A bill to be entitled An Act relating to disclosure requirements for agreements consenting to municipal annexation.

SB 1338 was considered in lieu of **HB 1897**.

A record vote was requested by Representative Slaton.

SB 1338 was read second time and was passed to third reading by (Record 642): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman;

Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Coleman; Middleton.

HB 1897 - LAID ON THE TABLE SUBJECT TO CALL

Representative Sanford moved to lay **HB 1897** on the table subject to call.

The motion prevailed.

SB 721 ON SECOND READING
(Leman - House Sponsor)

SB 721, A bill to be entitled An Act relating to the disclosure of appraisal reports in connection with the use of eminent domain authority.

SB 721 was considered in lieu of **HB 2041**.

SB 721 was read second time and was passed to third reading.

HB 2041 - LAID ON THE TABLE SUBJECT TO CALL

Representative Leman moved to lay **HB 2041** on the table subject to call.

The motion prevailed.

SB 567 ON SECOND READING
(Neave - House Sponsor)

SB 567, A bill to be entitled An Act relating to the powers and duties of a domestic relations office.

SB 567 was considered in lieu of **CSHB 3962**.

SB 567 was read second time and was passed to third reading.

CSHB 3962 - LAID ON THE TABLE SUBJECT TO CALL

Representative Neave moved to lay **CSHB 3962** on the table subject to call.

The motion prevailed.

CSHB 2441 ON SECOND READING
(by White)

CSHB 2441, A bill to be entitled An Act relating to the imposition and collection of fines, fees, and court costs in criminal cases.

CSHB 2441 was read second time on April 28 and was postponed until 10 a.m. today.

Representative White moved to postpone consideration of **CSHB 2441** until 10 a.m. Friday, May 7.

The motion prevailed.

SB 725 ON SECOND READING
(Leman - House Sponsor)

SB 725, A bill to be entitled An Act relating to the qualification of land for appraisal for ad valorem tax purposes as agricultural land and the liability for the additional tax imposed on such land if the use of the land changes as a result of a condemnation.

SB 725 was considered in lieu of **HB 2043**.

SB 725 was read second time and was passed to third reading.

HB 2043 - LAID ON THE TABLE SUBJECT TO CALL

Representative Leman moved to lay **HB 2043** on the table subject to call.

The motion prevailed.

SB 1954 ON SECOND READING
(Oliverson - House Sponsor)

SB 1954, A bill to be entitled An Act relating to the pledge or encumbrance of an insurer's assets under the Asset Protection Act.

SB 1954 was considered in lieu of **CSHB 3754**.

SB 1954 was read second time and was passed to third reading.

CSHB 3754 - LAID ON THE TABLE SUBJECT TO CALL

Representative Oliverson moved to lay **CSHB 3754** on the table subject to call.

The motion prevailed.

CSHB 3915 ON SECOND READING
(by Goldman)

CSHB 3915, A bill to be entitled An Act relating to the designation of certain premises as critical load premises for electric service.

CSHB 3915 was read second time on April 29 and was postponed until 10 a.m. today.

Representative Goldman moved to postpone consideration of **CSHB 3915** until 10 a.m. Wednesday, May 5.

The motion prevailed.

CSHB 2579 ON SECOND READING
(by Leach)

CSHB 2579, A bill to be entitled An Act relating to shorthand reporting and depositions.

CSHB 2579 was read second time on April 29 and was postponed until 10 a.m. today.

Representative Leach moved to postpone consideration of **CSHB 2579** until 10 a.m. Monday, May 10.

The motion prevailed.

CONSTITUTIONAL AMENDMENTS CALENDAR
HOUSE JOINT RESOLUTIONS
SECOND READING

The following resolutions were laid before the house and read second time:

HJR 143 ON SECOND READING
(by Geren)

HJR 143, A joint resolution proposing a constitutional amendment authorizing the professional sports team charitable foundations of organizations sanctioned by the Professional Rodeo Cowboys Association to conduct charitable raffles at rodeo venues.

Amendment No. 1

Representative S. Thompson offered the following amendment to **HJR 143**:

Amend **HJR 143** (house committee printing) to read as follows:

(1) On page 2, line 14, between "Association" and ";" insert "or the Women's Professional Rodeo Association".

Amendment No. 1 was adopted.

HJR 143, as amended, was adopted by (Record 643): 123 Yeas, 17 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Holland; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez;

Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cason; Frank; Hefner; Murr; Noble; Patterson; Sanford; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Biedermann; Coleman; Hinojosa; Hull; Jetton; Middleton; Stephenson.

STATEMENTS OF VOTE

When Record No. 643 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

When Record No. 643 was taken, I was in the house but away from my desk. I would have voted yes.

Hull

When Record No. 643 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 643 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 643 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 643 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 3012 ON SECOND READING
(by Geren)

CSHB 3012, A bill to be entitled An Act relating to charitable raffles conducted by the professional sports teams charitable foundations of organizations sanctioned by the Professional Rodeo Cowboys Association at rodeo venues.

Amendment No. 1

Representative S. Thompson offered the following amendment to **CSHB 3012**:

Amend **CSHB 3012** (house committee printing) to read as follows:

(1) On page 2, line 4, between "Association" and "." insert "or the Women's Professional Rodeo Association".

(2) On page 2, line 9, between "Association" and "at" insert "or the Women's Professional Rodeo Association".

(3) On page 3, line 20, between "Association" and "to" insert "or the Women's Professional Rodeo Association".

Amendment No. 1 was adopted.

A record vote was requested by Representative Biedermann.

CSHB 3012, as amended, was passed to engrossment by (Record 644): 121 Yeas, 21 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Fierro; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Craddick; Cyrier; Frank; Leach; Middleton; Murr; Noble; Patterson; Sanford; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C); Hull.

Absent, Excused — Anchia.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Coleman; Dominguez; Hefner; Vo.

STATEMENTS OF VOTE

When Record No. 644 was taken, I was in the house but away from my desk. I would have voted no.

Hefner

When Record No. 644 was taken, I was shown voting present, not voting. I intended to vote yes.

Hull

When Record No. 644 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 644 was taken, I was shown voting no. I intended to vote yes.

Wilson

CSHB 818 ON SECOND READING
(by Cole, S. Thompson, K. Bell, Holland, Leman, et al.)

CSHB 818, A bill to be entitled An Act relating to the prosecution and punishment of the criminal offense of harassment; creating a criminal offense.

Representative Cole moved to postpone consideration of **CSHB 818** until 10 a.m. Monday, May 10.

The motion prevailed.

(Murr in the chair)

HB 2025 ON SECOND READING
(by Hunter)

HB 2025, A bill to be entitled An Act relating to certain statutes and governmental actions that relate to the federal census.

HB 2025 was passed to engrossment.

SB 346 ON SECOND READING
(Dutton - House Sponsor)

SB 346, A bill to be entitled An Act relating to the participation of open-enrollment charter schools and eligible nonprofit organizations in the Jobs and Education for Texans (JET) Grant Program.

SB 346 was considered in lieu of **HB 618**.

SB 346 was passed to third reading. (Collier recorded voting no.)

HB 618 - LAID ON THE TABLE SUBJECT TO CALL

Representative Dutton moved to lay **HB 618** on the table subject to call.

The motion prevailed.

CSHB 1869 ON SECOND READING
(by Burrows, Bonnen, Middleton, et al.)

CSHB 1869, A bill to be entitled An Act relating to the definition of debt for the purposes of calculating certain ad valorem tax rates of a taxing unit.

Representative Burrows moved to postpone consideration of **CSHB 1869** until 1 p.m. tomorrow.

The motion prevailed.

CSHB 2716 ON SECOND READING
(by T. King)

CSHB 2716, A bill to be entitled An Act relating to recommendations made by the Parks and Wildlife Department and intervention by the Parks and Wildlife Department in matters regarding certain permits.

CSHB 2716 was passed to engrossment. (Dean, Herrero, Hunter, and Shine recorded voting no.)

CSHB 1294 ON SECOND READING
(by Guillen, E. Morales, et al.)

CSHB 1294, A bill to be entitled An Act relating to an exemption from motor fuel taxes for certain fuel used by a rural transit district to provide public transportation.

CSHB 1294 was passed to engrossment. (Dean recorded voting no.)

CSHB 2667 ON SECOND READING
(by Smithee, Rodriguez, Ashby, T. King, Anderson, et al.)

CSHB 2667, A bill to be entitled An Act relating to universal service fund assistance to high cost rural areas and the uniform charge that funds the universal service fund; authorizing a fee.

Amendment No. 1

Representative Rodriguez offered the following amendment to **CSHB 2667**:

Amend **CSHB 2667** (house committee printing) on page 2 as follows:

(1) On lines 7 and 8, strike "and may be in the form of a fee or an assessment on revenues".

(2) On line 16, after the semicolon, add "or".

(3) Strike lines 19 through 22 and substitute "on technology.".

Amendment No. 1 was adopted.

A record vote was requested by Representative Cason.

CSHB 2667, as amended, was passed to engrossment by (Record 645): 123 Yeas, 20 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard;

Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Goldman; Krause; Leach; Middleton; Noble; Oliverson; Patterson; Schaefer; Shaheen; Slaton; Slawson; Smith; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker; Murr(C).

Absent, Excused — Anchia.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Coleman; King, T.; Metcalf.

STATEMENTS OF VOTE

When Record No. 645 was taken, I was in the house but away from my desk. I would have voted no.

Metcalf

When Record No. 645 was taken, I was shown voting no. I intended to vote yes.

Vasut

(Capriglione now present)

CSHB 3037 ON SECOND READING
(by Raymond, Frank, Hinojosa, and Rose)

CSHB 3037, A bill to be entitled An Act relating to the regulation of referral agencies for senior living communities; providing a civil penalty.

CSHB 3037 was passed to engrossment. (Dean and Hunter recorded voting no.)

HB 3697 ON SECOND READING
(by Hernandez and Guillen)

HB 3697, A bill to be entitled An Act relating to the eligibility for unemployment compensation of certain employees who leave the workplace to care for a minor child.

HB 3697 was passed to engrossment. (Dean recorded voting no.)

HB 783 ON SECOND READING
(by Cyrier, E. Morales, Bonnen, Parker, and Larson)

HB 783, A bill to be entitled An Act relating to the powers and duties of the Parks and Wildlife Department regarding wind-powered energy devices; providing a civil penalty.

HB 783 was passed to engrossment.

HB 2406 ON SECOND READING
(by Davis)

HB 2406, A bill to be entitled An Act relating to the qualifications of experts in certain health care liability claims.

HB 2406 was passed to engrossment.

CSHB 1698 ON SECOND READING
(by Raney and Kacal)

CSHB 1698, A bill to be entitled An Act relating to an optional county fee on vehicle registration in certain counties to be used for transportation projects.

Amendment No. 1

Representative Canales offered the following amendment to **CSHB 1698**:

Amend **CSHB 1698** (house committee report) as follows:

(1) On page 1, strike lines 5 and 6 and substitute the following:

SECTION 1. Section 502.402, Transportation Code, is amended by amending Subsections (a), (b), (b-1), and (e) and adding Subsection (e-1) to read as follows:

(2) On page 1, line 12, strike "and".

(3) On page 1, line 15, between "authority" and the period, insert the following:

; and

(4) a county:

(A) that has a population of more than 320,000;

(B) that does not border the United Mexican States; and

(C) in which a port authority is authorized to issue permits for oversize or overweight vehicles under Chapter 623

(4) On page 2, line 7, strike "this subsection," and substitute "Subsection (e-1),".

(5) On page 2, line 8, between "be" and "sent", insert ": (1)".

(6) On page 2, line 11, between "Constitution" and the period, insert the following:

; or

(2) if there is no regional mobility authority located in the county, used by the county only to fund long-term transportation projects in the county that are consistent with the purposes specified by Section 7-a, Article VIII, Texas Constitution

(7) On page 2, line 11, between the period and "If", insert "(e-1)".

Amendment No. 1 was adopted. (Herrero recorded voting no.)

CSHB 1698, as amended, was passed to engrossment. (Dean, Herrero, and Hunter recorded voting no.)

CSHB 3948 ON SECOND READING
(by T. King and Guillen)

CSHB 3948, A bill to be entitled An Act relating to the production and regulation of hemp and consumable hemp products; authorizing a fee.

CSHB 3948 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE WHITE: Representative King, thank you so much for bringing this legislation to us again this year, and thank you for your work on this particular issue. Last session, this issue passed overwhelmingly with a 144 to 0 margin. Is it your intention to provide new economic opportunities for Texas growers in connection with the cultivation and production of hemp products?

REPRESENTATIVE T. KING: Can you repeat that, please?

WHITE: Yes. Was it your intent then to provide new economic opportunities for Texas growers in connection with the cultivation and production of hemp products?

T. KING: Yes, Mr. Chairman, that was my intent.

WHITE: That's right. And so this bill before us today, I'm correct in assuming that the legislative intent behind this bill is to continue to support Texas hemp growers while remaining consistent with the federal Agriculture Improvement Act of 2018 and the Texas Hemp Plan approved by the USDA regarding the commercial cultivation, processing, and production of hemp products, defined as "the plant Cannabis sativa L. and any part of that plant, including the seeds of the plant and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta-9 tetrahydrocannabinol concentration of not more than 0.3 percent on a dry weight basis."

T. KING: I couldn't have stated it any better, Mr. Chairman. That is my intent.

WHITE: Right, a lot of words, a lot of words. And again, as you stated in your layout, this is not about legalization of marihuana?

T. KING: No, this is not a marihuana bill. This is hemp, specifically industrial hemp.

REMARKS ORDERED PRINTED

Representative White moved to print remarks between Representative T. King and Representative White on **CSHB 3948**.

The motion prevailed.

Amendment No. 1

Representative Beckley offered the following amendment to **CSHB 3948**:

Amend **CSHB 3948** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____. Section 122.301, Agriculture Code, is amended by adding Subsection (c) to read as follows:

(c) Notwithstanding Subsection (b), a person may manufacture products described by that subsection in this state if:

(1) the products are sold only to persons located outside this state; and

(2) the person was manufacturing or processing consumable hemp products, as those terms are defined by Section 443.001, Health and Safety Code, in this state on May 22, 2019.

SECTION ____. Section 443.204, Health and Safety Code, is amended to read as follows:

Sec. 443.204. RULES RELATED TO SALE OF CONSUMABLE HEMP PRODUCTS. (a) Rules adopted by the executive commissioner regulating the sale of consumable hemp products must to the extent allowable by federal law reflect the following principles:

(1) hemp-derived cannabinoids, including cannabidiol, are not considered controlled substances or adulterants;

(2) products containing one or more hemp-derived cannabinoids, such as cannabidiol, intended for ingestion are considered foods, not controlled substances or adulterated products;

(3) consumable hemp products must be packaged and labeled in the manner provided by Section 443.205; and

(4) the processing or manufacturing of a consumable hemp product for smoking is prohibited.

(b) Notwithstanding Subsection (a)(4), a person may manufacture products described by that subsection in this state if:

(1) the products are sold only to persons located outside this state; and

(2) the person was manufacturing or processing consumable hemp products in this state on May 22, 2019.

Amendment No. 1 was adopted.

CSHB 3948, as amended, was passed to engrossment. (Shine recorded voting no.)

CSHB 1416 ON SECOND READING
(by Capriglione and Raymond)

CSHB 1416, A bill to be entitled An Act relating to business days for purposes of the public information law.

Amendment No. 1

Representative Capriglione offered the following amendment to **CSHB 1416**:

Amend **CSHB 1416** (house committee report) by striking page 1, line 19, through page 2, line 4, and substituting the following:

(d) The Friday before or Monday after a holiday described by Subsection (a)(2) or (3) is not a business day of a governmental body if the holiday occurs on a Saturday or Sunday and the governmental body observes the holiday on that Friday or Monday.

(e) Subject to the requirements of this subsection, a governmental body may designate a day on which the governmental body's administrative offices are closed or operating with minimum staffing as a non-business day. The designation of a non-business day for an independent school district must be made by the board of trustees. The designation of a non-business day for a governmental body other than an independent school district must be made by the executive director or other chief administrative officer. A governmental body may designate not more than 10 non-business days under this subsection each calendar year. A governmental body shall make a good faith effort to post advance notice of the non-business days designated under this subsection on the governmental body's Internet website.

Amendment No. 1 was adopted.

CSHB 1416 - REMARKS

REPRESENTATIVE ROMERO: Great bill, Chairman Capriglione. Great bill.

REPRESENTATIVE CAPRIGLIONE: Okay, thank you.

CSHB 1416, as amended, was passed to engrossment.

HB 3015 ON SECOND READING
(by Hernandez)

HB 3015, A bill to be entitled An Act relating to a governmental body's response to a request for public information.

Amendment No. 1

Representative Vasut offered the following amendment to **HB 3015**:

Amend **HB 3015** (house committee report) as follows:

(1) Add the following appropriately numbered sections to the bill and renumber the other sections of the bill accordingly:

SECTION ____. Section 552.264, Government Code, is amended to read as follows:

Sec. 552.264. COPY OF PUBLIC INFORMATION REQUESTED BY MEMBER OF LEGISLATURE. One copy of public information that is requested from a political subdivision or a state agency by a member, agency, or committee of the legislature under Section 552.008 shall be provided without charge.

SECTION ____. Section 552.261, Government Code, is amended by adding Subsection (f) to read as follows:

(f) A governmental body may not impose a charge under this subchapter for providing a copy of public information if the information is a report required to be filed with the governmental body under Subchapter C or D, Chapter 254, Election Code, unless all of those reports filed with the governmental body during the preceding year are available to the public on the governmental body's Internet website.

(2) Amend Section 6 of the bill as follows:

SECTION 6. Unless otherwise provided, this [~~This~~] Act takes effect September 1, 2021. The changes in this Act to Subsection 552.261(f), Government Code, take effect January 1, 2022.

Amendment No. 1 was adopted.

HB 3015, as amended, was passed to engrossment.

HB 157 ON SECOND READING
(by Rodriguez)

HB 157, A bill to be entitled An Act relating to requirements regarding an employee's normal weekly hours of work under the shared work unemployment compensation program.

HB 157 was passed to engrossment. (Dean recorded voting no.)

REMARKS ORDERED PRINTED

Representative Leach moved to print remarks between Representative Capriglione and Representative Romero on **CSHB 1416**.

The motion prevailed.

HB 2169 ON SECOND READING
(by Sanford and Guillen)

HB 2169, A bill to be entitled An Act relating to the eligibility requirements for a license to carry a handgun.

HB 2169 was passed to engrossment.

CSHB 1739 ON SECOND READING
(by Romero and Leman)

CSHB 1739, A bill to be entitled An Act relating to certain contracts regarding airports and associated air navigation facilities operated by or on behalf of a local government.

Amendment No. 1

Representative Cyrier offered the following amendment to **CSHB 1739**:

Amend **CSHB 1739** (house committee printing) by adding the appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 22.020, Transportation Code, is amended by amending Subsection (a) to read as follows:

Sec. 22.020. OPERATION OF AIRPORT BY ANOTHER. (a) A local government, by contract, lease, or other arrangement, on a consideration fixed by the local government and for a term not to exceed 99 [~~40~~] years, may authorize a qualified person to operate, as the agent of the local government or otherwise, an airport owned or controlled by the local government.

SECTION ____. Section 22.021, Transportation Code, is amended by amending Subsections (a) and (d) to read as follows:

Sec. 22.021. USE OF AIRPORT BY ANOTHER. (a) In operating an airport or air navigation facility that it owns, leases, or controls, a local government may enter into a contract, lease, or other arrangement for a term not exceeding 99 [~~40~~] years with a person:

(1) granting the privilege of using or improving the airport or air navigation facility, a portion or facility of the airport or air navigation facility, or space in the airport or air navigation facility for commercial purposes;

(2) conferring the privilege of supplying goods, services, or facilities at the airport or air navigation facility; or

(3) making available services to be furnished by the local government or its agents at the airport or air navigation facility.

(d) The 99 [~~40~~]-year limit on the term of a contract, lease, or other arrangement provided by Subsection (a) does not apply to a contract, lease, or other arrangement under this section between a local government and this state, the United States, or an agency or instrumentality of this state or the United States.

SECTION ____. Section 22.022, Transportation Code, is amended by amending Subsections (a) and (b) to read as follows:

Sec. 22.022. DURATION OF CERTAIN LEASES. (a) A lease of real property may not exceed 99 [~~40~~] years if:

(1) the lease is made under Section 22.011(c) or (d), Section 22.020, or Section 22.021; and

(2) at the time of the execution of the lease, the property is used as nonaereonautical property and is located on an airport on which there are active federal governmental aircraft operations on federal government property.

(b) A renewal or extension of a lease under Subsection (a) may not exceed 99 [~~40~~] years. If the lease provides for more than one renewal or extension, the renewals or extensions may not in the aggregate exceed 99 [~~40~~] years.

Amendment No. 1 was adopted.

CSHB 1739, as amended, was passed to engrossment.

CSHB 3367 ON SECOND READING
(by C. Turner, Bonnen, S. Thompson, Shine, Hefner, et al.)

CSHB 3367, A bill to be entitled An Act relating to the powers and duties of certain property owners' associations.

Representative Wu moved to postpone consideration of **CSHB 3367** until 10 a.m. Friday, May 7.

The motion prevailed.

CSHB 448 ON SECOND READING
(by Bailes, Burns, Ashby, Harris, Leman, et al.)

CSHB 448, A bill to be entitled An Act relating to the right of landowners to file complaints with the Texas Real Estate Commission against certain entities regarding alleged misconduct by the entities while exercising eminent domain authority and to the creation of an ombudsman office for landowners.

Amendment No. 1

Representative Bailes offered the following amendment to **CSHB 448**:

Amend **CSHB 448** (house committee report) as follows:

(1) On page 1, lines 22 and 23, strike "ombudsman office established by the".

(2) On page 1, line 24, strike "1101.207" and substitute "1101.205".

(3) On page 2, line 1, strike "representative" and substitute "registered easement or right-of-way agent acting on behalf".

(4) On page 2, line 1, strike "while exercising the entity's" and substitute "exercising".

(5) Strike page 2, line 3, through page 3, line 22, and substitute the following:

SECTION 2. Section 21.0112(a), Property Code, is amended to read as follows:

(a) At or before the time that [~~Not later than the seventh day before the date~~] a governmental or private entity with eminent domain authority makes an initial [~~a final~~] offer to a property owner to acquire real property, the entity must send by first-class mail or otherwise provide a landowner's bill of rights statement provided by Section 402.031, Government Code, to the last known address of the person in whose name the property is listed on the most recent tax roll of any appropriate taxing unit authorized by law to levy property taxes against the property. In addition to the other requirements of this subsection, an entity with eminent domain authority shall provide a copy of the landowner's bill of rights statement to a landowner before or at the same time as the entity first represents in any manner to the landowner that the entity possesses eminent domain authority.

SECTION 3. Section 21.0113(b), Property Code, is amended to read as follows:

(b) An entity with eminent domain authority has made a bona fide offer if:

(1) an initial offer is made in writing to a property owner;

(2) a landowner's bill of rights statement is provided to the property owner in accordance with Section 21.0112(a);

(3) a final offer is made in writing to the property owner;

(4) [~~(3)~~] the final offer is made on or after the 30th day after the date on which the entity makes a written initial offer to the property owner;

(5) [~~(4)~~] before making a final offer, the entity obtains a written appraisal from a certified appraiser of the value of the property being acquired and the damages, if any, to any of the property owner's remaining property;

(6) [~~(5)~~] the final offer is equal to or greater than the amount of the written appraisal obtained by the entity;

(7) [~~(6)~~] the following items are included with the final offer or have been previously provided to the owner by the entity:

(A) a copy of the written appraisal; and

(B) a copy of the deed, easement, or other instrument conveying the property sought to be acquired; and

[~~(C) the landowner's bill of rights statement prescribed by Section 21.0112; and~~]

(8) [~~(7)~~] the entity provides the property owner with at least 14 days to respond to the final offer and the property owner does not agree to the terms of the final offer within that period.

(6) On page 3, line 23, strike "(a)".

(7) On page 4, strike lines 1 through 6.

(8) Add the following appropriately numbered SECTION to the bill and renumber SECTIONS and cross-references to SECTIONS appropriately:

SECTION ____. Sections 21.0112(a) and 21.0113(b), Property Code, as amended by this Act, apply only to the acquisition of real property in connection with an initial offer made under Section 21.0113, Property Code, on or after January 1, 2022. The acquisition of real property in connection with an initial offer made under Section 21.0113, Property Code, before January 1, 2022, is governed by the law as it existed immediately before the effective date of this Act, and that law is continued in effect for that purpose.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Burns offered the following amendment to **CSHB 448**:

Amend **CSHB 448** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 402.031, Government Code, is amended by adding Subsections (c-1), (e), and (f) to read as follows:

(c-1) The statement must also include an addendum containing model terms for instruments of conveyance under Chapter 21, Property Code, that substantially comply with Section 402.032 of this code.

(e) At least once every two years, the attorney general shall:

(1) evaluate the landowner's bill of rights statement, including the addendum required by Subsection (c-1), for compliance with the requirements of this section, including the requirement under Subsection (d) that the statement be written in plain language designed to be easily understood by the average property owner; and

(2) subject to Subsection (f), make any change to the landowner's bill of rights statement and addendum that the attorney general determines necessary to comply with the requirements of this section, including making a change to the writing style of the statement or addendum necessary to improve compliance with Subsection (d).

(f) Before making any changes to the landowner's bill of rights statement under Subsection (e), the office of the attorney general shall:

(1) publish the proposed changes in the Texas Register; and

(2) accept public comment regarding the proposed statement for a reasonable period after the date the proposed statement is published under Subdivision (1).

SECTION ____. Subchapter B, Chapter 402, Government Code, is amended by adding Section 402.032 to read as follows:

Sec. 402.032. ADDENDUM TO LANDOWNER'S BILL OF RIGHTS: MODEL INSTRUMENT OF CONVEYANCE. (a) The addendum required under Section 402.031(c-1) must contain the following model instruments of conveyance:

(1) a model instrument to convey a pipeline right-of-way easement or an easement related to pipeline appurtenances, to be provided to a property owner by a private entity as defined by Section 21.0114, Property Code, that addresses the following general terms:

(A) the maximum number of pipelines that may be installed under the instrument for a pipeline right-of-way;

(B) a description of the types of pipeline appurtenances that are authorized to be installed under the instrument for pipeline-related appurtenances, such as pipes, valves, compressors, pumps, meters, pigging stations, dehydration facilities, electric facilities, communication facilities, and any other appurtenances that may be necessary or desirable in connection with a pipeline;

(C) the maximum diameter, excluding any protective coating or wrapping, of each pipeline to be initially installed under the instrument for a pipeline right-of-way;

(D) the type or category of substances permitted to be transported through each pipeline to be installed under the instrument;

(E) a general description of any aboveground equipment or facility the private entity intends to install, maintain, or operate under the instrument for a pipeline easement on the surface of the easement;

(F) a description or illustration of the location of the easement, including a metes and bounds or centerline description, plat, or aerial or other map-based depiction of the location of the easement on the property;

(G) the maximum width of the easement under the instrument;

(H) the minimum depth at which each pipeline to be installed under the instrument for a pipeline right-of-way will initially be installed;

(I) a provision identifying whether the private entity intends to double-ditch areas of the pipeline easement that are not installed by boring or horizontal directional drilling;

(J) a provision requiring the private entity to provide written notice to the property owner at the last known address of the person in whose name the property is listed on the most recent tax roll of any taxing unit authorized to levy property taxes against the property if and when the private entity assigns the interest under the instrument to another entity, provided that the provision does not require notice by the private entity for assignment to an affiliate or to a successor through merger, consolidation, or other sale or transfer of all or substantially all of its assets and businesses;

(K) a provision describing whether the easement rights are exclusive or nonexclusive;

(L) a provision limiting the private entity's right to grant a third party access to the easement area for a purpose that is not related to the construction, safety, repair, maintenance, inspection, replacement, operation, or removal of each pipeline to be installed under the instrument and of pipeline appurtenances to be installed under the instrument;

(M) a provision regarding the property owner's right to recover actual monetary damages arising from the construction and installation of each pipeline to be installed under the instrument, or a statement that the consideration for the instrument includes any monetary damages arising from the construction and installation of each pipeline to be installed under the instrument;

(N) a provision regarding the property owner's right after initial construction and installation of each pipeline to be installed under the instrument to actual monetary damages arising from the repair, maintenance, inspection, replacement, operation, or removal of each pipeline to be installed under the instrument, or a statement that consideration for the instrument includes any monetary damages arising from the repair, maintenance, inspection, replacement, operation, or removal of each pipeline to be installed under the instrument;

(O) a provision:

(i) regarding the removal, cutting, use, repair, and replacement of gates and fences that cross the easement or that will be used by the private entity under the instrument; or

(ii) providing for the payment for any damage caused by the private entity to gates and fences described by Subparagraph (i), if any, to the extent that the gates or fences are not restored or paid for as part of the consideration paid for the instrument;

(P) a provision:

(i) regarding the private entity's obligation to restore the pipeline easement area and the property owner's remaining property, if any, used by the private entity to as near to original condition as is reasonably practicable and to maintain the easement in a manner consistent with the purposes for which the easement will be used by the private entity under the instrument; or

(ii) providing for the private entity to reimburse the property owner for actual monetary damages incurred by the property owner that arise from damage to the pipeline easement area or the property owner's remaining property, if any, to the extent caused by the private entity and not restored or paid for as part of the consideration for the instrument; and

(Q) a provision describing the private entity's rights of ingress, egress, entry, and access on, to, over, and across the property owner's property under the instrument;

(2) a model instrument to convey an electric transmission line right-of-way easement, to be provided to a property owner by a private entity as defined by Section 21.0114, Property Code, that addresses the following general terms:

(A) a general description of the uses of the surface of the property to be encumbered by the easement the entity intends to acquire;

(B) a description or illustration of the location of the easement, including a metes and bounds or centerline description, plat, or aerial or other map-based depiction of the location of the easement on the property;

(C) the maximum width of the easement under the instrument;

(D) the manner in which the entity will access the easement under the instrument;

(E) a provision limiting the private entity's right to grant to a third party access to the easement area for a purpose that is not related to the construction, safety, repair, maintenance, inspection, replacement, operation, or removal of the electric and appurtenant facilities installed under the instrument;

(F) a provision regarding the property owner's right to recover actual monetary damages arising from the construction, operation, repair, maintenance, inspection, replacement, and future removal of lines and support facilities after initial construction in the easement, if any, or a statement that the initial consideration for the easement instrument includes such damages;

(G) a provision:

(i) regarding the removal, cutting, use, repair, and replacement of gates and fences that cross the easement or that will be used by the private entity under the instrument; or

(ii) providing for the payment for any damage caused by the private entity to gates and fences described by Subparagraph (i), if any, to the extent that the gates or fences are not restored or paid for as part of the consideration for the instrument;

(H) a provision regarding the private entity's obligation to restore the easement area and the property owner's remaining property to the easement area's and the remaining property's original contours and grades, to the extent reasonably practicable, unless the safety or operational needs of the private entity and the electric facilities would be impaired, and:

(i) a provision regarding the entity's obligation to restore the easement area and the property owner's remaining property following any future damages directly attributed to the use of the easement by the private entity, to the extent reasonably practicable unless the safety or operational needs of the private entity and the electric facilities would be impaired; or

(ii) a provision that the consideration for the easement instrument includes damages as described by Subparagraph (i) to the easement area and the property owner's remaining property;

(I) a provision describing whether the easement rights are exclusive, nonexclusive, or otherwise limited under the terms of the instrument; and

(J) a prohibition against the assignment of the entity's interest in the property to an assignee that will not operate as a utility subject to the jurisdiction of the Public Utility Commission of Texas or the Federal Energy Regulatory Commission without written notice to the property owner at the last known address of the person in whose name the property is listed on the most recent tax roll of any taxing unit authorized to levy property taxes against the property;

(3) a prohibition against any use by the private entity of the property rights being conveyed by the instrument, other than a use stated in the instrument, without the express written consent of the property owner; and

(4) a provision that the terms of the instrument will bind the successors and assigns of the property owner and private entity.

(b) Each model instrument of conveyance for the addendum required under Section 402.031(c-1) must include a provision that is substantially similar to the following:

NOTICE OF ADDITIONAL NEGOTIABLE TERMS

In addition to the terms of an instrument of conveyance under Chapter 21, Property Code, provided to a property owner by a private entity as defined by Section 21.0114, Property Code, the property owner may negotiate for the following terms to be included in the instrument of conveyance:

(1) a provision regarding the property owner's right to negotiate to recover damages, or a statement that the consideration for the instrument includes damages, for:

(A) damage to certain vegetation; and

(B) the income loss from disruption of existing agricultural production or existing leases based on verifiable loss or lease payments; and

(2) a provision:

(A) requiring the private entity to maintain at all times while the private entity uses the easement, including during construction and operations on the easement, commercial liability insurance or self-insurance:

(i) issued by an insurer authorized to issue liability insurance in this state, if maintaining commercial liability insurance; and

(ii) insuring the property owner against liability for personal injuries and property damage sustained by any person to the extent caused by the negligence of the private entity or the private entity's agents or contractors and to the extent allowed by law; or

(B) if the private entity is subject to the electric transmission cost-of-service rate jurisdiction of the Public Utility Commission of Texas or has a net worth of at least $25 million, requiring the private entity to maintain self-insurance or commercial liability insurance at levels approved by the Public Utility Commission of Texas in the entity's most recent transmission cost-of-service base rate proceeding.

(c) Each model instrument of conveyance for the addendum required under Section 402.031(c-1) must include a statement, in bold print and a larger font than the other portions of the offer, indicating whether the compensation being offered includes:

(1) damages to the remainder, if any, of the property owner's remaining property; or

(2) an appraisal of the property, including damages to the remainder, if any, prepared by a certified appraiser certified to practice as a certified general appraiser under Chapter 1103, Occupations Code.

(d) Each model instrument of conveyance for the addendum required under Section 402.031(c-1) must include a notice provision in which the condemning entity shall provide the name and telephone number of a representative of the entity who is:

(1) an employee of the entity;

(2) an employee of an affiliate providing services on behalf of the entity;

(3) a legal representative of the entity; or

(4) if the entity does not have employees, an individual designated to represent the day-to-day operations of the entity.

SECTION ____. Section 21.0113(b), Property Code, is amended to read as follows:

(b) An entity with eminent domain authority has made a bona fide offer if:

(1) an initial offer is made in writing to a property owner that includes:

(A) a copy of the landowner's bill of rights statement prescribed by Section 402.031, Government Code, including the appropriate model instrument of conveyance from the addendum prescribed by Section 402.031(c-1), Government Code, if applicable; and

(B) an instrument of conveyance, provided that if the entity is a private entity as defined by Section 21.0114(a), the instrument must comply with Section 21.0114, as applicable, unless the entity has previously provided an instrument complying with Section 21.0114;

(2) a final offer is made in writing to the property owner;

(3) the final offer is made on or after the 30th day after the date on which the entity makes a written initial offer to the property owner;

(4) before making a final offer, the entity obtains a written appraisal from a certified appraiser of the value of the property being acquired and the damages, if any, to any of the property owner's remaining property;

(5) the final offer is equal to or greater than the amount of the written appraisal obtained by the entity;

(6) the following items are included with the final offer or have been previously provided to the owner by the entity:

(A) a copy of the written appraisal;

(B) a copy of the deed, easement, or other instrument conveying the property sought to be acquired; and

(C) the landowner's bill of rights statement prescribed by Section 21.0112; and

(7) the entity provides the property owner with at least 14 days to respond to the final offer and the property owner does not agree to the terms of the final offer within that period.

SECTION ____. Subchapter B, Chapter 21, Property Code, is amended by adding Section 21.0114 to read as follows:

Sec. 21.0114. INSTRUMENTS OF CONVEYANCE OF CERTAIN EASEMENTS. (a) In this section, "private entity":

(1) means:

(A) a for-profit entity, as defined by Section 1.002, Business Organizations Code, however organized, including an affiliate or subsidiary, authorized to exercise the power of eminent domain to acquire private property for public use; or

(B) a corporation organized under Chapter 67, Water Code, that has a for-profit entity, however organized, as the sole or majority member; and

(2) does not include an entity governed by the Natural Gas Act (15 U.S.C. Section 717 et seq.) unless the entity seeks to acquire property under this chapter.

(b) This section:

(1) applies only to a deed, agreement, or other instrument of conveyance for a pipeline right-of-way easement or an electric transmission line right-of-way easement that is included with an offer made under this chapter to acquire a property interest for a public use; and

(2) does not apply in relation to:

(A) a pipeline or appurtenance that is:

(i) downstream of the point where natural gas is measured and custody is transferred from a transmission pipeline to a gas local distribution company for distribution to end-use customers; or

(ii) at a location where a gas utility taps a transmission pipeline to a city gate, provided that the pipeline does not exceed 100 feet; or

(B) an electric power line that operates below 60 kilovolts.

(c) Except as otherwise provided by this section, a deed, agreement, or other instrument of conveyance provided to a property owner by a private entity with eminent domain authority to acquire the property interest to be conveyed must substantially conform to the appropriate model instrument of conveyance from the addendum prescribed by Section 402.032, Government Code.

(d) A private entity or the property owner may, after the entity provides an instrument in compliance with Subsection (c):

(1) negotiate for and agree to terms and conditions not required by Subsection (c), including terms and conditions that differ from or are not included in a subsequent condemnation petition; and

(2) negotiate for and agree to a deed, agreement, or other instrument of conveyance that does not include or includes terms that differ from the terms required by Subsection (c).

(e) Except as provided by this subsection, this section does not prohibit a private entity or the property owner from negotiating for or agreeing to amend, alter, or omit the terms required by Subsection (c) at any time after the private

entity first provides a deed, agreement, or other instrument containing the required general terms to the property owner, whether before or at the same time that the entity makes an initial offer to the property owner. A private entity that changes the terms required by Subsection (c) must provide a copy of the amended deed, agreement, or other instrument of conveyance to the property owner not later than the seventh day before the date the private entity files a condemnation petition relating to the property unless the parties agree in writing to waive the notice.

SECTION ____. (a) Except as provided by Subsection (b) of this section, the changes in law made by this Act to Chapter 21, Property Code, apply to the acquisition of real property in connection with an initial offer made under Chapter 21, Property Code, on or after January 1, 2022. An acquisition of real property in connection with an initial offer made under Chapter 21, Property Code, before January 1, 2022, is governed by the law applicable to the acquisition immediately before the effective date of this Act, and that law is continued in effect for that purpose.

(b) The changes in law made by this Act to Chapter 21, Property Code, do not apply to an electric transmission project for which the Public Utility Commission of Texas has issued a final and appealable order that amends a certificate of convenience and necessity before January 1, 2022.

Amendment No. 2 was withdrawn.

CSHB 448, as amended, was passed to engrossment.

HB 159 ON SECOND READING
(by M. González and Harris)

HB 159, A bill to be entitled An Act relating to improving training and staff development for primary and secondary educators to enable them to more effectively serve all students.

HB 159 was passed to engrossment. (Hunter recorded voting no.)

HB 2261 ON SECOND READING
(by Wu)

HB 2261, A bill to be entitled An Act relating to the authority of a municipal management district to provide public education facilities and public education-related supplemental services.

Representative Wu moved to postpone consideration of **HB 2261** until 10 a.m. Wednesday, May 5.

The motion prevailed.

HB 4240 ON SECOND READING
(by Raymond, Middleton, Swanson, Ramos, and Talarico)

HB 4240, A bill to be entitled An Act relating to local regulation to enforce child custody orders; authorizing a civil penalty.

HB 4240 was passed to engrossment.

CSHB 2468 ON SECOND READING
(by E. Thompson)

CSHB 2468, A bill to be entitled An Act relating to programs established and funded under the Texas emissions reduction plan.

CSHB 2468 was passed to engrossment.

HB 1973 ON SECOND READING
(by Canales)

HB 1973, A bill to be entitled An Act relating to the investigation of municipal fire fighters.

Amendment No. 1

Representative Canales offered the following amendment to **HB 1973**:

Amend **HB 1973** (house committee report) as follows:

(1) On page 1, line 7, between "REQUIRED" and the underlined period, insert "IN CERTAIN MUNICIPALITIES".

(2) On page 1, between lines 16 and 17, insert the following:

(b) This section applies only to a municipality with a population of 10,000 or more.

(3) On page 1, line 17, strike "(b)" and substitute "(c)".

(4) On page 1, between lines 21 and 22, insert the following:

(d) This section supersedes a conflicting provision in a meet and confer or collective bargaining agreement.

(e) A meet and confer or collective bargaining agreement under Chapter 143 or 174, Local Government Code, may impose requirements for investigations in addition to those provided in Section 143.123 or Sections 143.312(a)-(k), Local Government Code, that do not conflict with the requirements of those sections.

(5) On page 1, line 22, strike "(c)" and substitute "(f)".

(6) On page 1, line 24, strike "with" and substitute "with:"

(7) Strike page 2, lines 1 and 2, and substitute the following:

(1) Section 143.123 or Sections 143.312(a)-(k), Local Government Code, or other applicable law, including the requirements adopted under Subsection (g), if applicable; and

(2) any additional requirements imposed by a meet and confer or collective bargaining agreement under Chapter 143 or 174, Local Government Code.

(8) On page 2, line 3, strike "(d)" and substitute "(g)".

(9) On page 2, strike lines 6 and 7, and substitute the following:

with:

(1) procedures substantially identical to those required by Sections 143.312(a)-(k), Local Government Code; and

(2) any additional procedures or requirements imposed by a meet and confer or collective bargaining agreement under Chapter 143 or 174, Local Government Code.

(10) On page 2, line 17, strike "adopted under Section 614.024(d)" and substitute "applicable under Section 614.024".

(11) On page 2, line 18, between "SECTION 3." and "Section 614.024", insert "(a)".

(12) On page 2, between lines 21 and 22, insert the following:

(b) Section 614.024(d), Government Code, as added by this Act, applies only to an agreement entered into on or after the effective date of this Act.

Amendment No. 1 was adopted.

HB 1973, as amended, was passed to engrossment.

CSHB 2702 ON SECOND READING
(by Landgraf)

CSHB 2702, A bill to be entitled An Act relating to the protective order registry maintained by the Office of Court Administration of the Texas Judicial System and the removal of certain vacated protective orders from the registry.

CSHB 2702 was passed to engrossment.

HB 3287 ON SECOND READING
(by M. González, Lozano, Anderson, and Frank)

HB 3287, A bill to be entitled An Act relating to the provision of certain co-navigation services to persons who are deaf-blind.

HB 3287 was passed to engrossment. (Ashby and Shine recorded voting no.)

CSHB 2044 ON SECOND READING
(by Leman, et al.)

CSHB 2044, A bill to be entitled An Act relating to establishing actual progress for the purposes of determining the right to repurchase real property from a condemning entity.

Representative Leman moved to postpone consideration of **CSHB 2044** until 10 a.m. Wednesday, May 5.

The motion prevailed.

CSHB 2219 ON SECOND READING
(by Canales, et al.)

CSHB 2219, A bill to be entitled An Act relating to the issuance of Texas Mobility Fund obligations.

CSHB 2219 was passed to engrossment.

CSHB 1505 ON SECOND READING
(by Paddie, et al.)

CSHB 1505, A bill to be entitled An Act relating to attachments for broadband service on utility poles owned by an electric cooperative.

Representative Price moved to postpone consideration of **CSHB 1505** until the end of today's calendar.

The motion prevailed.

CSHB 3069 ON SECOND READING
(by Holland, Leach, Moody, J.E. Johnson, and Harris)

CSHB 3069, A bill to be entitled An Act relating to statutes of limitation and repose for certain claims involving the construction or repair of an improvement to real property or equipment attached to real property.

CSHB 3069 was passed to engrossment.

CSHB 2199 ON SECOND READING
(by Parker, Capriglione, Anchia, Stephenson, and Wilson)

CSHB 2199, A bill to be entitled An Act relating to the establishment of the digital identity work group.

CSHB 2199 was passed to engrossment.

HB 2705 ON SECOND READING
(by Stucky, Crockett, A. Johnson, Parker, and Raney)

HB 2705, A bill to be entitled An Act relating to the establishment and administration of the Texas Woman's University System.

Representative Stucky moved to postpone consideration of **HB 2705** until 10 a.m. Thursday, May 6.

The motion prevailed.

HB 1776 ON SECOND READING
(by K. Bell, Allison, Harris, Toth, et al.)

HB 1776, A bill to be entitled An Act relating to the inclusion of an elective course on the founding principles of the United States in the curriculum for public high school students and the posting of the founding documents of the United States in public school buildings.

Representative K. Bell moved to postpone consideration of **HB 1776** until 10 a.m. Monday, May 10.

The motion prevailed.

HB 3502 ON SECOND READING
(by Lambert and Darby)

HB 3502, A bill to be entitled An Act relating to organization of, meetings of, and voting by condominium unit owners' associations and property owners' associations.

HB 3502 was passed to engrossment.

HB 957 ON SECOND READING
(by Oliverson, Hefner, White, Guillen, et al.)

HB 957, A bill to be entitled An Act relating to local, state, and federal regulation of firearm suppressors.

HB 957 was passed to engrossment.

COMMITTEE MEETING ANNOUNCEMENT

At 3:30 p.m., the following committee meeting was announced:

Calendars, 5 p.m. today, 3W.9, for a formal meeting, to consider a calendar.

CSHB 158 ON SECOND READING
(by Thierry, Hull, Neave, and Rose)

CSHB 158, A bill to be entitled An Act relating to a pilot program to provide Medicaid coverage of doula services.

(Speaker in the chair)

CSHB 158 was passed to engrossment.

CSHB 2505 ON SECOND READING
(by Smith and Metcalf)

CSHB 2505, A bill to be entitled An Act relating to creating the criminal offense of boating while intoxicated with a child passenger; changing the eligibility for deferred adjudication community supervision.

CSHB 2505 was passed to engrossment.

HB 4055 ON SECOND READING
(by Meza)

HB 4055, A bill to be entitled An Act relating to reporting and investigating certain cases of child abuse or neglect involving a pregnant woman's use of a controlled substance.

Representative Meza moved to postpone consideration of **HB 4055** until 10 a.m. Wednesday, May 5.

The motion prevailed.

HB 3306 ON SECOND READING
(by Middleton and Rose)

HB 3306, A bill to be entitled An Act relating to the disclosure of certain information regarding the occurrence of communicable diseases in residential facilities.

Representative Middleton moved to postpone consideration of **HB 3306** until 10 a.m. Friday, May 7.

The motion prevailed.

CSHB 30 ON SECOND READING
(by Talarico)

CSHB 30, A bill to be entitled An Act relating to educational programs provided by the Windham School District in the Texas Department of Criminal Justice for certain inmates.

CSHB 30 was passed to engrossment.

CSHB 1225 ON SECOND READING
(by Campos)

CSHB 1225, A bill to be entitled An Act relating to an evaluation by the housing and health services coordination council of the 2-1-1 services provided by the Texas Information and Referral Network.

CSHB 1225 was passed to engrossment.

CSHB 2990 ON SECOND READING
(by Morales Shaw, Bowers, Reynolds, and Price)

CSHB 2990, A bill to be entitled An Act relating to a requirement to make certain environmental and water use permit applications available online.

CSHB 2990 was passed to engrossment.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 1505 ON SECOND READING
(by Paddie, et al.)

CSHB 1505, A bill to be entitled An Act relating to attachments for broadband service on utility poles owned by an electric cooperative.

CSHB 1505 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Paddie offered the following amendment to **CSHB 1505**:

Amend **CSHB 1505** (house committee printing) as follows:

(1) On page 2, line 13, between "attachment" and "affixed", insert "that is used wholly or partly to provide broadband service and".

(2) Strike page 3, line 25, through page 4, line 13, and substitute the following:

Sec. 253.0103. NONDISCRIMINATORY ACCESS; MODIFICATION OR REPLACEMENT TO ACCOMMODATE ATTACHMENT. (a) Except as provided by this chapter, an electric cooperative shall provide a broadband provider with nondiscriminatory access to a pole that the cooperative owns or controls.

(b) Except as provided by Subsection (c), an electric cooperative may deny a broadband provider access to a pole:

(1) if there is insufficient capacity; or

(2) for reasons of safety, reliability, and generally applicable engineering purposes.

(c) An electric cooperative may not deny a broadband provider access to a pole if the basis for denial may be remedied by rearranging facilities on the pole through reasonable make-ready activities.

(d) Except as provided by Subsection (e), if a pole must be replaced to accommodate a new pole attachment applied for by a broadband provider:

(1) the electric cooperative and broadband provider shall determine, through good faith negotiations, a reasonable date by which the pole replacement will occur; and

(2) the broadband provider shall pay the actual costs of replacing the pole, including the cost to:

(A) remove and dispose of the existing pole;

(B) purchase and install a replacement pole; and

(C) transfer any existing facilities to the new pole.

(e) An electric cooperative is responsible for the costs of removing and replacing under Subsection (d) a pole:

(1) with recorded conditions or defects that would reasonably be expected to endanger human life or property and which should be promptly corrected; or

(2) that must be replaced for safety or reliability as a result of normal wear and tear or other natural causes and not on account of a pole attachment or the action of a broadband provider or third party.

(3) On page 5, strike lines 9 and 10, and substitute the following:

(b) The rates, terms, and conditions of a contract under this chapter must:

(1) be just, reasonable, and nondiscriminatory; and

(2) comply with this chapter.

(4) On page 5, strike lines 11 through 13 and substitute the following:

(c) In determining whether rates, terms, and conditions are just and

(5) On page 5, line 21, between "of" and "broadband", insert "electric services and".

(6) On page 5, strike lines 23 through 27, and substitute the following:

(4) compliance with applicable safety standards; and

(7) On page 7, strike lines 12 through 18 and substitute the following:

(c) If the mediation process under Subsection (b) does not resolve the disagreement over the rates, terms, or conditions of a new pole attachment agreement, the broadband provider or electric cooperative may file suit in a district court to resolve the disagreement or dispute.

(8) Strike page 7, line 19, through page 9, line 3.

(9) On page 9, line 4, strike "SUBCHAPTER E" and substitute with "SUBCHAPTER D".

(10) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Chapter 403, Government Code, is amended by adding Subchapter R to read as follows:

SUBCHAPTER R. INFRASTRUCTURE AND BROADBAND FUNDING

Sec. 403.501. DEFINITIONS. In this subchapter:

(1) "Capital fund" means the Texas broadband capital projects fund established under Section 403.502.

(2) "Pole replacement fund" means the broadband pole replacement fund established under Section 403.503.

(3) "Pole replacement program" means the Texas Broadband Pole Replacement Program established under Section 403.504.

Sec. 403.502. TEXAS BROADBAND CAPITAL PROJECTS FUND. (a) In this section, "American Rescue Plan Act" means the American Rescue Plan Act of 2021 (Pub. L. No. 117-2).

(b) The Texas broadband capital projects fund is created as a fund in the state treasury outside the general revenue fund.

(c) Notwithstanding any other state law and except as otherwise provided by federal law, a state agency that receives money from the federal government from the Coronavirus Capital Projects Fund established under Section 9901 of the American Rescue Plan Act shall deposit the money to the credit of the capital fund as the comptroller determines is necessary to hold and account for money received under the American Rescue Plan Act.

(d) Other money may be deposited to the credit of the capital fund if that deposit is:

(1) required by an appropriation made by the legislature;

(2) required by federal law; or

(3) necessary to account for money related to the American Rescue Plan Act.

(e) Money deposited to the credit of the capital fund may be used only for:

(1) the purposes identified in the American Rescue Plan Act to carry out critical capital projects directly enabling work, education, and health monitoring, including remote options; and

(2) a transfer to the pole replacement fund for use in the pole replacement program.

(f) State agencies shall transfer amounts between the capital fund and other accounts and funds in the treasury as necessary to properly account for money received under the American Rescue Plan Act as directed by the comptroller. This section does not affect the authority of the comptroller to establish and use accounts necessary to manage and account for revenues and expenditures.

(g) Interest earned on money deposited to the credit of the capital fund is exempt from Section 404.071 and shall be retained in the capital fund.

(h) The comptroller may issue guidelines for state agencies regarding the implementation of this section.

Sec. 403.503. BROADBAND POLE REPLACEMENT FUND. (a) The broadband pole replacement fund is created as a fund in the state treasury outside the general revenue fund.

(b) The pole replacement fund consists of a one-time transfer of $75 million by the comptroller from the capital fund to the credit of the pole replacement fund.

(c) Money deposited to the credit of the pole replacement fund may be used only for the purpose of supporting the pole replacement program under Section 403.504.

Sec. 403.504. TEXAS BROADBAND POLE REPLACEMENT PROGRAM. (a) In this section:

(1) "Eligible broadband facility" means a facility used by a retail broadband service provider to provide qualifying broadband service to residences or businesses in an unserved area, including a facility owned by an affiliate of the provider and used in the provision of service. The term does not include a facility used only for the provision of wholesale service and not used by the owner of the facility or the owner's affiliate to provide retail qualifying broadband service directly to residences or businesses.

(2) "Eligible pole replacement cost" means the actual and reasonable costs incurred by a party after August 31, 2021, to remove and replace a pole, including the amount of any expenditures to remove and dispose of the existing pole, purchase and install a replacement pole, and transfer any existing facilities to the new pole. The term does not include costs that the party incurs initially that have been reimbursed to the party by another party ultimately responsible for the costs.

(3) "Qualifying broadband service" means retail wireline or wireless broadband service capable of providing:

(A) a download speed of 25 megabits per second or faster; and

(B) an upload speed of 3 megabits per second or faster.

(4) "Unserved area" means a location that lacks access to a retail fixed, terrestrial, wireline, or wireless Internet service capable of providing:

(A) a download speed of 25 megabits per second or faster; and

(B) an upload speed of three megabits per second or faster.

(5) "Pole" means any pole used, wholly or partly, for any wire communications or electric distribution, irrespective of who owns or operates the pole.

(6) "Pole owner" means a person who owns or controls a pole.

(b) The Texas Broadband Pole Replacement Program is established for the purpose of speeding the deployment of broadband to individuals in rural areas by reimbursing a portion of eligible pole replacement costs incurred by certain persons.

(c) The comptroller shall administer, prescribe rules for, and provide administrative support for the pole replacement program. The comptroller may take any action necessary or convenient to implement the pole replacement program.

(d) A pole owner or a provider of qualifying broadband service who removes and replaces an existing pole in an unserved area for the purpose of accommodating the attachment of an eligible broadband facility may apply to the comptroller for a reimbursement award for an amount equal to:

(1) 50 percent of the eligible pole replacement costs incurred by the applicant or $5,000, whichever is less, for the pole replaced; and

(2) the documented and reasonable administrative expenses incurred by the applicant in preparing and submitting the reimbursement application, including expenses charged by a pole owner under Subsection (m).

(e) The amount reimbursed under Subsection (d)(2) may not exceed five percent of the eligible pole replacement costs in the application.

(f) For purposes of Subsection (d), a pole is considered to be located in an unserved area if:

(1) at the time of the request by a retail broadband service provider to attach facilities to the pole, the pole is in a location that, according to the latest broadband availability data made available by the Federal Communications Commission, is in an unserved area; or

(2) the pole is located in an area that is the subject of a federal or state grant to deploy broadband service, the conditions of which limit the availability of a grant to unserved areas.

(g) The comptroller shall require each applicant for reimbursement to provide:

(1) information sufficient to establish the number, cost, and eligibility of pole replacements and the identity of the retail broadband service provider attaching the eligible broadband facilities;

(2) documentation sufficient to establish that the pole replacements have been completed or will be completed not later than the 90th day after the award of program reimbursement;

(3) the amount of reimbursement requested and any grant funding or accounting information required to justify the amount of the request;

(4) a notarized statement from an officer or agent of the applicant that the contents of the application are true and accurate and that the applicant accepts the requirements of Subsections (j), (k), and (l) as a condition of receiving an award of program reimbursement; and

(5) any other information the comptroller considers necessary for final review, award, and payment of program reimbursements.

(h) Not later than the 60th day after the date that the comptroller receives a completed application for reimbursement, the comptroller shall review the application and, if the pole replacement fund includes enough money to pay the award amount, may issue a reimbursement award. The award must be paid not later than 30 days after the date of issuance.

(i) The comptroller must provide notice of a reimbursement award to the pole owner and the retail broadband service provider attaching the eligible broadband facility.

(j) As a condition of receiving an award of program reimbursement, an applicant must certify the applicant's compliance with the requirements of this section.

(k) If a pole owner receives a reimbursement award under this section, the owner may not include in any rates or fees charged for the owner's services an eligible pole replacement cost:

(1) reimbursed by the program;

(2) paid for by a qualifying broadband provider; or

(3) funded by another grant source.

(l) If the comptroller finds on substantial evidence after notice and opportunity to respond that a pole owner or broadband service provider has materially violated the requirements of this section with respect to reimbursements or portions of reimbursements, the comptroller may direct the owner or provider to refund the reimbursement or a portion of the reimbursement with interest at the applicable federal funds rate as specified by Section 4A.506(b), Business and Commerce Code, to the pole replacement fund or the state general fund.

(m) If a retail broadband service provider incurs eligible pole replacement costs relating to a pole replacement performed by the pole owner, the owner shall coordinate with the provider to supply all information necessary for the provider to promptly complete and submit an application under this section. A pole owner may charge the provider the documented and reasonable administrative expenses incurred by the pole owner for assistance, in an amount not to exceed five percent of eligible pole replacement costs. The provider may seek reimbursement of costs in accordance with Subsection (d)(2).

(n) If the pole replacement fund does not have money sufficient to pay an award, the application for the award is considered denied. The application may be refiled if sufficient funds are later made available in the pole replacement fund.

(o) Not later than the 60th day after the date the pole replacement fund receives money for the pole replacement program, the comptroller shall maintain and publish on the comptroller's Internet website:

(1) statistics on the number of applications received, processed, and rejected by the program;

(2) statistics on the size, number, and status of reimbursements awarded by the program, including the retail broadband service providers and pole owners receiving reimbursements; and

(3) the estimated amount of money remaining in the pole replacement fund.

(p) Not later than the first anniversary after the pole replacement fund receives funds for the purpose of providing pole replacement reimbursements, the state auditor shall audit the fund and the administration of the pole replacement program.

(q) Not later than one year after the date that the amount transferred from the capital fund to the pole replacement fund under Section 403.503(b) is exhausted, the comptroller shall identify, examine, and report on the deployment of broadband infrastructure and technology facilitated by the pole reimbursements the comptroller has awarded.

SECTION ____. The comptroller of public accounts shall establish rules for the Texas Broadband Pole Replacement Program, as established by Section 403.504, Government Code, as added by this Act, not later than December 1, 2021.

Amendment No. 2

Representative Paddie offered the following amendment to Amendment No. 1:

Amend the Amendment by Paddie to **CSHB 1505** (house committee printing) as follows:

(1) On page 3, strike lines 14 through 20 and substitute the following:

(1) "Pole replacement fund" means the broadband pole replacement fund established under Section 403.502.

(2) "Pole replacement program" means the Texas Broadband Pole Replacement Program established under Section 403.503.

(2) Strike page 3, line 21 through page 4, line 28.

(3) On page 4, line 29, strike "403.503" and substitute "403.502".

(4) On page 5, strike lines 1 through 6 and substitute the following:

(b) Notwithstanding any other law and except as provided by federal law, the comptroller shall make a one-time transfer of $75 million from money received by this state from the federal government from the Coronavirus Capital Projects Fund established under Section 9901 of the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) to the credit of the pole replacement fund. The comptroller shall make the transfer described by this subsection as soon as practicable following receipt by this state of a sufficient amount to make the transfer.

(c) Money deposited to the credit of the pole replacement fund may be used only for the purpose of supporting the pole replacement program under Section 403.503. Money in the pole replacement fund must be used in a manner consistent with federal law.

(d) Interest earned on money deposited to the credit of the pole replacement fund is exempt from Section 404.071. Interest earned on money in the fund shall be retained in the pole replacement fund.

(e) The comptroller may issue guidelines for state agencies regarding the implementation of this section.

(5) On page 5, line 7, strike "403.504" and substitute "403.503".

(6) On page 5, strike lines 17 through 24, and substitute the following:

(2) "Eligible pole replacement cost" means the actual and reasonable costs paid or incurred by a party after August 31, 2021, to remove and replace a pole, including the amount of any expenditures to remove and dispose of the existing pole, purchase and install a replacement pole, and transfer any existing facilities to the new pole. The term includes costs paid or incurred by the party responsible for the costs of a pole replacement to reimburse the party that performs the pole replacement. The term does not include costs that the party incurs initially that have been reimbursed to the party by another party ultimately responsible for the costs.

(7) On page 6, line 21, strike "removes and replaces" and substitute "pays or incurs the costs of removing and replacing".

(8) On page 6, at the end of line 25, add "paid or".

(9) On page 8, line 23 and 24, strike "pole owner or broadband service provider" and substitute "recipient of funds under this section".

(10) On page 8, line 26, strike "owner or provider" and substitute "the recipient".

(11) On page 9, line 31, strike "from the capital fund".

(12) On page 10, line 1, strike "403.503(b)" and substitute "403.502(b)".

(13) On page 10, line 7, strike "403.504" and substitute "403.503".

(14) Add the following appropriately numbered item to the amendment and renumber subsequent items of the amendment accordingly:

(____) Strike page 4, line 19 through page 5, line 3, and substitute the following:

(b) The terms and conditions of a contract under Subsection (a) must be consistent with this chapter.

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

CSHB 1505, as amended, was passed to engrossment.

HB 119 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Landgraf called up with senate amendments for consideration at this time,

HB 119, A bill to be entitled An Act relating to prohibiting organ transplant recipient discrimination on the basis of certain disabilities.

Representative Landgraf moved to concur in the senate amendments to **HB 119**.

The motion to concur in the senate amendments to **HB 119** prevailed by (Record 646): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Coleman; Longoria; Metcalf; Vo.

STATEMENT OF VOTE

When Record No. 646 was taken, my vote failed to register. I would have voted yes.

Metcalf

Senate Committee Substitute

CSHB 119, A bill to be entitled An Act relating to prohibiting organ transplant recipient discrimination on the basis of certain disabilities.

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

SECTION 1. The heading to Subchapter S, Chapter 161, Health and Safety Code, is amended to read as follows:

SUBCHAPTER S. ALLOCATION OF KIDNEYS AND OTHER ORGANS AVAILABLE FOR TRANSPLANT

SECTION 2. Section 161.471, Health and Safety Code, is amended to read as follows:

Sec. 161.471. DEFINITIONS [~~DEFINITION~~]. In this subchapter:

(1) "Auxiliary aids and services" means:

(A) qualified interpreters or other effective methods of making aurally delivered materials available to individuals with hearing impairments;

(B) qualified readers, taped texts, or other effective methods of making visually delivered materials available to individuals with visual impairments;

(C) provision of information in a format readily accessible and understandable to individuals with cognitive, neurological, developmental, or intellectual disabilities;

(D) acquisition or modification of equipment or devices; and

(E) other services and actions similar to those described by Paragraphs (A), (B), (C), and (D).

(2) "Disability" has the meaning assigned by the Americans with Disabilities Act of 1990 (42 U.S.C. Section 12101 et seq.).

(3) "Health care facility" means a facility licensed, certified, or otherwise authorized to provide health care in the ordinary course of business, including a hospital, nursing facility, laboratory, intermediate care facility, mental health facility, transplant center, and any other facility for individuals with intellectual or developmental disabilities.

(4) "Health care provider" means an individual or facility licensed, certified, or otherwise authorized to provide health care in the ordinary course of business or professional practice, including a physician, hospital, nursing facility, laboratory, intermediate care facility, mental health facility, transplant center, and any other facility for individuals with intellectual or developmental disabilities.

(5) "Organ [~~,"organ~~] procurement organization" means an organization that is a qualified organ procurement organization under 42 U.S.C. Section 273 that is currently certified or recertified in accordance with that federal law.

SECTION 3. Subchapter S, Chapter 161, Health and Safety Code, is amended by adding Section 161.473 to read as follows:

Sec. 161.473. DISCRIMINATION ON BASIS OF DISABILITY PROHIBITED. (a) A health care provider may not, solely on the basis of an individual's disability:

(1) determine an individual is ineligible to receive an organ transplant;

(2) deny medical or other services related to an organ transplant, including evaluation, surgery, counseling, and postoperative treatment;

(3) refuse to refer the individual to a transplant center or other related specialist for evaluation or receipt of an organ transplant; or

(4) refuse to place the individual on an organ transplant waiting list or place the individual at a position lower in priority on the list than the position the individual would have been placed if not for the individual's disability.

(b) Notwithstanding Subsection (a), a health care provider may consider an individual's disability when making a treatment recommendation or decision solely to the extent that a physician, following an individualized evaluation of the potential transplant recipient, determines the disability is medically significant to the organ transplant. This section does not require a referral or recommendation for, or the performance of, a medically inappropriate organ transplant.

(c) A health care provider may not consider an individual's inability to independently comply with post-transplant medical requirements as medically significant for the purposes of Subsection (b) if the individual has:

(1) a known disability; and

(2) the necessary support system to assist the individual in reasonably complying with the requirements.

(d) A health care facility shall make reasonable modifications in policies, practices, or procedures as necessary to allow individuals with a disability access to organ transplant-related services, including transplant-related counseling, information, or treatment, unless the health care facility can demonstrate that making the modifications would fundamentally alter the nature of the services or would impose an undue hardship on the facility. Reasonable modifications in policies, practices, and procedures may include:

(1) communicating with persons supporting or assisting with the individual's postsurgical and post-transplant care, including medication; and

(2) considering the support available to the individual in determining whether the individual is able to reasonably comply with post-transplant medical requirements, including support provided by:

(A) family;

(B) friends; or

(C) home and community-based services, including home and community-based services funded by:

(i) Medicaid;

(ii) Medicare;

(iii) a health plan in which the individual is enrolled; or

(iv) any other program or source of funding available to the individual.

(e) A health care provider shall make reasonable efforts to comply with the policies, practices, and procedures, as applicable, developed by a health care facility under Subsection (d), as necessary to allow an individual with a known disability access to organ transplant-related services, including transplant-related counseling, information, or treatment, unless the health care provider can demonstrate that compliance would fundamentally alter the nature of the services or would impose an undue hardship on the health care provider.

(f) A health care provider shall make reasonable efforts to provide auxiliary aids and services to an individual with a known disability seeking organ transplant-related services, including organ transplant-related counseling, information, or treatment, as necessary to allow the individual access to those services, unless the health care provider can demonstrate that providing the transplant-related services with auxiliary aids and services present would fundamentally alter the transplant-related services provided or would impose an undue hardship on the health care provider.

(g) A health care provider shall comply with the requirements of the Americans with Disabilities Act of 1990 (42 U.S.C. Section 12101 et seq.) to the extent that Act applies to a health care provider. This subsection may not be construed to require a health care provider to comply with that Act if the Act does not otherwise require compliance by the health care provider.

(h) This section applies to each stage of the organ transplant process.

(i) A violation of this section is grounds for disciplinary action by the regulatory agency that issued a license, certificate, or other authority to a health care provider who committed the violation. Before a regulatory agency may take disciplinary action against a health care provider for a violation, the applicable regulatory agency shall:

(1) notify the health care provider of the agency's finding that the health care provider has violated or is violating this section or a rule adopted under this section; and

(2) provide the health care provider with an opportunity to correct the violation without penalty or reprimand.

(j) A physician who in good faith makes a determination that an individual's disability is medically significant to the organ transplant, as described by Subsection (b), does not violate this section.

(k) A health care provider who in good faith makes a treatment recommendation or decision on the basis of a physician's determination that an individual's disability is medically significant to the organ transplant, as described by Subsection (b), does not violate this section.

SECTION 4. Not later than January 1, 2022, the executive commissioner of the Health and Human Services Commission shall adopt any rules necessary to implement Subchapter S, Chapter 161, Health and Safety Code, as amended by this Act.

SECTION 5. This Act takes effect September 1, 2021.

HB 626 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS

Representative Rosenthal called up with senate amendments for consideration at this time,

HB 626, A bill to be entitled An Act relating to the expansion of the Texas Innovative Adult Career Education (ACE) Grant Program to include certain nonprofit organizations providing job training to veterans.

Representative Rosenthal moved to concur in the senate amendments to **HB 626**.

The motion to concur in the senate amendments to **HB 626** prevailed by (Record 647): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Coleman.

Senate Committee Substitute

CSHB 626, A bill to be entitled An Act relating to the expansion of the Texas Innovative Adult Career Education (ACE) Grant Program to include certain nonprofit organizations providing job training to veterans.

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

SECTION 1. Section 136.001, Education Code, is amended by adding Subdivision (5) to read as follows:

(5) "Veteran" means a person who has served in:

(A) the army, navy, air force, coast guard, or marine corps of the United States;

(B) the state military forces as defined by Section 431.001, Government Code, other than the Texas State Guard; or

(C) an auxiliary service of one of those branches of the armed forces.

SECTION 2. Section 136.005, Education Code, is amended to read as follows:

Sec. 136.005. TEXAS INNOVATIVE ADULT CAREER EDUCATION (ACE) GRANT PROGRAM. (a) The grant administrator shall establish and administer the Texas Innovative Adult Career Education (ACE) Grant Program to provide grants to:

(1) eligible nonprofit workforce intermediary and job training organizations; and

(2) eligible nonprofit organizations providing job training to veterans.

(a-1) In awarding grants under the program, the grant administrator shall take into consideration the recommendations of the program advisory board.

(b) Grants may be awarded under this chapter from the Texas Innovative Adult Career Education (ACE) Grant fund only to develop, support, or expand programs of eligible nonprofit workforce intermediary and job training organizations and of eligible nonprofit organizations providing job training to veterans to prepare low-income students or veterans, as applicable, to enter careers in high-demand and significantly higher-earning occupations.

SECTION 3. Section 136.006, Education Code, is amended by adding Subsection (a-1) and amending Subsection (b) to read as follows:

(a-1) To be eligible for a grant under the program, a nonprofit organization providing job training services to veterans must:

(1) apply to the grant administrator in the manner prescribed by the grant administrator;

(2) provide to veterans, in partnership with public junior colleges, public state colleges, or public technical institutes:

(A) job training; and

(B) a continuum of services designed to move a program participant from application to employment, including outreach, assessment, case management, support services, and career placement;

(3) be governed by a board or other governing structure that includes recognized leaders of broad-based community organizations and executive-level or managerial-level members of the local business community;

(4) demonstrate to the satisfaction of the program advisory board that the organization's program has achieved or will achieve the following measures of success among program participants:

(A) the measures prescribed by Subsections (a)(4)(A)-(C);

(B) rapid attainment of civilian workforce credentials; and

(C) entry into careers with significantly higher earnings for program participants than previously achieved; and

(5) provide matching funds in accordance with rules adopted under this chapter.

(b) The matching funds required under Subsection (a)(5) or (a-1)(5) may be obtained from any source available to the organization, including in-kind contributions, community or foundation grants, individual contributions, and local governmental agency operating funds. The grant administrator may adopt rules requiring an organization to demonstrate compliance with the matching funds requirement before the payment of the next installment under an awarded grant.

SECTION 4. This Act takes effect September 1, 2021.

HB 1514 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS

Representative Landgraf called up with senate amendments for consideration at this time,

HB 1514, A bill to be entitled An Act relating to the administration of unclaimed property.

Representative Landgraf moved to concur in the senate amendments to **HB 1514**.

The motion to concur in the senate amendments to **HB 1514** prevailed by (Record 648): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Coleman; Slawson; Thompson, S.

STATEMENT OF VOTE

When Record No. 648 was taken, I was in the house but away from my desk. I would have voted yes.

Slawson

Senate Committee Substitute

CSHB 1514, A bill to be entitled An Act relating to the administration of unclaimed property.

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

SECTION 1. Section 551.005(b), Estates Code, is amended to read as follows:

(b) The clerk of a court that orders an executor or administrator to pay funds to the comptroller under Section 551.001 shall provide to [~~serve on~~] the comptroller, by certified mail or e-mail [~~personal service of citation~~], a certified copy of the court order not later than the fifth day after the date the order is issued.

SECTION 2. Section 1109.013(c), Insurance Code, is amended to read as follows:

(c) An insurer shall report and deliver unclaimed proceeds to the comptroller as required by Chapter 74, Property Code [~~Section 1109.051~~].

SECTION 3. Section 72.001, Property Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) Tangible or intangible personal property is not subject to this chapter if it is a worthless or non-freely transferable security.

SECTION 4. Section 74.001(a), Property Code, is amended to read as follows:

(a) Except as provided by this section [~~Subsection (b)~~], this chapter applies to:

(1) property that is presumed abandoned under Chapter 72, Chapter 73, or Chapter 75;

(2) property that is presumed abandoned under Chapter 154, Finance Code;

(3) unclaimed proceeds under Chapter 1109, Insurance Code; or

(4) any other law requiring a person to report and deliver property to the comptroller under this chapter.

SECTION 5. Section 74.101(a), Property Code, is amended to read as follows:

(a) Each holder who on March 1 holds property to which this chapter applies [~~that is presumed abandoned under Chapter 72, 73, or 75 of this code or under Chapter 154, Finance Code,~~] shall file a report of that property on or before the following July 1. The comptroller may require the report to be in a particular format, including a format that can be read by a computer.

SECTION 6. Sections 74.1011(a), (b), and (b-1), Property Code, are amended to read as follows:

(a) Except as provided by Subsection (b), a holder who on March 1 holds property to which this chapter applies that is valued at more than $250 [~~that is presumed abandoned under Chapter 72, 73, or 75 of this code or Chapter 154, Finance Code,~~] shall, not later than the 60th day before the date the property is delivered to the comptroller, provide to the owner by [~~on or before the following May 1,~~] mail to the last known address of the [~~known~~] owner or by e-mail written notice stating that:

(1) the holder is holding the property; and

(2) the holder may be required to deliver the property to the comptroller on or before July 1 if the property is not claimed.

(b) The notice required under Subsection (a) does not apply to a holder who:

(1) has already provided such notice to the owner of the property or a person entitled to the property under existing federal law, rules, and regulations or state law within the time specified under Subsection (a); or

(2) does not have a record of a physical or e-mail [~~an~~] address for the property owner or any other person entitled to the property.

(b-1) If an owner has designated a representative for notice under Section 72.1021 or 73.103, the holder shall mail or e-mail the written notice required under Subsection (a) to the representative in addition to providing written [~~mailing the~~] notice to the owner.

SECTION 7. Section 74.301(a), Property Code, is amended to read as follows:

(a) Except as provided by Subsection (c), each holder who on March 1 holds property to which this chapter applies [~~that is presumed abandoned under Chapter 72, 73, or 75~~] shall deliver the property to the comptroller on or before the following July 1 accompanied by the report required to be filed under Section 74.101.

SECTION 8. Section 74.401(d), Property Code, is amended to read as follows:

(d) If after investigation the comptroller determines that property delivered under this chapter is not marketable or [~~from a safe deposit box or other repository~~] has insubstantial commercial value, the comptroller may destroy or otherwise dispose of the property at any time.

SECTION 9. Subchapter E, Chapter 74, Property Code, is amended by adding Section 74.405 to read as follows:

Sec. 74.405. DISPOSITION OF SECURITIES. (a) The comptroller may sell or otherwise liquidate a security delivered to the comptroller under this chapter.

(b) The comptroller may not sell a security listed on an established stock exchange for less than the price prevailing on the exchange at the time of sale. The comptroller may sell a security not listed on an established exchange by any commercially reasonable method.

SECTION 10. Sections 74.501(c), (d), and (f), Property Code, are amended to read as follows:

(c) All claims to which this subchapter [~~section~~] applies must:

(1) identify the specific property in the possession of the comptroller that is being claimed;

(2) include all necessary documentation the comptroller may require; and

(3) except as provided by Section 74.503, be filed in accordance with procedures, contain the information, and be on forms prescribed by the comptroller.

(d) On receipt of a claim form and all necessary documentation the comptroller may require, or [~~and~~] as may be appropriate under the circumstances, the comptroller may approve the claim of:

(1) the reported owner of the property;

(2) if the reported owner died testate:

(A) the appropriate legal beneficiaries of the owner as provided by the last will and testament of the owner that has been accepted into probate or filed as a muniment of title; [~~or~~]

(B) the executor of the owner's last will and testament who holds current letters testamentary; or

(C) the appropriate legal beneficiaries of the owner as provided by a valid last will and testament of the owner that has not been accepted into probate or filed as a muniment of title, if:

(i) the amount of the property being claimed is less than $10,000; and

(ii) the beneficiaries named in the will are the same persons who would inherit the property if the owner had died intestate;

(3) if the reported owner died intestate:

(A) the legal heirs of the owner as provided by Sections 201.001,[~~and~~] 201.002, and 201.003, Estates Code; [~~or~~]

(B) the court-appointed independent administrator of the owner's estate, if the administrator was appointed before the fourth anniversary of the date of the death of the owner; or

(C) the court-appointed dependent administrator of the owner's estate;

(4) the legal heirs of the reported owner as established by a determination [~~an affidavit~~] of heirship order signed by a judge of the county probate court or by a county judge;

(5) if the reported owner is a minor child or an adult who has been adjudged incompetent by a court of law, the parent or legal guardian of the child or adult;

(6) if the reported owner is a corporation:

(A) the president or chair of the board of directors of the corporation, on behalf of the corporation; or

(B) any person who has legal authority to act on behalf of the corporation;

(7) if the reported owner is a corporation that has been dissolved or liquidated:

(A) the sole surviving shareholder of the corporation, if there is only one surviving shareholder;

(B) the surviving shareholders of the corporation in proportion to their ownership of the corporation, if there is more than one surviving shareholder;

(C) the corporation's bankruptcy trustee, bankruptcy estate representative, or other person authorized pursuant to Title 11, United States Code, or an order of a bankruptcy court to act on behalf of or for the benefit of the corporation's bankruptcy estate, or any assignee of any such person; or

(D) the court-ordered receiver for the corporation; or

(8) any other person that is entitled to receive the unclaimed property under other law or comptroller policy.

(f) Notwithstanding Subsection (e), the [~~The~~] comptroller may approve the [~~a~~] claim of [~~for~~]:

(1) the attorney general or other Title IV-D agency, as defined by Section 101.033, Family Code, for child support arrearages owed by the reported owner of the property that are [~~and~~] reflected in a child support lien notice that complies with Section 157.313, Family Code; or

(2) a person holding a durable power of attorney of a person who is medically incapacitated. [~~A claim under this subsection may be submitted by the lienholder or the attorney general on behalf of the lienholder.~~]

SECTION 11. Section 74.501(e), Property Code, as amended by Chapters 267 (**SB 1420**) and 897 (**HB 3598**), Acts of the 86th Legislature, Regular Session, 2019, is reenacted and amended to read as follows:

(e) Except as provided by Subsection (d)(7) or (f) or Section 551.051, Estates Code, the comptroller may not pay to the following persons a claim to which this section applies:

(1) a creditor, a judgment creditor, a lienholder, or an assignee of the reported owner or of the owner's heirs;

(2) a person holding a power of attorney from the reported owner or the owner's heirs; or

(3) a person attempting to make a claim on behalf of a corporation that was previously forfeited, dissolved, or terminated, if the comptroller finds that:

(A) the corporation was revived for the purpose of making a claim under this section; and

(B) the person submitting the claim was not an authorized representative of the corporation at the time of the corporation's forfeiture, dissolution, or termination.

SECTION 12. Subchapter F, Chapter 74, Property Code, is amended by adding Section 74.503 to read as follows:

Sec. 74.503. WAIVER OF CLAIM REQUIREMENT. The comptroller may waive the requirement of filing a claim and pay or deliver property directly to a person who does not file a claim if:

(1) the person receiving the property is the reported owner of the property;

(2) the comptroller reasonably believes the person is entitled to receive the property or payment; and

(3) the property has a value of less than $5,000.

SECTION 13. Sections 74.506(a) and (b), Property Code, are amended to read as follows:

(a) A person who has filed a claim that complies with Section 74.501(c) may appeal [~~aggrieved by~~] the decision of the comptroller on the [~~a~~] claim [~~filed under this subchapter may appeal the decision~~] before the 61st day after the day on which it was rendered.

(b) If a claim that complies with Section 74.501(c) has not been decided before the 91st day after the day on which it was filed, the claimant may file an appeal if, after the claimant provides notice by certified mail to the comptroller of the intent to file an appeal, the comptroller does not reach a decision on the claim on or before the 60th day after the date the notice is delivered to the comptroller. An appeal under this section must be made within one year of the date the claim was filed [~~the 60-day period beginning on the 91st day after the day of filing~~].

SECTION 14. The heading to Section 74.507, Property Code, is amended to read as follows:

Sec. 74.507. ASSISTANCE OF CLAIMANT; FEE FOR RECOVERY.

SECTION 15. Section 74.507, Property Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) A person who informs a potential claimant that the claimant may be entitled to claim property that is reportable to the comptroller under this chapter, that has been reported to the comptroller, or that is in the possession of the comptroller may not contract for or receive from the claimant for services an amount that exceeds 10 percent of the value of the property recovered, plus reasonable attorney's fees necessary to pursue the claim. If the property involved is mineral proceeds, the amount for services may not include a portion of the underlying minerals or any production payment, overriding royalty, or similar payment.

(c) An agreement to assist a claimant in the recovery of property that is reportable to the comptroller, that has been reported to the comptroller, or that is in the possession of the comptroller under this chapter is enforceable only if the agreement:

(1) clearly states the nature of the property and the services to be provided;

(2) is signed by or on behalf of the claimant; and

(3) states the amount or value of the property reasonably expected to be recovered, computed before and after a fee or other compensation has been deducted.

SECTION 16. Section 74.601(e), Property Code, is amended to read as follows:

(e) The comptroller may [~~on receipt or from time to time may sell securities, including stocks, bonds, and mutual funds, received under this chapter or any other statute requiring the delivery of unclaimed property to the comptroller and~~] use the proceeds from the sale of securities delivered under this chapter to buy,

exchange, invest, or reinvest in marketable securities. When making or selling the investments, the comptroller shall exercise the judgment and care of a prudent person.

SECTION 17. Section 74.707(a), Property Code, is amended to read as follows:

(a) The comptroller may waive penalty or interest, in whole or in part, imposed on delinquent property if the comptroller determines that the holder has made a good faith effort to comply with Chapters 72-75, or for other good cause.

SECTION 18. The following provisions of the Insurance Code are repealed:

(1) Section 1109.013(d);

(2) Section 1109.101; and

(3) Subchapters B and D, Chapter 1109.

SECTION 19. Section 1109.013(c), Insurance Code, as amended by this Act, applies only to a report that is due under Chapter 74, Property Code, on or after September 1, 2021.

SECTION 20. To the extent of any conflict, this Act prevails over another Act of the 87th Legislature, Regular Session, 2021, relating to nonsubstantive additions to and corrections in enacted codes.

SECTION 21. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2021.

HB 5 - HOUSE REFUSES TO CONCUR IN SENATE AMENDMENTS CONFERENCE COMMITTEE APPOINTED

Representative Ashby called up with senate amendments for consideration at this time,

HB 5, A bill to be entitled An Act relating to the expansion of broadband services to certain areas.

Representative Ashby moved that the house not concur in the senate amendments and that a conference committee be requested to adjust the differences between the two houses on **HB 5**.

The motion prevailed.

The chair announced the appointment of the following conference committee, on the part of the house, on **HB 5**: Ashby, chair; Anderson, C. Morales, Paddie, and Rose.

HB 4667 - PERMISSION TO INTRODUCE

Representative E. Morales requested permission to introduce and have placed on first reading **HB 4667**.

Permission to introduce was granted by (Record 649): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Coleman; Geren; Johnson, J.E.; King, T.

COMMITTEES GRANTED PERMISSION TO MEET

Representative White moved that the house grant permission for all committees and subcommittees to meet while the house is in session, during bill referral today, pursuant to their committee postings or recess motions.

Permission to meet was granted.

FIVE-DAY POSTING RULE SUSPENDED

Representative White moved to suspend the five-day posting rule to allow the Committee on Homeland Security and Public Safety to consider **SB 922** at 8 a.m. Wednesday, May 5 in E2.012.

The motion prevailed.

PROVIDING FOR ADJOURNMENT

At 4:06 p.m., Representative White moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 2.)

(Perez in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 4:14 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

SB 321 to Appropriations.

SB 770 to International Relations and Economic Development.

SB 1265 to Culture, Recreation, and Tourism.

SB 1373 to Judiciary and Civil Jurisprudence.

SB 1555 to International Relations and Economic Development.

SB 1588 to Business and Industry.

SB 1776 to Public Education.

SB 2093 to Elections.

SB 2202 to Public Education.

SCR 29 to State Affairs.

List No. 2

SB 69 to Homeland Security and Public Safety.

SB 279 to Public Education.

SB 282 to State Affairs.

SB 285 to Juvenile Justice and Family Issues.

SB 315 to Licensing and Administrative Procedures.

SB 337 to Defense and Veterans' Affairs.

SB 437 to Public Health.

SB 500 to Human Services.

SB 513 to State Affairs.

SB 560 to Public Education.

SB 566 to State Affairs.

SB 617 to Public Health.

SB 640 to Public Health.

SB 696 to Ways and Means.

SB 699 to House Administration.

SB 776 to Public Education.

SB 804 to Urban Affairs.

SB 828 to Ways and Means.

SB 900 to Environmental Regulation.

SB 1072 to Land and Resource Management.

SB 1088 to Ways and Means.

SB 1092 to Higher Education.

SB 1111 to Elections.

SB 1185 to Defense and Veterans' Affairs.

SB 1225 to State Affairs.

SB 1244 to Human Services.

SB 1263 to Appropriations.

SB 1266 to House Administration.

SB 1270 to Transportation.

SB 1277 to Higher Education.

SB 1339 to Judiciary and Civil Jurisprudence.

SB 1349 to Human Services.

SB 1351 to Public Education.

SB 1582 to Energy Resources.

SB 1646 to Public Health.

SB 1827 to Appropriations.

SB 1860 to Higher Education.

SB 1889 to Higher Education.

SB 1907 to Transportation.

SB 1911 to Human Services.

SB 1997 to Agriculture and Livestock.

SB 2049 to Juvenile Justice and Family Issues.

SB 2054 to Human Services.

SB 2124 to Insurance.

SB 2145 to Land and Resource Management.

SB 2146 to Land and Resource Management.

SB 2147 to Land and Resource Management.

SB 2162 to Land and Resource Management.

SB 2164 to Land and Resource Management.

SB 2171 to Land and Resource Management.

SB 2173 to Land and Resource Management.

SB 2180 to Land and Resource Management.

SB 2182 to Natural Resources.

SB 2197 to Land and Resource Management.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 14

HB 7, HB 362, HB 723, HB 735, HB 780, HB 786, HB 917, HB 1070, HB 1081, HB 1116, HB 1325, HB 1428, HB 1472, HB 1658, HB 1689, HB 1755, HB 1787, HB 1831, HB 2005, HB 2089, HB 2429, HB 2536, HB 2660, HB 2677, HB 2678

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 30

Business and Industry - **HB 3374**

Corrections - **HB 2754, HB 2793, HB 3598**

County Affairs - **HB 4140, HB 4354**

Criminal Jurisprudence - **HB 9**

Defense and Veterans' Affairs - **HB 2701, HB 2825, HB 3426**

Elections - **HB 3999, HB 4251, HB 4369, SB 231**

Energy Resources - **HB 4442, SB 1260**

Higher Education - **HB 3931, SB 783**

Homeland Security and Public Safety - **HB 1379**

House Administration - **HB 4294, HR 885, HR 886**

Human Services - **HB 1237, HB 2552, HB 2633, SB 25, SB 672**

Insurance - **HB 359, HB 843, HB 2276, HB 2988, HB 3922, HB 4203**

Judiciary and Civil Jurisprudence - **HB 610, HB 1106, HB 1875, HB 2064, HB 2950, HB 3469, HB 3774, HB 4293**

Juvenile Justice and Family Issues - **HB 162, HB 4568**

Land and Resource Management - **HB 4589, HB 4591, SB 374, SB 659, SB 721, SB 725, SB 1338**

Licensing and Administrative Procedures - **HB 1655, HB 3897**

Pensions, Investments, and Financial Services - **HB 3898, HB 4108, HB 4131, HB 4474**

Public Education - **HB 144, HB 220, HB 244, HB 547, HB 764, HB 1568, HB 2193, HB 2230, HB 2344, HB 2465, HB 2664, HB 2756, HB 2769, HB 2800, HB 3449, HB 4124**

Public Health - **HB 4074, SB 1647**

State Affairs - **HB 4507, SB 398, SB 415, SB 518, SB 650, SB 1821, SCR 3**

Transportation - **SB 901, SB 1064, SB 1334**

Urban Affairs - **HB 3135, HB 4065, HB 4245**

Ways and Means - **HB 2403, HB 2711, HB 3322, HB 3833, HB 4269**

ENGROSSED

April 30 - HB 19, HB 21, HB 72, HB 385, HB 440, HB 441, HB 505, HB 542, HB 663, HB 721, HB 827, HB 829, HB 830, HB 834, HB 842, HB 1002, HB 1068, HB 1092, HB 1097, HB 1110, HB 1133, HB 1202, HB 1208, HB 1278, HB 1301, HB 1308, HB 1456, HB 1526, HB 1588, HB 1607, HB 1659, HB 1706, HB 1717, HB 1756, HB 1758, HB 1910, HB 1932, HB 1998, HB 2036, HB 2048, HB 2091, HB 2094, HB 2203, HB 2238, HB 2361, HB 2366, HB 2367, HB 2622, HB 2627, HB 2706, HB 2827, HB 2847, HB 2857, HB 2885, HB 2929, HB 3002, HB 3045, HB 3078, HB 3097, HB 3130, HB 3158, HB 3207, HB 3217, HB 3289, HB 3338, HB 3373, HB 3415, HB 3452, HB 3486, HB 3510, HB 3522,

HB 3530, HB 3557, HB 3564, HB 3571, HB 3606, HB 3618, HB 3622, HB 3642, HB 3665, HB 3684, HB 3689, HB 3712, HB 3800, HB 3817, HB 3856, HB 3971, HB 4030, HB 4172, HB 4204, HB 4220, HB 4315, HB 4383, HB 4544, HB 4573, HB 4574, HB 4577, HB 4578, HB 4592, HCR 50

ENROLLED

April 30 - HB 7, HB 362, HB 723, HB 735, HB 780, HB 786, HB 917, HB 1070, HB 1081, HB 1116, HB 1325, HB 1428, HB 1472, HB 1658, HB 1689, HB 1755, HB 1787, HB 1831, HB 2005, HB 2089, HB 2429, HB 2536, HB 2660, HB 2677, HB 2678

RECOMMENDATIONS FILED WITH THE SPEAKER

April 30 - HB 4636, HB 4637

SIGNED BY THE GOVERNOR

April 30 - HB 1445, HCR 74, HCR 78

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-NINTH DAY — TUESDAY, MAY 4, 2021

The house met at 10:34 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 650).

Present — Mr. Speaker(C); Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Anchia.

The invocation was offered by Representative Dominguez as follows:

A reading from the Book of Ephesians: "Put on the whole armor of God, that you may be able to stand against the schemes of the devil. For we do not wrestle against the flesh and blood but against the rulers, against the authorities, against the cosmic powers over this present darkness, against the spiritual forces of evil in the heavenly places." Members, let us pray each day not to battle each other but rather to battle ideas, to battle the forces of evil with the forces for good to improve the lives of our fellow Texans. May this force be with you. Amen.

The chair recognized Representative K. King who led the house in the pledges of allegiance to the United States and Texas flags.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

PROVIDING FOR A LOCAL, CONSENT, AND RESOLUTIONS CALENDAR

Representative Geren moved to set a local, consent, and resolutions calendar for 9 a.m. Tuesday, May 11.

The motion prevailed.

HR 826 - REMARKS

REPRESENTATIVE BUTTON: Members, we are so happy to be here to celebrate Asian American Heritage Month. We have **HR 826**, but we're not going to just read it. That would be boring. So we're going to have a little bit more charming style, okay? This Asian American Heritage Month celebration started as a whole-month celebration in 1992. According to the latest census estimation, Asian American population in the United States is going to exceed five percent. How about that? Just looking at our Texas House of Representatives now, our Asian American Caucus has changed to be four and a half members. I say half because his wife is from Hong Kong. And you're free to join us; we don't charge anything. And also the speaker wants everybody to know that he spent three weeks visiting Asia as a member of a young leaders delegation, and he truly enjoyed the visit. So let's celebrate. Sorry we don't have any candies or whatever due to the restrictions, but I want you to celebrate with us. Go home and open a couple of fortune cookies, and you know each of them is going to say, "Your bill will pass real soon."

REPRESENTATIVE VO: I just want to say, Happy Asian Month, and let's celebrate tonight. Let's go out and eat Asian food. We have Chinese restaurants, Korean, Vietnamese, and Thai around the Austin area.

REPRESENTATIVE WU: Normally at this time of the year during session, we would have hundreds if not almost thousands of Asian American community members from across the state in the gallery and around the Capitol. And that celebration has gotten bigger every session. My first session was the first session that the community started organizing and started coming up here. Unfortunately, because of the pandemic, many people decided to cancel it this time, but we're hoping next session that we have an even larger crowd. And the reason for this is that the Asian American community is the single fastest-growing community in the United States and in Texas as well. And one of the things I want to remind you about is the Asian community is far more than just Chinese, Japanese, Taiwanese, Korean, but it also includes Pacific Islanders, also includes South Asians, Indians, Pakistanis, Malaysians, and many others.

What I would encourage all of you to do is to seek out the beauty, the diversity, and the wonders within your own community. You have a large Asian American population within all of your districts that you may have never met, that you may have never been to their celebrations, that you may not have

enjoyed their awesome food. Go find them and join their celebrations. Celebrate with all Texans and enjoy their wonderful, beautiful culture that they bring to our wonderful state. And maybe have a nice jacket made.

REPRESENTATIVE PAUL: I'm glad to be the half member of this group. As a lot of y'all know, my wife is an immigrant from Hong Kong. I always told her that the day we got married, I'm considered half Chinese because that's who our children would be. We have one daughter, and a lot of y'all have met her. So it's really great to be here and really participate with these folks as well as support the Asian community that's in our district. We have a very large Asian community, and I'm glad to thank them for the benefit and the things that they offer to us in Texas.

REMARKS ORDERED PRINTED

Representative Reynolds moved to print all remarks on **HR 826**.

The motion prevailed.

MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 20 ON THIRD READING
(by Murr, et al.)

HB 20, A bill to be entitled An Act relating to the release of defendants on bail.

HB 20 was passed by (Record 651): 98 Yeas, 46 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Collier; Cook; Craddick; Cyrier; Darby; Dean; Deshotel; Ellzey; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Martinez Fischer; Metcalf; Meyer; Middleton; Morales, C.; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Rodriguez; Rogers; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut.

Nays — Allen; Beckley; Bernal; Bucy; Campos; Cole; Cortez; Crockett; Davis; Dominguez; Dutton; Fierro; Gervin-Hawkins; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Longoria; Lopez; Martinez; Meza; Minjarez; Moody; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Ramos; Reynolds; Romero; Rose; Rosenthal; Schaefer; Talarico; Turner, C.; Vo; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Coleman; Johnson, J.D.; Johnson, J.E.; Walle.

STATEMENTS OF VOTE

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

Bowers

When Record No. 651 was taken, I was shown voting no. I intended to vote yes.

Campos

When Record No. 651 was taken, I was in the house but away from my desk. I would have voted no.

Coleman

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

Collier

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

Deshotel

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

J. González

When Record No. 651 was taken, I was in the house but away from my desk. I would have voted no.

J.D. Johnson

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

When Record No. 651 was taken, I was shown voting no. I intended to vote yes.

Moody

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

C. Morales

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

Perez

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

Sherman

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

S. Thompson

When Record No. 651 was taken, I was shown voting no. I intended to vote yes.

Wilson

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 8).

HB 2000 ON THIRD READING
(by Huberty, Paddie, Harless, P. King, et al.)

HB 2000, A bill to be entitled An Act relating to the funding of utility reliability and resiliency projects by the Texas Water Development Board; authorizing the issuance of revenue bonds.

Amendment No. 1

Representatives Huberty and C. Turner offered the following amendment to **HB 2000**:

Amend **HB 2000** on page 10 by striking the following language on lines 17-19:

"or other privately owned dispatchable sources of electricity or the weatherization of privately owned dispatchable sources of electricity constructed before September 1, 2022".

AMENDMENT NO. 1 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE C. TURNER: I appreciate you coming to me with this this morning. I think, am I right, what happened yesterday is you had a perfecting amendment that you put on first and it included some of the language that is very similar to the amendment that I subsequently added. The goal of both amendments is the same, which is to say that this fund cannot be used to subsidize or otherwise support the construction of new generation in the State of Texas. Is that right?

REPRESENTATIVE HUBERTY: That is absoutely correct. We kind of flew over each other when we did our amendments because we knew we missed it originally. And we were very clear this is about winterization only, meeting the

governor's emergency item that we were trying to create. And I know you probably had some calls from your generators as we did yesterday. So as we talked through this, we recognized—we came to an agreement—we both agree that we don't want this used for new generation. We don't want those to be going to incentivize that. We want them to fix the problems so we don't have this happen again.

C. TURNER: So with this amendment, with the amendment that you added in yesterday and the rest of the bill as written as it goes to third reading, it is your intent and the legislature's intent that none of the funds made available by this program will be used for new generation, only for weatherization of existing generation.

HUBERTY: Yes, the generation, and then also the broadband, the natural gas pipes, things of that nature, and the other components that exist within that we gave to the Texas Water Development Board. That is correct.

REMARKS ORDERED PRINTED

Representative C. Turner moved to print remarks between Representative Huberty and Representative C. Turner on Amendment No. 1 on **HB 2000**.

The motion prevailed.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Middleton offered the following amendment to **HB 2000**:

Amend **HB 2000** on third reading, in added Section 202.004(e), Utilities Code, by striking "The board may not" and substituting "The board shall".

Amendment No. 2 was adopted.

HB 2000, as amended, was passed by (Record 652): 138 Yeas, 9 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Cain; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen;

Sherman; Shine; Slawson; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cason; Hefner; Krause; Slaton; Smith; Spiller; Swanson; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Button.

STATEMENTS OF VOTE

When Record No. 652 was taken, I was in the house but away from my desk. I would have voted yes.

Button

When Record No. 652 was taken, I was shown voting yes. I intended to vote no.

Cain

When Record No. 652 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 652 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 652 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 652 was taken, I was shown voting yes. I intended to vote no.

Shaheen

When Record No. 652 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 652 was taken, I was shown voting yes. I intended to vote no.

Vasut

When Record No. 652 was taken, I was shown voting yes. I intended to vote no.

Wilson

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 3012 ON THIRD READING
(by Geren)

HB 3012, A bill to be entitled An Act relating to charitable raffles conducted by the professional sports teams charitable foundations of organizations sanctioned by the Professional Rodeo Cowboys Association at rodeo venues.

HB 3012 was passed by (Record 653): 129 Yeas, 18 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Frank; Hefner; Leach; Leman; Middleton; Murr; Noble; Patterson; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Toth.

STATEMENTS OF VOTE

When Record No. 653 was taken, I was shown voting no. I intended to vote yes.

Leman

When Record No. 653 was taken, I was in the house but away from my desk. I would have voted no.

Toth

HB 2025 ON THIRD READING
(by Hunter)

HB 2025, A bill to be entitled An Act relating to certain statutes and governmental actions that relate to the federal census.

HB 2025 was passed by (Record 654): 146 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Klick.

STATEMENT OF VOTE

When Record No. 654 was taken, I was shown voting no. I intended to vote yes.

Biedermann

HB 2716 ON THIRD READING
(by T. King and Israel)

HB 2716, A bill to be entitled An Act relating to recommendations made by the Parks and Wildlife Department and intervention by the Parks and Wildlife Department in matters regarding certain permits.

HB 2716 was passed by (Record 655): 91 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Ashby; Beckley; Bernal; Biedermann; Bowers; Bucy; Burns; Campos; Capriglione; Cole; Coleman; Collier; Cook; Cortez; Crockett; Cyrier; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Lambert; Landgraf; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Shine; Slaton; Spiller; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burrows; Button; Cain; Canales; Cason; Clardy; Craddick; Darby; Dean; Ellzey; Frank; Frullo; Gates; Harless; Harris; Hefner; Herrero; Holland; Hull; King, P.; Klick; Krause; Kuempel; Larson; Leach; Leman; Middleton; Morrison; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Slawson; Smith; Smithee; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Rodriguez; Rogers; Schofield.

STATEMENTS OF VOTE

When Record No. 655 was taken, I was shown voting yes. I intended to vote no.

Capriglione

When Record No. 655 was taken, I was shown voting yes. I intended to vote no.

Cook

When Record No. 655 was taken, I was shown voting yes. I intended to vote no.

Fierro

When Record No. 655 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 655 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 655 was taken, I was in the house but away from my desk. I would have voted no.

Rogers

When Record No. 655 was taken, I was shown voting yes. I intended to vote no.

Spiller

HB 1294 ON THIRD READING
(by Guillen, E. Morales, et al.)

HB 1294, A bill to be entitled An Act relating to an exemption from motor fuel taxes for certain fuel used by a rural transit district to provide public transportation.

HB 1294 was passed by (Record 656): 88 Yeas, 57 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Bucy; Burns; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Slaton; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Middleton; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Shaheen; Slawson; Smith; Spiller; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Morales Shaw; Morrison; Schaefer.

STATEMENTS OF VOTE

When Record No. 656 was taken, I was shown voting no. I intended to vote yes.

Anderson

When Record No. 656 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 656 was taken, my vote failed to register. I would have voted yes.

Morrison

When Record No. 656 was taken, I was shown voting no. I intended to vote yes.

Rogers

When Record No. 656 was taken, my vote failed to register. I would have voted no.

Schaefer

HB 2667 ON THIRD READING
(by Smithee, Rodriguez, Ashby, T. King, Anderson, et al.)

HB 2667, A bill to be entitled An Act relating to universal service fund assistance to high cost rural areas and the uniform charge that funds the universal service fund; authorizing a fee.

Amendment No. 1

Representative Ashby offered the following amendment to **HB 2667**:

Amend **HB 2667** (house committee printing) as follows:

(1) On page 1, strike lines 9 through 20 and substitute the following:

(A) an area:

(i) receiving support under Section 56.021(1) on December 31, 2020; and

(ii) served by a telecommunications provider that is subject to rate regulation under Chapter 53; or

(B) an area:

(i) receiving support under the Texas High Cost Universal Service Plan (16 T.A.C. Section 26.403) or the Small and Rural Incumbent Local Exchange Company Universal Service Plan (16 T.A.C. Section 26.404); and

(ii) not excluded by commission rule based on the number of telecommunications providers serving the exchange, the population density in the exchange, and the number of customers served per route mile of plant in service used to provide basic local telecommunications service.

(2) On page 3, line 7, between "shall" and "adopt", insert "initiate the rulemaking to".

Amendment No. 1 was adopted.

HB 2667, as amended, was passed by (Record 657): 127 Yeas, 21 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Goldman; Krause; Larson; Leach; Middleton; Noble; Oliverson; Parker; Patterson; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Swanson; Tinderholt; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

STATEMENTS OF VOTE

When Record No. 657 was taken, I was shown voting yes. I intended to vote no.

Hull

When Record No. 657 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 3037 ON THIRD READING
(by Raymond, Frank, Hinojosa, Rose, et al.)

HB 3037, A bill to be entitled An Act relating to the regulation of referral agencies for senior living communities; providing a civil penalty.

HB 3037 was passed by (Record 658): 93 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Ashby; Beckley; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Noble; Ordaz

Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, P.; Krause; Landgraf; Leach; Leman; Metcalf; Meyer; Morrison; Murphy; Murr; Oliverson; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Middleton.

STATEMENTS OF VOTE

When Record No. 658 was taken, I was shown voting yes. I intended to vote no.

Ellzey

When Record No. 658 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

HB 3697 ON THIRD READING
(by Hernandez and Guillen)

HB 3697, A bill to be entitled An Act relating to the eligibility for unemployment compensation of certain employees who leave the workplace to care for a minor child.

Amendment No. 1

Representative E. Thompson offered the following amendment to **HB 3697**:

Amend **HB 3697** on third reading by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. (a) In this section, "real-time employment and income information" means up-to-date, non-modeled employment and income data provided by employers and payroll providers.

(b) In order to improve the timeliness of unemployment compensation payments, operational efficiencies, and cost savings and to minimize fraud, the Texas Workforce Commission shall participate in a no-cost pilot by which the commission shall obtain real-time employment and income information from a third-party commercial consumer reporting agency, in accordance with the

federal Fair Credit Reporting Act (15 U.S.C. Section 1681 et seq.), for the purpose of assisting with the determination of an individual's eligibility to receive unemployment benefits, including to conduct an analysis on the pilot.

(c) The Texas Workforce Commission shall report on the value of integrating real-time employment and income information into existing verification and eligibility determination procedures and the potential to identify fraud and produce cost savings.

Amendment No. 1 was adopted.

HB 3697, as amended, was passed by (Record 659): 109 Yeas, 38 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Biedermann; Bonnen; Buckley; Cain; Cook; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Kacal; Klick; Krause; Leach; Leman; Middleton; Murr; Noble; Paddie; Patterson; Paul; Price; Sanford; Schaefer; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Dean.

STATEMENTS OF VOTE

When Record No. 659 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 659 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 659 was taken, I was shown voting yes. I intended to vote no.

Ellzey

When Record No. 659 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 659 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 659 was taken, I was shown voting yes. I intended to vote no.

Shaheen

HB 783 ON THIRD READING
(by Cyrier, E. Morales, Bonnen, Parker, and Larson)

HB 783, A bill to be entitled An Act relating to the powers and duties of the Parks and Wildlife Department regarding wind-powered energy devices; providing a civil penalty.

HB 783 was passed by (Record 660): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Canales.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Herrero; Morales Shaw.

STATEMENT OF VOTE

When Record No. 660 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

HB 2406 ON THIRD READING
(by Davis)

HB 2406, A bill to be entitled An Act relating to the qualifications of experts in certain health care liability claims.

HB 2406 was passed by (Record 661): 143 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Herrero; Rodriguez.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia.

Absent — Coleman; King, T.; Klick.

STATEMENTS OF VOTE

When Record No. 661 was taken, I was shown voting no. I intended to vote yes.

Herrero

When Record No. 661 was taken, I was shown voting no. I intended to vote yes.

Rodriguez

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Lambert on motion of Stucky.

HB 1698 ON THIRD READING
(by Raney, Kacal, and Canales)

HB 1698, A bill to be entitled An Act relating to an optional county fee on vehicle registration in certain counties to be used for transportation projects.

HB 1698 was passed by (Record 662): 94 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; Kuempel; Larson; Leman; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harris; Hefner; Herrero; Holland; Hull; Hunter; Jetton; King, P.; Klick; Krause; Landgraf; Leach; Lozano; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Lambert.

Absent — King, T.

STATEMENTS OF VOTE

When Record No. 662 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 662 was taken, I was shown voting yes. I intended to vote no.

Parker

When Record No. 662 was taken, I was shown voting yes. I intended to vote no.

Rose

When Record No. 662 was taken, I was shown voting yes. I intended to vote no.

Schofield

(Speaker pro tempore in the chair)

HB 3948 ON THIRD READING
(by T. King, Guillen, E. Morales, Israel, et al.)

HB 3948, A bill to be entitled An Act relating to the production and regulation of hemp and consumable hemp products; authorizing a fee.

HB 3948 was passed by (Record 663): 132 Yeas, 13 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Sherman; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Capriglione; Holland; Klick; Murr; Noble; Paul; Shaheen; Shine; Slaton; Swanson; Toth; Vasut.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Schofield.

HB 1416 ON THIRD READING
(by Capriglione, Raymond, Canales, P. King, and Harless)

HB 1416, A bill to be entitled An Act relating to business days for purposes of the public information law.

HB 1416 was passed by (Record 664): 144 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal;

King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Johnson, J.D.; Schaefer.

HB 3015 ON THIRD READING
(by Hernandez)

HB 3015, A bill to be entitled An Act relating to a governmental body's response to a request for public information.

HB 3015 was passed by (Record 665): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Ordaz Perez.

STATEMENT OF VOTE

When Record No. 665 was taken, I was temporarily out of the house chamber. I would have voted yes.

Ordaz Perez

HB 157 ON THIRD READING
(by Rodriguez)

HB 157, A bill to be entitled An Act relating to requirements regarding an employee's normal weekly hours of work under the shared work unemployment compensation program.

HB 157 was passed by (Record 666): 89 Yeas, 56 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Beckley; Bell, C.; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, K.; Biedermann; Bonnen; Burns; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Dean; Ellzey; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Stucky; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Bailes.

STATEMENT OF VOTE

When Record No. 666 was taken, I was shown voting yes. I intended to vote no.

K. King

HB 2169 ON THIRD READING
(by Sanford and Guillen)

HB 2169, A bill to be entitled An Act relating to the eligibility requirements for a license to carry a handgun.

HB 2169 was passed by (Record 667): 129 Yeas, 16 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Dean; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu.

Nays — Beckley; Campos; Cole; Davis; Deshotel; Fierro; Goodwin; Johnson, A.; Johnson, J.E.; Martinez Fischer; Minjarez; Ramos; Reynolds; Rodriguez; Talarico; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — González, M.

STATEMENTS OF VOTE

When Record No. 667 was taken, I was shown voting no. I intended to vote yes.

Deshotel

When Record No. 667 was taken, I was in the house but away from my desk. I would have voted yes.

M. González

When Record No. 667 was taken, I was shown voting yes. I intended to vote no.

Rose

HB 1739 ON THIRD READING
(by Romero, Leman, and Patterson)

HB 1739, A bill to be entitled An Act relating to certain contracts regarding airports and associated air navigation facilities operated by or on behalf of a local government.

HB 1739 was passed by (Record 668): 144 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — González, M.; Talarico.

HB 448 ON THIRD READING
(by Bailes, Burns, Ashby, Harris, Leman, et al.)

HB 448, A bill to be entitled An Act relating to the right of landowners to file complaints with the Texas Real Estate Commission against certain entities regarding alleged misconduct by the entities while exercising eminent domain authority and to the creation of an ombudsman office for landowners.

Amendment No. 1

Representative Bailes offered the following amendment to **HB 448**:

Amend **HB 448** on third reading as follows:

(1) Strike SECTION 2 of the bill, as added on second reading by Amendment No. 1 by Bailes, amending Section 21.0112(a), Property Code.

(2) Strike SECTION 3 of the bill, as added on second reading by Amendment No. 1 by Bailes, amending Section 21.0113(b), Property Code.

(3) Strike the nonamendatory SECTION added to the bill on second reading by Amendment No. 1 by Bailes adding transition language for Sections 21.0112(a) and 21.0113(b), Property Code.

Amendment No. 1 was adopted.

HB 448, as amended, was passed by (Record 669): 146 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

HB 159 ON THIRD READING
(by M. González and Harris)

HB 159, A bill to be entitled An Act relating to improving training and staff development for primary and secondary educators to enable them to more effectively serve all students.

HB 159 was passed by (Record 670): 103 Yeas, 42 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Coleman; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Gates; Goldman; Harless; Hefner; Jetton; King, P.; Klick; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Paul; Price; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Cole.

STATEMENT OF VOTE

When Record No. 670 was taken, I was shown voting no. I intended to vote yes.

White

HB 4240 ON THIRD READING
(by Raymond, Middleton, Swanson, Ramos, and Talarico)

HB 4240, A bill to be entitled An Act relating to local regulation to enforce child custody orders; authorizing a civil penalty.

HB 4240 was passed by (Record 671): 116 Yeas, 26 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Slaton; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Bonnen; Cain; Canales; Cason; Clardy; Gates; Goldman; Harris; Holland; Hull; Jetton; Klick; Krause; Leman; Metcalf; Oliverson; Paul; Schaefer; Schofield; Shaheen; Slawson; Smith; Spiller; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Bernal; Cole; Coleman; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 671 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 671 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 671 was taken, I was shown voting no. I intended to vote yes.

Schofield

When Record No. 671 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 2468 ON THIRD READING
(by E. Thompson, Zwiener, and Ramos)

HB 2468, A bill to be entitled An Act relating to programs established and funded under the Texas emissions reduction plan.

HB 2468 was passed by (Record 672): 134 Yeas, 12 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cason; Clardy; Holland; Krause; Patterson; Schaefer; Slaton; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

STATEMENTS OF VOTE

When Record No. 672 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 672 was taken, I was shown voting yes. I intended to vote no.

Shaheen

HB 1973 ON THIRD READING
(by Canales and E. Morales)

HB 1973, A bill to be entitled An Act relating to the investigation of municipal fire fighters.

HB 1973 was passed by (Record 673): 146 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

HB 2702 ON THIRD READING
(by Landgraf)

HB 2702, A bill to be entitled An Act relating to the protective order registry maintained by the Office of Court Administration of the Texas Judicial System and the removal of certain vacated protective orders from the registry.

HB 2702 was passed by (Record 674): 145 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Canales.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

HB 3287 ON THIRD READING
(by M. González, Lozano, Anderson, Frank, and Hinojosa)

HB 3287, A bill to be entitled An Act relating to the provision of certain co-navigation services to persons who are deaf-blind.

HB 3287 was passed by (Record 675): 110 Yeas, 34 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, K.; Biedermann; Cain; Cason; Cook; Craddick; Gates; Harless; Harris; Hefner; Jetton; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Oliverson; Patterson; Paul; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Canales; Geren.

STATEMENTS OF VOTE

When Record No. 675 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 675 was taken, I was shown voting no. I intended to vote yes.

Craddick

HB 2219 ON THIRD READING
(by Canales, et al.)

HB 2219, A bill to be entitled An Act relating to the issuance of Texas Mobility Fund obligations.

HB 2219 was passed by (Record 676): 114 Yeas, 31 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu.

Nays — Biedermann; Bonnen; Cain; Cason; Cook; Gates; Goldman; Harless; Hefner; Hull; Krause; Landgraf; Leach; Leman; Middleton; Murr; Patterson; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Swanson; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Zwiener.

STATEMENTS OF VOTE

When Record No. 676 was taken, I was shown voting no. I intended to vote yes.

Bonnen

When Record No. 676 was taken, I was shown voting no. I intended to vote yes.

Goldman

When Record No. 676 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 676 was taken, I was shown voting yes. I intended to vote no.

Parker

HB 3069 ON THIRD READING
(by Holland, Leach, Moody, J.E. Johnson, and Harris)

HB 3069, A bill to be entitled An Act relating to statutes of limitation and repose for certain claims involving the construction or repair of an improvement to real property or equipment attached to real property.

HB 3069 was passed by (Record 677): 141 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Canales; Dutton; Thompson, S.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Morales Shaw; Parker.

STATEMENTS OF VOTE

When Record No. 677 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 677 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 677 was taken, my vote failed to register. I would have voted yes.

Parker

When Record No. 677 was taken, I was shown voting yes. I intended to vote no.

Ramos

HB 2199 ON THIRD READING
(by Parker, Capriglione, Anchia, Stephenson, Wilson, et al.)

HB 2199, A bill to be entitled An Act relating to the establishment of the digital identity work group.

Amendment No. 1

Representative Parker offered the following amendment to **HB 2199**:

Amend **HB 2199** on third reading, immediately following Subsection (d) of SECTION 4 of the bill (page 5, between lines 7 and 8), by inserting the following:

(e) The Department of Information Resources shall provide to the work group the administrative support necessary for the work group to implement this section and its responsibilities under this Act.

Amendment No. 1 was adopted.

HB 2199, as amended, was passed by (Record 678): 143 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco;

Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Canales; Vasut.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

STATEMENT OF VOTE

When Record No. 678 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 3502 ON THIRD READING
(by Lambert and Darby)

HB 3502, A bill to be entitled An Act relating to organization of, meetings of, and voting by condominium unit owners' associations and property owners' associations.

HB 3502 was passed by (Record 679): 140 Yeas, 4 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Canales; Klick; Vasut.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Burrows; Thompson, S.

HB 957 ON THIRD READING
(by Oliverson, Hefner, White, Guillen, et al.)

HB 957, A bill to be entitled An Act relating to local, state, and federal regulation of firearm suppressors.

HB 957 - REMARKS

REPRESENTATIVE A. JOHNSON: I wanted to visit with you today because we did not talk about the bill yesterday, and I wanted to make sure some of the aspects that we were dealing with were clearly established. This bill, **HB 957**, is regarding the regulation of silencers—

REPRESENTATIVE OLIVERSON: Suppressors.

A. JOHNSON:—and suppressors.

OLIVERSON: Suppressors—there's no such thing as a silencer.

A. JOHNSON: So silencers and suppressors.

OLIVERSON: Silencers do not exist, but there are suppressors.

A. JOHNSON: Okay. A suppressor is meant to muffle the amount of decibels that are put out by the firing of the shot.

OLIVERSON: Yes, it reduces the impact noise that is generated by the exit of the bullet out of the muzzle of the rifle or the pistol.

A. JOHNSON: And the suppressor is meant to be brought down to about what decibel?

OLIVERSON: So it depends on the kind of round that you're using and the type of weapon. But as an example, if you were using a rifle without a suppressor, the sound is about 165 decibels, which is twice as loud as a jet takeoff. With a suppressor, it drops down to about 140 decibels, which is equivalent to being on the deck of an active aircraft carrier.

A. JOHNSON: And 120 decibels is being in a bar.

OLIVERSON: Okay.

A. JOHNSON: And 141 was the NFL record for just screams in a stadium.

OLIVERSON: Okay.

A. JOHNSON: Okay. This law also suggests that because—and I'm asking, is the intent of the author that by putting everything in Texas you're avoiding any federal regulation to what you're calling a "suppressor"?

OLIVERSON: So the intent of the regulation stems from the fact that there is a CDC study that recommends the use of a firearm suppressor whenever possible. So we have federal agencies recommending their use whenever someone is shooting a firearm.

A. JOHNSON: And so just to be clear, if we're talking about the concept of a suppressor, that may be for somebody who has sensitive ears or doesn't want to have hearing loss, correct?

OLIVERSON: Not necessarily, because according to the CDC study, even a normal, healthy person who's repeatedly exposed to impact noise will sustain permanent hearing loss. The number one recommendation of all of their conclusions was to use a firearm suppressor whenever possible to avoid permanent hearing loss.

A. JOHNSON: And if an individual is practicing at a firing range by choice, they also have the ability to use ear protectants that would also reduce the decibels and the impact on the ear canal, correct?

OLIVERSON: Those are also recommendations, but they were not as highly recommended as using a firearm suppressor.

A. JOHNSON: But unfortunately, not everybody is a reasonable gun owner, and some people use weapons to harm others.

OLIVERSON: Representative, this bill is not about reasonableness or unreasonableness. This is about hearing protection. This is about following CDC guidelines.

A. JOHNSON: And you want every suppressor to be stamped "Made in Texas."

OLIVERSON: So the suppressor, if it was manufactured in Texas, could be stamped "Made in Texas." That's my understanding.

A. JOHNSON: You've also limited any regulation by, among others, boards, which could be school boards; councils, which could be our local councils; courts, which could be a court where I work; and university and higher education systems from making any changes.

OLIVERSON: Representative, a firearm suppressor is just a piece of metal unless it's attached to a firearm. This does nothing to change existing laws in place with respect to where firearms can be carried or not carried.

A. JOHNSON: But your statement is that any regulation by any of these entities, including schools, with regard to suppressors—

OLIVERSON: A suppressor which, again—I will repeat what I just said—has nothing to do with a firearm and by itself is just a piece of metal.

A. JOHNSON: And a suppressor is useless without a gun.

OLIVERSON: Unless you want to hit somebody with it. It's not a dangerous device.

A. JOHNSON: But a suppressor is useless without a gun.

OLIVERSON: It is. So the point that you're making, I think, is that we're saying we can take suppressors into places. The point I'm trying to make is that without a gun, it's just basically a cylindrical piece of metal that has no real practical purpose other than a paperweight.

A. JOHNSON: Exactly, and that's why suppressor, with "Made in Texas," is going to be attached to a gun. I want to also highlight—everybody hem and hawed when I said "silencer" and said "suppressor." And I understand that that's a term that you're using, but you're also cutting out—

OLIVERSON: Well, and I think it's important. Since you brought it up, let's have that conversation. That is a Hollywood myth. And just like we talk about cars with mufflers, it doesn't make them silent. There is no such thing as a silent firearm.

A. JOHNSON: How about this? The law that you're repealing for Penal Code 46.05(a), you're scratching out "a firearm silencer."

OLIVERSON: Suppressor.

A. JOHNSON: No, no. Read your bill.

OLIVERSON: Suppressor.

A. JOHNSON: A "firearm silencer" is what you're repealing.

OLIVERSON: Well, that's a misnomer.

A. JOHNSON: That's not a Hollywood myth, right?

OLIVERSON: That's a misnomer.

A. JOHNSON: That's the Texas law you are cutting out with this bill.

OLIVERSON: I mean, look, you can call it an apple—you can call it a red apple, a green apple, whatever. It's a misnomer. And it's not representative of what the device actually does.

A. JOHNSON: I'm just calling it the word you're trying to delete from our law.

REPRESENTATIVE ISRAEL: I'm always leery about these things and them being vendor bills. How many silencer manufacturers are there in the State of Texas?

OLIVERSON: I'm not aware. I don't know.

ISRAEL: So this isn't intended to benefit one particular manufacturer over another?

OLIVERSON: No, ma'am. I think I made the intent of the bill very clear, that this is to support the CDC guidelines recommending their use.

ISRAEL: Why was this a criminal offense under the Penal Code?

OLIVERSON: I believe it's listed in the National Firearms Act as a dangerous device.

ISRAEL: And again, why do people use them? Is it your intention that these be something that's helpful on the firing range? Or helpful anytime anybody is using a gun?

OLIVERSON: So the typical reasons that people would use them is with respect to hearing protection. That's the main reason. I would also point out that a suppressor has the added benefit of reducing the felt recoil, so they can be very helpful to somebody that's learning to shoot for the first time and, you know, people sometimes squeeze the trigger and they jerk because they're afraid that it's going to hit them in the shoulder. And so what a suppressor will do is it will limit the amount of recoil that is felt. So they're also very useful training devices when

you're working with somebody who's either very inexperienced with firearms or has sort of a bad habit where instead of squeezing the trigger, they're jerking because they're anticipating that they're going to get hit in the shoulder.

ISRAEL: It's my understanding, though, that the prominent standard for those who are at a firing range or they're in training mode is earplugs and other ear protection, correct?

OLIVERSON: It depends on the location, but I would just submit to you that there are other locations where one might engage in using a firearm that would not necessarily be an indoor firearm range, such as hunting or even potentially defending their property. There are other circumstances where that loud noise could permanently damage someone's hearing.

ISRAEL: Did any health care organizations testify in support of this bill?

OLIVERSON: I'm not sure who testified in support or against the bill.

ISRAEL: I don't believe they did, but I wanted to ask you.

HB 957 was passed by (Record 680): 95 Yeas, 51 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales Shaw; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

HB 158 ON THIRD READING
(by Thierry, Hull, Neave, Rose, Walle, et al.)

HB 158, A bill to be entitled An Act relating to a pilot program to provide Medicaid coverage of doula services.

HB 158 was passed by (Record 681): 105 Yeas, 40 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Beckley; Bernal; Bowers; Buckley; Bucy; Burns; Button; Campos; Canales; Capriglione; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Parker; Patterson; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Burrows; Cain; Cason; Clardy; Darby; Dean; Ellzey; Gates; Geren; Goldman; Harris; Hefner; King, P.; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Paddie; Paul; Price; Schaefer; Shaheen; Slaton; Slawson; Smithee; Stucky; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Morrison.

STATEMENTS OF VOTE

When Record No. 681 was taken, I was shown voting yes. I intended to vote no.

Frullo

When Record No. 681 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 681 was taken, my vote failed to register. I would have voted yes.

Morrison

REMARKS ORDERED PRINTED

Representative Goodwin moved to print remarks by Representative A. Johnson, Representative Israel, and Representative Oliverson on **HB 957**.

The motion prevailed.

HB 2505 ON THIRD READING
(by Smith and Metcalf)

HB 2505, A bill to be entitled An Act relating to creating the criminal offense of boating while intoxicated with a child passenger; changing the eligibility for deferred adjudication community supervision.

HB 2505 was passed by (Record 682): 130 Yeas, 15 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bailes; Bell, C.; Biedermann; Cain; Cason; Krause; Kuempel; Middleton; Schaefer; Shaheen; Slaton; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Coleman.

STATEMENTS OF VOTE

When Record No. 682 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 682 was taken, I was shown voting no. I intended to vote yes.

Middleton

HB 30 ON THIRD READING
(by Talarico)

HB 30, A bill to be entitled An Act relating to educational programs provided by the Windham School District in the Texas Department of Criminal Justice for certain inmates.

HB 30 was passed by (Record 683): 142 Yeas, 1 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Leman.

Present, not voting — Mr. Speaker; Klick; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Coleman; Johnson, A.

STATEMENT OF VOTE

When Record No. 683 was taken, I was shown voting no. I intended to vote yes.

Leman

HB 1225 ON THIRD READING
(by Campos)

HB 1225, A bill to be entitled An Act relating to an evaluation by the housing and health services coordination council of the 2-1-1 services provided by the Texas Information and Referral Network.

HB 1225 was passed by (Record 684): 110 Yeas, 35 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Cason; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; King, P.; King, T.; Klick; Kuempel; Larson; Leach;

Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Parker; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Ashby; Bailes; Biedermann; Buckley; Cain; Capriglione; Clardy; Cook; Dean; Ellzey; Gates; Goldman; Harris; Hefner; Holland; Krause; Landgraf; Leman; Metcalf; Middleton; Murr; Noble; Paddie; Patterson; Price; Sanford; Schaefer; Shine; Slaton; Slawson; Smith; Smithee; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Kacal.

STATEMENTS OF VOTE

When Record No. 684 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 684 was taken, I was shown voting yes. I intended to vote no.

Parker

When Record No. 684 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 684 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 2990 ON THIRD READING
(by Morales Shaw, Bowers, Reynolds, Price, and Zwiener)

HB 2990, A bill to be entitled An Act relating to a requirement to make certain environmental and water use permit applications available online.

HB 2990 was passed by (Record 685): 146 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland;

Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

HB 1505 ON THIRD READING
(by Paddie, et al.)

HB 1505, A bill to be entitled An Act relating to attachments for broadband service on utility poles owned by an electric cooperative.

Amendment No. 1

Representative Paddie offered the following amendment to **HB 1505**:

Amend **HB 1505** on third reading as follows:

(1) In added Section 403.502(c), Government Code, strike "replacement program under Section 403.503." and substitute "replacement program under Section 403.503, including the costs of program administration and operation.".

(2) In the SECTION of the bill adding transition language, strike "December 1, 2021" and substitute "March 1, 2022".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Paddie offered the following amendment to **HB 1505**:

Amend **HB 1505** on third reading, in Section 403.503(h), Government Code, as added by Amendment No. 1 on second reading and renumbered by Amendment No. 2 on second reading, by striking "may issue a reimbursement award" and substituting "shall issue a reimbursement award".

Amendment No. 2 was adopted.

HB 1505, as amended, was passed by (Record 686): 138 Yeas, 7 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner;

Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cason; Middleton; Patterson; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Oliverson.

STATEMENTS OF VOTE

When Record No. 686 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 686 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING

The following bills were laid before the house and read third time:

SB 13 ON THIRD READING
(P. King, Price, C. Bell, K. King, and Craddick - House Sponsors)

SB 13, A bill to be entitled An Act relating to state contracts with and investments in certain companies that boycott energy companies.

SB 13 was passed by (Record 687): 105 Yeas, 40 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Coleman; Cook; Cortez; Craddick; Darby; Dean; Deshotel; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Pacheco; Paddie; Parker;

Patterson; Paul; Price; Raney; Raymond; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Beckley; Bernal; Bucy; Canales; Cole; Collier; Crockett; Cyrier; Davis; Dominguez; Dutton; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hinojosa; Howard; Israel; Johnson, J.E.; Lopez; Meza; Minjarez; Morales, C.; Morales Shaw; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Campos.

STATEMENTS OF VOTE

When Record No. 687 was taken, I was shown voting no. I intended to vote yes.

Cyrier

When Record No. 687 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

SB 1260 ON THIRD READING
(Leman - House Sponsor)

SB 1260, A bill to be entitled An Act relating to the authority of the Railroad Commission of Texas to contract for the treatment of and sell drill cuttings.

SB 1260 was passed by (Record 688): 143 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller;

Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Bowers; Campos; Vo.

SB 1809 ON THIRD READING
(Vo - House Sponsor)

SB 1809, A bill to be entitled An Act relating to the enforcement of insurance laws, including laws governing the unauthorized business of insurance; authorizing administrative penalties.

SB 1809 was passed by (Record 689): 142 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Slaton; Tinderholt.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Campos.

STATEMENTS OF VOTE

When Record No. 689 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 689 was taken, I was shown voting yes. I intended to vote no.

Toth

SB 1338 ON THIRD READING
(Sanford - House Sponsor)

SB 1338, A bill to be entitled An Act relating to disclosure requirements for agreements consenting to municipal annexation.

SB 1338 was passed by (Record 690): 145 Yeas, 0 Nays, 2 Present, not voting. (The vote was reconsidered later today and **SB 1338** was amended and was passed by Record No. 696.)

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Deshotel.

SB 721 ON THIRD READING
(Leman - House Sponsor)

SB 721, A bill to be entitled An Act relating to the disclosure of appraisal reports in connection with the use of eminent domain authority.

SB 721 was passed by (Record 691): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren;

Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Campos.

SB 567 ON THIRD READING
(Neave - House Sponsor)

SB 567, A bill to be entitled An Act relating to the powers and duties of a domestic relations office.

SB 567 was passed by (Record 692): 144 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Cason.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Wilson.

STATEMENTS OF VOTE

When Record No. 692 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 692 was taken, I was in the house but away from my desk. I would have voted yes.

Wilson

SB 725 ON THIRD READING
(Leman - House Sponsor)

SB 725, A bill to be entitled An Act relating to the qualification of land for appraisal for ad valorem tax purposes as agricultural land and the liability for the additional tax imposed on such land if the use of the land changes as a result of a condemnation.

SB 725 was passed by (Record 693): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Wilson.

STATEMENT OF VOTE

When Record No. 693 was taken, I was in the house but away from my desk. I would have voted yes.

Wilson

SB 1954 ON THIRD READING
(Oliverson - House Sponsor)

SB 1954, A bill to be entitled An Act relating to the pledge or encumbrance of an insurer's assets under the Asset Protection Act.

SB 1954 was passed by (Record 694): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Cole.

SB 346 ON THIRD READING
(Dutton - House Sponsor)

SB 346, A bill to be entitled An Act relating to the participation of open-enrollment charter schools and eligible nonprofit organizations in the Jobs and Education for Texans (JET) Grant Program.

Amendment No. 1

Representative Dutton offered the following amendment to **SB 346**:

Amend **SB 346** on third reading as follows:

(1) On page 1, line 12, strike "eligible nonprofit organizations,".

(2) Strike page 1, line 24, through page 3, line 21.

(3) Appropriately renumber remaining SECTIONS of the bill.

Amendment No. 1 was adopted.

SB 346, as amended, was passed by (Record 695): 123 Yeas, 20 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cole; Coleman; Cook; Cortez; Craddick; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Raney; Raymond; Rogers; Romero; Rosenthal; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Ashby; Bailes; Beckley; Burns; Canales; Collier; Crockett; Cyrier; Fierro; González, J.; González, M.; Holland; Kuempel; Price; Ramos; Reynolds; Rodriguez; Rose; Sherman; Stucky.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Campos; King, T.; Schofield.

STATEMENTS OF VOTE

When Record No. 695 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 695 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 695 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 695 was taken, I was shown voting yes. I intended to vote no.

Bowers

When Record No. 695 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 695 was taken, I was shown voting yes. I intended to vote no.

Paddie

When Record No. 695 was taken, I was shown voting no. I intended to vote yes.

Rose

When Record No. 695 was taken, I was shown voting yes. I intended to vote no.

VanDeaver

SB 1338 - VOTE RECONSIDERED

Representative Sanford moved to reconsider the vote by which **SB 1338** was passed by Record No. 690.

The motion to reconsider prevailed.

SB 1338 ON THIRD READING
(Sanford - House Sponsor)

The chair laid before the house, on its third reading and final passage,

SB 1338, A bill to be entitled An Act relating to disclosure requirements for agreements consenting to municipal annexation.

SB 1338 was read third time earlier today and was passed by Record No. 690.

Amendment No. 1

Representative Wilson offered the following amendment to **SB 1338**:

Amend **SB 1338** on third reading in SECTION 2 of the bill as follows:

(1) In added Section 212.172(b-1)(3), Local Government Code, after the underlined semicolon, strike "and".

(2) In added Section 212.172(b-1)(4), Local Government Code, strike the underlined period and substitute "; and".

(3) In added Section 212.172(b-1), Local Government Code, immediately following Subdivision (4), insert the following:

(5) a statement regarding the municipality's waiver of immunity to suit.

Amendment No. 1 was adopted.

SB 1338, as amended, was passed by (Record 696): 144 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman;

Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Anchia; Lambert.

Absent — Jetton; Morales, E.

STATEMENTS OF VOTE

When Record No. 696 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 696 was taken, I was in the house but away from my desk. I would have voted yes.

E. Morales

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 3813 ON SECOND READING
(by Harris and Clardy)

CSHB 3813, A bill to be entitled An Act relating to the authority of certain municipalities to impose regulations on amplified sound from certain venues.

CSHB 3813 was read second time on April 27, postponed until April 29, and was again postponed until 10 a.m. today.

CSHB 3813 - POINT OF ORDER

Representative Hinojosa raised a point of order against further consideration of **CSHB 3813** under Rule 8, Section 10(b), of the House Rules and under Article III, Section 56, of the Texas Constitution on the grounds that the bill is limited in application to one or more political subdivisions by means of artificial devices. The point of order was withdrawn.

Representative Harris moved to postpone consideration of **CSHB 3813** until 10 a.m. Tuesday, June 1.

The motion prevailed.

(Speaker in the chair)

HB 4139 ON SECOND READING
(by Coleman, Rose, J.D. Johnson, Howard, S. Thompson, et al.)

HB 4139, A bill to be entitled An Act relating to the Office for Health Equity.

HB 4139 was read second time on April 29 and was postponed until 10 a.m. today.

Amendment No. 1

Representatives Coleman, Morrison, Howard, Button, C. Turner, Klick, J.E. Johnson, Rose, Reynolds, A. Johnson, S. Thompson, M. González, Collier, J. González, Cole, Rodriguez, Huberty, Gervin-Hawkins, Bucy, Walle, Ortega, Hinojosa, Davis, Fierro, Martinez Fischer, Larson, and Oliverson offered the following amendment to **HB 4139**:

Amend **HB 4139** (house committee printing) as follows:

(1) Strike "gender" and substitute "women's health" in each of the following places it appears:

(A) page 1, line 17;

(B) page 2, line 27;

(C) page 3, lines 3, 9, and 14;

(D) page 4, lines 3, 17, and 22; and

(E) page 5, lines 1, 7, and 12.

(2) On page 1, line 21, strike "gender," and substitute "women's, or".

Amendment No. 1 was adopted.

A record vote was requested by Representative Cason.

HB 4139, as amended, was passed to engrossment by (Record 697): 82 Yeas, 56 Nays, 1 Present, not voting.

Yeas — Allen; Anderson; Bailes; Beckley; Bernal; Bowers; Bucy; Button; Campos; Canales; Cole; Coleman; Collier; Crockett; Davis; Deshotel; Dutton; Fierro; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Kuempel; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Geren; Goldman; Harless; Harris; Hefner; Hull; King, K.; King, P.; Klick; Krause; Landgraf; Leach; Leman; Middleton; Murr; Noble; Paddie; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Lambert.

Absent — Burrows; Clardy; Cortez; Dominguez; Guerra; Metcalf; Morales, C.; Turner, J.; White.

STATEMENTS OF VOTE

When Record No. 697 was taken, I was in the house but away from my desk. I would have voted no.

Clardy

When Record No. 697 was taken, I was in the house but away from my desk. I would have voted yes.

Cortez

When Record No. 697 was taken, I was shown voting no. I intended to vote yes.

Craddick

When Record No. 697 was taken, I was in the house but away from my desk. I would have voted yes.

Dominguez

When Record No. 697 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 697 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 697 was taken, I was in the house but away from my desk. I would have voted no.

Metcalf

When Record No. 697 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

When Record No. 697 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 697 was taken, I was in the house but away from my desk. I would have voted yes.

J. Turner

When Record No. 697 was taken, I was shown voting yes. I intended to vote no.

VanDeaver

When Record No. 697 was taken, I was temporarily out of the house chamber. I would have voted no.

White

SB 1064 ON SECOND READING
(Schofield - House Sponsor)

SB 1064, A bill to be entitled An Act relating to the extended registration of certain county fleet vehicles.

SB 1064 was considered in lieu of **CSHB 2262**.

SB 1064 was read second time and was passed to third reading.

CSHB 2262 - LAID ON THE TABLE SUBJECT TO CALL

Representative Schofield moved to lay **CSHB 2262** on the table subject to call.

The motion prevailed.

CONSTITUTIONAL AMENDMENTS CALENDAR
HOUSE JOINT RESOLUTIONS
SECOND READING

The following resolutions were laid before the house and read second time:

HJR 140 ON SECOND READING
(by Paddie)

HJR 140, A joint resolution proposing a constitutional amendment prohibiting the enactment of a law that imposes a tax on certain transactions that either convey a security or involve specified derivative contracts.

Amendment No. 1

Representative Paddie offered the following amendment to **HJR 140**:

Amend **HJR 140** (house committee printing) on page 2, line 22, by striking "November 3, 2021" and substituting "November 2, 2021".

Amendment No. 1 was adopted.

HJR 140, as amended, was adopted by (Record 698): 135 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Hull; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — González, J.; Howard; Hunter; Israel; Ramos.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Lambert.

Absent — Allison; Cyrier; Goldman; González, M.; Longoria; Lucio; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 698 was taken, I was in the house but away from my desk. I would have voted yes.

Allison

When Record No. 698 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

When Record No. 698 was taken, I was shown voting yes. I intended to vote no.

Goodwin

When Record No. 698 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

HB 3702 ON SECOND READING
(by Paddie)

HB 3702, A bill to be entitled An Act relating to prohibiting the enactment of a law that imposes a tax on certain transactions that either convey a security or involve specified derivative contracts.

A record vote was requested by Representative Biedermann.

HB 3702 was passed to engrossment by (Record 699): 135 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, M.; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu.

Nays — Canales; González, J.; Goodwin; Hinojosa; Howard; Israel; Ramos; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Lambert.

Absent — Allison; Cyrier; Johnson, J.E.; Meza.

STATEMENTS OF VOTE

When Record No. 699 was taken, I was in the house but away from my desk. I would have voted yes.

Allison

When Record No. 699 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

CSHB 3924 ON SECOND READING
(by Oliverson, Anderson, Middleton, Frank, T. King, et al.)

CSHB 3924, A bill to be entitled An Act relating to health benefits offered by certain nonprofit agricultural organizations.

Amendment No. 1

Representative Oliverson offered the following amendment to **CSHB 3924**:

Amend **CSHB 3924** (house committee printing) as follows:

(1) On page 2, between lines 18 and 19, insert the following:

(3) "Preexisting condition" means a condition present before the effective date of an individual's enrollment in nonprofit agricultural organization health benefits.

(2) On page 2, between lines 22 and 23, insert the following appropriately numbered section and renumber subsequent sections and cross-references to those sections accordingly:

Sec.____. WAITING PERIOD FOR PREEXISTING CONDITION. Notwithstanding any other provision of this chapter, a nonprofit agricultural organization that offers nonprofit agricultural organization health benefits may not require a waiting period of more than six months for treatment of a preexisting condition otherwise included in nonprofit agricultural organization health benefits.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Israel offered the following amendment to **CSHB 3924**:

Amend **CSHB 3924** (house committee printing) on page 2, between lines 22 and 23, by inserting the following appropriately numbered section and renumbering subsequent sections and cross-references to those sections accordingly:

Sec.____. COVERAGE OF ESSENTIAL HEALTH BENEFITS. Notwithstanding any other provision of this chapter, nonprofit agricultural organization health benefits must provide coverage for the essential health benefits listed in 42 U.S.C. Section 18022(b)(1) and other benefits identified by the United States secretary of health and human services as essential health benefits.

A record vote was requested by Representative C. Turner.

Amendment No. 2 failed of adoption by (Record 700): 60 Yeas, 81 Nays, 1 Present, not voting.

Yeas — Allen; Beckley; Bell, C.; Bernal; Bucy; Campos; Canales; Cole; Collier; Crockett; Davis; Deshotel; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Darby; Dean; Dominguez; Ellzey; Frank; Frullo; Gates;

Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hunter; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Lambert.

Absent — Coleman; Cyrier; Guerra; Longoria; Pacheco; Perez.

STATEMENTS OF VOTE

When Record No. 700 was taken, I was shown voting no. I intended to vote yes.

Bowers

When Record No. 700 was taken, I was in the house but away from my desk. I would have voted no.

Cyrier

When Record No. 700 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 700 was taken, I was shown voting yes. I intended to vote no.

Hull

When Record No. 700 was taken, I was shown voting yes. I intended to vote no.

Jetton

When Record No. 700 was taken, I was shown voting no. I intended to vote yes.

Lucio

When Record No. 700 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

Amendment No. 3

Representative C. Turner offered the following amendment to **CSHB 3924**:

Amend **CSHB 3924** as follows:

(1) On page 2, between lines 18 and 19, add the following:

(3) "Dependent" has the meaning assigned by Section 1501.002.

(4) "Health status related factor" has the meaning assigned by Section 1501.002.

(5) "Preexisting condition" means a condition present before the effective date of an individual's coverage.

(2) On page 3, between lines 20 and 21, add the following and renumber the subsequent sections accordingly:

Sec. 1682.005. PREEXISTING CONDITION AND HEALTH STATUS RESTRICTIONS PROHIBITED. Notwithstanding Section 1682.004, coverage authorized by this chapter may not:

(1) deny coverage to or refuse to enroll a group, an individual, or an individual's dependent in coverage on the basis of a preexisting condition or health status related factor;

(2) rescind, cancel, or decline to renew or continue a group, an individual, or an individual's dependent in the coverage on the basis of a preexisting condition or health status related factor;

(3) limit or exclude, or require a waiting period for, coverage for treatment of a preexisting condition otherwise covered under the plan; or

(4) charge a group, individual, or dependent on the basis of a preexisting condition or health status related factor, including charging more for coverage than the nonprofit agricultural organization charges a group, individual, or dependent who does not have a preexisting condition or health status related factor.

A record vote was requested by Representative C. Turner.

Amendment No. 3 failed of adoption by (Record 701): 66 Yeas, 79 Nays, 1 Present, not voting.

Yeas — Allen; Beckley; Bowers; Bucy; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Leach; Longoria; Lopez; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leman; Lozano; Lucio; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Lambert.

Absent — Bernal; King, T.

STATEMENTS OF VOTE

When Record No. 701 was taken, I was in the house but away from my desk. I would have voted yes.

Bernal

When Record No. 701 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 701 was taken, I was shown voting no. I intended to vote yes.

Geren

When Record No. 701 was taken, I was in the house but away from my desk. I would have voted yes.

T. King

When Record No. 701 was taken, I was shown voting no. I intended to vote yes.

Lucio

Amendment No. 4

Representative Zwiener offered the following amendment to **CSHB 3924**:

Amend **CSHB 3924** as follows:

On page 3, between lines 20 and 21, add the following and renumber the subsequent sections accordingly:

Sec. 1682.005. COVERAGE OF MATERNITY CARE AND NEWBORNS REQUIRED. (a) Notwithstanding Section 1682.004, nonprofit agricultural organization health benefits offered under this chapter must provide coverage for maternity benefits, including coverage of:

(1) prenatal care;

(2) complications of delivery;

(3) labor and deliver;

(4) post-delivery care as defined in Section 1366.052; and

(5) for a woman who has given birth and a newborn child, inpatient care in a health care facility of not less than:

(A) 48 hours after an uncomplicated vaginal delivery; and

(B) 96 hours after an uncomplicated delivery by caesarean section.

(b) Nonprofit agricultural organization coverage may not limit or exclude initial coverage of a newborn child of a covered member.

(c) Coverage of a newborn child of a covered member ends under this section ends on the 32nd day after the date of the child's birth unless, not later than the 31st day after the date of birth, the nonprofit agricultural organization receives:

(1) notice of the birth; and

(2) any required additional premium or contributions.

Sec. 1699.006. DISCRIMINATION BASED ON GENDER PROHIBITED. Notwithstanding Section 1682.004, a nonprofit agricultural organization may not charge a group or individual a higher premium or other contribution rate based on the gender of an enrolled individual.

A record vote was requested by Representative C. Turner.

Amendment No. 4 failed of adoption by (Record 702): 67 Yeas, 78 Nays, 1 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Leach; Longoria; Lopez; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leman; Lozano; Lucio; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Lambert.

Absent — Frank; Patterson.

STATEMENTS OF VOTE

When Record No. 702 was taken, I was shown voting no. I intended to vote yes.

Button

When Record No. 702 was taken, I was shown voting no. I intended to vote yes.

Lucio

When Record No. 702 was taken, I was in the house but away from my desk. I would have voted no.

Patterson

Amendment No. 5

Representative Martinez Fischer offered the following amendment to **CSHB 3924**:

Amend **CSHB 3924** (house committee report) as follows:

(1) On page 3, between lines 20 and 21, add the following and renumber the subsequent sections accordingly:

Sec. 1682.005. APPLICABILITY OF CERTAIN LAWS TO HEALTH BENEFITS COVERAGE PLANS. (a) Notwithstanding Section 1682.004, the following laws apply to nonprofit agricultural organization health benefits as if the nonprofit agricultural organization were an insurer, individuals entitled to coverage under the plan were insureds, and the health benefits were provided through a health insurance policy subject to the laws:

(1) Sections 1301.010, 1301.155, 1301.164, 1301.165; and

(2) Chapter 1467.

(b) Notwithstanding Section 1682.004, nonprofit agricultural organization coverage that is determined by the commissioner to be structured in the manner of a preferred provider benefit plan or an exclusive provider benefit plan as defined in Section 1301.001 is subject to the following laws and department rules as if the company were an issuer of a preferred provider benefit plan or an exclusive provider benefit plan, individuals entitled to coverage under the plan were insureds, and the health benefits were provided through an insurance policy subject to Chapter 1301:

(1) Sections 1301.005, 1301.006, and 1301.0055; and

(2) 28 Texas Administrative Code, Subchapter X of Chapter 3.

Amendment No. 5 was withdrawn.

Amendment No. 6

Representatives S. Thompson and Davis offered the following amendment to **CSHB 3924**:

Amend **CSHB 3924** as follows:

On page 4, between lines 6 and 7, add new SECTIONS 3 through 6 and renumber subsequent sections accordingly:

SECTION 3. Subchapter A, Chapter 1355, Insurance Code, is amended to read as follows:

Sec. 1355.002. APPLICABILITY OF SUBCHAPTER. (a) This subchapter applies only to a group health benefit plan that provides benefits for medical or surgical expenses incurred as a result of a health condition, accident, or sickness, including:

(1) a group insurance policy, group insurance agreement, group hospital service contract, or group evidence of coverage that is offered by:

(A) an insurance company;

(B) a group hospital service corporation operating under Chapter 842;

(C) a fraternal benefit society operating under Chapter 885;

(D) a stipulated premium company operating under Chapter 884;

[~~or~~](E) a nonprofit agricultural organization or its affiliate operating under Chapter 1682; or

[~~(E)~~](F) a health maintenance organization operating under Chapter 843; and

SECTION 3. Subchapter B, Chapter 1355, Insurance Code, is amended to read as follows:

Sec. 1355.052. APPLICABILITY OF SUBCHAPTER. This subchapter applies to a group health benefit plan that is delivered or issued for delivery in this state and that is:

(1) an accident and health insurance group policy;

(2) a group policy issued by a group hospital service corporation operating under Chapter 842; [~~or~~]

(3) a group policy provided by a nonprofit agricultural organization or its affiliate under Chapter 1682; or

[~~(3)~~](4) a group health care plan provided by a health maintenance organization operating under Chapter 843.

SECTION 4. Subchapter C, Chapter 1355, Insurance Code, is amended to read as follows:

Sec. 1355.102. APPLICABILITY OF SUBCHAPTER. This subchapter applies to a group policy of accident and health insurance delivered or issued for delivery in this state, including a group policy issued by a group hospital service corporation operating under Chapter 842 and a group policy issued by a nonprofit agricultural organization under Chapter 1682.

SECTION 4. Subchapter F, Chapter 1355, Insurance Code, is amended to read as follows:

Sec. 1355.252. APPLICABILITY OF SUBCHAPTER. (a) This subchapter applies only to a health benefit plan that provides benefits or coverage for medical or surgical expenses incurred as a result of a health condition, accident, or sickness and for treatment expenses incurred as a result of a mental health condition or substance use disorder, including an individual, group, blanket, or franchise insurance policy or insurance agreement, a group hospital service contract, an individual or group evidence of coverage, or a similar coverage document, that is offered by:

(1) an insurance company;

(2) a group hospital service corporation operating under Chapter 842;

(3) a fraternal benefit society operating under Chapter 885;

(4) a stipulated premium company operating under Chapter 884;

(5) a health maintenance organization operating under Chapter 843;

(6) a reciprocal exchange operating under Chapter 942;

(7) a Lloyd's plan operating under Chapter 941;

(8) an approved nonprofit health corporation that holds a certificate of authority under Chapter 844; [~~or~~]

(9) a nonprofit agricultural organization or its affiliate under Chapter 1682; or

[~~(9)~~](10) a multiple employer welfare arrangement that holds a certificate of authority under Chapter 846.

SECTION 5. Chapter 1368, Insurance Code, is amended to read as follows:

Sec. 1368.002. APPLICABILITY OF CHAPTER. This chapter applies only to a group health benefit plan that provides hospital and medical coverage or services on an expense incurred, service, or prepaid basis, including a group insurance policy or contract or self-funded or self-insured plan or arrangement that is offered in this state by:

(1) an insurer;

(2) a group hospital service corporation operating under Chapter 842;

(3) a health maintenance organization operating under Chapter 843; [~~or~~]

(4) a nonprofit agricultural organization or its affiliate under Chapter 1699; or

[~~(4)~~](5) an employer, trustee, or other self-funded or self-insured plan or arrangement.

A record vote was requested by Representative C. Turner.

Amendment No. 6 failed of adoption by (Record 703): 69 Yeas, 76 Nays, 1 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Buey; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Leach; Longoria; Lopez; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Jetton; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leman; Lozano; Lucio; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Lambert.

Absent — Hunter; Pacheco.

STATEMENTS OF VOTE

When Record No. 703 was taken, I was in the house but away from my desk. I would have voted yes.

Hunter

When Record No. 703 was taken, I was shown voting no. I intended to vote yes.

Lucio

A record vote was requested by Representative C. Turner.

CSHB 3924, as amended, was passed to engrossment by (Record 704): 93 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Ellzey; Frank; Frullo; Gates; Geren; Goldman; González, M.; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Crockett; Davis; Dutton; Fierro; Gervin-Hawkins; González, J.; Goodwin; Guerra; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Lambert.

Absent — King, T.; Martinez Fischer.

STATEMENTS OF VOTE

When Record No. 704 was taken, I was in the house but away from my desk. I would have voted yes.

T. King

When Record No. 704 was taken, I was in the house but away from my desk. I would have voted no.

Martinez Fischer

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 1869 ON SECOND READING
(by Burrows, Bonnen, Middleton, et al.)

CSHB 1869, A bill to be entitled An Act relating to the definition of debt for the purposes of calculating certain ad valorem tax rates of a taxing unit.

CSHB 1869 was read second time on May 3 and was postponed until 1 p.m. today.

Representative Burrows moved to postpone consideration of **CSHB 1869** until 2 p.m. today.

The motion prevailed.

GENERAL STATE CALENDAR
(consideration continued)

CSHB 3752 ON SECOND READING
(by Frank, Oliverson, et al.)

CSHB 3752, A bill to be entitled An Act relating to the offering of health benefits by subsidiaries of the Texas Mutual Insurance Company.

(Goldman in the chair)

Amendment No. 1

Representative Frank offered the following amendment to **CSHB 3752**:

Amend **CSHB 3752** (house committee printing) as follows:

(1) Strike "BENEFITS" and substitute "BENEFIT COVERAGE" in each of the following places it appears:

(A) on page 1, line 17; and

(B) on page 2, line 10.

(2) Strike "benefits" and substitute "benefit coverage" in each of the following places it appears:

(A) on page 1, line 19; and

(B) on page 2, lines 8, 13, 20, and 26.

(3) On page 2, line 4, strike "are" and substitute "is".

(4) On page 3, strike lines 1 and 2 and substitute the following:

Sec. 2054.603. RULES. Except with respect to alternative health benefit coverage as described by Section 2054.601 or a subsidiary of the company offering alternative health benefit coverage, the commissioner may adopt rules as necessary to implement this subchapter.

(5) On page 3, between lines 2 and 3, insert the following appropriately numbered section:

Sec.____. EXEMPTION FROM OTHER INSURANCE LAWS. A provision of this code, other than this chapter, does not apply to alternative health benefit coverage as described by Section 2054.601 unless alternative health benefit coverage is expressly mentioned in the other law.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Frank offered the following amendment to **CSHB 3752**:

Amend **CSHB 3752** (house committee printing) on page 2, immediately following line 27, by inserting the following appropriately numbered section and renumbering subsequent sections and cross-references to those sections accordingly:

Sec. ____. CONSIDERATIONS AND GUIDING PRINCIPLES FOR DEVELOPING HEALTH BENEFITS OFFERINGS. In developing health benefits or health benefit plan options to be offered through a subsidiary of the company, the company shall fully explore all health coverage options that may be offered under this subchapter and place emphasis on:

(1) increasing competition in the health insurance market;

(2) utilizing innovations that improve the quality of health care while lowering health care costs;

(3) ensuring coverage and access to care for individuals in this state with preexisting conditions;

(4) leveraging federal tax credits that may be available for private health benefit coverage to the greatest extent possible to increase the affordability of health benefit coverage;

(5) ensuring transparency and coherence of costs and coverage to inform individuals shopping for health benefits; and

(6) reducing incidences of medical debt faced by individuals in this state and uncompensated care faced by providers in this state.

Amendment No. 3

Representative Zwiener offered the following amendment to Amendment No. 2:

Amend Amendment No. 2 by Frank to **CSHB 3752** as follows:

(1) On page 1, line 22, following the underlined semicolon, strike "and"

(2) On page 1, line 25, strike the underlined period and substitute "; and".

(3) On page 1, following line 25, add the following:

(7) ensuring equitable costs regardless of gender or prospects of pregnancy or childbirth.

Amendment No. 3 was adopted.

Amendment No. 2, as amended, was adopted.

Amendment No. 4

Representative Israel offered the following amendment to **CSHB 3752**:

Amend **CSHB 3752** (house committee printing) between page 2, line 27, and page 3, line 1, by inserting the following appropriately numbered section and renumbering subsequent sections and cross-references to those sections accordingly:

Sec. ____. COVERAGE OF ESSENTIAL HEALTH BENEFITS. Notwithstanding any other provision of this subchapter, health benefits or health benefit plans offered to individuals and small employers under this subchapter,

including alternative health benefits, must provide coverage for the essential health benefits listed in 42 U.S.C. Section 18022(b)(1) and other benefits identified by the United States secretary of health and human services as essential health benefits.

A record vote was requested by Representative C. Turner.

Amendment No. 4 failed of adoption by (Record 705): 64 Yeas, 80 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Lambert.

Absent — King, T.; Pacheco.

Amendment No. 5

Representatives S. Thompson and Davis offered the following amendment to **CSHB 3752**:

Amend **CSHB 3752** as follows:

On page 2, before line 1, add new SECTIONS 3 through 7 and renumber subsequent SECTIONS accordingly:

SECTION 3. Subchapter A, Chapter 1355, Insurance Code, is amended to read as follows:

Sec. 1355.002. APPLICABILITY OF SUBCHAPTER. (a) This subchapter applies only to a group health benefit plan that provides benefits for medical or surgical expenses incurred as a result of a health condition, accident, or sickness, including:

(1) a group insurance policy, group insurance agreement, group hospital service contract, or group evidence of coverage that is offered by:

(A) an insurance company;

(B) a group hospital service corporation operating under Chapter 842;

(C) a fraternal benefit society operating under Chapter 885;

(D) a stipulated premium company operating under Chapter 884; or

(E) the Texas Mutual Insurance Company or its subsidiary operating under Chapter 2054 when offering a health benefit plan or alternative health benefits; or

(F) a health maintenance organization operating under Chapter 843; and

SECTION 4. Subchapter B, Chapter 1355, Insurance Code, is amended to read as follows:

Sec. 1355.052. APPLICABILITY OF SUBCHAPTER. This subchapter applies to a group health benefit plan that is delivered or issued for delivery in this state and that is:

(1) an accident and health insurance group policy;

(2) a group policy issued by a group hospital service corporation operating under Chapter 842; or

(3) a group policy provided by the Texas Mutual Insurance Company or its subsidiary operating under Chapter 2054; or

(4) a group health care plan provided by a health maintenance organization operating under Chapter 843.

SECTION 5. Subchapter C, Chapter 1355, Insurance Code, is amended to read as follows:

Sec. 1355.102. APPLICABILITY OF SUBCHAPTER. This subchapter applies to a group policy of accident and health insurance delivered or issued for delivery in this state, including a group policy issued by a group hospital service corporation operating under Chapter 842 and a group policy issued by the Texas Mutual Insurance Company or its subsidiary operating under Chapter 2054.

SECTION 6. Subchapter F, Chapter 1355, Insurance Code, is amended to read as follows:

Sec. 1355.252. APPLICABILITY OF SUBCHAPTER. (a) This subchapter applies only to a health benefit plan that provides benefits or coverage for medical or surgical expenses incurred as a result of a health condition, accident, or sickness and for treatment expenses incurred as a result of a mental health condition or substance use disorder, including an individual, group, blanket, or franchise insurance policy or insurance agreement, a group hospital service contract, an individual or group evidence of coverage, or a similar coverage document, that is offered by:

(1) an insurance company;

(2) a group hospital service corporation operating under Chapter 842;

(3) a fraternal benefit society operating under Chapter 885;

(4) a stipulated premium company operating under Chapter 884;

(5) a health maintenance organization operating under Chapter 843;

(6) a reciprocal exchange operating under Chapter 942;

(7) a Lloyd's plan operating under Chapter 941;

(8) an approved nonprofit health corporation that holds a certificate of authority under Chapter 844; or

(9) the Texas Mutual Insurance Company or its subsidiary operating under Chapter 2054; or

(10) a multiple employer welfare arrangement that holds a certificate of authority under Chapter 846.

SECTION 11. Chapter 1368, Insurance Code, is amended to read as follows:

Sec. 1368.002. APPLICABILITY OF CHAPTER. This chapter applies only to a group health benefit plan that provides hospital and medical coverage or services on an expense incurred, service, or prepaid basis, including a group insurance policy or contract or self-funded or self-insured plan or arrangement that is offered in this state by:

(1) an insurer;

(2) a group hospital service corporation operating under Chapter 842;

(3) a health maintenance organization operating under Chapter 843; or

(4) the Texas Mutual Insurance Company or its subsidiary operating under Chapter 2054; or

(5) an employer, trustee, or other self-funded or self-insured plan or arrangement.

A record vote was requested by Representative C. Turner.

Amendment No. 5 failed of adoption by (Record 706): 70 Yeas, 75 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Harless; Harris; Hefner; Holland; Huberty; Hull; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Lambert.

Absent — Campos.

STATEMENT OF VOTE

When Record No. 706 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

Amendment No. 6

Representative C. Turner offered the following amendment to **CSHB 3752**:

Amend **CSHB 3752** as follows:

(1) On page 1, between lines 18 and 19, add the following: (1) and renumber the following sections accordingly.

(2) On page 2, between lines 9 and 10, add the following:

(2) "Dependent" has the meaning assigned by Section 1501.002.

(3) "Health status related factor" has the meaning assigned by Section 1501.002.

(4) "Preexisting condition" means a condition present before the effective date of an individual's coverage under a health benefit coverage plan.

(3) On page 3, before line 1 (between page 2, line 27, and page 3, line 1), add the following and renumber the following sections accordingly:

Sec. 2054.603. PREEXISTING CONDITION AND HEALTH STATUS RESTRICTIONS PROHIBITED. Notwithstanding Section 2054.602, alternative health benefits authorized by this subchapter may not:

(1) deny coverage to or refuse to enroll a group, an individual, or an individual's dependent in a health benefits coverage plan on the basis of a preexisting condition or health status related factor;

(2) rescind, cancel, or decline to renew or continue coverage of a group, an individual, or an individual's dependent in a health benefits coverage plan on the basis of a preexisting condition or health status related factor;

(3) limit or exclude, or require a waiting period for, coverage under the health benefits coverage plan for treatment of a preexisting condition otherwise covered under the plan; or

(4) charge a group, individual, or dependent on the basis of a preexisting condition or health status related factor, including charging more for coverage than the health benefits coverage plan issuer charges a group, individual, or dependent who does not have a preexisting condition or health status related factor.

A record vote was requested by Representative C. Turner.

Amendment No. 6 failed of adoption by (Record 707): 65 Yeas, 80 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz;

Neave; Ordaz Perez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Lambert.

Absent — Pacheco.

A record vote was requested by Representative C. Turner.

CSHB 3752, as amended, was passed to engrossment by (Record 708): 89 Yeas, 57 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Metcalf; Meyer; Middleton; Minjarez; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Lambert.

CSHB 1340 ON SECOND READING
(by Leach, S. Thompson, Dutton, Smithee, Collier, et al.)

CSHB 1340, A bill to be entitled An Act relating to the extent of a defendant's criminal responsibility for the conduct of a coconspirator in a capital murder case.

CSHB 1340 - REMARKS

REPRESENTATIVE LEACH: **CSHB 1340** addresses what perhaps is our most solemn and important responsibility as legislators and policy makers and that is the imposition of the death penalty in Texas, deciding which Texans and which crimes are deserving of the ultimate punishment here in Texas. **CSHB 1340** specifically addresses the situation dealing with the imposition of the death penalty in law of parties cases. Members, this bill is simple and straightforward. It's short, and so let me be very brief in my explanation.

Capital punishment should be handled with the utmost seriousness and should only be utilized when there is absolute confidence in the crime and the perpetrator. Under the existing law of parties as it is today, we simply cannot do that, and there need to be changes. I do want to thank several of our colleagues, including Representative S. Thompson, Representative Dutton, Representative Moody, and Representative Canales, who specifically worked on the law of parties issues over the years. And I want to thank Speaker Phelan for his commitment to a broad and strong criminal justice platform, including this bill. Members, current law should concern us. It's kept me up at night. The death penalty, as I said, should be reserved for the worst of the worst offenders for the most heinous crimes, but our current law of parties undermines the integrity of the Texas capital punishment system. This bill, members, **CSHB 1340**, brings Texas in alignment with Eighth Amendment standards by stating that to be convicted of capital murder under a conspiracy-party rule, a defendant had to have been a major participant in the underlying conspiracy and acted with reckless indifference to human life. I actually have an amendment that I want to offer to add one small change to the bill.

Amendment No. 1

Representative Leach offered the following amendment to **CSHB 1340**:

Amend **CSHB 1340** (house committee report) on page 2, line 18, by striking "an unlawful purpose" and substituting "the unlawful purpose of the conspiracy".

LEACH: Of course, this amendment is acceptable to the author. Under the bill that's in front of you today, members, we will make sure that any Texan that receives the ultimate punishment imposed by the State of Texas, of course sentenced by a jury of his or her peers, actually committed a crime deserving of the ultimate punishment. And members, no matter where you stand on the death penalty, this is an issue that, as I mentioned, we've got to take seriously, we should take seriously. And I'm hopeful that this bill will actually lead to a broader, deeper conversation about the very existence of the death penalty in Texas. But as for the bill that's in front of you today, I am increasingly concerned that there are perhaps men on death row right now as we sit here voting on the

floor of the Texas House who do not need to be there, who did not kill anybody, and who did not know anyone was going to be killed. For you lawyers, they didn't have the requisite mens rea. So members, this is a good bill and, I hope, deserving of your support and your confidence.

Amendment No. 1 was adopted.

Amendment No. 2

Representatives S. Thompson, Moody, Canales, Cain, and Leach offered the following amendment to **CSHB 1340**:

Amend **CSHB 1340** (house committee report) by adding the following appropriately numbered SECTION and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Not later than January 1, 2022, the Board of Pardons and Paroles shall review the criminal conviction of each inmate who is serving a sentence of death and found guilty only as a party under Section 7.02(b), Penal Code, to identify appropriate inmates to recommend to the governor for purposes of granting clemency.

REPRESENTATIVE S. THOMPSON: This is an amendment that requests the Board of Pardons and Paroles to review the criminal conviction of each inmate who is serving a sentence of death and found guilty as a party under Section 7.02(b) of the Texas Penal Code, to identify appropriate inmates to recommend to the governor for purposes of granting clemency.

Amendment No. 2 was adopted.

REPRESENTATIVE SCHOFIELD: Mr. Leach, I like your bill. I understand what we're trying to do. We're trying to make sure that a person who just sat outside in the car and expected a quick robbery with nobody getting hurt isn't given the death penalty. My question is very specific. It's on page 1, lines 17-18, where we are taking out of the charge to the jury the question of whether the defendant anticipated that a human life would be taken. I wouldn't think that that would fall into the category of the things that we're trying to protect in this bill. If you go into the crime and maybe you are the lookout but you know we're here to kill Mr. Leach—I'm here to look out, I anticipate the life is going to be taken, but I didn't take it—why do you have that in here as something that we're going to take out in this bill?

LEACH: Well, my first amendment addressed this situation, Representative Schofield—the first amendment to the bill that I accepted dealing with "the unlawful purpose of the conspiracy." And so you hit the nail on the head with your example. For instance, two specific cases come to mind. The case of Jeff Wood, who is currently on death row—he's actually been there, members, for over 25 years—for a crime that was committed in Kerr County. In Mr. Wood's case, Mr. Wood was expecting to be the getaway driver for what was going to be the robbery of a convenience store. Little did he know that his friend who sat in the passenger seat actually had a gun confiscated in his pocket. The crime went wrong. The clerk fought back. His friend Mr. Reneau, who since has been

executed by the state, shot and killed the clerk. So Mr. Wood, as you correctly stated, did not have the requisite mens rea, yet he's been sitting on death row for 25 years. On the other hand, the case that comes to mind is the Texas Seven. Many folks have brought up the case of the Texas Seven where but for the actions of the getaway driver, there would not have been a homicide, a murder. No one would have been killed. So the conspirators were like-minded in the actual execution of the crime, and that's what this bill still protects. It still allows the death penalty to be imposed in that case, but in Mr. Wood's case and others like it, the death penalty would be ruled out in those cases.

SCHOFIELD: So why when we're asking the jury whether the defendant actually caused the death or did not actually cause the death but intended to, why would we take out that he "anticipated that a human life would be taken"? I would think that would fall into the category of things that we would anticipate you could get—or at least be eligible for—the death penalty for, as opposed to, as you say, Mr. Wood's case where that's not what he thought was going to happen. He had no idea it was going to happen and then something goes wrong. Here, we're no longer going to ask the jury whether the defendant we're talking about anticipated that a human life would be taken as part of that crime. Am I'm not sure I get how that fits into what you're trying to do.

LEACH: Representative Schofield, I'm admittedly confused by your question. I'm sitting here reading the language, and I want to make sure that I understand specifically what you're asking. So can you maybe re-ask it in a clearer way?

SCHOFIELD: Sure. Under current law before we amend it with your bill, which I intend to vote for, one of the things that we'll ask the jury in cases where the defendant could be found guilty under the law of parties is "whether the defendant actually caused the death of the deceased or did not actually cause the death of the deceased but intended to kill the deceased or another or [whether the person] anticipated that a human life would be taken." So we're asking the jury, is this a defendant who went into this crime anticipating that a life would be taken? And we're no longer going to ask that, and I'm not sure why not.

LEACH: So the bill very clearly states, Representative, that in order to impose the death sentence, the jury must find one of two things—that either the defendant intentionally killed the victim or did not actually perpetrate the murder but intended to kill the victim or another. So these are legal terms, "anticipate." I still think what you're talking about is protected in the the text of bill.

SCHOFIELD: Well, I'll give you the example. The example is if you, me, and Mr. Goldman go with the purpose of killing somebody and we get there and I don't pull the trigger. So I don't kill them and I don't intend to, but I darn well anticipate he's going to be killed as part of the crime. That's not the same thing as a type of person that I think most of us are going to vote today to try to make sure doesn't get the death penalty. If you are participating in the crime and the anticipation that this person is going to be killed even though you know you're not going to pull the trigger, I'm not sure that's somebody I would—I still think I'd want to ask the jury that question.

LEACH: Well, Representative Schofield, I think we may be crossing signals because I still think what you're talking about is protected under the text of the bill. I don't want to say that the language that's struck out, the "anticipation" language, is extraneous or not necessary. I understand what you're saying, but I still believe that those situations are protected under the text of the bill. As I just said, "actually caused the death," so the defendant is actually the one who killed or, under the law of parties, "intended to kill the deceased or another." I still think that that's actually protected under the text of the bill.

SCHOFIELD: So if I'm one of the three conspirators, I know I'm not going to pull the trigger because you're the only one with a gun. My job is to block the door so nobody gets in while you're doing it. I know we're there to kill the guy. That's why we are there. But I didn't kill him and I didn't intend to kill him. I intended you would. We are no longer going to ask whether I "anticipated that a human life would be taken." I presume that's the reason for asking under current law if you anticipated that a human life would be taken. Am I missing something? I don't do criminal law so I'm going to defer to those who do.

LEACH: We're talking about the imposition of the death penalty in this situation of the law of parties. We want to actually have that intent—the intent, not just the anticipation that that might happen but the intent to effectuate that crime. And that's the purpose of us striking that language and including this other language further down the bill. And so I understand what you're saying and I'm not saying your question is not without merit, but I believe that it's still strongly protected under the bill. And I actually think the new language is more clear than the old language.

SCHOFIELD: And I still intend to vote for your bill. I just hope we don't get to a situation where we have gang members who don't get the penalty for killing some kid when all of them involved knew what they were doing. But I thank you for bringing the bill. I think it's going to do a world of good.

REPRESENTATIVE COLLIER: Chairman Leach, thank you so much for this bill. Like you said earlier, many members have tried to pass this, and it's been brought up because it's a very important issue. I want to appreciate Representative Schofield's concerns, but my understanding is that they have been addressed in your bill already. Perhaps that first page and that section is not necessary because if you go to page 2, Section (b), it very clearly addresses the anticipation part. In (b)(2) it says "a conspirator acts with reckless indifference to human life if the conspirator is aware of but consciously disregards a substantial and unjustifiable risk." So that deals with the anticipation and awareness of the mens rea part that he's addressing.

LEACH: That's exactly right, Representative, and that's well said. This bill is dealing with the imposition of the death penalty in law of parties cases. And we want to reserve, by way of this bill, the death penalty for the cases in which there is intent. That is a legal term for intent not only on the part of the one who actually fires the gun and does the killing but intent on the getaway driver or the coconspirator. Anticipation is still in code—it's in another section of code—and

you could still do life, a life term without the possibility of parole, in an event where there was an anticipated crime but not the intent found by the jury. That's still protected. This is only dealing with when the death penalty is imposed.

COLLIER: Absolutely, and so I don't think that—I believe that his concerns are already addressed in the bill that we have in front of us. So I want to make sure that members know that the concerns that Representative Schofield raised are already addressed in this bill and it's been taken care of, and so you have a great bill. I want to thank you so much, and I fully support this bill.

LEACH: Thank you, Madam Chair, for your leadership. I again want to thank, of course, Chairman Dutton here and Representative S. Thompson, Speaker Moody, Representative Krause, so many of you who are passionate about this issue and have worked with us. Members, in closing, I want to challenge you as your friend and your colleague, and I specifically want to talk to my republican counterparts, especially those who are going to be voting on pro-life bills as early as tomorrow. Members, it is our obligation as legislators, as Texans, and for those of us who pride ourselves on doing everything we can to protect innocent life, I encourage you and implore you to think deeply about the death penalty in Texas. Just today, I read a story from our state to the north, Oklahoma, where they literally have found DNA evidence exonerating a man who was executed four years ago. That should keep us up at night. And so I ask your support of this bill. This is commonsense legislation that every single one of us should be able to support. And going forward, whether this is your first term, your last term, or whether you're here 10 more terms, this is a conversation that every session we should take seriously and should be open to being very thoughtful and intentional about as legislators.

A record vote was requested by Representative Moody.

CSHB 1340, as amended, was passed to engrossment by (Record 709): 139 Yeas, 4 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton;

Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Hefner; Holland; Leman; Murr.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Lambert.

Absent — Cyrier; Dean; Turner, C.

STATEMENTS OF VOTE

When Record No. 709 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

When Record No. 709 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 709 was taken, I was in the house but away from my desk. I would have voted yes.

C. Turner

REMARKS ORDERED PRINTED

Representative Canales moved to print all remarks on **CSHB 1340**.

The motion prevailed.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 3).

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Leach on motion of Burrows.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSHB 1869 ON SECOND READING
(by Burrows, Bonnen, Middleton, et al.)

CSHB 1869, A bill to be entitled An Act relating to the definition of debt for the purposes of calculating certain ad valorem tax rates of a taxing unit.

CSHB 1869 was read second time on May 3, postponed until 1 p.m. today, and was again postponed until this time.

Amendment No. 1

Representative Cyrier offered the following amendment to **CSHB 1869**:

Amend **CSHB 1869** (house committee report) on page 2 by striking lines 5 through 13 and substituting the following:

(9) "Designated infrastructure" means:

(A) infrastructure, including a facility, equipment, rights-of-way, or land, for the following purposes:

(i) streets, roads, highways, bridges, sidewalks, parks, landfills, or airports;

(ii) telecommunications, wireless communications, information technology systems, applications, hardware, or software;

(iii) cyber security;

(iv) as part of any school district, hospital district created by general or special law that includes a teaching hospital, utility system, water supply project, water plant, wastewater plant, water and wastewater distribution or conveyance facility, wharf, dock, or flood control and drainage project; or

(v) police stations, fire stations, or other public safety facilities, jails, juvenile detention facilities, or judicial facilities;

(B) emergency vehicles for police, fire, or emergency medical services;

(C) maintenance vehicles; or

(D) heavy equipment or machinery.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Moody offered the following amendment to **CSHB 1869**:

Amend **CSHB 1869** (house committee report) as follows:

(1) On page 1, line 23, strike "or".

(2) On page 2, line 1, strike "[~~,~~] or".

(3) On page 2, between lines 1 and 2, insert the following:

(g) is issued for renovating, improving, or equipping existing buildings or facilities;

(h) is issued for vehicles or equipment; or

(i) is issued for a project under Chapter 311, Tax Code, or Chapter 222, Transportation Code, that is located in a reinvestment zone created under one of those chapters;[~~,~~] or

Amendment No. 2 was adopted.

Amendment No. 3

Representatives Martinez Fischer, Cortez, Pacheco, Gervin-Hawkins, Minjarez, Larson, Lopez, Campos, Allison, and Bernal offered the following amendment to **CSHB 1869**:

Amend **CSHB 1869** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____. Chapter 26, Tax Code, is amended by adding Section 26.014 to read as follows:

Sec. 26.014. DEBT FOR CERTAIN TAXING UNITS. (a) This section applies only to:

(1) a county with a population of at least 1.7 million that contains a municipality in which at least 75 percent of the county's population resides; and

(2) a taxing unit any part of which is located in a county described by Subdivision (1).

(b) In this chapter, "debt" means a bond, warrant, certificate of obligation, or other evidence of indebtedness owed by a taxing unit that is payable solely from property taxes in installments over a period of more than one year, not budgeted for payment from maintenance and operations funds, and secured by a pledge of property taxes, or a payment made under contract to secure indebtedness of a similar nature issued by another political subdivision on behalf of the taxing unit.

Amendment No. 3 was adopted.

CSHB 1869, as amended, was passed to engrossment. (Darby, Dean, Herrero, Hunter, and Shine recorded voting no.)

GENERAL STATE CALENDAR
(consideration continued)

HB 3354 ON SECOND READING
(by Burrows)

HB 3354, A bill to be entitled An Act relating to the location of certain justice courts.

HB 3354 was passed to engrossment.

CSHB 1300 ON SECOND READING
(by Guillen)

CSHB 1300, A bill to be entitled An Act relating to the reading and marking of a ballot by a person occupying a voting station or by the person's child.

Amendment No. 1

Representative Martinez Fischer offered the following amendment to **CSHB 1300**:

Amend **CSHB 1300** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Subchapter E, Chapter 31, Election Code, is amended by adding Section 31.126 to read as follows:

Sec. 31.126. EDUCATIONAL MATERIALS ON CHILD PARTICIPATION IN VOTING. (a) The secretary of state shall develop voter education materials for parents on the procedures under Section 64.002(b) that allow a child under 14 years of age to read and mark the ballot while accompanying the child's parent to a voting station. The secretary shall make the voter education materials available on the secretary's Internet website.

(b) The county officer responsible for administering elections in a county to which Section 31.125 applies shall make the voter education materials developed by the secretary of state under Subsection (a) available on the county's Internet website.

Amendment No. 1 was adopted.

CSHB 1300, as amended, was passed to engrossment.

CSHB 3535 ON SECOND READING
(by Hunter)

CSHB 3535, A bill to be entitled An Act relating to the availability of dates of birth under the public information law.

CSHB 3535 was passed to engrossment.

HB 2924 ON SECOND READING
(by Dutton)

HB 2924, A bill to be entitled An Act relating to certain grounds for the involuntary termination of the parent-child relationship.

HB 2924 was passed to engrossment.

CSHB 1509 ON SECOND READING
(by Murphy)

CSHB 1509, A bill to be entitled An Act relating to enhancing the criminal penalties for certain repeat and habitual offenders.

CSHB 1509 was passed to engrossment. (Dean recorded voting no.)

CSHB 3923 ON SECOND READING
(by Oliverson, Shaheen, Rogers, et al.)

CSHB 3923, A bill to be entitled An Act relating to multiple employer welfare arrangements.

CSHB 3923 was passed to engrossment.

HB 1518 ON SECOND READING
(by Dutton)

HB 1518, A bill to be entitled An Act relating to the hours for selling alcoholic beverages in certain establishments.

HB 1518 was passed to engrossment.

HB 3046 ON SECOND READING
(by Middleton, Burrows, Metcalf, Harris, et al.)

HB 3046, A bill to be entitled An Act relating to the identification of and prohibited cooperation by state and local entities with certain federal acts that violate the United States Constitution.

Amendment No. 1

Representative Middleton offered the following amendment to **HB 3046**:

Amend **HB 3046** (house committee printing) on page 3, between lines 2 and 3, by inserting the following:

Sec. 793.004. INJUNCTIVE RELIEF. The attorney general may bring an action in a district court in Travis County or in a county in which the political subdivision is located to enjoin a violation of Section 793.003.

Amendment No. 1 was adopted.

Amendment No. 2

Representative J. Turner offered the following amendment to **HB 3046**:

Amend **HB 3046** (house committee printing) on page 2, line 27, by striking "court" and substituting "federal court in a decision that has not been stayed, reversed, or overruled".

Amendment No. 2 was adopted.

A record vote was requested by Representative Biedermann.

HB 3046, as amended, was passed to engrossment by (Record 710): 83 Yeas, 61 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leman; Longoria; Lozano; Lucio; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Lambert; Leach.

Absent — Dominguez.

CSHB 1564 ON SECOND READING
(by M. González)

CSHB 1564, A bill to be entitled An Act relating to the appointment of a receivership for and disposition of certain platted lots that are abandoned, unoccupied, and undeveloped in certain counties.

CSHB 1564 was passed to engrossment. (Dean recorded voting no.)

CSHB 3215 ON SECOND READING
(by Geren)

CSHB 3215, A bill to be entitled An Act relating to energy efficiency building standards.

Amendment No. 1

Representative Geren offered the following amendment to **CSHB 3215**:

Amend **CSHB 3215** (house committee printing) as follows:

(1) On page 1, line 4, strike "388.003(i) and (j)" and substitute "388.003(i), (j), and (k)".

(2) On page 1, line 13, between the period and "Standard", insert "A home energy rating system index utilizing".

(3) On page 1, strike lines 18-19 and substitute the following:

~~compliance path~~] as described by Subsection (j) shall be considered in compliance provided that:

(1) the building meets the mandatory requirements of Section R406.2 of the 2018 International Energy Conservation Code; and

(2) the building thermal envelope is equal to or greater than the levels of efficiency and solar heat gain coefficient in Table R402.1.2 or Table R402.1.4 of the 2018 International Energy Conservation Code.

(4) On page 2, lines 2-4, strike "in an optional compliance path of the energy efficiency chapter of the International Residential Code" and substitute "[~~in an optional compliance path of the energy efficiency chapter of the International Residential Code~~]".

(5) On page 2, line 10, strike "and" and substitute "[~~and~~]".

(6) On page 2, between lines 12 and 13, insert the following:

(C) 57 or lower on or after September 1, 2025; and

(D) 55 or lower on or after September 1, 2028;

(7) On page 2, lines 17 and 19, strike "and" and substitute "[~~and~~]".

(8) On page 2, between lines 19 and 20, insert the following:

(C) 57 or lower on or after September 1, 2025; and

(D) 55 or lower on or after September 1, 2028; and

(9) On page 2, line 24, strike "and" and substitute "[~~and~~]".

(10) On page 2, line 26, between "2022" and the period, insert the following:

;

(C) 61 or lower on or after September 1, 2025; and

(D) 59 or lower on or after September 1, 2028

(11) Strike page 2, line 27, through page 3, line 1, and substitute the following:

(k) This subsection and Subsection (j) expire September 1, 2031 [~~2025~~].

(12) Renumber the SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

CSHB 3215, as amended, was passed to engrossment.

CSHB 1193 ON SECOND READING
(by Wu, Rose, White, Leach, and Moody)

CSHB 1193, A bill to be entitled An Act relating to the jurisdiction of a juvenile court over certain persons and to the sealing and nondisclosure of certain juvenile records.

CSHB 1193 was passed to engrossment.

HB 1646 ON SECOND READING
(by Lambert, Price, Vo, S. Thompson, et al.)

HB 1646, A bill to be entitled An Act relating to modification of certain prescription drug benefits and coverage offered by certain health benefit plans.

HB 1646 was passed to engrossment. (Dean recorded voting no.)

CSHB 2867 ON SECOND READING
(by Raymond and Guillen)

CSHB 2867, A bill to be entitled An Act relating to the issuance of a temporary license for an assisted living facility that has a change in ownership.

CSHB 2867 was passed to engrossment.

HB 246 ON SECOND READING
(by Murr and Cook)

HB 246, A bill to be entitled An Act relating to the prosecution of the criminal offense of improper relationship between educator and student.

Representative Holland moved to postpone consideration of **HB 246** until 3:30 p.m. today.

The motion prevailed.

HB 622 ON SECOND READING
(by Gervin-Hawkins)

HB 622, A bill to be entitled An Act relating to creating abbreviated educator preparation programs for certification in marketing education and certification in health science technology education.

Amendment No. 1

On behalf of Representative Meza, Representative Gervin-Hawkins offered the following amendment to **HB 622**:

Amend **HB 622** (house committee printing) as follows:

(1) On page 1, line 17, between "that" and "each", insert the following:

(1)

(2) On page 1, line 18, between "training" and the underlined period, insert the following:

; and

(2) persons certified under the programs may not be issued additional certifications based on the person's performance on an examination prescribed under Section 21.048

Amendment No. 1 was adopted.

HB 622, as amended, was passed to engrossment.

CSHB 2497 ON SECOND READING
(by Parker, Oliverson, Metcalf, Landgraf, Lambert, et al.)

CSHB 2497, A bill to be entitled An Act relating to the establishment and duties of the Texas 1836 Project.

Amendment No. 1

Representative Parker offered the following amendment to **CSHB 2497**:

Amend **CSHB 2497** (house committee report) by striking page 3, lines 3-4, and substituting the following:
Texas Independence and other items listed in Subdivisions (1)(A)-(D);

Amendment No. 1 was adopted.

Amendment No. 2

Representative Parker offered the following amendment to **CSHB 2497**:

Amend **CSHB 2497** (house committee printing) as follows:

(1) On page 4, line 11, between "prepare" and "a", insert "and produce".

(2) On page 4, line 21, between "prepare" and "additional", insert "and produce".

(3) On page 4, between lines 25 and 26, insert the following:

(d) To the extent existing agency resources are available for this purpose, the Texas Education Agency may provide to the 1836 Project any agency resources necessary to prepare or produce a report described by this section.

(4) On page 5, line 3, between the underlined period and "The", insert "(a)".

(5) On page 5, line 5, strike "license." and substitute the following:
license:

(1) after applying under Section 521.144; or

(2) with an expiration provided by Section 521.271(a-2) or (a-3).

(b) The department shall make the pamphlet described by Section 451.005, Government Code, available to the public on the department's Internet website.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Slaton offered the following amendment to **CSHB 2497**:

Amend **CSHB 2497** (house committee report) on page 2, line 21, between the underlined comma and "and", by inserting "the Christian heritage of this state,".

Amendment No. 3 was adopted.

Amendment No. 4

Representative Slaton offered the following amendment to **CSHB 2497**:

Amend **CSHB 2497** (house committee report) on page 2, line 21, between the underlined comma and "and", by inserting "this state's heritage of keeping and bearing firearms in defense of life and liberty and for use in hunting,".

Amendment No. 4 was adopted.

Amendment No. 5

Representative C. Turner offered the following amendment to **CSHB 2497**:

Amend **CSHB 2497** (house committee report) as follows:

(1) On page 2, line 23, strike "and".

(2) On page 2, strike line 24 and substitute the following:

(D) state civics; and

(E) the role of this state in passing and reauthorizing the federal Voting Rights Act of 1965 (52 U.S.C. Section 10101 et seq.), highlighting:

(i) President Lyndon B. Johnson's signing of the act;

(ii) President George W. Bush's 25-year extension of the act; and

(iii) Congresswoman Barbara Jordan's successful efforts to broaden the act to include Spanish-speaking communities;

Amendment No. 5 was adopted.

CSHB 2497, as amended, was passed to engrossment.

SB 295 ON SECOND READING
(Minjarez - House Sponsor)

SB 295, A bill to be entitled An Act relating to the confidential and privileged communications and records of victims of certain sexual assault offenses.

SB 295 was considered in lieu of **HB 1374**.

Amendment No. 1

Representative S. Thompson offered the following amendment to **SB 295**:

Amend **SB 295** by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Chapter 98, Civil Practice and Remedies Code, is amended by adding Section 98.007 to read as follows:

Sec. 98.007. CONFIDENTIAL IDENTITY IN CERTAIN ACTIONS. (a) In this section, "confidential identity" means:

(1) the use of a pseudonym; and

(2) the absence of any other identifying information, including address, telephone number, and social security number.

(b) This section applies only to a civil action under this chapter against a defendant alleged to have engaged in conduct that constitutes an offense under Section 20A.02(3), (4), (7), or (8), Penal Code.

(c) Except as otherwise provided by this section, in an action to which this section applies, the court shall:

(1) make it known to the claimant as early as possible in the proceedings of the action that the claimant may use a confidential identity in relation to the action;

(2) allow a claimant to use a confidential identity in all petitions, filings, and other documents presented to the court;

(3) use the confidential identity in all of the court's proceedings and records relating to the action, including any appellate proceedings; and

(4) maintain the records relating to the action in a manner that protects the confidentiality of the claimant.

(d) In a suit to which this section applies, only the following persons are entitled to know the true identifying information about the claimant:

(1) the judge;

(2) a party to the action;

(3) the attorney representing a party to the action; and

(4) a person authorized by a written order of a court specific to that person.

(e) The court shall order that a person entitled to know the true identifying information under Subsection (d) may not divulge that information to anyone without a written order of the court. A court shall hold a person who violates the order in contempt.

(f) Notwithstanding Section 22.004, Government Code, the supreme court may not amend or adopt rules in conflict with this section.

(g) A claimant is not required to use a confidential identity as provided by this section.

SECTION ____. Section 420.003(4), Government Code, is amended to read as follows:

(4) "Sexual assault" means any act or attempted act as described by Section 20A.02(a)(3), (4), (7), or (8), 21.02, 21.11, 22.011, 22.021, or 25.02, Penal Code.

Amendment No. 1 was adopted.

SB 295, as amended, was passed to third reading.

HB 1374 - LAID ON THE TABLE SUBJECT TO CALL

Representative Minjarez moved to lay **HB 1374** on the table subject to call.

The motion prevailed.

HB 1397 ON SECOND READING
(by White, et al.)

HB 1397, A bill to be entitled An Act relating to the required disclosure of entities with an ownership interest in a vendor of voting system equipment.

A record vote was requested by Representative Biedermann.

HB 1397 was passed to engrossment by (Record 711): 143 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Lambert; Leach.

Absent — Hinojosa; Murphy.

SB 1334 ON SECOND READING
(Canales - House Sponsor)

SB 1334, A bill to be entitled An Act relating to the lease, rental, and donation to the United States of certain facilities relating to a toll bridge by certain counties and municipalities.

SB 1334 was considered in lieu of **HB 2843**.

SB 1334 was passed to third reading.

HB 2843 - LAID ON THE TABLE SUBJECT TO CALL

Representative Canales moved to lay **HB 2843** on the table subject to call.

The motion prevailed.

CSHB 1080 ON SECOND READING
(by Patterson, Lozano, Talarico, and Bernal)

CSHB 1080, A bill to be entitled An Act relating to the eligibility for participation in University Interscholastic League activities of certain public school students who receive outpatient mental health services.

CSHB 1080 was passed to engrossment.

CSHB 2692 ON SECOND READING
(by Landgraf, Harris, and Patterson)

CSHB 2692, A bill to be entitled An Act relating to the regulation of radioactive waste; reducing a surcharge; reducing a fee.

Representative Harris moved to postpone consideration of **CSHB 2692** until the end of today's calendar.

The motion prevailed.

CSHB 3777 ON SECOND READING
(by Noble and Guillen)

CSHB 3777, A bill to be entitled An Act relating to eligible costs and expenses for purposes of the franchise tax credit for the certified rehabilitation of certified historic structures.

CSHB 3777 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE MARTINEZ FISCHER: Representative Noble, just for the purposes of legislative intent, I know we've been working on this for quite some time, and San Antonio has benefited or has applied and used this program. Is that your understanding?

REPRESENTATIVE NOBLE: Yes, they have.

MARTINEZ FISCHER: And so far as going forward, with respect to the law, you and I both have been working with the Historical Commission, and as you and I understand it, the way this law is being proposed is that this will not apply to the existing project of the Alameda Theater in San Antonio. Is that correct?

NOBLE: Absolutely. The Alameda Theater, in particular, its operation, restoration, and maintenance are under control of the Alameda Theater Conservancy, and therefore it does qualify for this tax credit.

MARTINEZ FISCHER: Thank you. That's my understanding, too. And Representative Noble, as it relates to projects at the San Antonio historical missions, all of our historical missions there now would also not be impacted by this change in law. Is that correct?

NOBLE: You are absolutely correct. Because those missions are under the control of a nonprofit, the Catholic Archdiocese, then they are also absolutely under this bill.

MARTINEZ FISCHER: Thank you. And then, we've talked about the Alamo and we've sort of had a discussion as it relates to any city-owned property, that if they were to enter into a nonprofit arrangement similar to the Alameda or similar to the missions, that they, too, might also be able to seek the benefit of this historic tax credit. Is that your understanding?

NOBLE: It is my understanding that the Alamo itself sits on state property. Therefore, we wouldn't need a tax credit in order to do restoration on it. The Cenotaph, in fact, sits on city property, but if the City of San Antonio places that area under the control of a nonprofit and is not the lessee of that project, the repair should be eligible for these tax credits.

MARTINEZ FISCHER: As it relates to anything on the city property, is that correct?

NOBLE: If they have given control over to a nonprofit.

REMARKS ORDERED PRINTED

Representative Martinez Fischer moved to print remarks between Representative Noble and Representative Martinez Fischer on **CSHB 3777**.

The motion prevailed.

CSHB 3777 was passed to engrossment.

SB 1555 ON SECOND READING
(Raney and Button - House Sponsors)

SB 1555, A bill to be entitled An Act relating to establishing reimbursement rates for certain child-care providers participating in the subsidized child-care program administered by the Texas Workforce Commission.

SB 1555 was considered in lieu of **HB 1695**.

SB 1555 was passed to third reading. (Leach recorded voting no.)

HB 1695 - LAID ON THE TABLE SUBJECT TO CALL

Representative Raney moved to lay **HB 1695** on the table subject to call.

The motion prevailed.

CSHB 3893 ON SECOND READING
(by Hinojosa, Cyrier, Rodriguez, and Talarico)

CSHB 3893, A bill to be entitled An Act relating to the modification of a 99-year lease of certain state property to the City of Austin and the grant of a 99-year lease of certain state property and certain easements to the Capital Metropolitan Transportation Authority.

Amendment No. 1

Representative Cyrier offered the following amendment to **CSHB 3893**:

Amend **CSHB 3893** (house committee report) as follows:

(1) On page 1, line 7, strike "Section 2B(a)" and substitute "Sections 2B(a) and (b)".

(2) On page 1, line 8, strike "is" and substitute "are".

(3) On page 1, line 18, between "public" and "uses", insert "park".

(4) On page 1, between lines 21 and 22, insert the following:

(b) In the event, however, the City of Austin should fail to use the property described in Section 1 or 2A(a)(1) or (2) of this Act for the purpose or purposes designated, that property shall revert to the State as upon breach of condition subsequent, provided, however, that if the exercise of the rights and interests granted to the Capital Metropolitan Transportation Authority under Section 3 of this Act prevents the use of the property for a purpose designated for any period of time during the lease, such failure shall not be a breach of conditions.

(5) On page 2, line 5, between "described" and "in", insert "only".

(6) On page 2, line 10, between "section" and "for", insert "only".

(7) On page 2, line 12, between "any" and "retail", insert "related".

(8) On page 3, line 15, between "described" and "in", insert "only".

(9) On page 3, line 18, strike "as much" and substitute "the minimum amount".

(10) On page 3, line 19, strike "consider necessary" and substitute the following:

reasonably consider necessary:

(A) for a period not to exceed five years from the commencement of construction in connection with the installation of the transportation facilities described by Subsection (b) of this section or the surface ancillary amenities described by Subdivision (5) of this subsection; and

(B)

(11) On page 3, line 20, between "time" and "for", insert "after the period described by Paragraph (A) of this subdivision".

(12) On page 3, line 20, strike "constructing" and substitute "renovating".

(13) On page 3, line 21, strike "and" and substitute "or".

(14) On page 3, line 25, strike "vehicular" and substitute "maintenance vehicle".

(15) On page 4, line 14, strike "and" and substitute "or".

(16) On page 4, line 15, strike "lines, including" and substitute the following:

lines:

(i) including

(17) On page 4, line 19, strike "equipment;" and substitute the following:

equipment; and

(ii) excluding any substation;

(18) On page 5, strike lines 7 through 14 and substitute the following:

(5) an encroachment easement for the Capital Metropolitan Transportation Authority to install over the surface of the property, for the purpose of providing access to the transportation facilities described by Subsection (b) of this section, surface ancillary amenities compatible with public park uses as follows:

(A) for a period not to exceed five years from the commencement of construction in connection with the installation of the transportation facilities described by Subsection (b) of this section, the right to construct and install aboveground signage, booths, walkways, sidewalks, elevators, stairwells, escalators, awnings, entryways, exits, fences, landscaping, air intakes or exits, trash receptacles, and other public amenities; and

(B) from time to time after the period described by Paragraph (A) of this subdivision, the right to:

(i) maintain, repair, replace, or remove a surface ancillary amenity listed in Paragraph (A) of this subdivision; and

(ii) construct or install fences, landscaping, trash receptacles, and surface ancillary amenities that are wayfinding in nature, including aboveground signage, booths, and awnings.

(19) On page 5, line 15, between "(d)" and "Each", insert the following:

The Capital Metropolitan Transportation Authority shall, in exercising the Capital Metropolitan Transportation Authority's rights and interests on the surface of the property:

(1) to mitigate and minimize harm to the public park uses, take measures that, at a minimum, comply with 49 U.S.C. Section 303 and 23 U.S.C. Section 138; and

(2) use best efforts to preserve and protect any existing trees that are 24 caliper inches or larger.

(e)

(20) On page 5, line 27, strike "(e)" and substitute "(f)".

(21) On page 6, line 12, strike "(f)" and substitute "(g)".

(22) On page 7, line 2, strike "(g)" and substitute "(h)".

Amendment No. 1 was adopted.

CSHB 3893, as amended, was passed to engrossment. (Leach recorded voting no.)

CSHB 3276 ON SECOND READING
(by Parker, Cain, Schofield, and Fierro)

CSHB 3276, A bill to be entitled An Act relating to the security of voted ballots.

Representative Parker moved to postpone consideration of **CSHB 3276** until 10 a.m. Thursday, May 6.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

At 3 p.m., the following committee meeting was announced:

Calendars, 5 p.m. today, 3W.15, for a formal meeting, to consider a calendar.

CSHB 1488 ON SECOND READING
(by Dean and Raymond)

CSHB 1488, A bill to be entitled An Act relating to state agency reports submitted to the legislature.

Amendment No. 1

Representative Schofield offered the following amendment to **CSHB 1488**:

Amend **CSHB 1488** as follows:

(1) On page 1, strike lines 9-15.

(2) On page 1, line 8, strike the colon and insert "may request that the Sunset Commission recommend to the legislature that the requirement to submit the report be discontinued by legislation to be considered at the legislature's next regular session on or after the 10th anniversary of the date the state agency first submitted the report to the legislature."

Amendment No. 1 was adopted.

A record vote was requested by Representative Cason.

CSHB 1488, as amended, was passed to engrossment by (Record 712): 126 Yeas, 11 Nays, 2 Present, not voting.

Yeas — Allen; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Hefner; Klick; Krause; Schaefer; Slaton; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Lambert; Leach.

Absent — Allison; Collier; Guillen; King, P.; Muñoz; Ramos; Raymond; Rose.

STATEMENTS OF VOTE

When Record No. 712 was taken, I was temporarily out of the house chamber. I would have voted yes.

Allison

When Record No. 712 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 712 was taken, I was in the house but away from my desk. I would have voted yes.

Collier

When Record No. 712 was taken, I was in the house but away from my desk. I would have voted yes.

Guillen

When Record No. 712 was taken, I was in the house but away from my desk. I would have voted yes.

P. King

When Record No. 712 was taken, I was in the house but away from my desk. I would have voted yes.

Muñoz

When Record No. 712 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 712 was taken, I was in the house but away from my desk. I would have voted yes.

Ramos

When Record No. 712 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 712 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

SB 43 ON SECOND READING
(Ortega, Parker, Capriglione, Muñoz, and Rodriguez - House Sponsors)

SB 43, A bill to be entitled An Act relating to residential mortgage loans, including the financing of residential real estate purchases by means of a wrap mortgage loan; providing licensing and registration requirements; authorizing an administrative penalty.

SB 43 was considered in lieu of **HB 216**.

Amendment No. 1

Representative Parker offered the following amendment to **SB 43**:

Amend **SB 43** (house committee report) as follows:

(1) On page 1, line 24, strike "five" and replace with "three".

(2) Strike the subsection on page 2, lines 13-20, and replace with: "(b) In determining eligibility for an exemption under Subsection (a-1)(3), two or more owners of residential real estate are considered a single owner for the purpose of computing the number of mortgage loans made within the period specified by that subdivision if any of the owners are an entity or an affiliate of an entity, including a general partnership, limited partnership, limited liability corporation, or corporation, as defined by Section 1.002, Business Organizations Code."

(3) On page 3, line 13, strike "five" and replace with "three".

(4) Strike the subsection on page 3, line 26, through page 4, line 6, and replace with: "(f) In determining eligibility for an exemption under Subsection (c)(2), two or more owners of residential real estate are considered a single owner for the purpose of computing the number of mortgage loans made within the period specified by that subdivision if any of the owners are an entity or an

affiliate of an entity, including a general partnership, limited partnership, limited liability corporation, or corporation, as defined by Section 1.002, Business Organizations Code."

(5) On page 6, line 24, strike "five" and replace with "three".

(6) On page 7, lines 1-8, strike the subsection and replace with: "(b) In determining eligibility for an exemption under Subsection (a)(4), two or more owners of residential real estate are considered a single owner for the purpose of computing the number of mortgage loans made within the period specified by that subdivision if any of the owners are an entity or an affiliate of an entity, including a general partnership, limited partnership, limited liability corporation, or corporation, as defined by Section 1.002, Business Organizations Code."

(7) On page 17, line 10, strike "five" and replace with "three".

(8) On page 17, line 14, strike "five" and replace with "three".

(9) On page 17, lines 18-26, strike the subsection and replace with: "(d) In determining eligibility for an exemption under Subsection (a)(5) or (6), two or more owners of residential real estate are considered a single owner for the purpose of computing the number of mortgage loans made within the period specified by that subdivision if any of the owners are an entity or an affiliate of an entity, including a general partnership, limited partnership, limited liability corporation, or corporation, as defined by Section 1.002, Business Organizations Code."

Amendment No. 1 was adopted.

A record vote was requested by Representative Cason.

SB 43, as amended, was passed to third reading by (Record 713): 91 Yeas, 42 Nays, 2 Present, not voting.

Yeas — Allen; Anderson; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Larson; Longoria; Lopez; Lozano; Lucio; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Raney; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Bell, C.; Bell, K.; Biedermann; Buckley; Burns; Cain; Capriglione; Cason; Cook; Cyrier; Dean; Harris; Hefner; Holland; Hull; Jetton; Klick; Krause; Kuempel; Landgraf; Leman; Middleton; Murr; Oliverson; Patterson; Paul; Sanford; Schaefer; Schofield; Shine; Slaton; Slawson; Smith; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Anchia; Lambert; Leach.

Absent — Bonnen; Craddick; Guillen; Martinez; Metcalf; Moody; Morrison; Muñoz; Parker; Ramos; Raymond; Shaheen.

STATEMENTS OF VOTE

When Record No. 713 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 713 was taken, I was in the house but away from my desk. I would have voted no.

Craddick

When Record No. 713 was taken, I was shown voting yes. I intended to vote no.

Ellzey

When Record No. 713 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 713 was taken, my vote failed to register. I would have voted yes.

Guillen

When Record No. 713 was taken, my vote failed to register. I would have voted no.

Metcalf

When Record No. 713 was taken, I was in the house but away from my desk. I would have voted yes.

Muñoz

When Record No. 713 was taken, I was in the house but away from my desk. I would have voted yes.

Ramos

When Record No. 713 was taken, I was in the house but away from my desk. I would have voted no.

Shaheen

HB 216 - LAID ON THE TABLE SUBJECT TO CALL

Representative Ortega moved to lay **HB 216** on the table subject to call.

The motion prevailed.

CSHB 1681 ON SECOND READING
(by Harless)

CSHB 1681, A bill to be entitled An Act relating to the construction of certain assisted living facilities within a 500-year floodplain in certain counties.

CSHB 1681 was passed to engrossment. (Dean recorded voting no.)

CSHB 211 ON SECOND READING
(by Thierry, Burrows, and Noble)

CSHB 211, A bill to be entitled An Act relating to sales and use taxes on e-cigarette vapor products and alternative nicotine products and the computation of taxes imposed on modified risk tobacco products; imposing taxes; reducing the rates of certain taxes imposed on modified risk tobacco products.

CSHB 211 - POINT OF ORDER

Representative Tinderholt raised a point of order against further consideration of **CSHB 211** under Rule 4, Section 40, and Rule 11, Section 2, of the House Rules.

(Speaker in the chair)

The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER
on House Bill 211

Announced in the House on May 4, 2021

Representative Tinderholt raises a point of order against further consideration of **CSHB 211** under Rule 4, Section 40, and Rule 11, Section 2, of the House Rules on the grounds that the committee substitute is not germane.

The bill as introduced imposed a sales and use tax on a single class of products, e-cigarette and vapor products. The committee substitute expanded the bill to include taxes on both alternative nicotine and modified risk tobacco products. As expressly defined by the substitute, neither of those is of the same class as the class of products in the original bill. For this reason, the substitute is not germane.

Accordingly, the point of order is well-taken and sustained. Pursuant to Rule 4, Section 41, the bill is returned to the Committee on Calendars.

CSHB 211 was returned to the Committee on Calendars.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

HB 246 ON SECOND READING
(by Murr and Cook)

HB 246, A bill to be entitled An Act relating to the prosecution of the criminal offense of improper relationship between educator and student.

HB 246 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Shine offered the following amendment to **HB 246**:

Amend **HB 246** (house committee report) on page 1 as follows:
(1). On line 12, strike "Subsection" and substitute "Subsections (d-1) and".

(2) Between lines 12 and 13, insert the following:

(d-1) A public or private primary or secondary school may not release to the public the name of an employee of the school who is accused of committing an offense under this section until the employee is indicted for the offense.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Beckley offered the following amendment to **HB 246**:

Amend **HB 246** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 21.06, Penal Code, is repealed.

Amendment No. 2 - Point of Order

Representative Murr raised a point of order against further consideration of Amendment No. 2 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane. The point of order was withdrawn.

Amendment No. 2 was withdrawn.

HB 246, as amended, was passed to engrossment.

GENERAL STATE CALENDAR
(consideration continued)

CSHB 2136 ON SECOND READING
(by E. Thompson)

CSHB 2136, A bill to be entitled An Act relating to marine vessel projects in the diesel emissions reduction incentive program.

CSHB 2136 was passed to engrossment.

HB 1812 ON SECOND READING
(by Swanson)

HB 1812, A bill to be entitled An Act relating to filing fees for certain candidates for office in primary elections.

Representative Swanson moved to postpone consideration of **HB 1812** until 10 a.m. Thursday, May 6.

The motion prevailed.

CSHB 4346 ON SECOND READING
(by Leman, Cain, Paul, Vasut, Schofield, et al.)

CSHB 4346, A bill to be entitled An Act relating to the possession, carrying, or transportation of a firearm by certain persons during the use of an easement.

Amendment No. 1

Representative Leman offered the following amendment to **CSHB 4346**:

Amend **CSHB 4346** (house committee report) as follows:

(1) On page 1, lines 11 through 12, strike "or appurtenant easement".

(2) On page 1, line 17, strike "easement on" and substitute "access easement over".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Leman offered the following amendment to **CSHB 4346**:

Amend **CSHB 4346** (house committee report) as follows:

(1) On page 1, lines 7 through 8, between "FIREARMS" and "PROHIBITED", insert "OR ALCOHOLIC BEVERAGES".

(2) On page 1, line 8, strike ", "firearm"" and substitute the following:

:

(1) "Alcoholic beverage" has the meaning assigned by Section 1.04, Alcoholic Beverage Code.

(2) "Firearm"

(3) On page 1, line 14, between "firearm" and "while", insert "or an alcoholic beverage over the servient estate".

(4) On page 1, line 20, between "firearm" and "while", insert "or an alcoholic beverage over the servient estate".

Amendment No. 2 was adopted.

CSHB 4346, as amended, was passed to engrossment.

CSHB 463 ON SECOND READING
(by Shaheen, Swanson, and Clardy)

CSHB 463, A bill to be entitled An Act relating to ineligibility to serve as a poll watcher.

CSHB 463 - POINT OF ORDER

Representative C. Turner raised a point of order against further consideration of **CSHB 463** under Rule 4, Section 32(c)(5), of the House Rules on the grounds that the comparison section of the bill analysis is substantially misleading. The point of order was withdrawn.

Representative Shaheen moved to postpone consideration of **CSHB 463** until 10 a.m. Tuesday, June 1.

The motion prevailed.

HB 368 ON SECOND READING
(by Sherman, Reynolds, Romero, Bucy, and Talarico)

HB 368, A bill to be entitled An Act relating to the issuance of a driver's license to a state legislator or prosecutor that includes an alternative to the license holder's residence address.

Amendment No. 1

Representative Vasut offered the following amendment to **HB 368**:

Amend **HB 368** (house committee report) as follows:

(1) On page 1, lines 8-9, strike ", STATE LEGISLATORS,".

(2) On page 1, line 18, strike the underlined colon and substitute "a peace officer and a prosecutor.".

(3) On page 1, strike lines 19-21.

(4) On page 2, lines 16-17, strike "state legislator or".

(5) On page 3, line 9, after the underlined semicolon, add "and".

(6) On page 3, strike lines 10-11.

(7) On page 3, line 12, strike "(3)" and substitute "(2)".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Harless offered the following amendment to **HB 368**:

Amend **HB 368** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 63.0101, Election Code, is amended by adding Subsection (d) to read as follows:

(d) Pursuant to Section 63.001(c), proof of identification is presented only for the purpose of identifying a voter and not for verification of residence.

Amendment No. 2 was adopted.

A record vote was requested by Representative Slaton.

HB 368, as amended, was passed to engrossment by (Record 714): 136 Yeas, 10 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Ashby; Biedermann; Cain; Cason; Harris; Holland; Murr; Price; Slaton; Stucky.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Lambert; Leach.

STATEMENTS OF VOTE

When Record No. 714 was taken, I was shown voting no. I intended to vote yes.

Ashby

When Record No. 714 was taken, I was shown voting no. I intended to vote yes.

Biedermann

When Record No. 714 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 714 was taken, I was shown voting no. I intended to vote yes.

Cason

When Record No. 714 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 714 was taken, I was shown voting no. I intended to vote yes.

Harris

When Record No. 714 was taken, I was shown voting no. I intended to vote yes.

Holland

When Record No. 714 was taken, I was shown voting no. I intended to vote yes.

Price

When Record No. 714 was taken, I was shown voting no. I intended to vote yes.

Slaton

When Record No. 714 was taken, I was shown voting no. I intended to vote yes.

Stucky

HB 1477 ON SECOND READING
(by K. Bell, Leach, Cyrier, Romero, Raymond, et al.)

HB 1477, A bill to be entitled An Act relating to performance and payment bonds for public work contracts on public property leased to a nongovernmental entity.

Amendment No. 1

Representatives Rodriguez and Larson offered the following amendment to **HB 1477**:

Amend **HB 1477** (house committee report) as follows:

(1) On page 1, line 10, between "property" and the period, insert ", other than a person who leases property from a river authority created pursuant to Section 59, Article XVI, Texas Constitution, that owns electric generation capacity in excess of 1,000 megawatts."

(2) On page 1, line 15, after the period, insert "Public work contract does not include any contract entered into by a nongovernmental entity that leases property from a river authority created pursuant to Section 59, Article XVI, Texas Constitution, that owns electric generation capacity in excess of 1,000 megawatts."

(3) On page 1, line 20, between "to" and "contract", insert "enter into a public work".

Amendment No. 1 was adopted.

HB 1477, as amended, was passed to engrossment.

CSHB 1128 ON SECOND READING
(by Jetton, Harris, and Lozano)

CSHB 1128, A bill to be entitled An Act relating to persons permitted to be in a polling place or a place where ballots are being counted.

Amendment No. 1

Representative Bucy offered the following amendment to **CSHB 1128**:

Amend **CSHB 1128** (house committee printing) as follows:

(1) On page 1, between lines 18 and 19, insert the following appropriately numbered subdivisions and renumber subsequent subdivisions of added Section 61.001(a-1), Election Code, accordingly:

(____) the secretary of state;

(____) a staff member of the Elections Division of the Office of the Secretary of State performing an official duty in accordance with this code;

(____) an election official, a sheriff, or a staff member of an election official or sheriff delivering election supplies;

(2) On page 1, immediately following line 24, insert the following appropriately numbered subdivision and renumber subsequent subdivisions of added Section 61.001(a-1), Election Code, accordingly:

(____) a person accompanying a voter who has a disability;

Amendment No. 1 was adopted.

Amendment No. 2

Representative Rosenthal offered the following amendment to **CSHB 1128**:

Amend **CSHB 1128** (house committee printing) as follows:

(1) On page 2, line 8, between "Section 31.091," and "as necessary", insert "and designated employees of the officer".

(2) On page 2, lines 26-27, between "Section 31.091," and "as necessary", insert "and designated employees of the officer".

(3) On page 3, lines 19-20, between "Section 31.091," and "as necessary", insert "and designated employees of the officer".

Amendment No. 2 failed of adoption.

CSHB 1128, as amended, was passed to engrossment.

HB 2365 ON SECOND READING
(by Lopez)

HB 2365, A bill to be entitled An Act relating to the participation and reimbursement of certain military medical treatment facilities and affiliated health care providers under Medicaid.

HB 2365 was passed to engrossment.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 4).

COMMITTEE GRANTED PERMISSION TO MEET

Representative Burrows requested permission for the Committee on Calendars to meet while the house is in session, at 5 p.m. today, in 3W.15, to consider a calendar.

Permission to meet was granted.

CSHB 2308 ON SECOND READING
(by Gates, Frank, Leman, Minjarez, Rose, et al.)

CSHB 2308, A bill to be entitled An Act relating to procedures in certain suits affecting the parent-child relationship filed by the Department of Family and Protective Services.

Amendment No. 1

Representative Ramos offered the following amendment to **CSHB 2308**:

Amend **CSHB 2308** (house committee printing) as follows:

(1) On page 1, line 9, between "." and "An", insert "(a)".

(2) On page 2, between lines 13 and 14, insert the following:

(b) The affidavit required by Subsection (a) must describe all reasonable efforts that were made to prevent or eliminate the need for the removal of the child.

(3) On page 4, strike lines 14 through 15 and substitute the following:

SECTION 4. Section 262.105, Family Code, is amended by amending Subsection (b) and adding Subsection (c) to read as follows:

(4) On page 6, between lines 3 and 4, insert the following:

(c) The affidavit required by Subsection (b) must describe all reasonable efforts that were made to prevent or eliminate the need for the removal of the child.

(5) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 262.113, Family Code, is amended to read as follows:

Sec. 262.113. FILING SUIT WITHOUT TAKING POSSESSION OF CHILD. (a) An original suit filed by a governmental entity that requests to take possession of a child after notice and a hearing must be supported by an affidavit sworn to by a person with personal knowledge and stating facts sufficient to satisfy a person of ordinary prudence and caution that:

(1) there is a continuing danger to the physical health or safety of the child caused by an act or failure to act of the person entitled to possession of the child and that allowing the child to remain in the home would be contrary to the child's welfare; and

(2) reasonable efforts, consistent with the circumstances and providing for the safety of the child, have been made to prevent or eliminate the need to remove the child from the child's home.

(b) The affidavit required by Subsection (a) must describe all reasonable efforts that were made to prevent or eliminate the need for the removal of the child.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Wu offered the following amendment to **CSHB 2308**:

Amend **CSHB 2308** (house committee printing) as follows:

(1) In each of the following places, between "child" and "with", insert "with a relative or designated caregiver or":

(A) page 2, line 2;

(B) page 4, line 2;

(C) page 5, line 18; and

(D) page 7, line 8.

(2) On page 3, line 8, between "needed" and the underlined period, insert "and terminating the order is in the best interest of the child".

Amendment No. 2 was adopted.

CSHB 2308, as amended, was passed to engrossment.

CSHB 2063 ON SECOND READING
(by Ordaz Perez, Howard, Shaheen, Lucio, and Patterson)

CSHB 2063, A bill to be entitled An Act relating to the establishment of a state employee family leave pool.

CSHB 2063 was passed to engrossment.

CSHB 4534 ON SECOND READING
(by Gates, Capriglione, Parker, and Stephenson)

CSHB 4534, A bill to be entitled An Act relating to a study by the Employees Retirement System of Texas of certain state retirement system reforms.

CSHB 4534 was passed to engrossment.

HB 4670 - PERMISSION TO INTRODUCE

Representative Frank requested permission to introduce and have placed on first reading **HB 4670**.

Permission to introduce was granted by (Record 715): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Lambert; Leach.

Absent — Collier; González, J.; González, M.; Sherman.

COMMITTEES GRANTED PERMISSION TO MEET

Representative Krause moved that the house grant permission for all committees and subcommittees to meet while the house is in session, during bill referral today, pursuant to their committee postings or recess motions.

Permission to meet was granted.

FIVE-DAY POSTING RULE SUSPENDED

Representative White moved to suspend the five-day posting rule to allow the Committee on Homeland Security and Public Safety to consider **HB 821** and **SB 69** at 8 a.m. tomorrow in E2.012.

The motion prevailed.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 2.)

FIVE-DAY POSTING RULE SUSPENDED

Representative Parker moved to suspend the five-day posting rule to allow the Committee on Pensions, Investments, and Financial Services to consider **HB 4670** at 9 a.m. tomorrow in E2.030.

The motion prevailed.

PROVIDING FOR ADJOURNMENT

At 5:05 p.m., Representative Parker moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Cortez in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 5:18 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HB 4665 (By Sanford), Relating to the creation of the Raintree Municipal Utility District No. 1 of Collin County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

HB 4666 (By Anderson), Relating to the creation of the Lorena Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Urban Affairs.

HB 4667 (By E. Morales), Relating to the transfer of certain state property from the Department of Public Safety to the City of Eagle Pass.
To Land and Resource Management.

HCR 104 (By Hunter), Requesting the lieutenant governor and the speaker of the house of representatives to create a joint interim committee to study the regulation by the Texas Commission on Environmental Quality of preproduction plastic from point and nonpoint sources.
To House Administration.

HR 934 (By Frullo), Congratulating Genesis D. Walker on being named a 2021 Regional Youth of the Year by the Boys & Girls Clubs of America.
To Resolutions Calendars.

HR 935 (By Davis), Congratulating Dr. Denny D. Davis Sr. on his 30th anniversary as pastor of St. John Church in Grand Prairie.
To Resolutions Calendars.

HR 936 (By Davis), Commemorating the 100th anniversary of St. John Baptist Church in Grand Prairie.
To Resolutions Calendars.

HR 937 (By Perez), Commemorating the 90th anniversary of the Morales Funeral Home in Houston.
To Resolutions Calendars.

HR 938 (By Talarico), Congratulating Cindy Moser-Ja on her retirement from Round Rock ISD.
To Resolutions Calendars.

HR 939 (By C. Morales), Honoring Barrio Dogs for its 10 years of service to Houston.
To Resolutions Calendars.

HR 940 (By C. Morales), Congratulating Judge Richard C. Vara on his retirement as Harris County justice of the peace for Precinct 6.
To Resolutions Calendars.

HR 941 (By Muñoz), Congratulating Xavier Piña on his college acceptance and graduation from Palmview High School in La Joya ISD.
To Resolutions Calendars.

HR 942 (By Meyer), In memory of Joseph Patrick Tillotson of Southlake.
To Resolutions Calendars.

HR 943 (By Kacal), In memory of Deputy Sheriff Matthew Ryan Jones of the Falls County Sheriff's Department.
To Resolutions Calendars.

HR 944 (By Leach), Honoring the commitment of the Texas Young Republican Federation Policy Committee during the 87th Legislative Session.
To Resolutions Calendars.

HR 945 (By Kacal), In memory of Dr. Joe Frederick "Ric" Bennett Jr. of Coolidge.
To Resolutions Calendars.

HR 946 (By Price), Commemorating Mother's Day 2021.
To Resolutions Calendars.

HR 947 (By Price), Commemorating Mother's Day 2022.
To Resolutions Calendars.

HR 948 (By Price), In memory of Bill P. Knox, longtime editor for the Amarillo Globe-News.
To Resolutions Calendars.

HR 949 (By M. González), Commemorating the 10th anniversary of the relocation of the U.S. Army 1st Armored Division to Fort Bliss in El Paso.
To Resolutions Calendars.

HR 950 (By Price), Commemorating Armed Forces Day on May 15, 2021.
To Resolutions Calendars.

HR 951 (By Price), Commemorating Armed Forces Day on May 21, 2022.
To Resolutions Calendars.

HR 952 (By Hernandez), Commemorating the 75th anniversary of the incorporation of Jacinto City.
To Resolutions Calendars.

HR 953 (By Price), Commemorating Memorial Day 2021.
To Resolutions Calendars.

HR 954 (By Price), Commemorating Memorial Day 2022.
To Resolutions Calendars.

HR 955 (By Bucy), Congratulating Emily Richmond Gilby on her graduation from Southwestern University.
To Resolutions Calendars.

HR 956 (By Spiller), In memory of Darlene Bonner of Jacksboro.
To Resolutions Calendars.

HR 957 (By Spiller), In memory of Roger Dee Hensley.
To Resolutions Calendars.

HR 958 (By Ramos), Congratulating Carly Joliat on being named a 2021 Richardson ISD STARS Teacher.
To Resolutions Calendars.

HR 959 (By Ramos), Congratulating Cassie Starnes on being named a 2021 Richardson ISD STARS Teacher.
To Resolutions Calendars.

HR 960 (By Ramos), Congratulating Kenneth Stampe on being named a 2021 Richardson ISD STARS Teacher.
To Resolutions Calendars.

HR 961 (By Ramos), Congratulating Heather Pineda on being named a 2021 Richardson ISD STARS Teacher.
To Resolutions Calendars.

HR 962 (By Ramos), Congratulating Kandi Patak on being named a 2021 Richardson ISD STARS Teacher.
To Resolutions Calendars.

HR 963 (By Frullo), Congratulating the Lubbock Christian University women's basketball team on winning the 2021 NCAA Division II national championship.
To Resolutions Calendars.

HR 964 (By Vasut), In memory of Eddie Foster Roberts Sr. of Bay City.
To Resolutions Calendars.

HR 965 (By Schofield, Middleton, and Harris), Congratulating Justice Ken Wise of Houston on the 100th episode of the Wise About Texas podcast.
To Resolutions Calendars.

HR 966 (By White), Congratulating Rachel Clark on her selection as a Senior of Significance by Lamar University.
To Resolutions Calendars.

HR 967 (By Herrero), In memory of Sam Fore Keach of Robstown.
To Resolutions Calendars.

HR 968 (By Herrero), In memory of Aaron Lee Ramon of Banquete.
To Resolutions Calendars.

HR 969 (By C. Morales), Commemorating the completion of the Latina Icons Mural in Houston's East End.
To Resolutions Calendars.

HR 970 (By C. Morales), Congratulating the Honorable Esmeralda Peña Garcia on her retirement from the Houston Municipal Court.
To Resolutions Calendars.

HR 971 (By E. Morales), Congratulating Brian Lillibridge on his graduation from the 64th Texas Game Warden and State Park Police Officer Cadet Class.
To Resolutions Calendars.

HR 972 (By E. Morales), Congratulating Cooper L. Wolken on his graduation from the 64th Texas Game Warden Cadet Class.
To Resolutions Calendars.

HR 973 (By E. Morales), Congratulating Conner R. Sumbera on his graduation from the 64th Texas Game Warden Cadet Class.
To Resolutions Calendars.

HR 974 (By E. Morales), Congratulating Mason D. Johnson on his graduation from the 64th Texas Game Warden Cadet Class.
To Resolutions Calendars.

HR 975 (By E. Morales), Congratulating Curtis W. Brock on his graduation from the 64th Texas Game Warden Cadet Class.
To Resolutions Calendars.

HR 976 (By E. Morales), Congratulating Adrian Navarro on his graduation from the 64th Texas Game Warden Cadet Class.
To Resolutions Calendars.

HR 977 (By Guillen), Recognizing November 23, 2021, as Texas Association of Builders Day.
To Resolutions Calendars.

HR 978 (By Oliverson), Congratulating Bob Covey, president of the Cypress-Fairbanks ISD Board of Trustees, on his receipt of a Distinguished Alumni Award from Texas State University.
To Resolutions Calendars.

SB 59 to State Affairs.

SB 112 to Homeland Security and Public Safety.

SB 149 to State Affairs.
SB 162 to Criminal Jurisprudence.
SB 215 to Public Education.
SB 263 to Human Services.
SB 296 to Ways and Means.
SB 452 to Human Services.
SB 483 to Pensions, Investments, and Financial Services.
SB 495 to Criminal Jurisprudence.
SB 678 to International Relations and Economic Development.
SB 695 to Business and Industry.
SB 746 to Public Education.
SB 810 to Higher Education.
SB 984 to Public Health.
SB 1065 to Insurance.
SB 1136 to Human Services.
SB 1155 to Culture, Recreation, and Tourism.
SB 1165 to County Affairs.
SB 1177 to Culture, Recreation, and Tourism.
SB 1204 to Pensions, Investments, and Financial Services.
SB 1269 to Culture, Recreation, and Tourism.
SB 1296 to Insurance.
SB 1359 to Homeland Security and Public Safety.
SB 1427 to Ways and Means.
SB 1428 to Ways and Means.
SB 1495 to Criminal Jurisprudence.
SB 1508 to Elections.
SB 1509 to Elections.
SB 1521 to Higher Education.
SB 1580 to State Affairs.
SB 1589 to Elections.
SB 1602 to Insurance.
SB 1628 to Human Services.
SB 1655 to Ways and Means.
SB 1701 to Higher Education.
SB 1801 to Business and Industry.
SB 1808 to Human Services.
SB 1865 to Transportation.

SB 1888 to Higher Education.

SB 1949 to Natural Resources.

SB 1955 to Public Education.

SB 1990 to Transportation.

SB 2008 to Culture, Recreation, and Tourism.

SB 2012 to Transportation.

SB 2013 to Public Health.

SB 2050 to Public Education.

SB 2066 to Public Education.

SB 2099 to Business and Industry.

SB 2158 to Public Education.

SB 2183 to Land and Resource Management.

SB 2185 to Urban Affairs.

SB 2190 to Juvenile Justice and Family Issues.

SB 2194 to State Affairs.

List No. 2

HB 4670 (By Capriglione), Relating to the acquisition of real property or construction of buildings for the purpose of operating the Texas Bullion Depository.

To Pensions, Investments, and Financial Services.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

Senate List No. 8

SB 479, SB 599, SB 635, SB 669, SB 863, SB 872, SB 1203, SB 1212, SB 1280, SB 1367, SB 1523, SCR 10, SCR 13, SCR 14, SCR 15, SCR 16, SCR 19, SCR 25, SCR 35, SCR 36, SCR 40

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Tuesday, May 4, 2021

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HB 139 Buckley SPONSOR: Powell
Relating to state occupational licensing of certain military veterans and military spouses.

HB 390 Thompson, Senfronia SPONSOR: Huffman
Relating to requirements for human trafficking awareness and prevention in commercial lodging establishments; authorizing a civil penalty.
(Committee Substitute/Amended)

HCR 92 Craddick SPONSOR: Seliger
Congratulating Sharla Hotchkiss on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 93 Craddick SPONSOR: Seliger
Congratulating Libby Campbell on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 94 Craddick SPONSOR: Seliger
Congratulating Susan Spratlen on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 95 Craddick SPONSOR: Seliger
Congratulating Shelby Landgraf on her receipt of a 2021 West Texas Women of Distinction Award from the Girl Scouts of the Desert Southwest.

HCR 96 Stucky SPONSOR: Springer
Congratulating University of North Texas softball player Hope Trautwein on pitching a perfect game in which she struck out all 21 opposing batters.

HCR 97 Cyrier SPONSOR: Perry
In memory of Brandon Keith White of Fort Davis.

HCR 98 Cyrier SPONSOR: Perry
In memory of Dewey Douglas Stockbridge of Alpine.

HCR 99 Cyrier SPONSOR: Perry
In memory of Robert Otto Dittmar II of Kerrville.

SB 58 Zaffirini
Relating to purchasing of cloud computing services by a political subdivision.

SB 181 Johnson
Relating to suspension of a driver's license for persons convicted of certain offenses and the educational program required for reinstatement of a license following certain convictions; authorizing a fine.

SB 225 Paxton
Relating to the regulation of certain child-care facilities and family homes.

SB 247 Perry
Relating to discrimination against or burdening certain constitutional rights of an applicant for or holder of a license to practice law in this state.

SB 741 Birdwell
Relating to the carrying or storage of a handgun by a school marshal.

SB 1191 Seliger
Relating to the definition of a school resource officer.

SB 1258 Birdwell

Relating to the duty of a lessee or other agent in control of certain state land to drill an offset well, pay compensatory royalty, or otherwise protect the land from drainage of oil or gas by a horizontal drainhole well located on certain land.

SB 1353 Miles
Relating to the content of certain immunization records and of certain biennial legislative reports on immunizations issued by the Department of State Health Services.

SB 1590 Bettencourt
Relating to rules by the State Board for Educator Certification regarding virtual observation options for field-based experiences and internships required for educator certification.

SB 1716 Taylor
Relating to a supplemental special education services and instructional materials program for certain public school students receiving special education services.

SB 1744 Zaffirini
Relating to the services provided by a colonia self-help center.

SB 1772 Zaffirini
Relating to the establishment of the Texas Pollinator-Smart program for solar energy sites.

SB 1941 Gutierrez
Relating to a strategic plan to address hyperemesis gravidarum.

SB 2115 Lucio
Relating to the procedure for certain complaints against health care practitioners.

SB 2195 Kolkhorst
Relating to the relationship between pharmacists or pharmacies and pharmacy benefit managers or health benefit plan issuers.

SCR 1 Johnson
Expressing opposition to the enactment or enforcement in Texas of a law, under a federal mandate, that automatically suspends the driver's license of an individual who is convicted of certain offenses.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Tuesday, May 4, 2021 - 2

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HB 17 Deshotel SPONSOR: Birdwell

Relating to a restriction on the regulation of utility services and infrastructure based on the energy source to be used or delivered.

HB 33 Dominguez SPONSOR: Zaffirini
Relating to measures to facilitate the award of postsecondary course credit leading to workforce credentialing based on military experience, education, and training.
(Amended)

HB 1033 Oliverson SPONSOR: Hancock
Relating to prescription drug price disclosure; authorizing a fee; providing an administrative penalty.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 3

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Tuesday, May 4, 2021 - 3

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 838 Kolkhorst
Relating to the authorization by a school district or open-enrollment charter school for a person to carry or possess a weapon on school premises for purposes of safety and security.

SB 1109 West
Relating to requiring public schools to provide instruction and materials and adopt policies relating to the prevention of child abuse, family violence, and dating violence.

SB 1149 Kolkhorst
Relating to the transition of case management for children and pregnant women program services and Healthy Texas Women program services to a managed care program.

SB 1357 Hughes
Relating to deadlines associated with proposing and adopting a budget for certain counties.

SB 1436 Bettencourt
Relating to the appeal of a determination by the comptroller of public accounts of a protest of the comptroller's findings in a study of school district property values.

SB 1616 Bettencourt

Relating to powers and duties of governmental entities during a public health disaster; providing civil penalties.

SB 1921 Lucio
Relating to Medicaid reimbursement for the provision of certain behavioral health and physical health services.

SB 1942 Gutierrez
Relating to the creation of public facility corporations and requirements applicable to public facility corporations.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 4

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Tuesday, May 4, 2021 - 4

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 504 Miles
Relating to authority of certain county fire marshals to inspect group homes; authorizing a fee; creating a criminal offense.

SB 2026 Taylor
Relating to instruction on informed American patriotism in public schools.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 3

Agriculture and Livestock - **SB 705**

Business and Industry - **HB 3141**, **HB 3818**

County Affairs - **HB 4648**

Defense and Veterans' Affairs - **HB 2159**, **HB 3068**, **HB 3859**, **SB 886**

Elections - **HB 1987, HB 3491**

Environmental Regulation - **SB 211, SB 952, SB 1818**

Higher Education - **HB 3273, HB 4387, SB 165, SB 884, SB 959, SB 1126, SB 1230, SB 1525**

Homeland Security and Public Safety - **HB 2281**

Human Services - **HB 1664, HB 2055, HB 2737**

Insurance - **HB 1356, HB 3742, HB 3951, HB 4012**

Judiciary and Civil Jurisprudence - **HB 2144, HB 2439, HB 3162, HB 4335, SB 295**

Juvenile Justice and Family Issues - **HB 913, HB 1422, HB 2973, HB 3011, HB 3203, HB 3660, HB 3895, HB 4076, HB 4381**

Licensing and Administrative Procedures - **HB 2998**

Natural Resources - **HB 2095, HB 2148, HB 2851, HB 3750, SB 152, SB 600**

Pensions, Investments, and Financial Services - **HB 4471, SB 43**

Public Education - **HB 605, HB 1016, HB 3089, HB 3430, HB 3485, HB 3591, HB 3932, HB 3979**

Public Health - **HB 297, HB 551, HB 1291, HB 1966, HB 1967, HB 2251, HB 3673**

State Affairs - **HB 1900, HB 2002, HB 3544, HB 3916, HCR 60**

Transportation - **HB 2081**

Urban Affairs - **HB 1087, HB 1563, HB 2371, HB 2474, HB 2585, HB 2869, HB 4025, HB 4350, HB 4356, HB 4448, HB 4584, HB 4604, HB 4605, HB 4628, HB 4629, HB 4630, HB 4638**

Ways and Means - **HB 1360, HB 4242, SB 903**

ENGROSSED

May 3 - HB 323, HB 355, HB 652, HB 769, HB 903, HB 1433, HB 1493, HB 1545, HB 1554, HB 1560, HB 1618, HB 2220, HB 2236, HB 2382, HB 2580, HB 2626, HB 2733, HB 2781, HB 3051, HB 3057, HB 3315, HB 3399, HB 3408, HB 3617, HB 3688, HB 3794, HB 4016, HB 4103, HB 4182, HB 4202, HJR 143

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTIETH DAY — WEDNESDAY, MAY 5, 2021

The house met at 10:44 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 716).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Coleman; Smithee.

Absent — Gates; Minjarez.

The invocation was offered by Representative Burns as follows:

Our most gracious, heavenly Father, we bow before you and praise you as our creator and sustainer. You are all knowing, all powerful, and importantly, all loving. Please help us to seek, find, and remain on your path for our own lives as well as those we represent. You set the ultimate example and demonstration of love through your son, our savior, Jesus, who in his own words explained that even he was sent here not to be served but rather to serve and lay down his life as a ransom for many. May we also serve in that way. May we reflect your love and grace. And I ask for your continued blessings on the great State of Texas. Please forgive us our failures. It's in the wonderful name of Jesus I pray. Amen.

The chair recognized Representative Canales who led the house in the pledges of allegiance to the United States and Texas flags.

(Gates and Minjarez now present)

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business in the district:

Coleman on motion of Herrero.

The following member was granted leave of absence temporarily for today because of important business in the district:

Smithee on motion of Darby.

HR 687 - INTRODUCTION OF GUEST

The chair recognized Representative Raymond who introduced Drew Pearson congratulating the former Dallas Cowboy on his induction into the Pro Football Hall of Fame as a member of the Class of 2021.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 15).

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

HB 1118 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Capriglione called up with senate amendments for consideration at this time,

HB 1118, A bill to be entitled An Act relating to state agency and local government compliance with cybersecurity training requirements.

Representative Capriglione moved to concur in the senate amendments to **HB 1118**.

The motion to concur in the senate amendments to **HB 1118** prevailed by (Record 717): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton;

Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Bernal; Burns; Deshotel; Turner, J.

STATEMENTS OF VOTE

When Record No. 717 was taken, I was in the house but away from my desk. I would have voted yes.

Burns

When Record No. 717 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

When Record No. 717 was taken, my vote failed to register. I would have voted yes.

J. Turner

Senate Committee Substitute

CSHB 1118, A bill to be entitled An Act relating to state agency and local government compliance with cybersecurity training requirements.

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

SECTION 1. Subchapter A, Chapter 772, Government Code, is amended by adding Section 772.012 to read as follows:

Sec. 772.012. COMPLIANCE WITH CYBERSECURITY TRAINING REQUIREMENTS. (a) In this section, "local government" has the meaning assigned by Section 2054.003.

(b) To apply for a grant under this chapter, a local government must submit with the grant application a written certification of the local government's compliance with the cybersecurity training required by Section 2054.5191.

(c) On a determination by the criminal justice division established under Section 772.006 that a local government awarded a grant under this chapter has not complied with the cybersecurity training required by Section 2054.5191, the local government shall pay to this state an amount equal to the amount of the

grant award. A local government that is the subject of a determination described by this subsection is ineligible for another grant under this chapter until the second anniversary of the date the local government is determined ineligible.

SECTION 2. The heading to Section 2054.5191, Government Code, is amended to read as follows:

Sec. 2054.5191. CYBERSECURITY TRAINING REQUIRED: CERTAIN EMPLOYEES AND OFFICIALS.

SECTION 3. Section 2054.5191, Government Code, is amended by amending Subsections (a-1) and (b) and adding Subsections (a-2), (e), and (f) to read as follows:

(a-1) At least once each year, a local government shall:

(1) identify local government employees and elected and appointed officials who have access to a local government computer system or database and use a computer to perform at least 25 percent of the employee's or official's required duties; and

(2) require the [~~those~~] employees and [~~elected~~] officials identified under Subdivision (1) [~~of the local government~~] to complete a cybersecurity training program certified under Section 2054.519 [~~or offered under Section 2054.519(f)~~].

(a-2) The governing body of a local government or the governing body's designee may deny access to the local government's computer system or database to an individual described by Subsection (a-1)(1) who the governing body or the governing body's designee determines is noncompliant with the requirements of Subsection (a-1)(2).

(b) The governing body of a local government may select the most appropriate cybersecurity training program certified under Section 2054.519 [~~or offered under Section 2054.519(f)~~] for employees and officials of the local government to complete. The governing body shall:

(1) verify and report on the completion of a cybersecurity training program by employees and officials of the local government to the department; and

(2) require periodic audits to ensure compliance with this section.

(e) The department shall develop a form for use by state agencies and local governments in verifying completion of cybersecurity training program requirements under this section. The form must allow the state agency and local government to indicate the percentage of employee completion.

(f) The requirements of Subsections (a) and (a-1) do not apply to employees and officials who have been:

(1) granted military leave;

(2) granted leave under the federal Family and Medical Leave Act of 1993 (29 U.S.C. Section 2601 et seq.);

(3) granted leave related to a sickness or disability covered by workers' compensation benefits, if that employee no longer has access to the state agency's or local government's database and systems;

(4) granted any other type of extended leave or authorization to work from an alternative work site if that employee no longer has access to the state agency's or local government's database and systems; or

(5) denied access to a local government's computer system or database by the governing body of the local government or the governing body's designee under Subsection (a-2) for noncompliance with the requirements of Subsection (a-1)(2).

SECTION 4. Section 2056.002(b), Government Code, is amended to read as follows:

(b) The Legislative Budget Board and the governor's office shall determine the elements required to be included in each agency's strategic plan. Unless modified by the Legislative Budget Board and the governor's office, and except as provided by Subsection (c), a plan must include:

(1) a statement of the mission and goals of the state agency;

(2) a description of the indicators developed under this chapter and used to measure the output and outcome of the agency;

(3) identification of the groups of people served by the agency, including those having service priorities, or other service measures established by law, and estimates of changes in those groups expected during the term of the plan;

(4) an analysis of the use of the agency's resources to meet the agency's needs, including future needs, and an estimate of additional resources that may be necessary to meet future needs;

(5) an analysis of expected changes in the services provided by the agency because of changes in state or federal law;

(6) a description of the means and strategies for meeting the agency's needs, including future needs, and achieving the goals established under Section 2056.006 for each area of state government for which the agency provides services;

(7) a description of the capital improvement needs of the agency during the term of the plan and a statement, if appropriate, of the priority of those needs;

(8) identification of each geographic region of this state, including the Texas-Louisiana border region and the Texas-Mexico border region, served by the agency, and if appropriate the agency's means and strategies for serving each region;

(9) a description of the training of the agency's contract managers under Section 656.052;

(10) an analysis of the agency's expected expenditures that relate to federally owned or operated military installations or facilities, or communities where a federally owned or operated military installation or facility is located;

(11) an analysis of the strategic use of information resources as provided by the instructions prepared under Section 2054.095; [~~and~~]

(12) a written certification of the agency's compliance with the cybersecurity training required under Sections 2054.5191 and 2054.5192; and

(13) other information that may be required.

SECTION 5. Section 2054.519(f), Government Code, as added by Chapter 1308 (**HB 3834**), Acts of the 86th Legislature, Regular Session, 2019, is repealed.

SECTION 6. (a) Section 772.012, Government Code, as added by this Act, applies only to a grant application submitted by a local government on or after September 1, 2021.

(b) Section 2056.002(b), Government Code, as amended by this Act, applies only to a strategic plan submitted by a state agency on or after January 1, 2022.

SECTION 7. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2021.

HB 390 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS

Representative S. Thompson called up with senate amendments for consideration at this time,

HB 390, A bill to be entitled An Act relating to requirements for human trafficking awareness and prevention in commercial lodging establishments; authorizing a civil penalty.

Representative S. Thompson moved to concur in the senate amendments to **HB 390**.

The motion to concur in the senate amendments to **HB 390** prevailed by (Record 718): 125 Yeas, 17 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Sherman; Shine; Smith; Spiller; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Dean; Gates; Hefner; Holland; Krause; Leman; Patterson; Paul; Shaheen; Slaton; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Middleton; Perez; Schofield; Slawson; Stephenson.

STATEMENTS OF VOTE

When Record No. 718 was taken, I was shown voting no. I intended to vote yes.

Leman

When Record No. 718 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

When Record No. 718 was taken, I was in the house but away from my desk. I would have voted no.

Slawson

When Record No. 718 was taken, I was temporarily out of the house chamber. I would have voted yes.

Stephenson

Senate Committee Substitute

CSHB 390, A bill to be entitled An Act relating to requirements for human trafficking awareness and prevention in commercial lodging establishments; authorizing a civil penalty.

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

SECTION 1. Subtitle C, Title 5, Business & Commerce Code, is amended by adding Chapter 114 to read as follows:

CHAPTER 114. HUMAN TRAFFICKING AWARENESS AND PREVENTION IN COMMERCIAL LODGING ESTABLISHMENTS

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 114.0001. DEFINITIONS. In this chapter:

(1) "Commercial lodging establishment" means a hotel, motel, inn, or similar business entity that offers more than 10 rooms to the public for temporary lodging for a fee.

(2) "Human trafficking" means conduct that constitutes an offense under Section 20A.02, Penal Code.

(3) "Operator" means a person who owns, operates, manages, or controls a business entity.

(4) "Peace officer" means a peace officer described by Article 2.12, Code of Criminal Procedure, appointed or employed to serve as a peace officer for a law enforcement agency of a political subdivision.

Sec. 114.0002. RULES. The attorney general by rule shall:

(1) establish the requirements for operators of commercial lodging establishments to comply with the training required under Section 114.0051;

(2) create and make available to commercial lodging establishments a template for the sign required under Section 114.0053; and

(3) designate a telephone number for reporting a suspected act of human trafficking or a violation of this chapter.

Sec. 114.0003. EFFECT ON MUNICIPAL ORDINANCES. (a) This chapter does not preempt a municipal ordinance, rule, or other regulation related to human trafficking awareness and prevention in commercial lodging establishments, including training and certification requirements.

(b) If a municipal ordinance described by Subsection (a) conflicts with a provision of this chapter, the more stringent regulation controls to the extent of the conflict.

SUBCHAPTER B. MEASURES TO PREVENT HUMAN TRAFFICKING

Sec. 114.0051. TRAINING REQUIRED. (a) The operator of a commercial lodging establishment shall require each employee who is directly employed by the establishment to complete an annual human trafficking awareness and prevention training program. The training program, including any supporting supplemental training material, must:

(1) be not less than 20 minutes in duration;

(2) be approved by the attorney general or appear on the list of preapproved training programs published by the attorney general;

(3) be completed by a new employee of the establishment not later than the 90th day after the date the employee is hired;

(4) provide a certificate of completion for an employee who completes the training; and

(5) include:

(A) an overview of human trafficking, including a description of:

(i) the experience of human trafficking victims;

(ii) how and why human trafficking takes place in the hospitality industry; and

(iii) how human trafficking is defined;

(B) guidance on how to identify individuals who are most at risk for human trafficking;

(C) information on the difference between labor and sex trafficking as that relates to identification of human trafficking in the hospitality industry;

(D) guidance on the role of an employee in reporting and responding to human trafficking; and

(E) the contact information of appropriate entities for reporting human trafficking, including:

(i) the National Human Trafficking Hotline toll-free telephone number and text line;

(ii) appropriate local law enforcement agencies; and

(iii) a telephone number designated by the attorney general for reporting suspected human trafficking.

(b) The training required under this section may be offered in person or online. Online training must include a pacing mechanism that requires the employee to read all course materials, view all videos, complete all coursework, and certify that the employee has completed all coursework before issuing a certificate of completion.

(c) The attorney general shall publish on the attorney general's Internet website a list of preapproved training programs that satisfy the requirements for the human trafficking awareness and prevention training program required by this section.

Sec. 114.0052. TRAINING COMPLIANCE; RECORD RETENTION. (a) The operator of a commercial lodging establishment shall maintain, in the form and manner prescribed by the attorney general, all documentation and certificates of completion for all current and former employees of the establishment who have completed the human trafficking training required by Section 114.0051.

(b) The operator shall maintain sufficient records to show the operator's compliance with Section 114.0051 and shall provide the records to the attorney general, in the form and manner prescribed by the attorney general, not later than 72 hours after the attorney general requests the records.

Sec. 114.0053. SIGN REQUIRED. The operator of a commercial lodging establishment shall display at the commercial lodging establishment a sign, in the form prescribed by the attorney general, that:

(1) includes a statement that employees of the commercial lodging establishment are required to receive annual human trafficking training and may not be disciplined, retaliated against, or otherwise discriminated against for making a good faith report of a suspected act of human trafficking;

(2) includes information on how to recognize and report human trafficking, including a list of indicators of human trafficking;

(3) includes a phone number designated by the attorney general for reporting a suspected act of human trafficking or a violation of this chapter;

(4) is at least 11 inches by 17 inches in size and written in at least a 16-point font;

(5) is posted separately in English, Spanish, and any other primary language spoken by 10 percent or more of the establishment's employees; and

(6) is posted in a location that is easily visible to all employees.

Sec. 114.0054. DISCRIMINATION AND RETALIATION PROHIBITED. The operator of a commercial lodging establishment may not discipline, retaliate against, or otherwise discriminate against an employee who in good faith reports a suspected act of human trafficking to the operator, a law enforcement agency, the National Human Trafficking Resource Center, the attorney general, or any other appropriate authority.

SUBCHAPTER C. ENFORCEMENT

Sec. 114.0101. ENTRY BY PEACE OFFICER. A peace officer may enter the premises of a commercial lodging establishment between the hours of 9 a.m. and 5 p.m. Monday through Friday to ensure compliance with this chapter.

Sec. 114.0102. OPPORTUNITY TO CURE. If the attorney general has reason to believe an operator of a commercial lodging establishment has violated this chapter, the attorney general shall provide written notice to the operator that:

(1) describes the operator's violation;

(2) states that the commercial lodging establishment may be liable for a civil penalty if the operator does not cure the violation before the 30th day after the date the operator receives the notice; and

(3) includes the maximum potential civil penalty that may be imposed for the violation.

Sec. 114.0103. CIVIL PENALTY. (a) If the operator of a commercial lodging establishment fails to cure a violation of this chapter before the 30th day after the date the operator receives notice of the violation under Section 114.0102, the establishment is liable to this state for a civil penalty in an amount not to exceed $500 for each violation. Each day a violation continues is a separate violation for purposes of imposing the civil penalty.

(b) In determining the amount of a civil penalty to impose under this section, a court must consider:

(1) the seriousness of a violation;

(2) a history of previous violations;

(3) the amount necessary to deter a future violation;

(4) efforts made to correct a violation; and

(5) any other matter that justice may require.

Sec. 114.0104. ACTION BY ATTORNEY GENERAL. (a) The attorney general may bring an action in the name of the state:

(1) to recover a civil penalty imposed under Section 114.0103; or

(2) for injunctive relief to require compliance with this chapter.

(b) An action under this section may be brought in a district court in:

(1) Travis County; or

(2) a county in which any part of the violation or threatened violation occurs.

(c) The attorney general may recover reasonable expenses incurred in obtaining injunctive relief or a civil penalty under this section, including court costs, reasonable attorney's fees, and investigatory costs.

SECTION 2. Not later than December 1, 2021, the attorney general shall adopt rules necessary to implement Chapter 114, Business & Commerce Code, as added by this Act.

SECTION 3. (a) Except as provided by Subsection (b) of this section, this Act takes effect September 1, 2021.

(b) Chapter 114, Business & Commerce Code, as added by this Act, takes effect January 1, 2022.

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend **CSHB 390** (senate committee report) as follows:

(1) In SECTION 1 of the bill, in added Section 114.0001(4), Business & Commerce Code (page 1, lines 37 through 38), strike "of a political subdivision".

(2) In SECTION 1 of the bill, in added Section 114.0051(a)(5)(E)(ii), Business & Commerce Code (page 2, line 31), strike "local".

(3) In SECTION 1 of the bill, in added Section 114.0053, Business & Commerce Code (page 3, between lines 1 and 2), insert a new Subdivision (4) as follows and renumber subsequent subdivisions of Section 114.0053 and cross-references to those subdivisions accordingly:

(4) includes the contact information for reporting suspicious activity to the Department of Public Safety;

GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING

The following bills were laid before the house and read third time:

SB 1064 ON THIRD READING
(Schofield - House Sponsor)

SB 1064, A bill to be entitled An Act relating to the extended registration of certain county fleet vehicles.

SB 1064 was passed by (Record 719): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Slawson.

STATEMENT OF VOTE

When Record No. 719 was taken, I was in the house but away from my desk. I would have voted yes.

Slawson

SB 295 ON THIRD READING
(Minjarez - House Sponsor)

SB 295, A bill to be entitled An Act relating to the confidential and privileged communications and records of victims of certain sexual assault offenses.

Amendment No. 1

Representative Minjarez offered the following amendment to **SB 295**:

Amend **SB 295** on third reading as follows:

(1) In amended Section 420.072(a)(5), Government Code, strike:

[~~(4) a person authorized to receive the disclosure as a result of written consent obtained under Section 420.073 or 420.0735;~~] or

(2) In amended Section 420.072(a)(6), Government Code, strike "[~~(5)~~]" and substitute the following:

[~~(4) a person authorized to receive the disclosure as a result of written consent obtained under Section 420.073 or 420.0735; or~~

[~~(5)~~]]

(3) In amended Section 420.072(a)(6), Government Code, between "survivor" and the period, insert the following:

; or

(7) the communication or record is in the possession, custody, or control of the state and a court, after conducting an in camera review of the communication or record, determines the communication or record is exculpatory, provided that the disclosure is limited to the specific portion of the communication or record that was determined to be exculpatory in relation to a defendant in a criminal case

(4) Strike the SECTION of the bill repealing Section 420.074, Government Code, and substitute the following appropriately numbered SECTION:

SECTION ____. Section 420.074, Government Code, is amended to read as follows:

Sec. 420.074. DISCLOSURE OF PRIVILEGED COMMUNICATIONS OR OTHER INFORMATION IN CRIMINAL PROCEEDING [~~SUBPOENA~~]. (a) Subject to the provisions [~~Notwithstanding any other provision~~] of this chapter, not later than the 30th day before the date of the trial, a defendant in a criminal proceeding may make a motion for disclosure of a communication or record that is privileged under this chapter. The motion must include a supporting affidavit showing reasonable grounds to believe the privileged communication or record contains exculpatory evidence.

(b) The defendant shall serve the motion on the attorney representing the state and the person who holds the privilege with regard to the communication or record at issue.

(c) The court shall order the privileged communication or record to be produced for the court under seal and shall examine the communication or record in camera if the court finds by a preponderance of the evidence that:

(1) there is a good-faith, specific, and reasonable basis for believing that the privileged communication or record is relevant, material, and exculpatory upon the issue of guilt for the offense charged; and

(2) the privileged communication or record would not be duplicative of other evidence or information available or already obtained by the defendant.

(d) The court [~~a person~~] shall disclose to the defendant and to the state only the evidence that the court finds to be exculpatory on the issue of guilt for the offense charged [~~a communication, a record, or evidence that is confidential under this chapter for use in a criminal investigation or proceeding in response to a subpoena issued in accordance with law~~].

Amendment No. 1 was adopted.

SB 295, as amended, was passed by (Record 720): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Johnson, J.D.; Pacheco.

SB 1334 ON THIRD READING
(Canales - House Sponsor)

SB 1334, A bill to be entitled An Act relating to the lease, rental, and donation to the United States of certain facilities relating to a toll bridge by certain counties and municipalities.

SB 1334 was passed by (Record 721): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard;

Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Harless; Slawson.

STATEMENTS OF VOTE

When Record No. 721 was taken, my vote failed to register. I would have voted yes.

Harless

When Record No. 721 was taken, I was in the house but away from my desk. I would have voted yes.

Slawson

SB 1555 ON THIRD READING
(Raney and Button - House Sponsors)

SB 1555, A bill to be entitled An Act relating to establishing reimbursement rates for certain child-care providers participating in the subsidized child-care program administered by the Texas Workforce Commission.

SB 1555 was passed by (Record 722): 120 Yeas, 23 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond;

Rodriguez; Rogers; Romero; Rosenthal; Schofield; Sherman; Shine; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Burns; Cain; Cason; Hefner; Holland; Krause; Leman; Middleton; Noble; Oliverson; Patterson; Sanford; Schaefer; Shaheen; Slaton; Smith; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Reynolds; Rose; Slawson; Spiller.

STATEMENTS OF VOTE

When Record No. 722 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 722 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 722 was taken, I was in the house but away from my desk. I would have voted yes.

Reynolds

When Record No. 722 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 722 was taken, I was in the house but away from my desk. I would have voted no.

Slawson

When Record No. 722 was taken, my vote failed to register. I would have voted yes.

Spiller

SB 43 ON THIRD READING
(Ortega, Parker, Capriglione, Muñoz, and Rodriguez - House Sponsors)

SB 43, A bill to be entitled An Act relating to residential mortgage loans, including the financing of residential real estate purchases by means of a wrap mortgage loan; providing licensing and registration requirements; authorizing an administrative penalty.

SB 43 was passed by (Record 723): 101 Yeas, 46 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel;

Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Cain; Cason; Cyrier; Ellzey; Gates; Goldman; Harris; Hefner; Holland; Hull; King, P.; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Price; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

STATEMENTS OF VOTE

When Record No. 723 was taken, I was shown voting yes. I intended to vote no.

Harless

When Record No. 723 was taken, I was shown voting yes. I intended to vote no.

Morrison

MAJOR STATE CALENDAR
SENATE BILLS
SECOND READING

The following bills were laid before the house and read second time:

SB 8 ON SECOND READING
(Slawson, Burrows, Klick, Cain, Leach, et al. - House Sponsors)

SB 8, A bill to be entitled An Act relating to abortion, including abortions after detection of an unborn child's heartbeat; authorizing a private civil right of action.

Representative Slawson moved to postpone consideration of **SB 8** until the end of the third reading calendar.

The motion prevailed.

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 4139 ON THIRD READING
(by Coleman, Rose, J.D. Johnson, Howard, S. Thompson, et al.)

HB 4139, A bill to be entitled An Act relating to the Office for Health Equity.

HB 4139 was passed by (Record 724): 77 Yeas, 51 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Beckley; Bernal; Bowers; Buckley; Bucy; Campos; Cole; Collier; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raney; Raymond; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Burrows; Cain; Capriglione; Cason; Clardy; Cyrier; Darby; Ellzey; Frank; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, P.; Krause; Landgraf; Leach; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Rogers; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C); Longoria.

Absent, Excused — Coleman; Smithee.

Absent — Anchia; Bailes; Button; Canales; Cook; Cortez; Craddick; Dean; Frullo; Geren; Larson; Leman; Reynolds; Sanford; Shine; Stephenson; Turner, C.; VanDeaver.

STATEMENTS OF VOTE

When Record No. 724 was taken, I was in the house but away from my desk. I would have voted no.

Bailes

When Record No. 724 was taken, I was in the house but away from my desk. I would have voted yes.

Button

When Record No. 724 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 724 was taken, my vote failed to register. I would have voted no.

Cook

When Record No. 724 was taken, I was in the house but away from my desk. I would have voted yes.

Craddick

When Record No. 724 was taken, my vote failed to register. I would have voted no.

Frullo

When Record No. 724 was taken, I was in the house but away from my desk. I would have voted no.

Geren

When Record No. 724 was taken, I was in the house but away from my desk. I would have voted no.

Leman

When Record No. 724 was taken, I was in the house but away from my desk. I would have voted yes.

Reynolds

When Record No. 724 was taken, I was in the house but away from my desk. I would have voted no.

Sanford

When Record No. 724 was taken, I was excused because of important business in the district. I would have voted no.

Smithee

When Record No. 724 was taken, I was in the house but away from my desk. I would have voted yes.

C. Turner

When Record No. 724 was taken, I was in the house but away from my desk. I would have voted no.

VanDeaver

HB 3702 ON THIRD READING
(by Paddie, Meyer, et al.)

HB 3702, A bill to be entitled An Act relating to prohibiting the enactment of a law that imposes a tax on certain transactions that either convey a security or involve specified derivative contracts.

HB 3702 was passed by (Record 725): 134 Yeas, 7 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — González, J.; Goodwin; Leach; Morales, C.; Ramos; Rose; Tinderholt.

Present, not voting — Mr. Speaker(C); Noble.

Absent, Excused — Coleman; Smithee.

Absent — González, M.; Martinez Fischer; Morales Shaw; Romero; Toth.

STATEMENTS OF VOTE

When Record No. 725 was taken, I was shown voting no. I intended to vote yes.

Leach

When Record No. 725 was taken, my vote failed to register. I would have voted yes.

Martinez Fischer

When Record No. 725 was taken, my vote failed to register. I would have voted present, not voting.

Morales Shaw

When Record No. 725 was taken, I was shown voting yes. I intended to vote no.

Neave

When Record No. 725 was taken, I was in the house but away from my desk. I would have voted no.

Romero

When Record No. 725 was taken, I was in the house but away from my desk. I would have voted yes.

Toth

HB 3924 ON THIRD READING
(by Oliverson, Anderson, Middleton, Frank, T. King, et al.)

HB 3924, A bill to be entitled An Act relating to health benefits offered by certain nonprofit agricultural organizations.

Amendment No. 1

Representatives Oliverson and Martinez Fischer offered the following amendment to **HB 3924**:

Amend **HB 3924** on third reading on page 4, between lines 16 and 17, by inserting the following appropriately numbered section:

Sec. ____. APPLICABILITY OF CERTAIN LAWS TO NONPROFIT AGRICULTURAL ORGANIZATION HEALTH BENEFITS. Notwithstanding Section 1682.004, a nonprofit agricultural organization that offers nonprofit agricultural organization health benefits that are determined by the commissioner to be structured in the manner of a preferred provider benefit plan or an exclusive provider benefit plan, as those terms are defined by Section 1301.001, is subject to the following laws and rules as if the nonprofit agricultural organization were an insurer, individuals entitled to nonprofit agricultural organization health benefits were insureds, and the nonprofit agricultural organization health benefits were provided through an insurance policy subject to Chapter 1301:

(1) Section 1301.005;
(2) Section 1301.0053;
(3) Section 1301.0055;
(4) Section 1301.006;
(5) Section 1301.010;
(6) Section 1301.155;
(7) Section 1301.164;
(8) Section 1301.165;
(9) Chapter 1467; and
(10) 28 T.A.C. Chapter 3, Subchapter X.

Amendment No. 1 was adopted.

HB 3924, as amended, was passed by (Record 726): 106 Yeas, 39 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, M.; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Metcalf;

Meyer; Middleton; Morales, E.; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Reynolds; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Collier; Fierro; González, J.; Goodwin; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Lopez; Meza; Minjarez; Moody; Morales, C.; Neave; Ortega; Perez; Ramos; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Martinez Fischer; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 726 was taken, I was shown voting yes. I intended to vote no.

Crockett

When Record No. 726 was taken, my vote failed to register. I would have voted no.

Martinez Fischer

When Record No. 726 was taken, my vote failed to register. I would have voted no.

Morales Shaw

HB 3752 ON THIRD READING
(by Frank, Oliverson, Raymond, White, et al.)

HB 3752, A bill to be entitled An Act relating to the offering of health benefits by subsidiaries of the Texas Mutual Insurance Company.

HB 3752 was passed by (Record 727): 100 Yeas, 46 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson; Zwiener.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Collier; Cortez; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Muñoz; Neave; Ordaz Perez; Ortega; Ramos; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Turner, C.; Turner, J.; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 727 was taken, I was shown voting yes. I intended to vote no.

Crockett

When Record No. 727 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 727 was taken, my vote failed to register. I would have voted no.

Morales Shaw

HB 1340 ON THIRD READING
(by Leach, S. Thompson, Dutton, Smithee, Collier, et al.)

HB 1340, A bill to be entitled An Act relating to the extent of a defendant's criminal responsibility for the conduct of a coconspirator in a capital murder case.

HB 1340 was passed by (Record 728): 135 Yeas, 6 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Hefner; Holland; Leman; Murr; Shaheen; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Bailes; Biedermann; Johnson, A.; Martinez Fischer; Rodriguez; Swanson.

STATEMENTS OF VOTE

When Record No. 728 was taken, I was in the house but away from my desk. I would have voted yes.

Biedermann

When Record No. 728 was taken, my vote failed to register. I would have voted yes.

Martinez Fischer

When Record No. 728 was taken, I was in the house but away from my desk. I would have voted yes.

Rodriguez

When Record No. 728 was taken, my vote failed to register. I would have voted yes.

Swanson

HB 1869 ON THIRD READING
(by Burrows, Bonnen, Middleton, Tinderholt, et al.)

HB 1869, A bill to be entitled An Act relating to the definition of debt for the purposes of calculating certain ad valorem tax rates of a taxing unit.

Representative Burrows moved to postpone consideration of **HB 1869** until 12 p.m. today.

The motion prevailed.

HB 3354 ON THIRD READING
(by Burrows)

HB 3354, A bill to be entitled An Act relating to the location of certain justice courts.

HB 3354 was passed by (Record 729): 146 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.;

Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

HB 1300 ON THIRD READING
(by Guillen, Ramos, Muñoz, and Raymond)

HB 1300, A bill to be entitled An Act relating to the reading and marking of a ballot by a person occupying a voting station or by the person's child.

HB 1300 was passed by (Record 730): 125 Yeas, 17 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Bell, C.; Cain; Cason; Clardy; Ellzey; Harris; Hefner; Holland; Krause; Middleton; Murr; Noble; Paddie; Patterson; Price; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Geren; Parker; Rogers; Rose; Thompson, S.

STATEMENTS OF VOTE

When Record No. 730 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 730 was taken, I was in the house but away from my desk. I would have voted no.

Geren

When Record No. 730 was taken, my vote failed to register. I would have voted no.

Parker

When Record No. 730 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 730 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 730 was taken, I was shown voting yes. I intended to vote no.

Slaton

When Record No. 730 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 3535 ON THIRD READING
(by Hunter)

HB 3535, A bill to be entitled An Act relating to the availability of dates of birth under the public information law.

HB 3535 was passed by (Record 731): 143 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega;

Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Noble; Schaefer; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Dutton.

STATEMENT OF VOTE

When Record No. 731 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 2924 ON THIRD READING
(by Dutton)

HB 2924, A bill to be entitled An Act relating to certain grounds for the involuntary termination of the parent-child relationship.

HB 2924 was passed by (Record 732): 133 Yeas, 14 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Shaheen; Sherman; Shine; Slaton; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cyrier; Hefner; Krause; Murr; Patterson; Schaefer; Schofield; Slawson; Smith; Stucky; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

HB 1509 ON THIRD READING
(by Murphy)

HB 1509, A bill to be entitled An Act relating to enhancing the criminal penalties for certain repeat and habitual offenders.

HB 1509 was passed by (Record 733): 102 Yeas, 41 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Deshotel; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, E.; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Reynolds; Rogers; Rose; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Cole; Collier; Cortez; Crockett; Davis; Dean; Dominguez; González, J.; González, M.; Goodwin; Hinojosa; Howard; Israel; Johnson, J.E.; Lopez; Martinez Fischer; Meza; Morales, C.; Morales Shaw; Ordaz Perez; Ortega; Perez; Ramos; Rodriguez; Romero; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Dutton; Guerra; Johnson, J.D.; Muñoz.

STATEMENTS OF VOTE

When Record No. 733 was taken, I was shown voting yes. I intended to vote no.

Deshotel

When Record No. 733 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 733 was taken, I was in the house but away from my desk. I would have voted yes.

Muñoz

When Record No. 733 was taken, I was shown voting yes. I intended to vote no.

Neave

When Record No. 733 was taken, I was shown voting yes. I intended to vote no.

Rose

HB 3923 ON THIRD READING
(by Oliverson, Shaheen, Rogers, et al.)

HB 3923, A bill to be entitled An Act relating to multiple employer welfare arrangements.

HB 3923 was passed by (Record 734): 93 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Crockett; Cyrier; Darby; Dean; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morales Shaw; Muñoz; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Rose; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Deshotel; Dominguez; Gervin-Hawkins; González, J.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, J.D.; Lopez; Lucio; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — González, M.; Guerra; Johnson, J.E.; Martinez; Morrison; Thompson, E.

STATEMENTS OF VOTE

When Record No. 734 was taken, I was shown voting yes. I intended to vote no.

Crockett

When Record No. 734 was taken, I was in the house but away from my desk. I would have voted no.

Guerra

When Record No. 734 was taken, I was in the house but away from my desk. I would have voted no.

Martinez

When Record No. 734 was taken, I was in the house but away from my desk. I would have voted yes.

Morrison

When Record No. 734 was taken, I was shown voting yes. I intended to vote no.

Rose

HB 1518 ON THIRD READING
(by Dutton)

HB 1518, A bill to be entitled An Act relating to the hours for selling alcoholic beverages in certain establishments.

HB 1518 was passed by (Record 735): 126 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cason; Cole; Collier; Cortez; Crockett; Cyrier; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Sherman; Shine; Slaton; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Cain; Capriglione; Clardy; Cook; Craddick; Darby; Hefner; King, P.; Klick; Noble; Paul; Rogers; Shaheen; Slawson; Smith; Stucky; Thompson, E.; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Schofield; Wilson.

STATEMENTS OF VOTE

When Record No. 735 was taken, I was shown voting no. I intended to vote yes.

Darby

When Record No. 735 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 735 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 735 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 735 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 3046 ON THIRD READING
(by Middleton, Burrows, Metcalf, Harris, et al.)

HB 3046, A bill to be entitled An Act relating to the identification of and prohibited cooperation by state and local entities with certain federal acts that violate the United States Constitution.

HB 3046 was passed by (Record 736): 95 Yeas, 50 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Crockett; Cyrier; Darby; Dean; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Metcalf; Meyer; Middleton; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Rose; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Allen; Anchia; Beckley; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Deshotel; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Johnson, A.; Johnson, J.E.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Neave; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Dominguez; Pacheco.

STATEMENTS OF VOTE

When Record No. 736 was taken, I was shown voting yes. I intended to vote no.

Crockett

When Record No. 736 was taken, I was shown voting yes. I intended to vote no.

Israel

When Record No. 736 was taken, I was shown voting yes. I intended to vote no.

J.D. Johnson

When Record No. 736 was taken, I was shown voting yes. I intended to vote no.

Rose

HB 1564 ON THIRD READING
(by M. González)

HB 1564, A bill to be entitled An Act relating to the appointment of a receivership for and disposition of certain platted lots that are abandoned, unoccupied, and undeveloped in certain counties.

HB 1564 was passed by (Record 737): 122 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Parker; Patterson; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Rose; Rosenthal; Schofield; Sherman; Shine; Slaton; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Craddick; Goldman; Harris; Hefner; Holland; Jetton; Klick; Krause; Leach; Minjarez; Noble; Oliverson; Paddie; Price; Romero; Sanford; Schaefer; Shaheen; Slawson; Smith; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Johnson, J.D.

STATEMENTS OF VOTE

When Record No. 737 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 737 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

HB 3215 ON THIRD READING
(by Geren)

HB 3215, A bill to be entitled An Act relating to energy efficiency building standards.

HB 3215 was passed by (Record 738): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Hinojosa.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Reynolds.

STATEMENTS OF VOTE

When Record No. 738 was taken, I was shown voting yes. I intended to vote no.

Ramos

When Record No. 738 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

HB 1193 ON THIRD READING
(by Wu, Rose, White, Leach, and Moody)

HB 1193, A bill to be entitled An Act relating to the jurisdiction of a juvenile court over certain persons and to the sealing and nondisclosure of certain juvenile records.

HB 1193 was passed by (Record 739): 126 Yeas, 21 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schaefer; Shaheen; Sherman; Shine; Slaton; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bonnen; Cyrier; Goldman; Harless; Harris; Hefner; Holland; Klick; Krause; Leman; Murr; Patterson; Raney; Sanford; Schofield; Slawson; Smith; Swanson; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

STATEMENTS OF VOTE

When Record No. 739 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 739 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 739 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 1646 ON THIRD READING
(by Lambert, Price, Vo, S. Thompson, et al.)

HB 1646, A bill to be entitled An Act relating to modification of certain prescription drug benefits and coverage offered by certain health benefit plans.

HB 1646 was passed by (Record 740): 101 Yeas, 45 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Smith; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Bonnen; Buckley; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; King, P.; Krause; Landgraf; Leach; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Parker; Patterson; Paul; Raney; Schaefer; Shaheen; Shine; Slaton; Slawson; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Schofield.

STATEMENTS OF VOTE

When Record No. 740 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 740 was taken, I was shown voting no. I intended to vote yes.

Frullo

When Record No. 740 was taken, I was shown voting no. I intended to vote yes.

Raney

When Record No. 740 was taken, my vote failed to register. I would have voted no.

Schofield

When Record No. 740 was taken, I was shown voting yes. I intended to vote no.

Spiller

HB 2867 ON THIRD READING
(by Raymond and Guillen)

HB 2867, A bill to be entitled An Act relating to the issuance of a temporary license for an assisted living facility that has a change in ownership.

HB 2867 was passed by (Record 741): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Rose.

STATEMENT OF VOTE

When Record No. 741 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

HB 622 ON THIRD READING
(by Gervin-Hawkins)

HB 622, A bill to be entitled An Act relating to creating abbreviated educator preparation programs for certification in marketing education and certification in health science technology education.

HB 622 was passed by (Record 742): 123 Yeas, 23 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cason; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wilson; Wu; Zwiener.

Nays — Ashby; Cain; Capriglione; Clardy; Cook; Cyrier; González, J.; González, M.; Harris; Hefner; Jetton; King, K.; Leman; Murr; Noble; Oliverson; Patterson; Ramos; Rogers; Slawson; Smith; Spiller; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Walle.

STATEMENTS OF VOTE

When Record No. 742 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 742 was taken, I was shown voting yes. I intended to vote no.

Morales Shaw

When Record No. 742 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 2497 ON THIRD READING
(by Parker, Oliverson, Metcalf, Landgraf, Lambert, et al.)

HB 2497, A bill to be entitled An Act relating to the establishment and duties of the Texas 1836 Project.

HB 2497 - REMARKS

REPRESENTATIVE PARKER: I welcome the opportunity to come before you again with **HB 2497**, which establishes the Texas 1836 Project. Again, it's all about establishing a reminding of our history and focusing on creating an advisory committee with the goal of promoting civics education and increasing awareness of the rich history and values of our state.

REPRESENTATIVE J.D. JOHNSON: Chairman Parker, thank you for allowing me to ask you a couple of questions. I had the opportunity of talking with you at your desk to get a better understanding of what this is. When you're looking at talking about the 1836 Project, what about our history in Texas are you more so looking to magnify or to concentrate on?

PARKER: Representative, my focus with this piece of legislation is that we cover all of the history of Texas. You can't pick and choose your history. All of it—the good, the bad, all of our history—needs to be taught and be a part of the 1836 Project.

J.D. JOHNSON: Because one thing that we do know is that Texas and the United States didn't get here just simply on its own. It took a collective work and then certainly the enslavement of a whole lot of people to make Texas great and make this country great. So I want to make sure that the people who are going to be a part of this project will be indicative of this state and that those that will be on this project will have the entire history. Who will be on this or how will you pick the people to be a part of this project?

PARKER: Representative, great question. The advisory group will be appointed by the governor, lieutenant governor, and the speaker, and we'll make certain that it is a broad, diverse group of people that would reflect all of Texas, just as the bill references.

J.D. JOHNSON: Again, one of the things that I don't want to see is for us to whitewash our history. We change the narrative of what we are and who we are. I think there's some honesty that needs to go into what we do and what we talk about with Texas and the United States. And I think that will start to create a unity as opposed to a divide. So I appreciate the ability to have this conversation, but we want to make sure that there are going to be others that can be a part of this project to make it a real project that we can all be proud of.

PARKER: Representative, that's absolutely the objective. I look forward to walking through the process, being close to it, and making certain it reflects all of our history as you just said. Yes, sir.

REPRESENTATIVE GUERRA: Tan, 10 years ago, the Tejano monument was installed here on these Capitol grounds. You're aware of that, correct?

PARKER: Yes.

GUERRA: And it even celebrated the Hispanic culture that was here before Texas was Texas. You're aware of that?

PARKER: Yes, sir.

GUERRA: And in Texas history, it's left an indelible mark on what Texas is today. As an example, in cowboy language, "corral"—that started out *corral* (in Spanish), okay? And I could go on and on and on. I won't bore you with that because you and I have discussed these issues before. Encompassed in your bill, is it important that the Tejano history that has been left here in Texas and is still celebrated today—that is still going to continue under your bill, correct?

PARKER: Representative Guerra, absolutely it will, 100 percent, and the language of the bill even references it. So yes, sir, absolutely, it will.

GUERRA: I thank you.

PARKER: All of our history. All of our history—yes, sir.

GUERRA: All of our history, and that's very important—the German culture, the Italian culture, I could go on. But particularly, I think so important is the Hispanic culture that was left here in Texas, which we celebrate all across Texas. But sometimes I think parts of our state forget that, and I just wanted to make sure that your bill is going to make sure that that history is going to be important as well.

PARKER: Representative Guerra, it absolutely will. I look forward to working with you on that, but absolutely, it will.

REPRESENTATIVE CANALES: Chairman Parker, thank you for bringing this bill, and I appreciate the comments of my colleague and delegation member Bobby Guerra. I, too, am concerned. We have a history in this state of burying things that aren't convenient, some of the atrocities that have been carried out, some of the injustices that have been carried out. Above my picture back here, my great-uncle, a hundred years ago, investigated the Rangers and the atrocities that they carried out. And those hearings were sealed in Texas. We couldn't see them for a great amount of time. The history of South Texas is a beautiful one, but it also has a sordid past, including the atrocities carried out by the famed King Ranch that used Rangers as henchmen and murdered thousands of Mexican Americans. And I just want to make sure that when we're talking about Texas history that we're talking about the real Texas history and that we're not going to hide from what actually occurred. There was slavery in Texas during portions of our history. And I just want to make sure that we talk about all the things we're proud of but also the things we're not so proud of so that we don't repeat what we've done before.

PARKER: Representative Canales, I agree fully that we need to learn from our history. We need to celebrate the good. We need to recognize the bad so it never occurs again. But this bill, the 1836 Project, is about all the history of Texas. We cannot selectively pick and choose our history. It's all of our history. So I'm

proud to bring this forward and working with you, sir, and all of our colleagues to make certain that this project recognizes and resembles accurately all of our history.

CANALES: Well, I want to thank you, and I look forward to working with you.

REPRESENTATIVE COLLIER: Representative Parker, are you familiar with the monuments that are on the grounds of the Texas Capitol? You heard Representative Guerra talk about the Tejano monument. Are you familiar with the African American monument that's on the grounds?

PARKER: I'm familiar with the monuments on the grounds.

COLLIER: Okay, so one of the monuments recognizes that slavery, during the republic and early statehood from 1836-1860, where it recognizes that African Americans—One of my concerns is I want to make sure that you have all of the history of Texas. Because you made the statement that this is talking about prosperity, but prosperity in Texas came on the backs of a lot of slaves that were introduced into Texas and that were brought to Texas. And so I want you to acknowledge that your bill will include all of the history, including the history of slavery in Texas.

PARKER: Chairman Collier, absolutely. I said it before and I will say it again: Absolutely all of the history of Texas is what's going to be a part of the 1836 Project. And in particular, with regard to slavery, you'll see that the bill even references Juneteenth. So 100 percent, all of the history of all the people of Texas will be incorporated into the 1836 Project.

COLLIER: Because it says between 1836 and 1860, the slave population in Texas grew from 5,000 to 182,566. So I want to make sure that you acknowledge and recognize that your bill would include education on the history of slavery in Texas.

PARKER: All of our history, Madam Chair. All of our history.

COLLIER: Is that a yes?

PARKER: That's why I referenced, specifically, Juneteenth, so yes.

COLLIER: That is a yes. Because we are prosperous because of the work of our Latinos and African Americans.

PARKER: Because of everybody that's come before us, absolutely.

REMARKS ORDERED PRINTED

Representative Collier moved to print all remarks on **HB 2497**.

The motion prevailed.

REPRESENTATIVE DAVIS: Chairman Parker, I just want to talk a little bit about the intent. You mentioned who's going to make the appointments to this advisory commission that's going to be looking at this. Can you talk about that? And I'd like to make sure that we include historians and have African American historians be part of that selection of that advisory council. Because I don't think

that it's spelled out, but I think sometimes people do our history differently than what we know it to be. So I want to make sure that that's considered and is part of the consideration.

PARKER: Madam Chair, absolutely. The appointment process will occur, as you see in the bill, from the big three, so to speak, but we will certainly influence who those selections are. I would love to work with you specifically. If you have any particular suggestion or multiple suggestions, I'd like to make certain that they get full consideration in the process so it is a broad group that puts it together.

DAVIS: So this group—just talk to me a little bit about the group so that we can make sure that we're having a conversation with regard to that. How many people are we talking about?

PARKER: We want real historians that have great depth, if you will, on all these topics about our history to all be a part of this 1836 Project that puts together all of our collective history, so to speak, for the future.

DAVIS: And I understand that. But in the 1836 Project—talk to me about who's going to be on that or who will be making the decisions or what kind of diversity should we expect that we need to put on to it to ensure that our issues are, in fact, reflective of what we know our history to be.

PARKER: I think you'll see that the appointments that are made will be reflective of our people broadly, the people of Texas. And we as members have the chance to influence what that looks like in terms of who gets appointed. So again, my offer to you is let's work together. If there are particular historians that you would like to see be part of this panel, let's work together and make certain we put them on the panel.

DAVIS: And forgive me, how many people are on this panel? I can't recall.

PARKER: So let me take you through it and give you the background. Basically, as you see here, so it's composed in total of nine people. The governor, the lieutenant governor, and the speaker of the house will each appoint three representatives. So just to be very clear about how it will work.

DAVIS: So I want to make sure that I have an understanding from you that it is your intent to provide direction to the speaker, the governor, and the lieutenant governor with regard to your intent to ensure that there is diverse participation on this panel and with the inclusion of African American and Hispanic historians and other historians that have knowledge of history going forward.

PARKER: Ms. Davis, most definitely. And so again, that's my offer. Let's work together. Any member of the body that would like to be involved in that process, let's work together as we get those selections made by, as I said earlier, our big three—the governor, lieutenant governor, and the speaker.

DAVIS: And the last thing I'd like to also ask you with regard to your intent and with regard to making sure that we don't use this panel as a way to eliminate any components of history that have been pretty much a part of this state. We don't want to lose any of the good, the bad, and the ugly. We want to make sure that it's reflective of what we know it to be. Is that correct?

PARKER: Absolutely, Madam Chair. It's about all of our history, as I said before. You can't pick and choose selectively our history. It's all of the history of the state. All will be incorporated into the 1836 Project going forward.

HB 2497 was passed by (Record 743): 124 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Cook; Cortez; Craddick; Cyrier; Darby; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, M.; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, E.; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Rodriguez; Rogers; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; VanDeaver; Vasut; Vo; White; Wilson; Wu.

Nays — Allen; Anchia; Beckley; Bowers; Collier; Crockett; Deshotel; González, J.; Goodwin; Morales, C.; Neave; Pacheco; Ramos; Reynolds; Romero; Rose; Turner, J.; Walle; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Davis; Dean; Morales Shaw; Sherman.

STATEMENTS OF VOTE

When Record No. 743 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

When Record No. 743 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 743 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 743 was taken, I was in the house but away from my desk. I would have voted no.

Sherman

HB 1397 ON THIRD READING
(by White, et al.)

HB 1397, A bill to be entitled An Act relating to the required disclosure of entities with an ownership interest in a vendor of voting system equipment.

HB 1397 was passed by (Record 744): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Buckley; Huberty; Ordaz Perez.

STATEMENT OF VOTE

When Record No. 744 was taken, I was in the house but away from my desk. I would have voted yes.

Buckley

HB 1080 ON THIRD READING
(by Patterson, Lozano, Talarico, and Bernal)

HB 1080, A bill to be entitled An Act relating to the eligibility for participation in University Interscholastic League activities of certain public school students who receive outpatient mental health services.

HB 1080 was passed by (Record 745): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel;

Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — White.

STATEMENT OF VOTE

When Record No. 745 was taken, I was in the house but away from my desk. I would have voted yes.

White

HB 3777 ON THIRD READING
(by Noble and Guillen)

HB 3777, A bill to be entitled An Act relating to eligible costs and expenses for purposes of the franchise tax credit for the certified rehabilitation of certified historic structures.

HB 3777 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE MARTINEZ FISCHER: Representative, I thought we had all of our questions answered yesterday, so I want to apologize. But apparently I've become now the local historian here on this proposal. You and I had a conversation, and maybe for the benefit of the body, about the effective date. When is the effective date of this?

REPRESENTATIVE NOBLE: It is January 21, 2022.

MARTINEZ FISCHER: And that's important because, I think, you and I have acknowledged there are people who are relying on the law as it is today. They're making their applications and going through the process, and by putting the effective date a little bit later, that affords them time to get through their process. Is that your understanding?

NOBLE: Well, I'm not advised, but I would assume with my effective date being in 2022, that if projects are ongoing, that they would be able to complete them. And again, I'm not advised. I am not part of the Historical Commission, and I don't approve these projects myself.

MARTINEZ FISCHER: I'm not either, and I hope I never get appointed to anything with it so nuanced. But I think regularly and normally, we could have an effective date this September—September 1, 2021. In this bill it's January 2022, which is more time for the current law to prevail before the law changes. Is that—

NOBLE: Again, we understand that these projects don't happen overnight nor do the restorations happen overnight. And I think that the extra lead time is appropriate in the case of this bill.

REMARKS ORDERED PRINTED

Representative Martinez Fischer moved to print remarks between Representative Noble and Representative Martinez Fischer on **HB 3777**.

The motion prevailed.

HB 3777 was passed by (Record 746): 88 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cole; Cook; Craddick; Cyrier; Darby; Dean; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Howard; Huberty; Hull; Hunter; Jetton; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Raney; Rodriguez; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Allison; Anchia; Beckley; Bernal; Bowers; Bucy; Canales; Cason; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Israel; Johnson, A.; Johnson, J.D.; King, T.; Larson; Longoria; Lopez; Lucio; Minjarez; Morales, C.; Morales Shaw; Muñoz; Neave; Ortega; Pacheco; Perez; Price; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Slaton; Talarico; Thierry; Thompson, S.; Turner, C.; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — González, J.; Guillen; Herrero; Moody; Zwiener.

STATEMENTS OF VOTE

When Record No. 746 was taken, I was in the house but away from my desk. I would have voted no.

Guillen

When Record No. 746 was taken, I was in the house but away from my desk. I would have voted no.

Zwiener

HB 3893 ON THIRD READING
(by Hinojosa, Cyrier, Rodriguez, Talarico, and Raymond)

HB 3893, A bill to be entitled An Act relating to the modification of a 99-year lease of certain state property to the City of Austin and the grant of a 99-year lease of certain state property and certain easements to the Capital Metropolitan Transportation Authority.

HB 3893 was passed by (Record 747): 117 Yeas, 26 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slawson; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Ashby; Bell, C.; Bonnen; Cain; Clardy; Ellzey; Gates; Geren; Goldman; Hefner; Krause; Lambert; Metcalf; Noble; Oliverson; Patterson; Rogers; Schaefer; Shaheen; Slaton; Smith; Swanson; Thompson, E.; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Crockett; Klick; Meyer; Pacheco.

STATEMENTS OF VOTE

When Record No. 747 was taken, I was shown voting yes. I intended to vote no.

Harris

When Record No. 747 was taken, I was in the house but away from my desk. I would have voted yes.

Klick

When Record No. 747 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 747 was taken, I was in the house but away from my desk. I would have voted yes.

Meyer

When Record No. 747 was taken, I was shown voting yes. I intended to vote no.

Parker

When Record No. 747 was taken, I was shown voting yes. I intended to vote no.

Slawson

When Record No. 747 was taken, I was shown voting yes. I intended to vote no.

White

HB 1488 ON THIRD READING
(by Dean and Raymond)

HB 1488, A bill to be entitled An Act relating to state agency reports submitted to the legislature.

HB 1488 was passed by (Record 748): 135 Yeas, 11 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Hefner; Krause; Murr; Schaefer; Slaton; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Swanson.

STATEMENTS OF VOTE

When Record No. 748 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 748 was taken, I was shown voting yes. I intended to vote no.

Patterson

When Record No. 748 was taken, I was in the house but away from my desk. I would have voted yes.

Swanson

When Record No. 748 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

HB 1681 ON THIRD READING
(by Harless, Minjarez, et al.)

HB 1681, A bill to be entitled An Act relating to the construction of certain assisted living facilities within a 500-year floodplain in certain counties.

HB 1681 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE WU: If I understand it correctly, the intent of your bill is to make sure we don't build new facilities inside the 500-year floodplain. Correct?

REPRESENTATIVE HARLESS: That is correct. Yes, sir.

WU: And the intent is because the location of these homes inside of a 500-year floodplain, which is generally more in a worse situation than a 100-year floodplain, would likely cause the need to evacuate elderly people, who may be even bedridden, whenever there's a large storm.

HARLESS: That is correct. It happened three times in five years, and we couldn't get to them to evacuate them until after the water started going down, so they were trapped for three to five days. And when we evacuate them, the only thing that they have are the clothes on their back. I made a promise to them that if I was reelected, I would address this issue and put people's lives over dollars.

WU: And this is supported by Harris County?

HARLESS: Yes.

WU: So part of what I want to know from your legislative intent is this clearly does not apply to existing homes, correct?

HARLESS: That is correct, not to existing homes.

WU: And if an existing home needs to do major renovations, it would not affect that permitting?

HARLESS: That is correct.

WU: Why bracket it to just Harris County, then? Because when Hurricane Harvey came, the flood area extended far beyond Harris County. And the reason I ask that is that my district has a huge number of retirement homes and is expanding, right? And my concern is if we're not able to continue to build the homes in the core of, let's say Houston, the core of Harris County, that these homes are going to get pushed further and further away from people's families, away from services, away from medical centers. Why just Harris County?

HARLESS: Well, because I didn't have a knowledge of the rest of the state. I only had knowledge of the area that I represent, which is just Harris County. I didn't want to bracket other areas of the state that I didn't have knowledge of.

WU: Okay, and just to clarify your legislative intent, because the floodplains change over time, correct?

HARLESS: That is correct.

WU: And with FEMA, based on whatever new reservoir they put in place or they dig new bayous or they change the flow of waters, these floodplains can change over time. If something goes in the place and they change the floodplain to cover them—the 500-year floodplain to cover them later—this would not prevent them from existing.

HARLESS: You're correct.

(Harris in the chair)

REMARKS ORDERED PRINTED

Representative Wu moved to print remarks between Representative Harless and Representative Wu on **HB 1681**.

The motion prevailed.

HB 1681 was passed by (Record 749): 130 Yeas, 15 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Shaheen; Sherman; Shine; Slawson; Smith; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Dean; Hefner; Holland; Krause; Murr; Schaefer; Schofield; Slaton; Spiller; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Coleman; Smithee.

Absent — Klick.

HB 246 ON THIRD READING
(by Murr and Cook)

HB 246, A bill to be entitled An Act relating to the prosecution of the criminal offense of improper relationship between educator and student.

Amendment No. 1

Representative Shine offered the following amendment to **HB 246**:

Amend **HB 246** on third reading by amending Section 21.12(d-1), Penal Code, as added to the bill by the second reading amendment by Shine, as follows:

(1) Strike "may not release to the public" and substitute "may not release to the general public".

(2) Add the following to the end of Subsection (d-1): "The school may release the name of the accused employee, without regard to whether there has been an indictment, as necessary for the school to:

(1) report the accusation to the Texas Education Agency or as otherwise required by law; or

(2) conduct its own investigation of the accusation."

Amendment No. 1 was adopted.

HB 246, as amended, was passed by (Record 750): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Coleman; Smithee.

Absent — Jetton.

STATEMENT OF VOTE

When Record No. 750 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

HB 2136 ON THIRD READING
(by E. Thompson)

HB 2136, A bill to be entitled An Act relating to marine vessel projects in the diesel emissions reduction incentive program.

HB 2136 was passed by (Record 751): 144 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Coleman; Smithee.

Absent — Anchia; Shine.

HB 4346 ON THIRD READING
(by Leman, Cain, Paul, Vasut, Schofield, et al.)

HB 4346, A bill to be entitled An Act relating to the possession, carrying, or transportation of a firearm by certain persons during the use of an easement.

HB 4346 was passed by (Record 752): 88 Yeas, 56 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; Guillen; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Martinez; Metcalf; Meyer; Middleton; Moody; Morales, E.; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; White; Wilson; Zwiener.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Crockett; Davis; Deshotel; Dutton; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harless; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.D.; King, P.; Longoria; Lopez; Lucio; Martinez Fischer; Meza; Minjarez; Morales, C.; Morrison; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raney; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Vo; Walle; Wu.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Coleman; Smithee.

Absent — Lozano; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 752 was taken, I was shown voting no. I intended to vote yes.

P. King

When Record No. 752 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

HB 368 ON THIRD READING
(by Sherman, Reynolds, Romero, Bucy, and Talarico)

HB 368, A bill to be entitled An Act relating to the issuance of a driver's license to a state legislator or prosecutor that includes an alternative to the license holder's residence address.

HB 368 was passed by (Record 753): 130 Yeas, 15 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.;

Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slawson; Smith; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Bell, C.; Burns; Hefner; Holland; Landgraf; Middleton; Murr; Oliverson; Patterson; Schaefer; Shaheen; Slaton; Swanson; Toth; VanDeaver.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Coleman; Smithee.

Absent — Metcalf.

STATEMENTS OF VOTE

When Record No. 753 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 753 was taken, I was in the house but away from my desk. I would have voted no.

Metcalf

When Record No. 753 was taken, I was shown voting yes. I intended to vote no.

Parker

When Record No. 753 was taken, I was shown voting no. I intended to vote yes.

Patterson

When Record No. 753 was taken, I was shown voting yes. I intended to vote no.

Slawson

When Record No. 753 was taken, I was shown voting no. I intended to vote yes.

Swanson

HB 1477 ON THIRD READING
(by K. Bell, Leach, Cyrier, Romero, Raymond, et al.)

HB 1477, A bill to be entitled An Act relating to performance and payment bonds for public work contracts on public property leased to a nongovernmental entity.

HB 1477 was passed by (Record 754): 146 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Coleman; Smithee.

HB 1128 ON THIRD READING
(by Jetton, Harris, and Lozano)

HB 1128, A bill to be entitled An Act relating to persons permitted to be in a polling place or a place where ballots are being counted.

HB 1128 was passed by (Record 755): 98 Yeas, 45 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Hefner; Hernandez; Herrero; Holland; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Metcalf; Meyer; Middleton; Minjarez; Morales, C.; Morales, E.; Morrison; Murr; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Canales; Collier; Crockett; Davis; Deshotel; Dutton; González, J.; González, M.; Goodwin; Guerra; Hinojosa; Howard; Israel; Johnson, J.D.; Lopez; Martinez; Martinez

Fischer; Meza; Moody; Morales Shaw; Muñoz; Neave; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Harris(C).

Absent, Excused — Coleman; Smithee.

Absent — Huberty; Murphy; Noble.

STATEMENT OF VOTE

When Record No. 755 was taken, I was shown voting no. I intended to vote yes.

Morales Shaw

(Speaker in the chair)

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

HB 2365 ON THIRD READING
(by Lopez)

HB 2365, A bill to be entitled An Act relating to the participation and reimbursement of certain military medical treatment facilities and affiliated health care providers under Medicaid.

HB 2365 was passed by (Record 756): 91 Yeas, 55 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cason; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Slaton; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cyrier; Dean; Frank; Geren; Goldman; Harris; Hefner; Holland; King, K.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Metcalf; Meyer; Middleton; Murr; Oliverson; Parker; Patterson; Paul; Price; Sanford; Schaefer; Shaheen; Shine; Slawson; Smith; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Noble.

STATEMENTS OF VOTE

When Record No. 756 was taken, I was shown voting no. I intended to vote yes.

Frank

When Record No. 756 was taken, I was shown voting no. I intended to vote yes.

Meyer

When Record No. 756 was taken, I was in the house but away from my desk. I would have voted no.

Noble

When Record No. 756 was taken, I was shown voting no. I intended to vote yes.

Shine

HB 2308 ON THIRD READING
(by Gates, Frank, Leman, Minjarez, Rose, et al.)

HB 2308, A bill to be entitled An Act relating to procedures in certain suits affecting the parent-child relationship filed by the Department of Family and Protective Services.

HB 2308 was passed by (Record 757): 139 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Ellzey; Frank; Noble; Patterson; Rodriguez; Spiller; Stucky; Walle.

STATEMENTS OF VOTE

When Record No. 757 was taken, my vote failed to register. I would have voted yes.

Ellzey

When Record No. 757 was taken, I was in the house but away from my desk. I would have voted yes.

Noble

When Record No. 757 was taken, I was in the house but away from my desk. I would have voted yes.

Patterson

HB 2063 ON THIRD READING
(by Ordaz Perez, Howard, Shaheen, Lucio, Patterson, et al.)

HB 2063, A bill to be entitled An Act relating to the establishment of a state employee family leave pool.

HB 2063 was passed by (Record 758): 135 Yeas, 10 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Holland; Metcalf; Middleton; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Smithee.

Absent — Frank; Noble.

STATEMENTS OF VOTE

When Record No. 758 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 758 was taken, I was in the house but away from my desk. I would have voted no.

Noble

When Record No. 758 was taken, I was shown voting yes. I intended to vote no.

Schaefer

HB 4534 ON THIRD READING
(by Gates, Capriglione, Parker, and Stephenson)

HB 4534, A bill to be entitled An Act relating to a study by the Employees Retirement System of Texas of certain state retirement system reforms.

HB 4534 was passed by (Record 759): 129 Yeas, 13 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Cook; Cortez; Craddick; Crockett; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; Vasut; White; Wilson; Wu; Zwiener.

Nays — Beckley; Bernal; Collier; González, J.; Howard; Israel; King, T.; Meza; Ramos; Rodriguez; Sherman; Vo; Walle.

Present, not voting — Mr. Speaker(C); Darby.

Absent, Excused — Coleman; Smithee.

Absent — Cyrier; Morales Shaw; Paul; VanDeaver.

STATEMENTS OF VOTE

When Record No. 759 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

When Record No. 759 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 759 was taken, I was in the house but away from my desk. I would have voted yes.

Paul

When Record No. 759 was taken, I was in the house but away from my desk. I would have voted yes.

VanDeaver

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

SB 8 ON SECOND READING
(Slawson, Burrows, Klick, Cain, Leach, et al. - House Sponsors)

SB 8, A bill to be entitled An Act relating to abortion, including abortions after detection of an unborn child's heartbeat; authorizing a private civil right of action.

SB 8 was read second time earlier today and was postponed until this time.

SB 8 - REMARKS

REPRESENTATIVE SLAWSON: I know there will be questions on this. After I've finished this brief layout, then I will yield for those. Not that many years ago, a woman in North Texas was pregnant with her first child—an event that should've been a joyous occasion, except that it wasn't. Experiencing numerous complications, her physician told her that that little baby was not developing normally, wouldn't be fully developed, and recommended an abortion. A few days later, on a Friday, she visited another doctor who shared that same dim prognosis of an abnormally developing baby, but on that Friday, that heart was still beating. So that mom, as scared as she was, went back to the doctor the following Monday, and that baby's heart was still beating. And for the next few months, the complications and those dire prognoses continued; the back and forth travel to the doctor continued; and that heartbeat continued. And then one Tuesday in May, that new mom greeted her newborn, this surprisingly normal baby, marvelling at 10 fingers and 10 toes and wisps of red hair. And now, 44 years and two days later, that little baby girl is standing in this chamber, her heart beating as strongly and as rapidly as it did all those years ago, as she lays out before you **SB 8**, the Texas Heartbeat Act.

The heartbeat is a clear and unequivocal evidence of human life, and the fetal heartbeat is a key medical predictor of whether an unborn child will reach live birth. Many men and women in this chamber have had that incredible experience when we first heard the sound of our then-unborn babies play out in a doctor's office—that "whoosh, whoosh, whoosh" sound—that beautiful melody of a tiny life, innocent, vulnerable, and worthy of our protection. As of last week, 13 other states have already passed heartbeat bills, and Texas is behind. The Texas Heartbeat Act will protect the lives of our most precious Texans starting at the moment their heart begins to beat. Quite simply, this bill requires that before an abortion is performed, a physician must check for a heartbeat, and that once that heartbeat is detected, that life is protected. Upon detection of a heartbeat, the physician is prohibited from knowingly performing or inducing an abortion and can be held civilly liable unless there is a medical emergency. Thank you, Mr. Speaker, and I do have a perfecting amendment.

REPRESENTATIVE HOWARD: Thank you for your story. We all have stories about the miracles of birth. I have my own as do many people in here. I'm a mother. I'm a grandmother. I value life. My pregnancies, I was very grateful for. My children and grandchildren, I'm very grateful for. It doesn't always work that way for everybody. There have always been abortions and there always will be. What we're talking about here is some specific actions that would be taken to obstruct access to a legal medical procedure. So I want to ask you a few medical questions if I could, please, about the provision in the bill that bans abortions at six-weeks gestation. Can you tell me your own interpretation of the timeline in which a woman can determine that she is pregnant?

SLAWSON: Representative, this bill would ban an abortion once a heartbeat is detected.

HOWARD: I understand that. I'm asking you, though, about the timeline. You're giving us a period of time within this bill, are you not?

SLAWSON: The timeline is when the heartbeat is detected.

HOWARD: All right, then let's just go with that for right now. Can you tell me what is meant by gestational age? How is gestation defined?

SLAWSON: Yes, I'm happy to turn to the definition. Under Section 171.201, "'[g]estational age' means the amount of time that has elapsed from the first day of the woman's last menstrual period."

HOWARD: And do you know, then, what the differences would be if we were looking at the period of time of pregnancy versus the period of time of gestation?

SLAWSON: I'm not sure I understand your question.

HOWARD: You just finished saying that gestation is measured from the first day of your last menstrual period, correct?

SLAWSON: Under 171.201, gestational age is measured as the "time that has elapsed from the first day of the woman's last menstrual period."

HOWARD: That's what I just asked, correct?

SLAWSON: Yes.

HOWARD: Okay, so from the first day of the last menstrual period. Do you know when you actually become pregnant? Do you become pregnant during your period?

SLAWSON: Well, that perhaps might be a question better directed to a physician.

HOWARD: I would imagine that most women know that you don't get pregnant during your period, correct? You know that you don't get pregnant during your period, don't you?

SLAWSON: I would defer to a physician to answer that question, Representative.

HOWARD: So typically, your period is the sloughing off of the lining of your uterus containing an unfertilized egg. Is that correct? Do you know that?

SLAWSON: I would agree with that.

HOWARD: Okay, so your body is removing the blood, the unfertilized egg, and you are having your period that's getting rid of what did not get fertilized. You're not getting pregnant at that time. And then, over the next couple of weeks, you ovulate, and then you can get pregnant. Is that something you've probably heard before?

SLAWSON: I'm familiar with ovulation. I'm familiar with menstruation.

HOWARD: So I think where we're going with this is to look at the amount of time that would be elapsing from fertilization of an egg to pregnancy to when this bill would take effect. Now, you're telling me there's no time. Is that correct? You're telling me there's no time here. There's just a point at which you hear a heartbeat. Is that correct?

SLAWSON: Yes. I'm telling you that the measurement is by a detectable heartbeat.

HOWARD: Is there no reference to time in the bill? To point of gestation?

SLAWSON: There's a definition of gestational age.

HOWARD: Right, but I'm asking you is there anything in the bill—and I don't have the bill in front of me right now, so I am seriously asking you. Is there anything in the bill that provides a point of gestation at which this bill would take effect?

SLAWSON: This bill is—

HOWARD: Is there anything about gestation in this bill?

SLAWSON: There's a definition of gestation. There's a definition of pregnancy. But I'm not sure where you're looking.

HOWARD: No, I see the definition here. What I'm asking is—so you're saying that there's nothing in here in the bill about gestation. There's only something about a heartbeat. Is that correct?

SLAWSON: We are measuring by the existence of a heartbeat.

HOWARD: Right. You're not measuring by anything in gestation. Is that correct?

SLAWSON: We are measuring by the existence of a heartbeat.

HOWARD: I understand that. I'm asking you, are you also measuring, though, by gestation? Yes or no?

SLAWSON: I am measuring by the existence of a heartbeat.

HOWARD: Can you not answer that second question?

SLAWSON: I am answering it, Representative.

HOWARD: Okay, I'll just take that what you're saying is no. Okay, so if we're only talking about a heartbeat, at what point in gestation does the heartbeat normally occur?

SLAWSON: It varies. My understanding is somewhere between six and 12 weeks.

HOWARD: Six and 12 weeks gestation?

SLAWSON: That it would be detectable.

HOWARD: So your understanding is that in six to 12 weeks gestation, a heartbeat is detectable.

SLAWSON: Yes.

HOWARD: So would you know that six to 12 weeks gestation means four to 10 weeks of pregnancy? So as early as four weeks of pregnancy, you're saying there could be an audible heartbeat?

SLAWSON: I don't know that I am saying that. I'm saying that between six to 12 weeks—

HOWARD: Gestation. In your bill, pregnancy is defined as when it begins with fertilization. That fertilization is not the same as when gestation is measured from, so we're talking two different time periods. I'm just clarifying what those time periods are right now. Gestation is from the first day of the last menstrual period per your bill, and that's what medicine says as well. That's a common term. And pregnancy actually occurs beginning at fertilization, which typically occurs two weeks or so after your menstrual period. And you have those definitions in here in your bill. So if you're telling me that—

SLAWSON: Yes, gestational age and pregnancy are defined in the bill.

HOWARD: Right, and that's what we're talking about here—gestational age from the first day of the last menstrual period. And pregnancy, as your bill states, begins with fertilization. Fertilization occurs approximately two weeks after your menstrual period. So when you're talking gestation and you say six weeks when you could hear a fetal heartbeat, that's actually four weeks of being pregnant, basically, on average.

SLAWSON: I'm not sure I agree with your math.

HOWARD: Well, what does your bill say? Your bill says pregnancy "means the human female reproductive condition that begins with fertilization."

SLAWSON: "Occurs when the woman is carrying the developing human offspring and is calculated from the first day of the woman's last menstrual period."

HOWARD: Oh, that's not pregnancy. Why do you—no, that's not pregnancy. That may be what you have in your bill, but that's not pregnancy. Pregnancy begins with fertilization. Fertilization and menstrual periods are two separate things. They don't occur at the same time. But that's just an error in your bill. Let me just talk about the time period we're talking about here. You're telling me that there is an audible heartbeat as early as six weeks gestation—that's four weeks being pregnant, but lets just go with gestation. Six weeks gestation there is an audible heartbeat, you're saying. Is that correct?

SLAWSON: I'm saying that a heartbeat is detectable somewhere between six to 12 weeks gestation.

HOWARD: As early as six weeks gestation, correct?

SLAWSON: Somewhere between six to 12 weeks.

HOWARD: Right, or as early as six weeks gestation. Between six to 12 encompasses as early as six weeks, correct?

SLAWSON: I'm saying that the heartbeat is detectable somewhere between six to 12 weeks of gestation.

HOWARD: Right, starting at six weeks gestation—that's what you've said. Would you know that the American College of Obstetricians and Gynecologists has said in a statement: "What is interpreted as a heartbeat in these bills is actually electrically induced flickering of a portion of the fetal tissue that will become the heart as the embryo develops. Thus, ACOG does not use the term 'heartbeat' to describe these legislative bans on abortion because it is misleading language, out of step with the anatomical and clinical realities of that stage of pregnancy." Did you know that?

SLAWSON: I am not aware of the article you're referring to.

HOWARD: I'm not referring to an article. I'm referring to a statement from the national association of the College of Obstetricians and Gynecologists, the physicians who specialize in maternal health and who actually have the background and science in this field of study. So that's who I'm referring to. Did you know that it's difficult, according to these physicians, to detect the embryonic heart—any kind of a heartbeat if that's what we want to call it—the early cells with electrical activity? There's not actually a heart yet, did you know that? There is not a developing heart. There are no chambers. There's no blood pumping going on at that time. Did you know that?

SLAWSON: I don't know that I agree with that.

HOWARD: Well, that's what the science says and that a true heartbeat that you could actually hear—according to the physicians—a true heartbeat that you can actually hear with a stethoscope doesn't occur until later in gestation. In 80 percent of pregnancies, you can finally hear it audibly with a stethoscope after

20 weeks gestation and 100 percent of the time after 22 weeks gestation. So clearly, it's much later than what you're suggesting is the time frame in which a heartbeat, as you're calling it, would occur. Did you know that?

SLAWSON: I disagree with that.

HOWARD: Why do you disagree with it?

SLAWSON: Representative, just based on personal experience, having heard a heartbeat much before 20 weeks of gestation.

HOWARD: According to the science, the Doppler fetal monitor that has that "whoosh, whoosh, whoosh" sound that you gave us a while ago, is not actually the sound of a heartbeat but an amplified version of signals. You're not hearing a heartbeat. You're hearing an amplified version of electrical signals. Did you know that?

SLAWSON: I'm sorry, would you repeat the question? My apologies.

HOWARD: Okay, the Doppler fetal monitor—are you ready?

SLAWSON: The Doppler fetal monitor.

HOWARD: The Doppler fetal monitor—you're not actually hearing the sound of a heartbeat because there's not a heart beating, but you're hearing an amplified version of electrical signals. Did you know that?

SLAWSON: I fundamentally disagree with that.

HOWARD: Well, I appreciate you don't want to believe this and that you are disagreeing with it, but I'm talking about what the science says. And so you're telling me that the science is wrong because you don't agree with it?

SLAWSON: What I'm telling you is that when a beating heart represents a life within a womb, we have a duty to protect that innocent unborn life.

HOWARD: And I appreciate that. There is no heartbeat at the time frame that we're talking about here. There is electrical activity. That is a fact.

SLAWSON: Representative, I've had a lot of ultrasounds and they never once referenced an electrical impulse. It was measured in beats per minute.

HOWARD: I'm sorry. I'm just telling you what the science says, and I can't say what you've been told. I'm telling you what the science is. Now, this is the final thing I want to say before I pass it on to others. There is no arguing this because clearly, we know. We all know. I see lots of notes being passed. I'm sure a lot of people up there have a lot of things to say about this, too. We've had this discussion way too many times since I've been here. This is the worst day of the session every single session, and this stuff keeps coming up. You guys know that there have always been abortions and there always will be, despite the obstructions that you're putting in place here, despite the self-righteousness of valuing life over what I value, which I highly resent. I also value the lives of the women and families who have to make these decisions.

SLAWSON: This is the best day—

HOWARD: Excuse me, I was still talking.

SLAWSON: —for tens of thousands of unborn children in this state.

HOWARD: I'm sorry, what? I'm sorry? I didn't hear you because you talked over me.

SLAWSON: Do you have a question, Representative?

HOWARD: What?

SLAWSON: Do you have a question, Representative?

HOWARD: I will phrase it in a question. Did you know I feel this way? Did you know that I feel very disrespected in terms of my value of life and my value of pregnancies and childbirth and babies and grandbabies? There will always be—did you know—there will always be women who will pursue having abortions despite what you do here today and what you've been doing for a decade to create all these obstructions? It will always be a case that women will seek abortions because women are not always in a position to have that baby. And you guys don't have to have them, we do. It affects our lives—

SLAWSON: Did you know, Representative—

HOWARD: Did you know? Did you know that it affects my choices about what I can do with education and employment? You did know that?

SLAWSON: If you're asking a question, are you going to allow a response?

HOWARD: What's your response?

SLAWSON: I don't presume to know your feelings, but I do know that there are many women who have been coerced and forced into abortions and feel very differently.

HOWARD: Well, that's one thing that I will not agree with of you. So I will pass it on to some other folks.

REPRESENTATIVE COLLIER: I had an opportunity to listen to the layout of your house bill relating to **SB 8** in the Public Health Committee, and I just wanted to follow up on some of the things that I asked you during that committee hearing dealing with the civil lawsuits that this bill provides for. So one of the things I want to just set the floor on is the basic information that as we sit here today, today abortion is legal in the United States, including Texas, up to 20 weeks. Is that correct?

SLAWSON: Currently, Texas has a ban on abortions after 20 weeks.

COLLIER: Okay, but that's not what I asked you. I asked you: Currently, abortion in Texas is legal up to 20 weeks, is that correct?

SLAWSON: In the legislative findings at the front of this bill, we recognize that pre-*Roe v. Wade*, abortion statutes were not repealed. They are not enforced following the *Roe* decision.

COLLIER: So based on the United States Supreme Court decision of *Roe v. Wade*, which is what we're to follow, correct? We're supposed to follow the United States—

SLAWSON: I'm so sorry. I wasn't—

COLLIER: Based on the decision of the United States Supreme Court, it becomes the law of the land. Would you agree with that?

SLAWSON: I would disagree with your interpretation of law of the land.

COLLIER: Okay, well, law of the State of Texas that we must follow? I'm just trying—do you acknowledge and recognize that abortion is legal up to 20 weeks in the State of Texas and the United States?

SLAWSON: I recognize that there is a 20-week ban on abortion in Texas at this point.

COLLIER: So that means that your answer would be yes. That's what I'm going to take your answer to be, because the inverse is yes, it is legal. Because the ban is after 20 weeks, correct?

SLAWSON: The current ban is a 20-week abortion ban.

COLLIER: So my question was, up to 20 weeks, abortion is legal?

SLAWSON: Before that, statutes making abortion illegal are not being enforced.

COLLIER: Well, do you understand that the United States Supreme Court has said an abortion is legal up to 20 weeks? It's constitutional?

SLAWSON: Abortion is not a constitutional right. There have been cases dealing with abortion, but there is no right to abortion in the Constitution.

COLLIER: Well, do you disagree that the United States Supreme Court has said that abortion is legal up to 20 weeks? I'm going to keep asking the question until you answer it.

SLAWSON: Presently, there is a 20-week ban in Texas.

COLLIER: A 20-week ban on abortion?

SLAWSON: After 20 weeks of pregnancy, currently, an abortion is not permissible in Texas. What this bill that we're here to talk about would do is prohibit an abortion after a heartbeat is detected.

COLLIER: Okay, so that would not be in line with what the United States Supreme Court has determined to be legal.

SLAWSON: This would be fully within the Constitution.

COLLIER: Your bill creates a new restriction on abortion that is more stringent than what the United States Supreme Court has said was legal.

SLAWSON: This bill would provide that upon detection of a heartbeat, an abortion is prohibited outside an instance of a medical emergency.

COLLIER: Okay, so **SB 8** creates a private cause of action that allows any person—any person—to sue either a provider who provides abortions or any person who helps someone obtain an abortion. Is that correct?

SLAWSON: I'm sorry, you are dealing with the definition of "person"?

COLLIER: To create a private cause of action. So **SB 8** creates a private cause of action that allows any person to sue either a provider who provides abortion or any person who helps someone obtain an abortion. Is that correct? There's no limit on who can file the lawsuit.

SLAWSON: Are you referring to a specific section?

COLLIER: Well, I'm referring to your bill that creates a civil cause of action.

SLAWSON: Correct.

COLLIER: And so whenever you have a lawsuit, they have two parties. Of course, you know that. You have somebody who brings the complaint and then somebody who's trying to defend themselves against it. So in your bill, it allows anyone to file the action to sue. Is that correct?

SLAWSON: Yes.

COLLIER: All right. So now that anyone can sue, you're creating a new form of standing. So I don't even have to know you but if I find out that you've had an abortion in contravention to this bill, to this Act that you're creating, I could file a lawsuit. Anyone could file a lawsuit.

SLAWSON: Standing under this Act is provided to any person.

COLLIER: To any person—so we're opening it up to more lawsuits by creating standing and giving it to any person in the state. Is that correct? So I have no relationship with you, I don't know you—I can still file a lawsuit under your bill?

SLAWSON: Any person may have standing under this bill.

COLLIER: So even someone who raped the victim can file a lawsuit?

SLAWSON: We have an amendment pending on that. We'll have an amendment on that, Representative.

COLLIER: So you're going to change that? So let's go down to your bill that talks about the liability for a violation or aiding and abetting a violation. One part in **SB 8** says that a person—any person, like you said—"other than an officer or employee of a state or local governmental entity" in Texas "may bring a civil action against any person" who "intends" to commit such a violation. Can you explain to us and give us the scenarios of what that would apply to? What does it mean by "intends" to commit such a violation?

SLAWSON: Well, Representative, I think that intent is a well-recognized legal principle.

COLLIER: Well, I don't what you mean by "intends" to commit such a violation. How would you know that someone intended to commit a violation?

SLAWSON: Well, I suppose that would be a question for a trier of fact.

COLLIER: Okay, so that's a question for a trier of fact, but you don't know. I mean, can you give us an explanation of what you mean by that? I'm just trying to figure it out. Because if this is going to be the law, we need to know how it's going to be applied.

SLAWSON: To a specific fact pattern that would be applied—

COLLIER: Or just give me an example.

SLAWSON: I don't have an example prepared for you, Representative.

COLLIER: Okay. So then, there's statutory damages that are available under this civil liability claim. It's $10,000. Who would get that money?

SLAWSON: The prevailing party.

COLLIER: So someone I don't know, who has no connection with me whatsoever—I find out that you are getting an abortion that is in violation of this Act and I can get $10,000 because I proved up that case? Just because? I can get $10,000?

SLAWSON: This Act provides for a civil penalty of $10,000 for a violation of the Act.

COLLIER: Who gets the penalty money?

SLAWSON: The successful claimant in that cause of action.

COLLIER: Even though they have no relation, no other connection to the case, they can get money? I mean, it's just like a lottery, basically, it seems like, if I can get information about it. Is there anything that says if they worked at the clinic or the place that they shouldn't be able to collect the statutory penalty?

SLAWSON: Any person has standing to bring a cause of action.

COLLIER: I understand that, but I'm just trying to figure out if you have any type of limitations on where the money goes and who can collect that money?

SLAWSON: The damages, were they assessed in a civil action, would go to the prevailing party.

COLLIER: And then also under your bill, it says that "venue" is wherever the claimant lives. So if this happened in Dallas but they live in El Paso, they can file the lawsuit in El Paso because that's what your bill allows for. Is that correct?

SLAWSON: The bill allows for several venue options.

COLLIER: But it also allows for me to live in a different city from where this happened and to file a lawsuit.

SLAWSON: One of the venue options is the county of residence of the claimant.

REPRESENTATIVE C. TURNER: Do you know how many abortion restrictions are currently in place in Texas?

SLAWSON: I'm not advised on a specific number.

C. TURNER: Would you be surprised to learn that there are already more than two dozen such laws in place?

SLAWSON: Well, Representative, we're dealing with a topic that exterminates a human life.

C. TURNER: And would you agree that Texas already has some of the most restrictive abortion laws in the United States of America?

SLAWSON: I do not agree.

C. TURNER: You do not agree with that? Okay, are you familiar with the laws we already have on the books?

SLAWSON: I am familiar with many of the laws that we have.

C. TURNER: Do you know how many states have introduced or passed a six-week ban similar to what you are proposing here today?

SLAWSON: I'm familiar with states that have introduced a heartbeat bill.

C. TURNER: Do you know how many that is?

SLAWSON: I believe that as of last week, 13 states had passed a heartbeat bill.

C. TURNER: And there are other states, I presume, that have legislation pending, perhaps not passed, but it's moving in other states. Is that right?

SLAWSON: I'm not advised on that.

C. TURNER: Is it correct that these bills, given how similar they are in nature, are part of a nationwide strategy to ban abortion state by state?

SLAWSON: Representative, this bill is designed to protect innocent unborn life in Texas.

C. TURNER: I understand. Is it part of a nationwide strategy, though, to ban abortion state by state?

SLAWSON: I'm not advised on nationwide strategies.

C. TURNER: Are you familiar with a group called Faith2Action?

SLAWSON: I'm not familiar, Representative.

C. TURNER: Faith2Action is the group that originated this copycat legislation of which **SB 8** is part of for the six-week abortion ban. So are you familiar with Janet Porter, who is the founder of Faith2Action?

SLAWSON: I believe I heard testimony from Ms. Porter in the senate a few weeks ago on this bill.

C. TURNER: Ms. Porter, it turns out, was part of the birther movement, and Faith2Action, which she founded, has actually been designated a hate group by the Southern Poverty Law Center. Were you aware of that?

SLAWSON: I'm not advised on any of that, Representative.

C. TURNER: Do you know what dominion theology is?

SLAWSON: I'm not advised.

C. TURNER: It's an extreme religious viewpoint that Ms. Porter, who is the originator of this bill, has been a proponent of. Let's shift gears a little bit. You're familiar with the fact that Texas has an exceptionally high maternal mortality rate, are you not?

SLAWSON: I'm not advised on the mortality rate, Representative.

C. TURNER: Well, I'm not asking you exactly what the rate is. You're aware we have a high mortality rate in general?

SLAWSON: I would agree with you that any maternal mortality is a very sad circumstance, Representative.

C. TURNER: And you're aware that Texas has a high maternal mortality rate?

SLAWSON: I'm not aware of a comparative rate to determine.

C. TURNER: Okay, we've actually had some legislation talking about that this session because it's fairly well known. Are you aware that maternal mortality rates, while high across the board, are particularly high with African American women in Texas? Are you aware of that?

SLAWSON: I'm not advised on maternal mortality rates in relation to this bill, Representative.

C. TURNER: Would you agree that maternal mortality, whatever the rate is, is often a result of poor access to health care?

SLAWSON: I am not advised on maternal mortality rates as it relates to this bill, Representative.

C. TURNER: It's not a trick question. If you don't have access to health care, do you have a better chance of suffering maternal mortality, of dying while pregnant or during childbirth or after childbirth? Is that a fair generalization that you would have less of a chance of a successful, healthy delivery and postpartum period if you don't have access to adequate health care?

SLAWSON: Representative, a successful abortion—

C. TURNER: That's not my question.

SLAWSON: —is a mortality issue for that child in the womb.

C. TURNER: I'm talking about maternal mortality.

SLAWSON: I'm talking about fetal mortality.

C. TURNER: So would you agree that lack of access to health care is one of the barriers to access to contraception? Would you agree with that?

SLAWSON: I'm sorry, would you repeat your question?

C. TURNER: Sure. Would you agree that a lack of access to health care is one of the barriers to accessing contraception?

SLAWSON: I'm not advised on that in relation to this bill.

C. TURNER: Well, what is your opinion?

SLAWSON: My opinion is that we owe a duty to innocent unborn lives to protect those lives from the moment a heart begins beating.

C. TURNER: I'm sorry, would you restate that? I apologize.

SLAWSON: My opinion is that we owe a duty to innocent unborn lives to protect that life from the moment a heart begins beating.

C. TURNER: Okay, do you agree with the statement that if a woman wants to get a prescription for a contraceptive, that having access to a primary care provider, a PCP, is helpful in being able to access contraception. Would you agree with that?

SLAWSON: My apologies, I think I missed the first clause of your question.

C. TURNER: Would you agree that if a woman has access to a doctor, a primary care provider, she would have an easier time accessing a prescription for contraception than if she did not have access to a health care provider?

SLAWSON: I'm not advised on that issue in relation to protecting an innocent life upon detection of a heartbeat.

C. TURNER: Would you agree that less access to contraception leads to higher rates of unintended pregnancies?

SLAWSON: I'm not advised on that in relation to a heartbeat bill.

C. TURNER: Again, I'm not asking for you to cite any data or statistics. I'm not asking that. I'm just asking your opinion. If a population does not have access to contraception, could that lead to higher rates of unintended pregnancies?

SLAWSON: I'm so sorry, Representative. I'm not advised on that.

C. TURNER: And so are you aware that family planning services including access to contraception—while you're not advised on it, I'm going to presume that you would recognize that those are valuable services to help families, individuals, women, decide when they want to become pregnant. Are you aware that there are a lot of people in the State of Texas, but particularly in the Hispanic and African American communities, that are disproportionately underserved in that regard? Would you agree with that?

SLAWSON: I'm not advised on that matter, Representative.

C. TURNER: So you're not sure or aware, just to recap this, if access to contraception in any way relates to the rate of unintended pregnancies?

SLAWSON: What I am confident of is that—

C. TURNER: Just yes or no.

SLAWSON: —every heartbeat matters and is worth our protection.

C. TURNER: But you can't speak to whether access to health care, including access to contraception, has anything to with the rate of unintended pregnancies?

SLAWSON: Representative, that's not the subject of this bill, and I'm not advised on that.

C. TURNER: Well, I think it is, Representative. This bill is about abortion, is it not?

SLAWSON: This bill is about protecting a beating heart.

C. TURNER: Why does someone get an abortion?

SLAWSON: I am not advised to respond.

C. TURNER: Multiple reasons, complex reasons, complicated reasons, I would imagine? Is it possible that an unintended pregnancy could result in somebody deciding that abortion is the choice they need to make? Is that possible that that's one of the causes?

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Clardy on motion of Ashby.

SB 8 - (consideration continued)

Amendment No. 1

Representative Slawson offered the following amendment to **SB 8**:

Amend **SB 8** (house committee report) on page 9 by inserting the following language between lines 12 and 13:

(j) Notwithstanding any other law, a civil action under this section may not be brought by a person who impregnated the abortion patient through an act of rape, sexual assault, incest, or any other act prohibited by Sections 22.011, 22.021, or 25.02, Penal Code.

SLAWSON: I offer, members, an amendment to clarify that the cause of action "may not be brought by a person who impregnated the abortion patient through an act of rape, sexual assault, incest, or any other act prohibited by Sections 22.011, 22.021, or 25.02, Penal Code."

REPRESENTATIVE COLE: Yes, I want to understand better what your amendment does. Does it make an exception for rape or incest?

SLAWSON: It provides that a civil cause of action may not be brought by a person who impregnated the abortion patient by an act of rape, sexual assault, incest, or any other specifically prohibited acts in the Penal Code.

COLE: So it only provides an exception for the person who actually impregnated or committed incest against the pregnant person, but it does not provide for an exemption if other people bring a cause of action?

SLAWSON: Representative, it specifically lists the people who may not bring a cause of action under this Act.

COLE: And it's my understanding that you limited those people to the person who actually committed rape or incest and not any others.

SLAWSON: It specifically provides that "a civil action . . . may not be brought by a person who impregnated the abortion patient through an act of rape, sexual assault, incest," or any of those specifically codified Penal Code sections.

COLE: So your amendment does not speak to a person other than the person who raped or incested the individual?

SLAWSON: Representative, I'm reading specifically who it applies to.

REPRESENTATIVE RAMOS: Representative Slawson, I reviewed your amendment but as attorneys, most of us here are, it says that a cause of action is prohibited in those specific areas, but we know that people sue all the time even though there are no grounds for it. Would you agree?

SLAWSON: I'm not sure I understand your question.

RAMOS: Would you agree that people sue, even though they know they don't have any grounds for it, people still sue for the sake of suing? And sometimes it is just malicious litigation, but people still sue for various reasons even though the statute may say they won't be able to recover. Would you agree with that? People still sue for any reason many times.

SLAWSON: I would agree that people bring lawsuits for their own reasons.

RAMOS: Okay. So in reading what your amendment says, it says someone may not be able to bring a cause of action under rape or incest. However, reviewing your bill, if you could guide me or educate us on if they do—because we can tell people all day all along what they can't do—but if they still do and still choose to sue somebody, what is the recovery mechanism? Or what's in place in your bill to protect the woman from some man who is not saying that he didn't rape her? She's saying he did. She had to have an abortion, so he still decides to sue her. What kind of defense does the woman have? The victim of the rape if, in fact, she is still being sued for the abortion?

SLAWSON: That was a very complex question there to which I will say that a woman—

RAMOS: Okay, I will break it down for you, Representative Slawson. A man rapes a woman. Are you there? You get that part? A man rapes a woman. She's saying that it was not consensual; he's saying it was. If the woman becomes pregnant and chooses to have an abortion, the man then—she never raised any claims that he raped her, but she's saying, you know what, I'm going to take care of what I need to take care of and hope to never see him again. But he continues to stalk her or has an obsession with her. So then she has an abortion, and he then sues her. He sues the woman, and she's never filed any claim for rape or incest. What protections does your bill have for women who may be maliciously sued by rapists, by people who are stalking them, by ex-husbands who just want to sue the heck out of that ex-wife or woman and just drag her through court? What protections do we have for the defendant, for the woman in this case who is being maliciously prosecuted by a former lover?

SLAWSON: Representative, the woman is not a defendant under this case.

RAMOS: I'm sorry?

SLAWSON: The woman is not a defendant under this bill.

RAMOS: Okay, what protections are there for the individual who does pursue the abortion, who receives the abortion, when she is maliciously litigated or maliciously prosecuted?

SLAWSON: Representative, the person receiving the abortion is not a defendant under a cause of action in this bill.

RAMOS: What protection is there for the person who is aiding and abetting the person who is receiving the abortion, who is part of this cause of action? What protection is there for that person if somebody just wants to maliciously litigate the person who is aiding and abetting the individual receiving the abortion?

SLAWSON: We have laws prohibiting frivolous and vexatious litigation. Under this amendment, a civil action may not be brought by a person who impregnated the abortion patient through an act of rape, sexual assault, incest, or any other of those prohibited under the Penal Code.

RAMOS: What additional protections are there for anybody who is litigating just to make it difficult for that person and make it hard for them to just help anybody that's pursuing this abortion? What in your bill—because you're very clear and very extensive. As a matter of fact, they have up to six years, up to the sixth anniversary of the date. What do you have in this bill, and according to your amendment, are there any additional protections against vexatious litigation? And within your amendment, are you going to be addressing that?

SLAWSON: This amendment specifically addresses those who do not have standing to bring a cause of action because they impregnated the abortion patient through an act of rape, sexual assault, incest, or any of the other enumerated prohibitions.

A record vote was requested by Representative Noble.

Amendment No. 1 was adopted by (Record 760): 136 Yeas, 6 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Cole; Collier; Cook; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith;

Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; White; Wilson; Wu; Zwiener.

Nays — Bailes; Dutton; Johnson, J.D.; Morales, C.; Thompson, S.; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Smithee.

Absent — Cortez; Dominguez; Meza; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 760 was taken, I was shown voting no. I intended to vote yes.

Bailes

When Record No. 760 was taken, I was shown voting no. I intended to vote yes.

J.D. Johnson

When Record No. 760 was taken, I was shown voting no. I intended to vote yes.

C. Morales

When Record No. 760 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 760 was taken, I was shown voting no. I intended to vote yes.

S. Thompson

When Record No. 760 was taken, I was shown voting no. I intended to vote yes.

Walle

Amendment No. 2

Representative Slawson offered the following amendment to **SB 8**:

Amend **SB 8** (house committee printing) as follows:

(1) Strike "chapter" and substitute "subchapter" in each of the following places:

(A) page 6, lines 13, 18, 20, 26, and 27;

(B) page 7, lines 3, 4, 12, 14, 23, and 27; and

(C) page 8, lines 8, 16, and 20.

(2) On page 7, line 17, strike "sixth" and substitute "fourth".

SLAWSON: I offer a perfecting amendment that will do two things here. It clarifies that the right to a civil action refers expressly to this subchapter, and it reduces the statute of limitations from six years to four years.

A record vote was requested by Representative Noble.

Amendment No. 2 was adopted by (Record 761): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Smithee.

Absent — Ellzey.

STATEMENT OF VOTE

When Record No. 761 was taken, I was in the house but away from my desk. I would have voted yes.

Ellzey

Amendment No. 3

Representative Dutton offered the following amendment to **SB 8**:

Amend **SB 8** (house committee printing) as follows:

(1) On page 17, line 14, strike "Section 171.008" and substitute "Sections 171.008 and 171.009".

(2) On page 18, between lines 13 and 14, insert the following:

Sec. 171.009. HEALTHCARE AND HIGHER EDUCATION SUBSIDIES TO ASSIST WOMEN DENIED ABORTIONS. (a) The commission shall establish a subsidy program to assist women who have a child after being denied an abortion with respect to that pregnancy by:

(1) covering all of the child's healthcare costs until the date the child turns 18 years of age; and

(2) after the date the child turns 18 years of age, providing free tuition to any public university or college in this state.

(b) The commission shall award the subsidies as provided by Subsection (a) to each child who is born following the denial of an abortion with respect to that pregnancy in this state on or after September 1, 2021.

REPRESENTATIVE DUTTON: I hope you can read this amendment or will read it. What it does is it says that to the extent that we cause a woman to have to have a child that she otherwise would've had an abortion for, we are going to provide medical care for that child until that child is 18. We are also going to provide tuition for that child to go to school. Now, you might ask why did I do this amendment. Well, let me tell you this. I think there's a whole lot of difference between being pro-life and pro-birth. Because if you're pro-birth, you don't care much about what happens to that child afterward. You just care about that child being born. But what this amendment says is that if we adopt that as a philosophy, we recognize that that child needs Medicare, and one of the best things we could do for that child is provide an opportunity for that child to go to college. And that's all this amendment does. And I understand there's been an agreement to take some of these amendments away, and so I'm going to withdraw the amendment.

RAMOS: Representative Dutton, I want to thank you for this because it is important not only to be pro-life, if that's the case, but also be pro-living, and this is exactly what this amendment does. It is pro-living once the child is born. Speaking to your amendment regarding higher education, do you know what percentage or is it your understanding there's a high percentage of these children that may be born in certain situations, financially challenged situations, having challenges paying for higher education?

DUTTON: Many times that's the case. That's what happens to a number of women, as I understand it. As a practicing Catholic myself, I don't like abortion myself. But I recognize that ought to be a woman's right, and it ought to be our obligation, when we override that right, to provide for that child. And so that's what this amendment says, that our commitment is not only going to be to the birth of that child but to that child maintaining health care and education.

RAMOS: Thank you, Representative Dutton. Because as it is and what we're arguing today is the freedom to choose what one does with one's individual body. But this allows, once we ban that freedom, this is saying the child has the freedom to be educated. If the government wants to make the decision for the woman, then the government should also carry the investment in that child's higher education. So I want to thank you. I think this is a great amendment, and it's unfortunate that it's withdrawn.

DUTTON: Thank you all for this opportunity. I hope this causes at least—I don't think it will change anybody's mind—but I hope it at least pricks your heart to recognize that there are children who are being born who need health care and whatever education we can provide them. We have an obligation to do it.

Amendment No. 3 was withdrawn.

COLLIER: I have the utmost respect for Representative Slawson. She carries herself so very well and professional in front of this legislative body. But I just completely disagree with this legislation. I'm here to speak against this measure. I want to go back and think about what Representative Turner talked about, these unintended pregnancies. I was 15 when I got pregnant my first time. And the first thing I did was confided in a friend and I talked about how scared I was. I mean, I was on the cheerleading team. I was captain of the cheerleading team. I was on the track team. And I was very afraid. So I went to a clinic. And I lived in the D.C. area, so I wasn't here, but I went to a clinic called Planned Parenthood, and they gave me my options. I couldn't go through with it. I decided not to do that. That was my choice. It was a personal decision for me. But because of my choice, that doesn't mean that I need to put that on somebody else and make that their choice. Why should what I want and decide for myself supersede what someone else believes is best for them? And that's what this bill does, in my mind. This bill eliminates that option.

I can tell you right now, as a scared teenager, I didn't know what I was going to do. But I did have people around me that were able to provide resources. But that's not available for everyone. Not everyone comes from a two-parent household that can help them raise their child. Not everyone has a job that can help them supply the necessities of raising a child. And so what we're doing is creating what I'd like to think are unintended consequences—or maybe they're intended—but we're setting people up to fail by not giving them the option. By eliminating and reducing what is already existing, what is legal in our state, we are substituting our judgment, our moral opinion on all Texans. We're not giving them that choice. Even God gives us a choice. God gives us the right mind. He gives us a mind to make those decisions for ourselves, and only God judges us. But today, the state legislature is saying, no, we're going to tell you the right thing to do. We're going to make that decision for you. In fact, you are saying that what God has allowed, you're going to take that away, too. I'm going to say it as far as that, and that's how I see this. The reason I say that is because we're not giving that choice to anyone.

And again, as a teen mother myself, I was very lucky and grateful to have my family, but not everybody is. So what are we going to do? What concerns me is that I hear everybody talking about life and protecting life. But how are we protecting life? How are we protecting life when we attempt to criminalize homelessness? How are we protecting life when we have the highest rate of uninsured Texans? How are we protecting life when there are too many children who go home hungry every day? I don't see us fulfilling that quest when we have these measures in front of us.

REPRESENTATIVE ROSE: Representative Collier, you and I are classmates, right?

COLLIER: Yes, that's correct.

ROSE: And this is our fifth legislative session, correct?

COLLIER: Yes, it is.

ROSE: Each legislative session, haven't we had to deal with this issue?

COLLIER: We have, time and time again.

ROSE: And I know today, you know, it's a little edgy around here. But isn't it kind of frustrating to continue to have to deal with this issue?

COLLIER: It is so frustrating. And it seems like every year we come back, it's chipped away any type of responsibility that I have for myself. Any type of control that I have over myself is chipped away. And this chipping away at me, as a person—every year, the legislature comes and takes away some right that I have.

ROSE: Wouldn't you say, though, each session we fail to expand Medicaid for people who need health care?

COLLIER: Absolutely, and that's about preserving life.

ROSE: You know, sometimes I think the only time this body cares about a person is when it's in the womb, but when a person is here living, we chip away everything. People go to prison and when they come back, they can't get housing, they can't get a job, and we make all of those barriers for them in this body. But it seems the only time we want to stand up and care about a life is when it's in the womb.

COLLIER: Exactly. In fact, what I want us to do is I want members to stop pandering to a small base of their voters and start talking about the real issues that we need to address as a legislature. We have issues in dealing with strengthening our infrastructure from Winter Storm Uri. We need to strengthen our power grid. Those are things that we need to focus on. We need to focus on increasing access to quality health care. These are issues that are meat-and-potatoes issues that impact the daily lives of all Texans instead of a small portion of Texans that you want to pander to your base. Let's focus on the real issues in front of us, right now. And those are the issues in front of us, like improving and making sure our education system is stable. There's so many things we could be talking about instead of wasting time on something that is constitutional, that is legal right now, and that we are just wasting this time on. We need to focus on the real issues in front, and Texans deserve that. Texans deserve better.

ROSE: I just know our districts are basically the same, and when we go home after the legislative session, people are concerned about health care, education, the economy. They're concerned about jobs. Is that an issue that your constituents just hound you about?

COLLIER: Absolutely, and they also want us to eliminate and remove the systemic racism that's in our criminal justice system.

ROSE: And wouldn't it be great right now if we were having a conversation about COVID-19 and how it's going to impact communities after this pandemic?

COLLIER: Absolutely, it sure would. Thank you so much for bringing that up. It sure would be a great conversation to have. Members, I just want us to get back to doing what Texans are expecting us to do and that's to pass good legislation

and not waste their tax dollars on defending lawsuits that are frivolous. I hear so many people saying TLR, Texas lawsuit reform. People say, just don't have so many lawsuits. This is going to open more lawsuits. In fact, I can't wait to file a lawsuit. I could use that $10,000.

REPRESENTATIVE HINOJOSA: I was raised Mexican Catholic. I am still Catholic, and in that tradition, the value and culture of dignity is held in high esteem. Dignidad—the dignity of life, yes, and of respecting family, relationships, and the dignity of a quiet modesty about personal family issues. So talking about such intimate matters in public is very uncomfortable for me. It is very uncomfortable for a lot of women, probably most women in this chamber, and for many men. It is very uncomfortable for women in this state, but here we go again. When legislation like this is brought, we're forced to talk about these most intimate parts of our lives in public for all to hear, for all to see.

Eighteen years ago, I was pregnant with my first pregnancy, and I was overjoyed. We were overjoyed. That pregnancy wasn't meant to be. We learned late in my second trimester that my child had a terrible sickness called Trisomy 18, and it meant that every cell in her body was sick. And that was not compatible with life, the doctors told me. I was also told that I had a week to make a decision about whether or not to terminate the pregnancy. I took that whole week. It was the hardest decision of my life. It was spent in prayer, in conversation with my husband, and in conversation with my family. Family members who have always been pro-life were telling me, "This is different, Gina. It's okay to terminate this pregnancy." I got into arguments with my priest and with the sister at my church. They counseled me through this. And ultimately, I made the decision, and I made the choice not to terminate the pregnancy. She didn't make it. She was born shortly after her due date, and she didn't make it. But it was in making that choice that I experienced God's grace. It was in making that choice that I found my own strength. And why would we take that opportunity, that choice, away from anyone? From any woman in this state? Isn't that what life is about? The choices that we make?

The crossroads I was at to make a decision—I probably would not be standing here today had I not been through this experience. Of course, I would never judge a woman who chose the other experience, who chose to terminate her pregnancy, who chose an abortion. I had all the resources—health insurance, supportive husband, supportive family—and still, who knows five years later if I would have made a different choice. I could have easily made a different choice. Before we judge—walk a mile in her shoes before we judge. We are not here to judge, members. We are here to make laws for the well-being of Texans, and the jurisdiction of the laws of Texas should not enter my body, should not enter any woman's body, should not enter any person's body. Where is the dignity in that? If we want to stop abortion, we do it in our churches. We do it in our communities. We do it in conversation with women, in relationship with women. We support families. We don't do it by government mandate.

HOWARD: I noticed while my female colleagues were speaking that many gentlemen in this room were busy doing other things and not paying attention. And I know we all have those choices, but for those that are purporting to be here

supporting this bill about life, I would hope that you would also have the respect for those that are living up here before you that have to deal with this issue on a regular basis. I am old enough that I was coming of age as a young woman before *Roe v. Wade*. Many of you in here weren't even born then. But there I was as a young adult without the choices that people have before them today, and I can tell you it was a very different world. It's a very different world when I had to have my father's signature to get a credit card because I was a woman. And even though I was on my own, working, paying my way through school, I couldn't get my own credit card without a man signing for me. I had many women around me, young women in years from a teenager as well as a young adult, who ended up getting pregnant because we didn't even have access to birth control. If you weren't married, you couldn't get a contraceptive back then. Unbelievable. Oh, and let me remind you guys, it takes two to tango, but it's the woman who is bearing the pregnancy.

I had family members and friends who faced these choices even after *Roe v. Wade* came to be. I'm thinking of three family members in particular. And they were all three in very difficult, challenging situations—very challenging situations. One of them chose to have her baby, and I'm thrilled that she did. She's thrilled that she did. One of them chose to go away for a while, which is what we did back then, and came back without having her baby because she gave her baby up for adoption. That was her choice. I can't tell you how she feels about it today, because I haven't asked her lately, but I know it had an impact on her that she gave up a baby. But she had no options to support that baby, and she was a teenager. And then I have a third family member who made the choice to have an abortion, and it was the best choice for her to have made in terms of what ended up happening with her life and what would have been tragically different had she not. Three different choices in one family. That's the whole point here is that we need to have the options before us. We're the ones that carry the babies. We're the ones that raise those babies. Sometimes there's a man there with us and sometimes there's not. And let me tell you that a lot of times, there's not. As my colleague so eloquently just said in her statement just previous to mine, walk a mile in someone else's shoes before you make these judgments. This legislature should not be dictating what we do as women with our own bodies.

I have comments here that I'm not going to go through, but I do want to make one particular one, and that has to do with our medical community. The health care providers—the physicians who are practicing medicine, who are delivering health care, who are delivering this legal, medical procedure because it's been decided this is the best option for their patient—this bill is jeopardizing their license, their livelihood, what they've put years in to accomplish. This bill is jeopardizing them, and that is why the Texas Medical Association opposes the private cause of action, because of how far-reaching it could be in implicating hospitals and fetal and maternal health doctors who refer to abortion providers in circumstances that are far beyond the medical expertise of this legislative body. People should have the ability to make reproductive health decisions that they feel are best for themselves and their futures, and they should be able to have the

assurance that those decisions will be safe. We do not want to return to a time when women had to hide in the shadows and risk their health and their very lives with unsafe procedures in order to receive these health care services.

REPRESENTATIVE GERVIN-HAWKINS: Representative Howard, as you were talking, I was reflecting back when I was growing up in the '50s and '60s and how—where were those women going for abortions? How many came home damaged? Weren't there wire hangers back then?

HOWARD: There were indeed.

GERVIN-HAWKINS: Dark rooms? Unsanitary places?

HOWARD: Yes.

GERVIN-HAWKINS: And something that you said earlier—you said abortions will always happen. Would you think that we have a right to protect those who have to go in those dark corners?

HOWARD: Absolutely, I would. We have a legal medical procedure right now that we are obstructing access to. We do not want to go back into those dark corners.

GERVIN-HAWKINS: And then when you have these doctors who will be criminally liable for such an action, it would be hurtful to our overall society. Would you agree with that?

HOWARD: I would agree with that.

GERVIN-HAWKINS: Representative Howard, I know you've fought this issue, and you've shared your story. And many of you have shared your story. But I believe our colleagues need to truly understand if they see a young woman that comes home, that bleeds to death, that dies from not properly having the sterilization that they need, it is a horrible situation. And why would we, in the 21st century, deal with that again?

HOWARD: I don't want to go back.

GERVIN-HAWKINS: So would you agree the biggest message we need to give our colleagues is let's not go backward, let's move forward? And if there's an abortion to be had, let it happen in the right circumstances with one's choice that they have made and that they have to live with their God with. Would you agree that's the right thing to do?

HOWARD: I would.

GERVIN-HAWKINS: And it's not a political issue or a partisan issue. It is truly a human rights issue.

HOWARD: I agree. I want to close by saying that we live by relationships in this room. That's how we do our business. We are going to have disagreements. I realize that everybody is coming to this with their own particular beliefs and faith as they decide how they want to pursue this. There's no argument I could ever give that says that we are not talking about a life, a developing life, in the uterus. I get that. I get that. But I'm making a decision based on my faith and the way

that I have been raised, my moral universe, which may or may not overlap exactly with yours, but I would wager we share more than we are different here. And I have every confidence that the choices that I am making to support a woman's choice to control her own body is supporting life. I will choose to call it that. That's what I believe. And I hope that we can get past this with our relationships intact and continue to do the work we do and not be judgmental of one another in terms of what our own particular faith beliefs might be. We are all, no matter what you believe, we are all part of the one, however you would like to define that. And I am going to recognize and respect your position on things. I hope you will do the same for all of us that are up here and understand that we are also coming from a place of values and morals and faith and life.

REMARKS ORDERED PRINTED

Representative Toth moved to print all remarks on **SB 8**.

The motion prevailed.

REPRESENTATIVE SLATON: Your bill would seek to protect life at detectable heartbeat. Who would be the one determining whether or not there is a determinable heartbeat?

SLAWSON: A medical professional.

SLATON: Is there anything in **SB 8** that would require the physician to record any audio or video confirming that there is no heartbeat?

SLAWSON: **SB 8** requires the physician to perform an appropriate test for the detection of a heartbeat and to enter into the medical record the results of that test.

SLATON: After the abortion is performed, is there any way other than taking the physician's word for it to confirm whether there actually was or was not a heartbeat?

SLAWSON: I'm sorry, would you repeat your question?

SLATON: So after an abortion is performed, is there any way other than taking the physician's word for it to confirm whether there was actually or was not a heartbeat?

SLAWSON: The medical record is required to have an entry in it, Representative, reflecting the results of that test.

SLATON: Okay, thank you. The Fourteenth Amendment of the United States provides no state shall deny any person within its jurisdiction the equal protection of the laws. I believe the Fourteenth Amendment applies to life in the womb.

RAMOS: In reviewing your bill and kind of going back to the question, I just want a little clarification. In your bill, on page 6, the civil liability for violation—I didn't see it, so I just want clarification. Does anywhere in your bill state a cause of action against the impregnated woman?

SLAWSON: The woman is not a defendant in a cause of action under this bill.

RAMOS: So this is about a procedure done on the woman by those who have assisted the woman but not the woman per se?

SLAWSON: This cause of action is designed to protect an unborn child after the detection of a heartbeat.

RAMOS: Why are we not including the woman as a defendant? I just want clarification. Why are you not including a woman as a defendant in your bill if she is the one that is making the decision?

SLAWSON: Representative, I did not wish to include a woman as the defendant under this Act.

RAMOS: Why not? It was her choice. Why not prosecute the woman?

SLAWSON: Representative, I do not wish to prosecute a woman under this Act.

RAMOS: Why not? She made the choice. Would we not also hold her accountable and have her sued and have her pay those violations for making that decision?

SLAWSON: Through this Act, we seek to protect innocent unborn life once a heartbeat is detected.

RAMOS: But the woman is carrying the "innocent life." Why are we not prosecuting the woman?

SLAWSON: The focus of this Act is to protect an innocent unborn child upon the detection of a heartbeat.

RAMOS: Does that child act alone? The unborn child, are they acting alone?

SLAWSON: I'm not sure I understand the nature of your question, but the goal of this Act is to protect that innocent unborn child upon the detection of a heartbeat.

RAMOS: So going back to my original question, if the woman is the one making the decision, why are we not vilifying the woman as well? If, in fact, she is making the decision, and we know the unborn child is not making the decision by themselves or acting on their own pretense, should we not also go after the woman? According to your philosophy, your theory, your explanation, this is attacking an unborn child. Why not go after the women? Why not put them in jail? Why not sue them? Why not give them jail time?

SLAWSON: Representative, the goal of this bill is to protect innocent unborn life upon the detection of a heartbeat.

RAMOS: Could it be because it's the wrong thing to do?

SLAWSON: We do important work under this dome, and we have important debate and dialogue on a wide variety of issues. This one today is very possibly one of the most important conversations that we can have. I want to thank you, every single one of you, for that conversation, and I want to particularly thank everyone who has worked many months, so hard, on the Texas Heartbeat Act. We all come into today and into this conversation from different backgrounds and different experiences, and those shape us in a variety of ways.

I have had the privilege of carrying children and am the proud mother of two brilliant and amazing little girls, but there's a middle daughter that none of you will ever see in any of my photographs, who I labor for personally as I stand up

here today. About nine years ago I listened to the beautiful melody of her heartbeat—her heartbeat—and then I listened, kind of in a tunnel, to a doctor talk about a severe abnormality. We rallied around her in prayer, this tiny little life that was so much greater than myself. And then one day, I listened to the deafening silence of the absence of that heartbeat. And when she passed, we grieved. And honestly, it was really hard sometimes not to question why I would get to see her and hear her but not hold her. I knew my middle daughter through the cadence of her heartbeat. That sound was her song, and it was the anthem of tens of thousands of sons and daughters who are worth our protection when we vote on this Heartbeat Act today. And while I didn't get to hold my middle daughter, I enjoy the tremendous privilege of having this conversation with you and standing for her heartbeat and her life in here today. For far too long, abortion has meant the end of a beating heart. But through this, the Texas Heartbeat Act, that beautiful melody of a beating heart will mean the protection of those innocent unborn lives in Texas.

A record vote was requested by Representative Noble.

SB 8, as amended, was passed to third reading by (Record 762): 81 Yeas, 63 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Dominguez.

Absent, Excused — Clardy; Coleman; Smithee.

Absent — Herrero.

STATEMENTS OF VOTE

When Record No. 762 was taken, I was shown voting present, not voting. I intended to vote no.

Dominguez

When Record No. 762 was taken, I was excused because of important business in the district. I would have voted yes.

Smithee

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Lambert on motion of Stucky.

SB 8 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Klick moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 8** all joint authors and co-authors for **HB 1515** who sign on to **HB 1515** before **SB 8** passes the house on third reading.

The motion prevailed.

LEAVE OF ABSENCE GRANTED

Pursuant to a previous motion, the following member was granted leave of absence temporarily for today to attend a meeting of the Conference Committee on **SB 1**:

Wilson on motion of Goldman.

CSHB 2692 ON SECOND READING (by Landgraf, Harris, and Patterson)

CSHB 2692, A bill to be entitled An Act relating to the regulation of radioactive waste; reducing a surcharge; reducing a fee.

CSHB 2692 was read second time on May 4 and was postponed until the end of that day's calendar.

CSHB 2692 - POINT OF ORDER

Representatives Craddick and Dutton raised a point of order against further consideration of **CSHB 2692** under Rule 4, Section 32(c), of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER

on House Bill 2692

Announced in the House on May 5, 2021

Representatives Craddick and Dutton raise a point of order against further consideration of **CSHB 2692** under Rule 4, Section 32(c), of the House Rules on the grounds that the bill analysis is substantially or materially misleading.

Representatives Craddick and Dutton argue that the bill analysis does not adequately explain the bill's repeal of certain current law provisions, including those limiting the amount and volume of radioactive waste that may be disposed of both annually and totally and those detailing contracting requirements. They also argue that the analysis does not explain the bill's provisions governing the manner in which a new waste disposal fee comparison is made for purposes of determining a fee rebate.

A summary bill analysis must contain sufficient detail of the bill's provisions to enable Members to cast an informed vote. *E.g.*, 86 H. Jour. 4355-4356 (2019). Here, the bill's repealers are as important as the bill's additions and they must be set out in equivalent detail in order for the bill's effect on current law to be fully understood. *See id.* at 4186. Because the analysis fails to do so, it is substantially and materially misleading. *See id.* at 2997.

Accordingly, the point of order is well-taken and sustained.

CSHB 2692 was returned to the Committee on Environmental Regulation.

SB 1265 ON SECOND READING
(Ellzey - House Sponsor)

SB 1265, A bill to be entitled An Act relating to the eligibility of the National Hot Rod Association Fall Nationals at the Texas Motorplex for funding under the Major Events Reimbursement Program.

SB 1265 was considered in lieu of **HB 2132**.

SB 1265 was read second time and was passed to third reading. (Ashby, Dean, and Shine recorded voting no.)

HB 2132 - LAID ON THE TABLE SUBJECT TO CALL

Representative Ellzey moved to lay **HB 2132** on the table subject to call.

The motion prevailed.

CSHB 3034 ON SECOND READING
(by Campos)

CSHB 3034, A bill to be entitled An Act relating to the establishment of a statewide homelessness data system.

CSHB 3034 was read second time on April 28 and was postponed until 10 a.m. today.

Amendment No. 1

Representative Campos offered the following amendment to **CSHB 3034**:

Amend **CSHB 3034** (house committee report) by striking all below the enacting clause and substituting the following:

SECTION 1. (a) In this section, "council" means the Texas Interagency Council for the Homeless established under Subchapter KK, Chapter 2306, Government Code.

(b) The council shall conduct a study on the feasibility of establishing a statewide homelessness data system through which:

(1) state agencies and local governmental entities, including law enforcement agencies, court systems, school districts, and emergency service providers, are able to share information related to individuals experiencing homelessness; and

(2) the entities described by Subdivision (1) of this subsection are able to access information related to individuals experiencing homelessness in order to connect or refer those individuals to services, including affordable housing opportunities.

(c) In conducting the study under this section, the council shall:

(1) consult with representatives of the entities described by Subsection (b)(1) of this section to determine the challenges faced by those entities in addressing homelessness and how best to improve the responses to those challenges; and

(2) assess the feasibility for the statewide homelessness data system described by Subsection (b) of this section to:

(A) ensure that information stored in the data system that is confidential under state or federal law is not disclosed;

(B) collect data from other homelessness data systems maintained or operated by a state agency, local law enforcement agency, or other entity of this state; and

(C) collect, aggregate, analyze, and share homelessness information with entities that have access to the system.

(d) Not later than October 1, 2022, the council shall prepare and submit to the legislature and the Texas Department of Housing and Community Affairs a written report that summarizes the results of the study conducted under this section.

SECTION 2. This Act expires September 1, 2023.

SECTION 3. This Act takes effect September 1, 2021.

Amendment No. 1 was adopted.

CSHB 3034, as amended, was passed to engrossment. (Ashby, Darby, Dean, Leach, and Shine recorded voting no.)

HB 1653 ON SECOND READING
(by Craddick)

HB 1653, A bill to be entitled An Act relating to disannexation of certain areas that do not receive full municipal services.

HB 1653 was read second time on April 27, postponed until May 3, and was again postponed until 10 a.m. today.

Representative Craddick moved to postpone consideration of **HB 1653** until 10 a.m. tomorrow.

The motion prevailed.

CSHB 4492 ON SECOND READING
(by Paddie)

CSHB 4492, A bill to be entitled An Act relating to securitizing costs associated with electric markets; granting authority to issue bonds.

CSHB 4492 was read second time on April 26, postponed until April 28, postponed until May 3, and was again postponed until 10 a.m. today.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Burrows requested permission for the Committee on Calendars to meet while the house is in session, at 6 p.m. today, in 3W.15, to consider a calendar.

Permission to meet was granted.

Representative K. King requested permission for the Committee on Culture, Recreation, and Tourism to meet while the house is in session, at 6 p.m. today, in 1W.14, to consider pending and referred business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENTS

At 5:05 p.m., the following committee meetings were announced:

Calendars, 6 p.m. today, 3W.15, for a formal meeting, to consider a calendar.

Culture, Recreation, and Tourism, 6 p.m. today, 1W.14, for a formal meeting, to consider pending and referred business.

CSHB 4492 - (consideration continued)

Amendment No. 1

Representative Paddie offered the following amendment to **CSHB 4492**:

Amend **CSHB 4492** (house committee printing) as follows:

(1) On page 4, line 4, strike "of the corporation".

(2) On page 9, line 20, before "Sections", insert "Subchapter M and".

(3) On page 10, line 16, between "substantial" and "balances", insert "default".

(4) On page 10, line 19, between "event" and the period, insert "and extraordinary ancillary service and reliability deployment price adder charges that were uplifted on a load ratio share basis".

(5) On page 10, line 26, between "market" and the period, insert "and uplift balances that were allocated to all load-serving entities on a load ratio share basis as a result of usage during the period of emergency".

(6) On page 12, between lines 9 and 10, insert the following:

(8) "Uplift charges" means charges for reliability deployment price adders and ancillary services costs in excess of the commission's system-wide offer cap that were uplifted to load-serving entities on a load ratio share basis due to energy consumption during the period of emergency. The term includes only uplifted amounts and does not include amounts that were part of the prevailing settlement point price.

(7) On page 12, line 12, after "default", add "or uplift".

(8) On page 12, line 20, strike "to the wholesale market".

(9) Insert "or uplift" in each of the following places:

(A) page 12, line 22, after "default"; and

(B) page 13, line 1, between "default" and "charges".

(10) Strike page 13, lines 10 through 18, substitute the following, and reletter subsequent subsections and cross-references to those subsections accordingly:

(c) Nonbypassable default charges must be collected and allocated among wholesale market participants using the same allocation methodology described in the protocols of the independent organization, as they existed on March 1, 2021. The rate associated with the nonbypassable default charges must be assessed on all wholesale market participants, including market participants who are in default but still participating in the wholesale market, and must be based on updated transaction data to prevent market participants from engaging in behavior designed to avoid the nonbypassable default charges.

(d) Notwithstanding another provision of this subchapter, nonbypassable default charges may not be collected from or allocated to a market participant that:

(1) would otherwise be subject to an uplift charge solely as a result of acting as a central counterparty clearinghouse in wholesale market transactions in the ERCOT power region; and

(2) is regulated as a derivatives clearing organization, as defined by the Commodity Exchange Act (7 U.S.C. Section 1a).

(e) Nonbypassable uplift charges must be allocated to all load-serving entities on a load ratio share basis, excluding the load of entities that have opted out under Subsection (f).

(f) The commission shall develop a process that allows a load-serving entity and any customer whose demand is greater than one megawatt and is served by a retail electric provider to opt out of the uplift charges by paying in full all invoices owed for usage during the period of emergency. Load-serving entities and individual customers that opt out may not receive any proceeds from the uplift bonds.

(11) Insert "or uplift" in each of the following places:

(A) page 13, line 21, before "charges";

(B) page 14, line 17, before "charges";

(C) page 14, line 18, between "default" and "charges";

(D) page 14, line 20, between "default" and "charges";

(E) page 14, line 25, before "charges";

(F) page 15, line 1, between "default" and "property";

(G) page 15, line 2, between "Default" and "property";

(H) page 15, line 5, before "charges";

(I) page 15, line 10, before "charges";

(J) page 15, line 10, between "default" and "property"; and

(K) page 15, line 13, between "default" and "property".

(12) Strike page 15, lines 21 through 24, and substitute the following:

Sec. 39.606. DEFAULT AND UPLIFT CHARGES NONBYPASSABLE. A financing order shall include terms ensuring that the imposition and collection of default or uplift charges authorized in the order shall be nonbypassable, other than uplift charges paid under Section 39.603(f).

(13) Insert "or uplift" in each of the following places:

(A) page 15, line 26, between "default" and "charges";

(B) page 16, line 8, between "Default" and "property";

(C) page 16, line 11, between "default" and "property";

(D) page 16, line 14, between "default" and "property";

(E) page 16, line 21, between "default" and "property";

(F) page 17, line 2, between "default" and "property";

(G) page 17, line 20, between "default" and "charges";

(H) page 17, line 23, between "default" and "property";

(I) page 18, line 4, between "default" and "charges";

(J) page 18, line 9, between "default" and "charges";

(K) page 18, line 15, between "default" and "property";

(L) page 18, line 16, between "default" and "charges";

(M) page 18, line 24, between "default" and "property"; and

(N) page 18, line 25, between "default" and "charges".

(14) On page 19, between lines 14 and 15, insert the following:

Sec. 39.613. CUSTOMER CHARGES. All load-serving entities that receive offsets to specific charges from the independent organization under this subchapter must adjust customer invoices to reflect these offsets for any charges that were or would otherwise be passed through to customers under the terms of service with the load-serving entity, including by providing a refund for any offset charges that were previously paid.

Amendment No. 1 was adopted.

CSHB 4492, as amended, was passed to engrossment.

CSHB 3915 ON SECOND READING (by Goldman)

CSHB 3915, A bill to be entitled An Act relating to the designation of certain premises as critical load premises for electric service.

CSHB 3915 was read second time on April 29, postponed until May 3, and was again postponed until 10 a.m. today.

Amendment No. 1

Representative Goldman offered the following amendment to **CSHB 3915**:

Amend **CSHB 3915** (house committee printing) as follows:

(1) On page 1, line 17, between "used" and "for", insert "by the following entities or".

(2) On page 1, between lines 20 and 21, insert the following appropriately numbered subdivision and renumber subsequent subdivisions accordingly:

(____) gas utilities;

(3) On page 1, line 24, strike "and".

(4) Between page 1, line 24, and page 2, line 1, insert the following appropriately numbered subdivision and renumber subsequent subdivisions accordingly:

(____) wastewater treatment; and

Amendment No. 1 was adopted.

Amendment No. 2

Representative Goldman offered the following amendment to **CSHB 3915**:

Amend **CSHB 3915** (house committee printing) on page 2, between lines 5 and 6, by inserting the following appropriately lettered subsection:

(____) This section does not limit a transmission and distribution utility's discretion to prioritize power delivery and power restoration to the transmission and distribution utility's customers as circumstances require.

Amendment No. 2 was adopted.

CSHB 3915, as amended, was passed to engrossment.

HB 2261 ON SECOND READING
(by Wu)

HB 2261, A bill to be entitled An Act relating to the authority of a municipal management district to provide public education facilities and public education-related supplemental services.

HB 2261 was read second time on May 3 and was postponed until 10 a.m. today.

HB 2261 - REMARKS

REPRESENTATIVE WU: This is a very, very simple bill. Some of your cities and some of your districts already have management districts. This bill does not create new ones. It does not give them any new taxing authority. All this bill does is allow them to do some work around educational facilities. The best example would be that if there is a school that is within the management district—and again, the purpose of the management district is to pick up trash, wipe away graffiti, put plants in the ground just to make the area look nice and make it have a consistent theme for whatever the management district decides to do—and they want to be able to go around the school and clean up around the sidewalks, wipe off graffiti, pick up trash, and put in a few plants to make it look the same as the rest of the district, this gives them permission to do that.

REPRESENTATIVE HOLLAND: Mr. Wu, you kind of laid out the purpose of your bill. Why is it necessary for an MMD to build schools?

WU: Again, we're putting this into a section of the code. There's not a way where I can just say, well, you're only allowed to just clean up graffiti or make it limited like that.

HOLLAND: So what's a public education facility?

WU: That's basically any school.

HOLLAND: So an MMD, a municipal management district, if this bill passes, any MMD in Texas currently created or in the future can start to build schools?

WU: Yes, I mean, I guess that's possible. But my management districts in my district have like a $200,000 budget. I don't know what kind of schools they're going to build that would wipe out their entire budgets.

HOLLAND: Would they be able to sell bonds for assessments and assess them out to the people in their district?

WU: Not unless they already have that power, and I do not believe they have that power.

HOLLAND: So why wouldn't the local school district do that?

WU: Because I think a lot of time the local school districts are spending money on kids. And I think one of the issues is the management districts have a very particular theme. They have signs done a certain way. They have certain types of plants planted. They have a certain type of irrigation. They have plans for doing the landscaping.

HOLLAND: So this is just to clean up schools that are in MMDs?

WU: This is what my management districts wanted.

HOLLAND: So you're doing this for Houston?

WU: Yes.

HOLLAND: Okay, so are you raising new assessments via bonds?

WU: There are no bonds here.

HOLLAND: So what's the purpose of the bill then?

WU: The purpose is to give them permission to do work that they already do in the district on school property.

HOLLAND: They're not currently allowed for a school that's in an MMD? So why doesn't the school district do the cleanup?

WU: I mean, I'm not sure how to answer the question without asking the school districts. Again, I think some of it is I think the schools may take care of certain general things. But the management district says, look, we want the property to look a certain way.

HOLLAND: So I have some concerns with the way that the bill's written because it says you're adding public education facilities into the code, into municipal management districts that are all over the state. We create hundreds of them a session. So you're going to allow every municipal management district in the state to—now you're codifying that they can build schools?

WU: And the section also says "operation." I mean, literally it says they can operate school facilities, but I don't know any management district that's going to go in and say, well, we're going to run a school. Because one, they don't have the money for that. Two, they don't have the statutory authority to do that.

HOLLAND: Who makes the decisions within the MMD on this? Is there a board of some sort?

WU: It is a board that is elected by the taxed properties.

HOLLAND: Are you saying that every MMD in Texas—because your bill covers every MMD in Texas—you're telling me every MMD in Texas has an elected board that is elected by the people that are property owners within the district?

WU: As far as I understand, yes. The management districts only tax certain types of properties, and the boundaries of those properties are, I think, actually listed in statute. And it's almost exclusively commercial properties.

HOLLAND: Exclusively commercial MMDs? Because a municipal management district covers residential properties as well.

WU: They generally do not. And maybe I'm mistaken, but in my area, they do not cover residential areas unless–unless– the residential area specifically votes to bring themselves into the management district. The only single residential area that I know is inside of a management district is the area just across from my district where St. George Place voted themselves into a management district.

HOLLAND: So the members of the board of the management district live within the district? How are they appointed? Or are they elected?

WU: They're voted on by the properties that are taxed. So not all properties are taxed. Only the properties that are taxed get to vote, as far as I understand.

HOLLAND: So the people making the decisions on assessments or any decisions by the MMD are accountable to voters?

WU: The board is accountable to the people that they are taxing. So general voters, no.

HOLLAND: So in the future a public education facility within an MMD—they would still pay an MMD assessment and the school taxes? The ISD and MMD assessments at the same time?

WU: I would assume. I'm not that much of an expert on taxation.

HOLLAND: Will the local ISDs take over the deferred maintenance of the schools? So the MMD is going to pay for new schools, new facilities of some sort? I mean, I don't read the bill as it's cleaning it up. You're adding to every MMD in Texas that they are now allowed to—

WU: Again, lines 8, 9, and 10 talk about improvement, maintenance, and other stuff that is in that part of the code. We're not looking to change that part of the code. Because we would have to change that part of the code for everything else.

HOLLAND: When an MMD is created, it's created legislatively or they can go through—

WU: We're not creating any new MMDs. We're not changing their overall powers. We're just giving them permission to do work on the school property.

HOLLAND: But you're adding that public education facilities can now be paid for, built, and assessed to property owners. I mean, schools are pretty expensive facilities built by school districts through bonds and—

WU: Again, I understand that there's concern that they're going to build school buildings, but as far as I know, school buildings are in the hundreds of millions of dollars. Most of these management districts have like a $100,000 or $200,000 a year budget. I think maybe the big ones are maybe at a million.

HOLLAND: So can the MMD board of directors vote to sell bonds and assess?

WU: Again, I would have to check, but I do not believe that power has ever existed. I do not believe that power has ever, ever existed, and I think you and this body would have stopped it if it did, if we tried to change that.

REPRESENTATIVE MURPHY: Representative Wu, our districts adjoin each other and we share some of these same issues and know some of these same people. And so you're aware that a management district before it ever seeks to sell a bond has to have a petition signed by the majority of property owners in the district. Is that correct?

WU: Yes.

MURPHY: And cities don't have that requirement, do they?

WU: No.

MURPHY: No, so the people that are going to pay the assessments for the bonds would have to approve that?

WU: Yes.

MURPHY: Your bill doesn't authorize any new bonds, does it?

WU: Absolutely not.

MURPHY: It doesn't raise anybody's assessment, does it?

WU: No, it does not. And again, the properties that are taxed are commercial properties who have voted to join the management district.

MURPHY: Correct. And so there are no single-family houses.

WU: No.

MURPHY: In fact, by law, aren't single family homes exempt from all assessments of management districts?

WU: Correct.

MURPHY: By law—so there's not a single one anywhere in the state doing this. It's only on a commercial property. So if a group of commercial property owners want to have a workforce center in the old, shut-down retail store they could do that?

WU: Yes.

MURPHY: Under your law—but they couldn't do that today. Is that correct?

WU: That would be correct.

MURPHY: So economic developments kind of change. It's about workforce, about preschool programs—having things like that that might be done in conjunction with a public charter school or it might be the local ISD. And your bill's permissive. In other words—

WU: Right, there's no requirement that they do it.

MURPHY: If they want to pursue it and they're the ones paying for it, they can make the decision.

WU: And if the commercial properties that are being taxed don't like it, they tell their board members, hey, don't do this.

MURPHY: You've got a good bill, sir.

Amendment No. 1

Representative Middleton offered the following amendment to **HB 2261**:

Amend **HB 2261** (house committee printing) on page 1, line 17, between "facilities" and the underlined semicolon, by inserting "established for the exclusive use of persons that do not impose an ad valorem tax and do not receive money from this state".

REPRESENTATIVE MIDDLETON: This bill is a major change to the way we finance our public schools. We worked very hard last session on **HB 3**, and this is basically a runaround on our school finance formula. We have a very specific way that we fund our public schools in Texas so we can be equitable, right, to every member's district in this chamber. I know it doesn't always work out that way, but that's the intent. And what this bill does is it figures out another way outside that formula to get money to our public schools from management districts. And it's not limited like Representative Wu says. So right now, this bill is not limited. He talked about maintenance, but it says "construction, acquisition, improvement, relocation, [or] operation" of public education facilities. So they are levying this fee on businesses that are already paying school property taxes. And really, it's only going to benefit a handful of districts of members in this body. But it's not the right way to do that. We had a chance to do that last session. We did it. This is a runaround on that. And so what my amendment does is it takes that out and it says this can't be done if they impose an ad valorem tax or receive money from the state.

MURPHY: So Representative Middleton, why would a group of owners want to support schools in their area?

MIDDLETON: They absolutely can already.

MURPHY: But why wouldn't they do so through this mechanism?

MIDDLETON: Well, they're part of the community. I would encourage them to continue to give to education foundations and the charter school foundations.

MURPHY: Mr. Middleton, are you aware that they are not allowed and that why this law is before us is that they cannot support schools with their funds from their properties unless we give them the ability to do so? They're very constrained as to what they can offer. Are you aware of that?

MIDDLETON: You're talking about the management districts. Those individual businesses are free to do what they want. You're saying they're compelled through the management district, which is not elected by the public. They may be elected amongst themselves, but it is not an elected body. They are not on the ballot like the school board is. So that's the distinction.

MURPHY: Well, and the distinction is they must be tied to a taxpayer in the district, which is not like other elected bodies. So there's a very distinct operation of law here. And so what we're trying to do is to free up the opportunity to help those specialized school opportunities—permissively—if the people paying the assessment want to do that. I don't know why you're standing in the way of that.

MIDDLETON: Well, why is this permissive? They can still do that individually. The businesses that are part of that management district, each individual one is free to help the public school and the public charter school. This is creating a governmental entity and shifting the money to a different governmental entity and getting around our school finance formulas. And that's the problem.

MURPHY: The entity already exists, so you're not creating anything knew. You're just allowing them to support something they couldn't previously do—as a group—long-term. And that's really where the strength comes in, if you can do it year after year and make sure that the operation continues running.

MIDDLETON: So should we authorize counties and hospital districts and other taxing districts to pay money to our public education system? I mean, there's a reason—

MURPHY: Mr. Middleton, what you may not be aware of is that the practice of economic development has really changed. Schools, workforce, those kinds of things have become incredibly important to relocating. And that's why only the commercial people are going to have to pay that assessment.

MIDDLETON: Well, they're welcome to support public schools and public charter schools on their own individually.

WU: Members, let's be very clear about this. This amendment completely guts the bill, all right? Completely guts the bill. There's no point to the bill after this if the amendment goes on. I'm asking you to oppose the amendment, and here's the reason why. Mr. Middleton's arguments are not about what management districts can do. His arguments are against management districts, and that is a horse that has left the barn a long time ago. Many of our communities are supported by these management districts. Private, commercial property owners have decided to get together and make their community better. And if they believe that joining together and helping their own schools within their district is beneficial to their economic well-being, let them do that. If they want to donate an unused strip mall to have a welding class, let them do that. If they want to donate their management district services to help pick up trash, help clean up graffiti, plant more plants, make the area look nicer because it improves the overall well-being of the entire management district, let them do that. This horse has long left the barn, and if we

want to have a debate about management districts, let's have the debate, but not on this bill. This bill lets our management districts help our local schools. I'm asking you to vote no on the amendment.

A record vote was requested by Representative Middleton.

The vote of the house was taken on adoption of Amendment No. 1 and the vote was announced yeas 68, nays 68.

A verification of the vote was requested and was granted.

The roll of those voting yea and nay was again called and the verified vote resulted, as follows (Record 763): 75 Yeas, 68 Nays, 1 Present, not voting.

Yeas — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Metcalf; Meyer; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White.

Nays — Allen; Allison; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent, Excused, Committee Meeting — Wilson.

Absent — Longoria.

The chair stated that Amendment No. 1 was adopted by the above vote.

STATEMENT OF VOTE

When Record No. 763 was taken, I was shown voting yes. I intended to vote no.

Frullo

(Wilson now present)

REPRESENTATIVE HUBERTY: Mr. Wu, I apologize as we go through this bill. For me, I've been here a while, and this is the part of session, I think, where we're all talking and whatnot and sometimes not paying attention to what's going on. So your bill—how many different things are able to be done within management districts? There's a list of at least 30 or 40.

WU: Several.

HUBERTY: And I noticed one where you can provide money to a marina? Is that right?

WU: Yes, there's dozens and dozens and dozens.

HUBERTY: And sewer systems and things of that nature, right?

WU: Correct.

HUBERTY: And we merely said public education facilities. Is that right?

WU: Correct.

HUBERTY: So you were saying you wanted to add public education facilities. So let's assume for a second that you have a school district, perhaps, that might reside in a particular area, that maybe is a Title I campus and doesn't have the ability to provide jerseys for their kids or maybe there's low resources.

WU: Right. And in fact, that's actually one of the reasons why I'm carrying the bill. Schools in my district from HISD, because of the financial strain that HISD has been under, they're not able to provide some bus routes. They're not able to pay for jerseys for their soccer team. They're not able to get computers for their computer lab. They're not able to do any number of things that we would love to have, because they're in a poor school.

HUBERTY: Right, right. But my point, to cut to it really quick, is that as we were going through this, we're allowing a multitude of different things that these districts can provide. I happen to live in a MUD. We don't have any management districts, but the MUDs, which provide the water, provide a lot of money to our schools to help our schools with trails and things of that nature—that's allowed under current statute, correct?

WU: Correct.

HUBERTY: However, as a result of the amendment that Mr. Middleton just put on, what schools are allowed to now get money, except public schools?

WU: Only private schools.

HUBERTY: So what we voted for in that was basically to say we're giving money to schools but only to private schools.

WU: That's correct.

HUBERTY: We're not going to help our public schools. Is that correct?

WU: We took a record vote to give more money to private schools.

HUBERTY: Okay. I want to make sure everybody understands what they vote for. So tomorrow on third reading, maybe we can sit and talk about maybe having a revisit of the discussion. Because I think the intent of what you're trying to accomplish is we're saying if the management district wherever, and there's multitudes of these across the State of Texas, decides they want to help their schools right now—if they have a marina, they can help a marina, which is for profit, right?—they can as we go forward.

WU: Right.

HUBERTY: So thank you for clarifying that as we go forward.

WU: So just a few things that our schools districts were looking forward to with this bill: school jerseys that the schools have been asking for; jungle gyms; preschools; daycare centers in old, abandoned strip malls; and building repairs, just general building repairs that the schools need that they can't pay for. We were looking forward to these things, Wi-Fi, and any number of things.

A record vote was requested by Representative Biedermann.

HB 2261, as amended, was passed to engrossment by (Record 764): 78 Yeas, 62 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Bailes; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Capriglione; Cole; Collier; Cortez; Crockett; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Larson; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Cason; Cook; Craddick; Cyrier; Darby; Davis; Dean; Ellzey; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, P.; Klick; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Button; Krause; Longoria; Sanford; Thompson, E.

STATEMENTS OF VOTE

When Record No. 764 was taken, I was in the house but away from my desk. I would have voted no.

Button

When Record No. 764 was taken, I was shown voting yes. I intended to vote no.

Frullo

When Record No. 764 was taken, my vote failed to register. I would have voted no.

E. Thompson

REMARKS ORDERED PRINTED

Representative Cason moved to print all remarks on **HB 2261**.

The motion prevailed.

SB 726 ON SECOND READING
(Leman - House Sponsor)

SB 726, A bill to be entitled An Act relating to establishing actual progress for the purposes of determining the right to repurchase real property from a condemning entity.

SB 726 was considered in lieu of **CSHB 2044**.

SB 726 was read second time.

Amendment No. 1

Representative Leman offered the following amendment to **SB 726**:

Amend **SB 726** (house committee report) as follows:

(1) On page 1, line 7, strike "Subsection (b-1)" and substitute "Subsections (b-1) and (b-2)".

(2) On page 2, between lines 23 and 24, insert the following:

(b-2) In this subsection, "high-speed rail" has the meaning assigned by Section 199.003, Transportation Code. Notwithstanding Subsection (b), an entity that has acquired a real property interest for a high-speed rail project may only establish actual progress for purposes of Subsection (a)(2) by:

(1) completing three or more of the actions listed in Subsection (b);

(2) obtaining a 30-year reclamation bond determined by the attorney general to be sufficient to restore any affected property to the property's original condition if the project fails; and

(3) completing construction of at least 50 percent of the project route, including construction of:

(A) one or more rail passenger loading stations located at a terminus of the project route; and

(B) one or more rail passenger loading stations not located at a terminus of the project route.

Amendment No. 1 - Point of Order

Representative C. Turner raised a point of order against further consideration of Amendment No. 1 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane.

(Harris in the chair)

The point of order was withdrawn.

(Speaker in the chair)

A record vote was requested by Representative Bernal.

Amendment No. 1 failed of adoption by (Record 765): 57 Yeas, 84 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; González, M.; Harris; Hefner; Holland; Jetton; Kacal; King, P.; King, T.; Klick; Kuempel; Leman; Lozano; Metcalf; Middleton; Murr; Noble; Oliverson; Paddie; Patterson; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson; Zwiener.

Nays — Allen; Beckley; Bernal; Bowers; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Krause; Landgraf; Larson; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Anchia; King, K.; Leach; Longoria.

STATEMENT OF VOTE

When Record No. 765 was taken, I was shown voting no. I intended to vote yes.

Landgraf

A record vote was requested by Representative Israel.

SB 726 was passed to third reading by (Record 766): 91 Yeas, 50 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cole; Cook; Cyrier; Dean; Deshotel; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; González, M.; Guerra; Guillen; Harris; Hefner; Holland; Huberty; Hull; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Moody; Morrison; Murphy; Murr; Noble; Oliverson; Ortega;

Pacheco; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Vo; Walle; White; Wilson; Zwiener.

Nays — Anchia; Beckley; Bucy; Campos; Canales; Collier; Cortez; Crockett; Darby; Davis; Dominguez; Fierro; Gervin-Hawkins; González, J.; Goodwin; Harless; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ramos; Raney; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Craddick; King, T.; Longoria; Perez.

STATEMENTS OF VOTE

When Record No. 766 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 766 was taken, I was in the house but away from my desk. I would have voted yes.

Craddick

When Record No. 766 was taken, I was shown voting no. I intended to vote yes.

Hunter

CSHB 2044 - LAID ON THE TABLE SUBJECT TO CALL

Representative Leman moved to lay **CSHB 2044** on the table subject to call.

The motion prevailed.

HB 4055 ON SECOND READING
(by Meza, et al.)

HB 4055, A bill to be entitled An Act relating to reporting and investigating certain cases of child abuse or neglect involving a pregnant woman's use of a controlled substance.

HB 4055 was read second time on May 3 and was postponed until 10 a.m. today.

Amendment No. 1

Representative Hull offered the following amendment to **HB 4055**:

Amend **HB 4055** (house committee report) by striking lines 13 and 14 and substituting the following:

(1) the woman provides proof that:

(A) she is currently enrolled in or has recently completed a substance abuse treatment program; or

(B) she made reasonable efforts to enroll in a substance abuse program within five days of the date she made a disclosure described by this subsection; or

Amendment No. 1 was adopted.

A record vote was requested by Representative Patterson.

HB 4055, as amended, was passed to engrossment by (Record 767): 91 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bernal; Biedermann; Bowers; Bucy; Burrows; Campos; Canales; Cason; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; King, T.; Larson; Leach; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Parker; Patterson; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Slaton; Stephenson; Swanson; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Cain; Capriglione; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Kacal; King, P.; Krause; Kuempel; Landgraf; Leman; Metcalf; Middleton; Morrison; Murr; Oliverson; Paddie; Paul; Price; Raney; Schaefer; Shaheen; Shine; Slawson; Smith; Spiller; Stucky; Thompson, E.; Toth; VanDeaver; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Button; Klick; Longoria; Lozano; Perez.

STATEMENTS OF VOTE

When Record No. 767 was taken, I was in the house but away from my desk. I would have voted no.

Klick

When Record No. 767 was taken, I was temporarily out of the house chamber. I would have voted yes.

Perez

HB 1869 ON THIRD READING
(by Burrows, Bonnen, Middleton, Tinderholt, et al.)

HB 1869, A bill to be entitled An Act relating to the definition of debt for the purposes of calculating certain ad valorem tax rates of a taxing unit.

HB 1869 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representative Cyrier offered the following amendment to **HB 1869**:

Amend **HB 1869** on third reading as follows:

(1) In added Section 26.012(9)(A)(i), Tax Code, between "landfills," and "or airports;", insert "parking structures,".

(2) Strike added Section 26.012(9)(A)(iv), Tax Code, and substitute the following:

(iv) as part of any utility system, water supply project, water plant, wastewater plant, water and wastewater distribution or conveyance facility, wharf, dock, or flood control and drainage project;

(3) Between added Sections 26.012(9)(A)(v) and 26.012(9)(B), Tax Code, insert the following:

(vi) as part of any school district; or

(vii) as part of any hospital district created by general or special law that includes a teaching hospital;

(4) Strike the SECTION of the bill adding transition language and substitute the following appropriately numbered SECTION to the bill:

SECTION ____. The changes in law made by this Act apply only to a bond, warrant, certificate of obligation, or other evidence of indebtedness for which the ordinance, order, or resolution authorizing the issuance is adopted by the governing body of a taxing unit on or after the effective date of this Act and for which the taxing unit has not entered into a binding agreement before the effective date of this Act that contemplates the issuance of the debt. The changes in law made by this Act do not apply to a bond, warrant, certificate of obligation, or other evidence of indebtedness for which the ordinance, order, or resolution authorizing the issuance was adopted by the governing body of a taxing unit before the effective date of this Act or for which the taxing unit has entered into a binding agreement before the effective date of this Act that contemplates the issuance of such debt, and the former law is continued in effect for that purpose. For the purposes of this section, "binding agreement" includes a development agreement, ordinance, order, or resolution that authorizes or delegates to an appropriate officer of a taxing unit the execution of a binding agreement at a later date.

Amendment No. 2

Representatives Vasut and E. Thompson offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Cyrier to **HB 1869** on third reading by adding the following appropriately numbered item to the amendment and renumbering the items of the amendment accordingly:

(____) In added Section 26.012(9)(A)(v), Tax Code, between "facilities" and the underlined semicolon, insert ", and any facilities that are physically attached to the facilities described by this subparagraph".

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

Amendment No. 3

Representatives Rodriguez, Goodwin, Cole, Israel, Hinojosa, and Howard offered the following amendment to **HB 1869**:

Amend **HB 1869** on third reading as follows:

(1) In added Section 26.014(a)(1), Tax Code, strike "; and" and substitute ";".

(2) Strike added Section 26.014(a)(2), Tax Code, and substitute the following:

(2) a county with a population of more than one million and less than 1.5 million; and

(3) a taxing unit any part of which is located in a county to which this section applies.

Amendment No. 3 was adopted.

Amendment No. 4

Representatives Ordaz Perez, Ortega, Fierro, Moody, and M. González offered the following amendment to **HB 1869**:

Amend **HB 1869** on third reading as follows:

(1) In added Section 26.014(a)(1), Tax Code, strike "; and" and substitute ";".

(2) Strike added Section 26.014(a)(2), Tax Code, and substitute the following:

(2) a county with a population of more than 800,000 and less than 1 million;

(3) a taxing unit any part of which is located in a county to which this section applies.

Amendment No. 4 was adopted.

Amendment No. 5

Representatives Bowers, Ramos, Crockett, Rose, J.E. Johnson, Davis, Meza, Neave, and Anchia offered the following amendment to **HB 1869**:

Amend **HB 1869** on third reading as follows:

(1) In added Section 26.014(a)(1), Tax Code, strike "; and" and substitute ";".

(2) Strike added Section 26.014(a)(2), Tax Code, and substitute the following:

(2) a county with a population of more than 1.9 million and less than four million; and

(3) a taxing unit any part of which is located in a county to which this section applies.

A record vote was requested by Representative Bowers.

Amendment No. 5 failed of adoption (not receiving the necessary two-thirds vote) by (Record 768): 71 Yeas, 68 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Larson; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Stephenson; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C); Schofield; Thierry.

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Dutton; King, K.; Longoria; Rogers.

Amendment No. 6

Representative Lozano offered the following amendment to **HB 1869**:

Amend **HB 1869** on third reading as follows:

(1) In added Section 26.014(a)(1), Tax Code, strike "; and" and substitute ";".

(2) Strike added Section 26.014(a)(2), Tax Code, and substitute the following:

(2) a county with a population of more than 64,750 and less than 65,000;

(3) a county with a population of more than 40,000 and less than 41,000;

(4) a county with a population of more than 30,500 and less than 32,250; and

(5) a taxing unit any part of which is located in a county to which this section applies.

Amendment No. 6 was adopted.

Amendment No. 7

Representatives Herrero and Hunter offered the following amendment to **HB 1869**:

Amend **HB 1869** on third reading as follows:

(1) In added Section 26.014(a)(1), Tax Code, strike "; and" and substitute ";".

(2) Strike added Section 26.014(a)(2), Tax Code, and substitute the following:

(2) a county with a population of more than 320,000 and less than 400,000 that:

(A) does not border the United Mexican States; and

(B) in which a port authority is authorized to issue permits for oversize or overweight vehicles under Chapter 623, Transportation Code; and

(3) a taxing unit any part of which is located in a county to which this section applies.

Amendment No. 7 was adopted.

Amendment No. 8

Representative C. Turner offered the following amendment to **HB 1869**:

Amend **HB 1869** on third reading by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____. Chapter 26, Tax Code, is amended by adding Section 26.015 to read as follows:

Sec. 26.015. DEBT FOR CERTAIN TAXING UNITS. (a) This section applies only to:

(1) A county with a population of 1.8 million or more and two cities with 250,000 or more; and

(2) A taxing unit any part of which is located in a county described by Subdivision (1).

(b) In this chapter, "debt" means a bond, warrant, certificate of obligation, or other evidence of indebtedness owed by a taxing unit that is payable solely from property taxes in installments over a period of more than one year, not budgeted for payment from maintenance and operations funds, and secured by a pledge of property taxes, or a payment made under contract to secure indebtedness of a similar nature issued by another political subdivision on behalf of the taxing unit.

A record vote was requested by Representative Goldman.

Amendment No. 8 failed of adoption by (Record 769): 70 Yeas, 71 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Larson; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C); Thierry.

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Ashby; Guerra; Longoria.

Amendment No. 9

Representative C. Turner offered the following amendment to **HB 1869**:

Amend **HB 1869** on third reading as follows:

(1) In added Section 26.014(a)(1), Tax Code, strike "; and" and substitute ".".

(2) Strike added Section 26.014(a)(2), Tax Code, and substitute the following:

(2) a municipality with a population of more than 150,000 and less than 200,000 that is partially located in a county with a population of 1.8 million or more; and

(3) a taxing unit any part of which is located in a county to which this section applies.

Amendment No. 9 was adopted.

HB 1869, as amended, was passed by (Record 770): 111 Yeas, 29 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Dean; Dominguez; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raymond; Rodriguez; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Sherman; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; Vo; White; Zwiener.

Nays — Allen; Anchia; Bailes; Beckley; Bell, C.; Bowers; Crockett; Darby; Davis; Deshotel; Dutton; Fierro; Johnson, A.; Lopez; Lucio; Morales, C.; Morales, E.; Morales Shaw; Ortega; Ramos; Raney; Reynolds; Rose; Rosenthal; Shine; Turner, C.; Turner, J.; Wilson; Wu.

Present, not voting — Mr. Speaker(C); Thierry.

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Canales; González, M.; Longoria; Walle.

STATEMENTS OF VOTE

When Record No. 770 was taken, I was shown voting no. I intended to vote yes.

Bailes

When Record No. 770 was taken, I was shown voting yes. I intended to vote no.

Bernal

When Record No. 770 was taken, I was shown voting yes. I intended to vote no.

Martinez

When Record No. 770 was taken, I was shown voting no. I intended to vote yes.

E. Morales

When Record No. 770 was taken, I was shown voting yes. I intended to vote no.

Morrison

When Record No. 770 was taken, I was shown voting yes. I intended to vote no.

Neave

When Record No. 770 was taken, I was shown voting yes. I intended to vote no.

Romero

When Record No. 770 was taken, I was shown voting no. I intended to vote yes.

Wilson

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 9 ON SECOND READING
(by Klick, Allison, Shaheen, Harless, Price, et al.)

CSHB 9, A bill to be entitled An Act relating to the criminal punishment and conditions of community supervision for the offense of obstructing a highway or other passageway; increasing a criminal penalty.

Amendment No. 1

Representative A. Johnson offered the following amendment to **CSHB 9**:

Amend **CSHB 9** (house committee printing) as follows:

(1) On page 1, strike lines 15 and 16 and substitute the following:

SECTION 2. Section 42.03, Penal Code, is amended by amending Subsection (c) and adding Subsection (d) to read as follows:

(2) On page 2, between lines 3 and 4, insert the following:

(d) At the punishment stage of a trial in which the attorney representing the state seeks the increase in punishment provided by Subsection (c)(1), the defendant may raise the issue as to whether, at the time of the offense, a viable and readily apparent route around the obstruction caused by the defendant was available to the operator of the emergency vehicle, and using that route would not have caused significant delay. If the defendant proves the issue in the affirmative by a preponderance of the evidence, the increase in punishment provided by Subsection (c)(1) does not apply.

A record vote was requested by Representative A. Johnson.

Amendment No. 1 failed of adoption by (Record 771): 58 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Anchia; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Raymond; Reynolds; Rodriguez; Romero; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Deshotel; Ellzey; Frank; Frullo; Gates; Geren; Goldman; González, J.; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Ramos; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Darby; Huberty; King, T.; Larson; Longoria; Murphy; Rose.

STATEMENTS OF VOTE

When Record No. 771 was taken, I was shown voting yes. I intended to vote no.

Bowers

When Record No. 771 was taken, I was in the house but away from my desk. I would have voted no.

Darby

When Record No. 771 was taken, I was shown voting no. I intended to vote yes.

J. González

When Record No. 771 was taken, I was shown voting no. I intended to vote yes.

Ramos

When Record No. 771 was taken, I was in the house but away from my desk. I would have voted no.

Rose

A record vote was requested by Representative Biedermann.

CSHB 9 was passed to engrossment by (Record 772): 84 Yeas, 60 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Dominguez; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Longoria.

STATEMENT OF VOTE

When Record No. 772 was taken, I was shown voting yes. I intended to vote no.

Dominguez

HB 1925 ON SECOND READING
(by Capriglione, Harless, Lucio, Geren, P. King, et al.)

HB 1925, A bill to be entitled An Act relating to prohibitions on camping in a public place; creating a criminal offense.

Amendment No. 1

Representative Capriglione offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) as follows:

(1) On page 1, line 11, between "form of" and "shelter", insert "temporary, semipermanent, or permanent".

(2) On page 1, line 15, between "without the" and "consent", insert "effective".

(3) On page 2, line 4, between "(b)" and the underlined period, insert the following:

, unless given to authorize the person to camp for:

(1) recreational purposes;

(2) purposes of sheltering homeless individuals, if the property on which the camping occurs is subject to a plan approved under Subchapter PP, Chapter 2306, Government Code, and the camping occurs in a manner that complies with the plan; or

(3) purposes permitted by a beach access plan that has been approved under Section 61.015, Natural Resources Code, and the camping occurs in a manner that complies with the plan

(4) Strike page 2, lines 5-11, and reletter subsequent subsections of added Section 48.05, Penal Code, and any cross-references to those subsections accordingly.

(5) Add the following appropriately numbered SECTIONS to the bill and renumber the SECTIONS of the bill accordingly:

SECTION ____. Chapter 2306, Government Code, is amended by adding Subchapter PP to read as follows:

SUBCHAPTER PP. PROPERTY DESIGNATED BY POLITICAL SUBDIVISION FOR CAMPING BY HOMELESS INDIVIDUALS

Sec. 2306.1121. DEFINITION. In this subchapter, "camp" has the meaning assigned by Section 48.05, Penal Code.

Sec. 2306.1122. APPROVAL REQUIRED. (a) A political subdivision may not designate a property to be used by homeless individuals to camp unless the department approves a plan described by Section 2306.1123(b).

(b) Not later than the 30th day after the date the department receives a plan submitted by a political subdivision under this subchapter, the department shall make a final determination regarding approval of the plan.

Sec. 2306.1123. PLAN REQUIREMENTS. (a) In this section, "proposed new campers" means homeless individuals the applicant intends to allow to camp at the property.

(b) A plan required by Section 2306.1122 must describe each of the following with respect to a proposed property:

(1) the availability of local health care for proposed new campers, including access to Medicaid services and mental health services;

(2) the availability of indigent services for proposed new campers;

(3) the availability of reasonably affordable public transportation for proposed new campers;

(4) local law enforcement resources in the area; and

(5) the steps the applicant has taken to coordinate with the local mental health authority to provide for any proposed new campers.

(c) An applicant shall respond to reasonable requests for additional information made by the department regarding the proposed property or plan.

SECTION ____. Subchapter PP, Chapter 2306, Government Code, as added by this Act, applies only to the designation and use of property described by that subchapter that first begins on or after the effective date of this Act. The designation and use of property described by Subchapter PP, Chapter 2306, Government Code, as added by this Act, that first began before the effective date of this Act is governed by the law in effect when the designation and use first began, and the former law is continued in effect for that purpose.

Amendment No. 1 - Point of Order

Representative Zwiener raised a point of order against further consideration of Amendment No. 1 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane. The point of order was withdrawn.

Amendment No. 2

Representative J. Turner offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Capriglione to **HB 1925** on second reading as follows:

(1) On page 1, line 13, strike "or".

(2) On page 1, line 16, following "the plan", insert the following:

; or

(4) purposes related to providing emergency shelter during a disaster declared under Section 418.014, Government Code, or a local disaster declared under Section 418.108 of that code

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

Amendment No. 3

Representative J. Turner offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee printing) on page 1, line 12, between "clothing" and the underlined comma, by inserting "or any handheld device".

Amendment No. 3 was adopted.

Amendment No. 4

Representatives Bernal and S. Thompson offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) on page 2, between lines 23 and 24, by inserting the following:

(h) Except as provided by Subsection (i), before or at the time a peace officer arrests or issues a citation to a person for an offense under this section, the peace officer must make a reasonable effort to:

(1) advise the person of an alternative place at which the person may lawfully camp; and

(2) contact, if reasonable and appropriate, an appropriate official of the political subdivision in which the public place is located, or an appropriate nonprofit organization operating within that political subdivision, and request the official or organization to provide the person with:

(A) information regarding the prevention of human trafficking; or

(B) any other services that would reduce the likelihood of the person suspected of committing the offense continuing to camp in the public place.

(i) Subsection (h) does not apply if the peace officer determines there is an imminent threat to the health or safety of any person to the extent that compliance with that subsection is impracticable.

Amendment No. 4 was adopted.

Amendment No. 5

Representatives Moody and Collier offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) as follows:

(1) On page 2, between lines 23 and 24, insert the following:

(h) If the person is arrested or detained solely for an offense under this section, a peace officer enforcing this section shall ensure that all of the person's personal property not designated as contraband under other law is preserved by:

(1) permitting the person to remove all the property from the public place at the time of the person's departure; or

(2) taking custody of the property and allowing the person to retrieve the property after the person is released from custody.

(i) A fee may not be charged for the storage or release of property under Subsection (h)(2).

(2) On page 3, between lines 21 and 22, insert the following appropriately lettered subsection:

(____) This section does not prohibit a policy that encourages diversion or a provision of services in lieu of citation or arrest.

Amendment No. 5 was adopted.

Amendment No. 6

Representative Gervin-Hawkins offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) on page 1 as follows:

(1) On line 15, between "place" and without", insert the following:

:

(1)

(2) On line 17, between "place" and the underlined period, insert the following:

; and

(2) after receiving:

(A) notice from a peace officer that the conduct described by Subdivision (1) is unlawful; and

(B) a reasonable opportunity to discontinue the conduct

A record vote was requested by Representative Biedermann.

Amendment No. 6 failed of adoption by (Record 773): 60 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Herrero; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Larson; Leman; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Leach; Lozano; Lucio; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Beckley; King, K.; Longoria; Perez; Rosenthal.

STATEMENTS OF VOTE

When Record No. 773 was taken, I was shown voting no. I intended to vote yes.

Hernandez

When Record No. 773 was taken, I was shown voting no. I intended to vote yes.

Hinojosa

When Record No. 773 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 773 was taken, I was shown voting no. I intended to vote yes.

Lucio

Amendment No. 7

Representative Pacheco offered the following amendment to **HB 1925**:

Amend **HB 1925** (house committee report) as follows:

(1) Strike page 2, line 24, through page 4, line 14.

(2) Add the following appropriately numbered SECTION to the bill and renumber the SECTIONS of the bill accordingly:

SECTION ____. Article 45.0941, Code of Criminal Procedure, is amended by amending Subsection (b) and adding Subsection (e) to read as follows:

(b) A defendant is presumed to be indigent or to not have sufficient resources or income to pay all or part of the fine or costs for purposes of Subsection (a), [~~or~~] (d), or (e) if the defendant:

(1) is in the conservatorship of the Department of Family and Protective Services, or was in the conservatorship of that department at the time of the offense; [~~or~~]

(2) is designated as a homeless child or youth or an unaccompanied youth, as those terms are defined by 42 U.S.C. Section 11434a, or was so designated at the time of the offense; or

(3) is convicted of an offense under Section 48.05, Penal Code.

(e) A municipal court, regardless of whether the court is a court of record, or a justice court shall waive payment of all of a fine and costs imposed on a defendant convicted of an offense under Section 48.05, Penal Code, if the court makes the applicable determinations described by Subsections (a)(1) and (2) and (d)(1) and (2) with respect to the defendant.

A record vote was requested by Representative Biedermann.

Amendment No. 7 failed of adoption by (Record 774): 62 Yeas, 79 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Larson; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.;

Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Collier; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Harless; Harris; Hefner; Holland; Huberty; Hunter; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Hull; Jetton; Kacal; Longoria.

STATEMENTS OF VOTE

When Record No. 774 was taken, I was shown voting no. I intended to vote yes.

Collier

When Record No. 774 was taken, I was shown voting no. I intended to vote yes.

J. González

When Record No. 774 was taken, I was in the house but away from my desk. I would have voted no.

Jetton

When Record No. 774 was taken, I was shown voting yes. I intended to vote no.

Meza

A record vote was requested by Representative Biedermann.

HB 1925, as amended, was passed to engrossment by (Record 775): 85 Yeas, 56 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Metcalf; Meyer; Meza; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul;

Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Martinez; Martinez Fischer; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Darby; González, M.; Longoria; Murphy.

STATEMENT OF VOTE

When Record No. 775 was taken, I was excused because of important business in the district. I would have voted yes.

Smithee

CSHB 492 ON SECOND READING
(by Wu, Moody, P. King, and White)

CSHB 492, A bill to be entitled An Act relating to the issuance of a warrant authorizing the use of a no-knock entry by a peace officer.

Amendment No. 1

Representative Wu offered the following amendment to **CSHB 492**:

Amend **CSHB 492** (house committee printing) as follows:

(1) On page 1, line 14, between "judge" and "may issue", insert "or statutory county court judge".

(2) Strike page 1, lines 15-18, and substitute the following:

chapter that authorizes a no-knock entry only if:

(1) the complaint is submitted concurrently with a statement, signed by the chief administrator of the law enforcement agency employing the affiant or by the chief administrator's designee, that a no-knock entry is necessary to avoid the risk of death or serious bodily injury to peace officers and to others; and

(2) the warrant requires:

(A) each peace officer executing the warrant to be in uniform or otherwise clearly identifiable as a peace officer; and

(B) to the extent that the law enforcement agency has the technology available, that the agency make a good faith effort to have each peace officer executing the warrant be equipped with a body worn camera.

(d) A person designated by a chief administrator under Subsection (c)(1) must be a peace officer who reports directly to the chief administrator.

(3) On page 2, line 3, between "judge" and "may issue", insert "or statutory county court judge".

(4) Strike page 2, lines 4-7, and substitute the following:

chapter that authorizes a no-knock entry only if:

(1) the affidavit under Article 18.01(b) is submitted concurrently with a statement, signed by the chief administrator of the law enforcement agency employing the affiant or by the chief administrator's designee, that a no-knock entry is necessary to avoid the risk of death or serious bodily injury to peace officers and to others; and

(2) the warrant requires:

(A) each peace officer executing the warrant to be in uniform or otherwise clearly identifiable as a peace officer; and

(B) to the extent that the law enforcement agency has the technology available, that the agency make a good faith effort to have each peace officer executing the warrant be equipped with a body worn camera.

(d) A person designated by a chief administrator under Subsection (c)(1) must be a peace officer who reports directly to the chief administrator.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Crockett offered the following amendment to **CSHB 492**:

Amend **CSHB 492** (house committee printing) by striking all below the enacting clause and substituting the following:

SECTION 1. Chapter 15, Code of Criminal Procedure, is amended by adding Article 15.251 to read as follows:

Art. 15.251. ISSUANCE OF NO-KNOCK WARRANT. (a) In this article, "no-knock entry" means a peace officer's entry, for the purpose of executing a warrant, into a building or other place without giving notice of the officer's authority or purpose before entering.

(b) A magistrate may issue a warrant under this chapter that authorizes a no-knock entry only if:

(1) except as provided by Subsection (c), the magistrate is an attorney licensed by the state who serves in the county in which the warrant is to be executed or, if such a magistrate cannot be located, in a contiguous county;

(2) the magistrate determines probable cause exists that:

(A) the person who is the subject of the warrant has committed a violent offense; and

(B) any entry other than a no-knock entry would create an unreasonable risk of death or serious bodily injury or would result in the destruction of relevant evidence; and

(3) the warrant requires:

(A) each peace officer participating in the initial entry into the building or other place for purposes of executing the warrant to be in uniform or otherwise clearly identifiable as a peace officer; and

(B) to the extent that the law enforcement agency has the technology available, that the agency make a good faith effort to have each peace officer executing the warrant be equipped with a body worn camera and for each officer equipped with the camera to:

(i) activate the camera before executing the warrant; and

(ii) not deactivate the camera or allow the camera to be deactivated until the earlier of:

(a) 15 minutes after each person at the building or other place has been secured and, if appropriate, searched pursuant to a lawful detention; or

(b) the officer leaves the building or other place where the warrant was executed.

(c) A magistrate who is not an attorney licensed by this state may issue a warrant under this chapter that authorizes a no-knock entry only if the applicant in the complaint presented to the magistrate states that the applicant attempted and failed to locate a magistrate described by Subsection (b)(1) for purposes of presenting the complaint.

SECTION 2. Chapter 18, Code of Criminal Procedure, is amended by adding Article 18.025 to read as follows:

Art. 18.025. ISSUANCE OF NO-KNOCK WARRANT. (a) In this article, "no-knock entry" has the meaning assigned by Article 15.251.

(b) A magistrate may issue a warrant under this chapter that authorizes a no-knock entry only if:

(1) except as provided by Subsection (c), the magistrate is an attorney licensed by the state who serves in the county in which the warrant is to be executed or, if such a magistrate cannot be located, in a contiguous county;

(2) the affidavit alleges the commission of a violent offense, and the magistrate determines probable cause exists that:

(A) the violent offense is ongoing; or

(B) any entry other than a no-knock entry would create an unreasonable risk of death or serious bodily injury or would result in the destruction of relevant evidence; and

(3) the warrant requires:

(A) each peace officer participating in the initial entry into the building or other place for purposes of executing the warrant to be in uniform or otherwise clearly identifiable as a peace officer; and

(B) to the extent that the law enforcement agency has the technology available, that the agency make a good faith effort to have each peace officer executing the warrant be equipped with a body worn camera and for each officer equipped with the camera to:

(i) activate the camera before executing the warrant; and

(ii) not deactivate the camera or allow the camera to be deactivated until the earlier of:

(a) 15 minutes after each person at the building or other place has been secured and, if appropriate, searched pursuant to a lawful detention; or

(b) the officer leaves the building or other place where the warrant was executed.

(c) A magistrate who is not an attorney licensed by this state may issue a warrant under this chapter that authorizes a no-knock entry only if the applicant in the sworn affidavit submitted under Article 18.01(b) states that the applicant attempted and failed to locate a magistrate described by Subsection (b)(1) for purposes of presenting the affidavit.

SECTION 3. The change in law made by this Act applies only to a warrant issued on or after the effective date of this Act. A warrant issued before the effective date of this Act is governed by the law in effect on the date the warrant was issued, and the former law is continued in effect for that purpose.

SECTION 4. This Act takes effect September 1, 2021.

Amendment No. 2 was withdrawn.

A record vote was requested by Representative Biedermann.

CSHB 492, as amended, was passed to engrossment by (Record 776): 134 Yeas, 7 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Anderson; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Slaton; Slawson; Smith; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Allison; Ashby; Bailes; Geren; Harris; Shine; Stucky.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Guerra; King, T.; Lozano; Raney.

STATEMENTS OF VOTE

When Record No. 776 was taken, I was shown voting no. I intended to vote yes.

Allison

When Record No. 776 was taken, I was shown voting no. I intended to vote yes.

Ashby

When Record No. 776 was taken, I was shown voting no. I intended to vote yes.

Bailes

When Record No. 776 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 776 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

When Record No. 776 was taken, I was shown voting no. I intended to vote yes.

Shine

CSHB 1280 ON SECOND READING
(by Capriglione, Klick, Noble, Hunter, Bonnen, et al.)

CSHB 1280, A bill to be entitled An Act relating to prohibition of abortion; providing a civil penalty; creating a criminal offense.

Amendment No. 1

Representative Slaton offered the following amendment to **CSHB 1280**:

Amend **CSHB 1280** (house committee printing) on page 4, by striking lines 6-18 and renumbering subsequent SECTIONS of the bill accordingly.

Amendment No. 1 - Point of Order

Representative Moody raised a point of order against further consideration of Amendment No. 1 under Rule 11, Section 3, of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER
on Amendment No. 1 to House Bill 1280

Announced in the House on May 5, 2021

Representative Moody raises a point of order against further consideration of the Slaton Amendment to **CSHB 1280** under Rule 11, Section 3, of the House Rules on the grounds that the amendment changes the original purpose of the bill.

Mr. Moody argues that the purpose of the bill is to ensure that there is no gap in state law if and when a judgment of the United States Supreme Court or an amendment to the United States Constitution authorizes states to prohibit abortion. The Slaton Amendment would make the bill's prohibition on abortion effective September 1, 2021, regardless of any court decision or constitutional amendment. The purpose of the amendment is exactly the opposite of the purpose of the bill. 75 H. Jour. 3773 (1997).

Accordingly, the point of order is well-taken and sustained.

The ruling precluded further consideration of Amendment No. 1.

CSHB 1280 - REMARKS

REPRESENTATIVE ZWIENER: Members, I am fairly certain that I have given birth more recently than anyone else who serves in this chamber. Many of y'all have met my daughter, Lark. She's almost three years old now, and I'm so

grateful to have her in my life. Being pregnant with her was one of the most vulnerable experiences of my entire life, especially, as many of you know, as I was on the campaign trail. In a moment when we were all talking about maternal mortality, I was touring the hospital maternity wards asking questions that kind of scared the other women on the tour about where the hemorrhage kits were stored and what their preeclampsia protocols were. Now, neither of those were the complication in pregnancy I had. The complication I had was called hyperemesis. Y'all probably know it more commonly as really bad morning sickness. Whoever named it morning sickness, I'm mad at them because that's a lie. For me it was 24 hours a day. I was so sick that I vomited more than a dozen times a day. I couldn't eat anything for weeks. I lost 20 pounds. You know, at this time, my pregnancy wasn't public yet. I had folks walking up to me telling me how great I looked. And I was just like, y'all, I just want to be able to eat and be able to keep it down. It was hard. It was really hard.

There were days I woke up in the early days of this so desperately wanted pregnancy and didn't know if I could make it to the end. We've talked a lot about heartbeats today. The first time I, through a Doppler device, heard a heartbeat sound for my daughter, I didn't enjoy that moment. I was trying not to vomit from the pressure of that device on my stomach. I bring this up because especially having that type of complication—being on the edge of hospitalization, being so weak it was all I could do to get myself from the bed to the bathroom—knowing abortion was available in the State of Texas made me feel safer. It made me feel safer to know that I had options if the hyperemesis got worse, if I reached the point where I couldn't keep fluids down. And I know this isn't something folks are familiar with, but this is a condition that used to kill women—Charlotte Brontë being a notable name. And again, abortion being accessible made me feel safer and made me more certain that I was going to get to the end, and that I could find a path, and that I had choices if something else went wrong. And luckily, I got through that and enjoy my wonderful daughter today.

Part of why I bring this up is when we heard this bill and others in the Public Health Committee, we heard the story of a woman who was already a mother caring for a toddler, who was pregnant and had horrible hyperemesis, and had to make the choice between being able to get out of bed and take care of her toddler or continue the pregnancy. That woman made the choice to take care of that child who had already been born. Despite her illness, she made the choice to have an abortion so she could take care of that baby. Members, as the member in this building who has most recently had a baby, I get asked by y'all all the time when the next one's coming. And there won't be a next one for me because I was so sick. And I know if I get that sick again, I will be in that position. That's what that choice means to women in this building.

Everyone's abortion story is different—every single one of them. And every one of us in this room has a different standard for what we believe constitutes an ethical and moral decision to have an abortion. But instead of trusting women to know their own circumstances, their families, and their own values, this bill makes the government the final arbiter of individual and intimate morality.

Members, is trusting women really that unthinkable? We know what our families need. We know what we need. This bill would force a woman to carry a pregnancy that resulted from rape to term. Now, there are some women that that is the right choice for, but there are some women who are going to struggle to wake up every morning and have the evidence of a horrible assault on their body. Members, this bill would force a woman whose fetus had been diagnosed with a severe abnormality inconsistent with life to carry that pregnancy to term, every day knowing that she would never get to hold that baby in her arms. And we've heard today about one of our own colleagues who made that type of choice, and it was the right choice for her. It's not the right choice for every single woman. Do you really want to take that away?

Members, this legislation would force a woman who is in such difficult circumstances because of the pregnancy that she is considering taking her own life to carry that pregnancy to term. I know we talked a lot about postpartum depression in this building, but depression during pregnancy is also a serious concern for women's health. This bill specifically carves out risk of death from self-harm from exceptions that would allow an abortion. Members, this bill would force a woman to carry a pregnancy to term if she knows she doesn't have the resources or the options or the support to care for that child. It would force her to carry that pregnancy to term if she knows that that pregnancy will have a permanent impact on her health and well-being. The only exception in this is for life saving, not debilitation. So members, I ask you why. We have a lot of conversations about abortion in this chamber, but this is the most extreme. This is taking away every option. This is saying to every woman in the State of Texas that you don't trust them to know their own circumstances and their own needs.

Members, I'm 35. Unlike some of my colleagues who spoke about this earlier, I grew up taking access to abortion—and birth control, as well—for granted. Those were obvious things to me. I, some of you know, grew up pro-life, grew up believing that abortion should be illegal, and walked away from that as I realized more and more the rights that we need to have over our bodies. Members, there are women across Texas who take this right for granted right now—who take for granted that if they are pregnant in a circumstance that doesn't work with their life, who take for granted that if they become pregnant and there's a severe fetal abnormality, who take for granted that if they become pregnant from a sexual assault—that they will have access to abortion.

I know there's a lot of voices in your ears right now about people advocating for this legislation and telling you why it's needed. But members, you pass this and you're going to hear the voice of women who have taken this right for granted and have realized that they have to fight for it. So I ask you to keep those voices in mind. I ask you to think of women like me in their 30s and 20s and their teens who have assumed that this is settled law and ask yourself what happens if it's not. What happens next when women decide to stand up for these rights again? What happens when women across Texas say no more? Members, I urge you to oppose this bill and instead affirm your trust in the women of Texas to make their own decisions instead of passing them off to the government.

REPRESENTATIVE J.E. JOHNSON: I want to address my comments not to the people of this body, because many don't listen. But I want to address my comments to all of the young women out in Texas watching tonight who are searching for words of comfort from this building. I can only imagine the fear and the anxiety that some of you feel now and that many will feel in the future.

High school girls who are pressured into sex in the football parking lot—but we failed you because you don't have access to the birth control that you need. Afraid about continuing your education—but this body failed you because we refused to pass a bill last session that would have provided the resources for you to complete that high school education. Afraid about medical care—but we failed you there, too, because we can't seem to pass Medicaid expansion to get you access to the health care that you need. Afraid that you can't get a job so that you can provide for your child with the high school education you were not able to complete—because we refuse to pass a minimum wage law that lets you earn a living and that keeps you out of abject poverty. Afraid that you can't get a job as a single mother because we make it harder—because that employer might not have to retain you because it violates a sincerely held belief that unwed women should not be mothers. Worried about where you're going to live because we make it harder—because we refuse to address affordable housing. Worried about child care and who's going to take care of this little baby—because we refuse to address the complete lack of affordable child care in this state.

But I want you to know out there—that young woman afraid, unsure of what to do—that we the democratic women, alongside our democratic men, will fight for you every day to address these concerns. Because not only having this baby, but your life is important. And the quality of the life that you live is important. And the ability to be the mother that the State of Texas is going to force you to be is important. We understand your fear, your worries, and we share them. And we will fight with every breath in our bodies to help give you the support you need as you cope with unimaginable difficulties as a result of the bill that is about to pass. And maybe, just maybe, we can actually achieve some of these things to make your life a little easier one day.

A record vote was requested by Representative Noble.

CSHB 1280 was passed to engrossment by (Record 777): 80 Yeas, 64 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez;

Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert; Smithee.

Absent — Leach.

STATEMENT OF VOTE

When Record No. 777 was taken, I was excused because of important business in the district. I would have voted yes.

Smithee

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

HB 3131 ON SECOND READING
(by Cole)

HB 3131, A bill to be entitled An Act relating to the information required to be included in the certificate of formation of a filing entity.

HB 3131 was passed to engrossment.

HB 2628 ON SECOND READING
(by Thierry)

HB 2628, A bill to be entitled An Act relating to the administration and collection of motor vehicle sales and use taxes.

HB 2628 was passed to engrossment.

HB 3997 ON SECOND READING
(by Bonnen)

HB 3997, A bill to be entitled An Act relating to the transfer of certain functions relating to state employee leave from the state auditor to the comptroller.

HB 3997 was passed to engrossment.

(Smithee now present)

HB 3578 ON SECOND READING
(by Guerra)

HB 3578, A bill to be entitled An Act relating to the payment methods for cigarette and tobacco products permit fees.

HB 3578 was passed to engrossment.

HB 2743 ON SECOND READING
(by Metcalf)

HB 2743, A bill to be entitled An Act relating to the salary of certain employees who transfer within a state agency.

HB 2743 was passed to engrossment.

CSHB 3474 ON SECOND READING
(by Thierry)

CSHB 3474, A bill to be entitled An Act relating to motor fuel taxes.

CSHB 3474 - POINT OF ORDER

Representative Cason raised a point of order against further consideration of **CSHB 3474** under Rule 8, Section 1(b), of the House Rules on the grounds that the bill failed to include a statement at the end of its title or caption indicating the general effect of the bill on a tax, assessment, surcharge, or fee.

(Cortez in the chair)

The point of order was withdrawn.

CSHB 3474 was passed to engrossment.

(Speaker in the chair)

CSHB 3134 ON SECOND READING
(by Cole)

CSHB 3134, A bill to be entitled An Act relating to the methods by which the comptroller may provide notice of a hearing on the revocation or suspension, or of the revocation or suspension, of a permit or license.

Amendment No. 1

Representative Biedermann offered the following amendment to **CSHB 3134**:

Amend **CSHB 3134** (house committee printing) on page 1 as follows:
(1) On line 10, strike "or by electronic means".
(2) On line 12, following the period, add the following:
At the option of the holder of the permit or license, the notices may be served by electronic means instead of served personally or mailed.

Amendment No. 1 was adopted.

CSHB 3134, as amended, was passed to engrossment.

CSHB 2287 ON SECOND READING
(by S. Thompson, Hunter, Dutton, Allen, Coleman, et al.)

CSHB 2287, A bill to be entitled An Act relating to data collection and receipt of certain reports by and consultation with the Collaborative Task Force on Public School Mental Health Services.

Amendment No. 1

Representative Leman offered the following amendment to **CSHB 2287**:

Amend **CSHB 2287** (house committee report) as follows:

(1) On page 5, line 1, immediately following the underlined semicolon, insert "and".

(2) On page 5, line 3, strike "and".

(3) On page 5, lines 4-5, strike "(J) other relevant topics as determined by the task force;".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Leman offered the following amendment to **CSHB 2287**:

Amend **CSHB 2287** (house committee report) as follows:

(1) On page 5, line 3, strike "and".

(2) On page 5, between lines 3 and 4, insert the following:

(J) the number of reports made from each school district or open-enrollment charter school by an employee of the district or school or by a school resource officer, to the Department of Family and Protective Services regarding an alleged incident of abuse or neglect; and

(3) On page 5, line 4, strike "(J)" and substitute "(K)".

Amendment No. 2 was adopted.

CSHB 2287, as amended, was passed to engrossment.

CSHB 2954 ON SECOND READING
(by S. Thompson, Hunter, Dutton, Coleman, Allen, et al.)

CSHB 2954, A bill to be entitled An Act relating to a suicide prevention, intervention, and postvention program for certain public elementary schools.

Amendment No. 1

Representative Leman offered the following amendment to **CSHB 2954**:

Amend **CSHB 2954** (house committee printing) as follows:

(1) On page 4, line 20, strike "and".

(2) On page 4, line 23, strike the underlined period and substitute the following:

; and

(5) a statement of the right of the student's parent or guardian to decline the student's participation in the program.

Amendment No. 1 was adopted.

CSHB 2954, as amended, was passed to engrossment.

SB 315 ON SECOND READING
(Hunter, S. Thompson, Jetton, Thierry, and Shaheen - House Sponsors)

SB 315, A bill to be entitled An Act relating to restrictions on the age of persons employed by or allowed on the premises of a sexually oriented business; creating a criminal offense.

SB 315 was considered in lieu of **HB 3520**.

SB 315 was passed to third reading.

HB 3520 - LAID ON THE TABLE SUBJECT TO CALL

Representative Hunter moved to lay **HB 3520** on the table subject to call.

The motion prevailed.

CSHB 1348 ON SECOND READING
(by Deshotel)

CSHB 1348, A bill to be entitled An Act relating to the applicability of certain laws to open-enrollment charter schools.

Amendment No. 1

Representative Deshotel offered the following amendment to **CSHB 1348**:

Amend **CSHB 1348** (house committee printing) as follows:

(1) On page 1, line 17, strike "12.103(c)," and substitute "Section 395.022(b), Local Government Code,".

(2) On page 5, line 12, following the period, insert the following:

This section applies only to an open-enrollment charter school campus constructed on land that:

(1) is owned by the charter holder or the charter holder's parent nonprofit entity; and

(2) does not include any other uses.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Deshotel offered the following amendment to **CSHB 1348**:

Amend **CSHB 1348** (house committee printing) on page 2, line 14, following the underlined period, by inserting "In this subsection, "political subdivision" does not include a school district.".

Amendment No. 2 was adopted.

Amendment No. 3

Representative J.D. Johnson offered the following amendment to **CSHB 1348**:

Amend **CSHB 1348** (house committee printing) as follows:

(1) On page 1, line 21, strike "eminent domain,".

(2) On page 2, line 4, following the underlined period, insert "An open-enrollment charter school does not have the power of eminent domain.".

Amendment No. 3 was adopted.

Amendment No. 4

Representatives Anchia, Bailes, and Geren offered the following amendment to **CSHB 1348**:

Amend **CSHB 1348** (house committee printing) as follows:

(1) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 12.103(c), Education Code, is repealed.

Amendment No. 4 was adopted.

A record vote was requested by Representative Cason.

CSHB 1348, as amended, failed to pass to engrossment by (Record 778): 66 Yeas, 72 Nays, 1 Present, not voting. (The vote was reconsidered on May 6, and **CSHB 1348** was postponed until 10 a.m. Sunday, June 27.)

Yeas — Allison; Anchia; Anderson; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Cain; Campos; Cason; Cole; Craddick; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; Guillen; Hefner; Huberty; Hull; Jetton; Johnson, J.D.; King, P.; Klick; Krause; Larson; Leach; Longoria; Lozano; Middleton; Morales, E.; Morrison; Murphy; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Raymond; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Stephenson; Swanson; Talarico; Thierry; Tinderholt; Toth; Vasut; Vo; White; Wilson.

Nays — Allen; Ashby; Bailes; Beckley; Bell, C.; Burns; Canales; Capriglione; Collier; Cook; Cortez; Cyrier; Darby; Dean; Fierro; Geren; González, J.; González, M.; Goodwin; Guerra; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Israel; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Landgraf; Leman; Lopez; Lucio; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Morales, C.; Muñoz; Murr; Neave; Ordaz Perez; Ortega; Perez; Price; Ramos; Raney; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Smithee; Spiller; Stucky; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert.

Absent — Bernal; Crockett; Davis; Hunter; Martinez; Moody; Morales Shaw; Reynolds.

STATEMENTS OF VOTE

When Record No. 778 was taken, I was in the house but away from my desk. I would have voted no.

Crockett

When Record No. 778 was taken, I was shown voting no. I intended to vote yes.

Darby

When Record No. 778 was taken, I was in the house but away from my desk. I would have voted no.

Davis

When Record No. 778 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 778 was taken, I was shown voting no. I intended to vote yes.

Leman

When Record No. 778 was taken, I was in the house but away from my desk. I would have voted no.

Martinez

When Record No. 778 was taken, I was shown voting no. I intended to vote yes.

Meyer

When Record No. 778 was taken, I was in the house but away from my desk. I would have voted no.

Moody

When Record No. 778 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 778 was taken, I was shown voting no. I intended to vote yes.

Raney

When Record No. 778 was taken, I was in the house but away from my desk. I would have voted no.

Reynolds

MESSAGES FROM THE SENATE

Messages from the senate were received at this time (see the addendum to the daily journal, Messages from the Senate, Message Nos. 3 and 4).

CSHB 3615 ON SECOND READING
(by P. King and Hernandez)

CSHB 3615, A bill to be entitled An Act relating to certain rates charged by and programs offered by municipally owned utilities.

Amendment No. 1

Representatives Button, Bowers, and Neave offered the following amendment to **CSHB 3615**:

Amend **CSHB 3615** (house committee printing) by inserting "of a municipally owned utility or municipality that operates a chilled water program" on page 4, line 19, between "information or records" and "are subject to".

Amendment No. 1 was adopted.

CSHB 3615, as amended, was passed to engrossment.

CSHB 1348 - NOTICE GIVEN

At 10:27 p.m., pursuant to the provisions of Rule 7, Section 37(c), of the House Rules, Representative Raney gave notice that he would, in one hour, move to reconsider the vote by which **CSHB 1348** failed to pass to engrossment by Record No. 778.

HB 2256 ON SECOND READING
(by Guerra, Guillen, M. González, et al.)

HB 2256, A bill to be entitled An Act relating to creating a bilingual special education certification to teach students of limited English proficiency with disabilities.

HB 2256 was passed to engrossment.

HB 2301 ON SECOND READING
(by Parker, Meyer, Shaheen, Raymond, and Rose)

HB 2301, A bill to be entitled An Act relating to a change of name for participants in the address confidentiality program administered by the office of the attorney general.

HB 2301 was passed to engrossment.

HB 302 ON SECOND READING
(by Collier)

HB 302, A bill to be entitled An Act relating to the prosecution of the offense of sexual assault.

HB 302 was passed to engrossment.

CSHB 1824 ON SECOND READING
(by Price, Smith, Coleman, Rose, and Allison)

CSHB 1824, A bill to be entitled An Act relating to the continuity of services received by individuals receiving services at state hospitals and state supported living centers, the establishment of a pilot program to provide behavioral health or psychiatric services to certain residential care facility residents, and court orders for psychoactive medication for certain patients.

CSHB 1824 was passed to engrossment.

CSHB 678 ON SECOND READING
(by Cortez, Clardy, Price, et al.)

CSHB 678, A bill to be entitled An Act relating to the administration of a medication and the ordering and administration of an immunization or vaccination by a pharmacist.

Amendment No. 1

Representative Tinderholt offered the following amendment to **CSHB 678**:

Amend **CSHB 678** (house committee report) as follows:

(1) On page 3, lines 22 and 23, strike "554.052(a), (b), (c), and (c-1), Occupations Code, are amended" and substitute the following:
"554.052, Occupations Code, is amended by amending Subsections (a), (b), (c), and (c-1), and adding Subsection (c-2)"

(2) On page 5, between lines 10 and 11, insert the following:

(c-2) A pharmacist at the pharmacist's usual place of business may not administer an immunization or vaccination to a patient who is under 18 years of age unless the patient's parent or legal guardian is present with the patient at the time the immunization or vaccination is administered.

A record vote was requested by Representative Tinderholt.

Amendment No. 1 failed of adoption by (Record 779): 44 Yeas, 99 Nays, 1 Present, not voting.

Yeas — Allen; Bell, C.; Bell, K.; Biedermann; Bonnen; Burrows; Cain; Cason; Cook; Ellzey; Frank; Frullo; Gates; Geren; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, P.; King, T.; Krause; Leman; Metcalf; Middleton; Morrison; Noble; Oliverson; Patterson; Paul; Raney; Schaefer; Schofield; Slaton; Slawson; Smith; Smithee; Stephenson; Swanson; Tinderholt; Vasut; White.

Nays — Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Burns; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; Kuempel; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Shaheen; Sherman; Shine; Spiller; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert.

Absent — Klick; Leach; Pacheco.

STATEMENTS OF VOTE

When Record No. 779 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 779 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 779 was taken, I was shown voting no. I intended to vote yes.

Wilson

CSHB 678 was passed to engrossment.

HB 4245 ON SECOND READING
(by Frullo)

HB 4245, A bill to be entitled An Act relating to municipal registration of vacant buildings in certain municipalities.

HB 4245 was passed to engrossment.

CSHB 2577 ON SECOND READING
(by Kuempel)

CSHB 2577, A bill to be entitled An Act relating to the light-duty motor vehicle purchase or lease incentive program.

Amendment No. 1

Representative C. Bell offered the following amendment to **CSHB 2577**:

Amend **CSHB 2577** (house committee report) as follows:

(1) On page 1, strike lines 5-7 and substitute the following:

SECTION 1. Section 386.154(d), Health and Safety Code, is amended to read as follows:

(2) On page 2, strike lines 8-13.

Amendment No. 1 was adopted.

CSHB 2577, as amended, was passed to engrossment.

CSHB 3084 ON SECOND READING
(by Larson)

CSHB 3084, A bill to be entitled An Act relating to the proposal by the Texas Water Development Board of a process to identify and evaluate multiregional water supply projects.

CSHB 3084 was passed to engrossment.

SB 1774 ON SECOND READING
(Canales - House Sponsor)

SB 1774, A bill to be entitled An Act relating to the conveyance of certain real property by certain navigation districts.

SB 1774 was considered in lieu of **HB 3713**.

SB 1774 was passed to third reading.

HB 3713 - LAID ON THE TABLE SUBJECT TO CALL

Representative Canales moved to lay **HB 3713** on the table subject to call.

The motion prevailed.

CSHB 2535 ON SECOND READING
(by Sanford, Burrows, Guillen, Bailes, and Spiller)

CSHB 2535, A bill to be entitled An Act relating to the appraisal for ad valorem tax purposes of real property that includes certain improvements used for the noncommercial production of food for personal consumption.

A record vote was requested by Representative Cason.

CSHB 2535 was passed to engrossment by (Record 780): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert.

Absent — Jetton; Pacheco; White.

STATEMENTS OF VOTE

When Record No. 780 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 780 was taken, I was in the house but away from my desk. I would have voted yes.

White

CSHB 547 ON SECOND READING
(by Frank, Dutton, Huberty, M. González, Burrows, et al.)

CSHB 547, A bill to be entitled An Act relating to authorizing equal opportunity for access by home-schooled students to University Interscholastic League sponsored activities; authorizing a fee.

CSHB 547 - POINT OF ORDER

Representative K. King raised a point of order against further consideration of **CSHB 547** under Rule 4, Section 32(b)(10), of the House Rules on the grounds that the witness list is inaccurate.

(Paddie in the chair)

The point of order was withdrawn.

CSHB 547 - RECOMMITTED

Representative Frank moved to recommit **CSHB 547** to the Committee on Public Education.

The motion prevailed.

CSHB 2581 ON SECOND READING
(by Kacal)

CSHB 2581, A bill to be entitled An Act relating to civil works projects and other construction projects of governmental entities.

CSHB 2581 was passed to engrossment. (Ashby recorded voting no.)

CSHB 237 ON SECOND READING
(by Bernal and Neave)

CSHB 237, A bill to be entitled An Act relating to student access to certain academic records; authorizing a fee.

CSHB 237 was passed to engrossment. (Hunter and Leach recorded voting no.)

HB 4272 ON SECOND READING
(by Klick)

HB 4272, A bill to be entitled An Act relating to requirements for information contained in the immunization registry.

Representative Klick moved to postpone consideration of **HB 4272** until 10 a.m. tomorrow.

The motion prevailed.

CSHB 2064 ON SECOND READING
(by Leach)

CSHB 2064, A bill to be entitled An Act relating to the amount of a hospital or physician lien on certain causes of action or claims.

CSHB 2064 was passed to engrossment.

HB 2327 ON SECOND READING
(by Frullo)

HB 2327, A bill to be entitled An Act relating to increasing the criminal penalty for operating a watercraft while intoxicated with a child passenger; changing the eligibility for deferred adjudication community supervision.

Representative Frullo moved to postpone consideration of **HB 2327** until 8 a.m. Tuesday, June 1.

The motion prevailed.

HB 679 ON SECOND READING
(by Gervin-Hawkins)

HB 679, A bill to be entitled An Act relating to the standards for attorneys representing indigent defendants in certain capital felony cases.

Amendment No. 1

Representative Gervin-Hawkins offered the following amendment to **HB 679**:

Amend **HB 679** (house committee report) as follows:

(1) On page 1, strike lines 5 and 6, and substitute the following:

SECTION 1. Article 26.052, Code of Criminal Procedure, is amended by adding Subsections (c-1), (c-2), (c-3), (c-4), (c-5), and (c-6) and amending Subsections (d) and (m) to read as follows:

(2) On page 1, between lines 6 and 7, insert the following:

(c-1) The local selection committee shall evaluate and determine the list of attorneys qualified under this article to be appointed to represent indigent defendants in capital cases in which the death penalty is sought and post a list of those attorneys on the Internet website of each administrative judicial region.

(c-2) A statewide capital defense training and standards committee is created. Each member of the committee must be a licensed attorney and must have significant experience in capital defense or indigent criminal defense policy or practice. A member of the committee may not be a prosecutor, a law enforcement officer, or an employee of the office of capital and forensic writs. The committee must be composed of nine members, including:

(1) two judges jointly selected by the presiding judges of the administrative judicial regions;

(2) a criminal defense attorney appointed by the president of the Texas Criminal Defense Lawyers Association;

(3) the chief public defender of the Regional Public Defender for Capital Cases office, or the chief public defender's designee;

(4) the chief capital defender of a county public defender office appointed by the executive director of the Texas Indigent Defense Commission;

(5) a member of the State Bar of Texas committee on legal services to the poor in criminal matters selected by the chair of the committee; and

(6) three attorneys appointed by the executive director of the Texas Indigent Defense Commission.

(c-3) Members of the statewide capital defense training and standards committee serve four-year terms and may be reappointed. If a vacancy occurs, the appropriate appointing authority shall appoint a successor in the same manner as the original appointment to serve for the remainder of the unexpired term.

(c-4) The members of the statewide capital defense training and standards committee shall select a chair from among the committee's members.

(c-5) A member of the statewide capital defense training and standards committee may not receive compensation for services on the committee but is entitled to be reimbursed for actual and necessary expenses incurred in discharging committee duties. The expenses are paid from funds appropriated to the Texas Indigent Defense Commission.

(c-6) The Texas Indigent Defense Commission shall provide administrative support as necessary to carry out the purposes of this article.

(d)(1) The statewide capital defense training and standards committee shall adopt policies and standards for providing legal representation [~~the qualification of attorneys to be appointed~~] to [~~represent~~] indigent defendants in capital cases in which the death penalty is sought. The policies and standards must include, with respect to the qualification of attorneys to be appointed in capital cases, the following:

(A) training requirements and curricula;

(B) qualification standards;

(C) continuing legal education requirements; and

(D) other policies and standards as necessary to ensure quality legal representation in capital cases.

(3) On page 1, strike lines 13-18, and substitute the following:

(C) have not been found by the local selection committee to have provided deficient legal representation [~~a federal or state court to have rendered ineffective assistance of counsel~~] during the trial or appeal of any capital case if [~~, unless~~] the local selection committee has determined [~~determines under Subsection (n)~~] that the conduct underlying the deficient representation [~~finding no longer~~] accurately reflects the attorney's inability [~~ability~~] to provide effective representation in the future;

(4) Strike page 2, line 23, through page 3, line 1, and substitute the following:

(C) have not been found by the local selection committee to have provided deficient legal representation [~~a federal or state court to have rendered ineffective assistance of counsel~~] during the trial or appeal of any capital case if [~~, unless~~] the local selection committee has determined [~~determines under Subsection (n)~~] that the conduct underlying the deficient representation [~~finding no longer~~] accurately reflects the attorney's inability [~~ability~~] to provide effective representation in the future;

(5) On page 3, between lines 24 and 25, insert the following:

(4) The Texas Indigent Defense Commission [~~committee~~] shall prominently post the policies and standards adopted by the statewide capital defense training and standards committee under Subsection (d)(1) on the commission's Internet website [~~in each district clerk's office in the region with a list of attorneys qualified for appointment~~].

(5) Not later than the second anniversary of the date an attorney is placed on the list of attorneys qualified for appointment in death penalty cases and each year following the second anniversary, the attorney must present a list of death penalty trial, direct appeal, and habeas corpus cases in which the attorney served as counsel and proof to the local selection committee that the attorney has successfully completed the training, minimum continuing legal education requirements, and other standards established by the statewide capital defense training and standards committee established under Subsection (c-2) [~~of the State Bar of Texas, including a course or other form of training relating to criminal defense in death penalty cases or in appealing death penalty cases, as applicable~~]. The local selection committee shall remove the attorney's name from the list of

qualified attorneys if the attorney fails to provide the local selection committee with the materials required under this subsection [~~proof of completion of the continuing legal education requirements~~].

(m) The local selection committee shall annually review the list of attorneys posted under Subsection (c-1) [~~(d)~~] to ensure that each listed attorney satisfies the requirements under this chapter.

(6) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Article 26.052(n), Code of Criminal Procedure, is repealed.

Amendment No. 1 was adopted.

HB 679, as amended, was passed to engrossment.

CSHB 2595 ON SECOND READING
(by Price, Smith, Allison, Meza, and Rose)

CSHB 2595, A bill to be entitled An Act relating to a parity complaint portal and educational materials and parity law training regarding benefits for mental health conditions and substance use disorders to be made available through the portal and otherwise; designating October as mental health condition and substance use disorder parity awareness month.

CSHB 2595 was passed to engrossment. (Leach recorded voting no.)

HB 700 ON SECOND READING
(by J.D. Johnson, Lopez, and Frank)

HB 700, A bill to be entitled An Act relating to the eligibility of foster children to receive college credit for completing the Preparation for Adult Living Program.

HB 700 was passed to engrossment.

CSHB 3240 ON SECOND READING
(by Klick)

CSHB 3240, A bill to be entitled An Act relating to the composition of the Long-Term Care Facilities Council and rules related to and the imposition of administrative penalties against certain long-term care facilities.

Amendment No. 1

Representative Klick offered the following amendment to **CSHB 3240**:

Amend **CSHB 3240** (house committee printing) on page 3, by striking lines 12 through 14, and substituting "penalty in an amount not to exceed $5,000 for each violation;".

Amendment No. 1 was adopted.

CSHB 3240, as amended, was passed to engrossment.

HB 1447 ON SECOND READING
(by Minjarez)

HB 1447, A bill to be entitled An Act relating to the use of remote technology when conducting probate or guardianship proceedings.

HB 1447 was passed to engrossment.

SB 1118 ON SECOND READING
(Wilson - House Sponsor)

SB 1118, A bill to be entitled An Act relating to the creation and administration of the On-The-Ground Conservation Program by the State Soil and Water Conservation Board.

SB 1118 was considered in lieu of **HB 2619**.

SB 1118 was passed to third reading.

HB 2619 - LAID ON THE TABLE SUBJECT TO CALL

Representative Wilson moved to lay **HB 2619** on the table subject to call.

The motion prevailed.

HB 674 ON SECOND READING
(by Ramos, Beckley, J.E. Johnson, Ordaz Perez, et al.)

HB 674, A bill to be entitled An Act relating to informing the public about the availability of provisions in protective orders, including provisions regarding pets and other companion animals.

HB 674 was passed to engrossment.

HB 2059 ON SECOND READING
(by Bucy)

HB 2059, A bill to be entitled An Act relating to the date of runoff elections.

Amendment No. 1

Representative Bucy offered the following amendment to **HB 2059**:

Amend **HB 2059** (house committee report) as follows:

(1) On lines 7 and 8, strike "first Saturday after the 27th" and substitute "sixth Saturday".

(2) On line 9, strike "~~45th~~] day" and substitute "~~45th day~~]".

Amendment No. 1 was adopted.

HB 2059, as amended, was passed to engrossment. (Ellzey recorded voting present, not voting.)

CSHB 1802 ON SECOND READING
(by Dominguez, Klick, Burrows, Price, et al.)

CSHB 1802, A bill to be entitled An Act relating to a study on the use of alternative therapies for treating post-traumatic stress disorder.

Amendment No. 1

Representative Toth offered the following amendment to **CSHB 1802**:

Amend **CSHB 1802** (house committee printing) as follows:

(1) Strike page 1, lines 5 and 6, and substitute the following:

SECTION 1. (a) In this Act:

(1) "Commission" means the Health and Human Services Commission.

(2) "Psychoactive medication" has the meaning assigned by Section 242.505, Health and Safety Code.

(3) "Psychotropic medication" has the meaning assigned by Section 266.001, Family Code.

(2) On page 1, line 10, between "using" and "alternative" insert "psychoactive medication, psychotropic medication, and "

(3) Strike page 1, line 20.

(4) On page 2, line 4, between "United States" and the period, insert the following:

;

(3) identify negative side effects reported from the use of psychoactive medication, psychotropic medication, and alternative therapies studied under this section when used in the treatment of post-traumatic stress disorder in veterans; and

(4) compare the suicide rate related to the use of psychoactive medication, psychotropic medication, and alternative therapies studied under this section when used in the treatment of post-traumatic stress disorder in veterans

Amendment No. 1 was withdrawn.

CSHB 1802 was passed to engrossment.

(Speaker in the chair)

CSHB 1090 ON SECOND READING
(by Bailes)

CSHB 1090, A bill to be entitled An Act relating to the appraisal for ad valorem tax purposes of real property that was erroneously omitted from an appraisal roll in a previous year.

CSHB 1090 was passed to engrossment.

HB 3610 ON SECOND READING
(by Gervin-Hawkins, Sanford, and Middleton)

HB 3610, A bill to be entitled An Act relating to the applicability of certain laws to open-enrollment charter schools.

Representative Gervin-Hawkins moved to postpone consideration of **HB 3610** until 10 a.m. tomorrow.

The motion prevailed.

CSHB 2306 ON SECOND READING
(by Fierro)

CSHB 2306, A bill to be entitled An Act relating to the denial of the registration of a motor vehicle based on certain information provided by a county to the Texas Department of Motor Vehicles.

CSHB 2306 was passed to engrossment.

HB 2375 ON SECOND READING
(by A. Johnson)

HB 2375, A bill to be entitled An Act relating to meals provided to jurors during deliberation of a civil case in certain district courts.

Amendment No. 1

Representative Cason offered the following amendment to **HB 2375**:

Amend **HB 2375** (house committee report) on page 1, lines 10-11, by striking "a reasonable amount [~~Not more than $3~~]" and substituting "not [~~Not~~] more than $12 [~~$3~~]".

A record vote was requested by Representative Cason.

Amendment No. 1 failed of adoption by (Record 781): 13 Yeas, 129 Nays, 1 Present, not voting.

Yeas — Biedermann; Cain; Cason; Holland; Hull; Raymond; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Nays — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Clardy; Coleman; Lambert.

Absent — King, T.; Lozano; Middleton; Thompson, S.

HB 2375 was passed to engrossment.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 2.)

ADJOURNMENT

Representative Murphy moved that the house adjourn until 10 a.m. tomorrow in memory of Carmel Bitondodyer.

The motion prevailed.

The house accordingly, at 11:33 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HB 4668 (By Murr), Relating to the creation of the Medina County Water Control and Improvement District No. 4; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.
To Natural Resources.

HB 4669 (By Cain), Relating to the boundaries of the Harris County Water Control and Improvement District No. 70.
To Natural Resources.

HR 979 (By Cook), In memory of Howard G. Baldwin Jr.
To Resolutions Calendars.

HR 980 (By Cyrier), In memory of Roger Harold Walter Haug of Lockhart.
To Resolutions Calendars.

HR 981 (By Sanford), In memory of Jamie Rutherford Munal of San Juan.
To Resolutions Calendars.

HR 982 (By Herrero), Congratulating Maxine Edmondson Flournoy of Corpus Christi on her 100th birthday.
To Resolutions Calendars.

HR 983 (By Herrero), In memory of Saraphine Marie Skoruppa of Violet.
To Resolutions Calendars.

HR 984 (By Cook), Congratulating the Reverend Dr. Michael A. Evans Sr. on his election as mayor of Mansfield.
To Resolutions Calendars.

HR 985 (By Cook), Commemorating the 10th anniversary of the World's Only St. Paddy's Pickle Parade and Palooza in Mansfield on March 18-19, 2022.
To Resolutions Calendars.

HR 986 (By Leach), Honoring the commitment of the Texas Young Republican Federation Policy Committee during the 87th Legislative Session.

To Resolutions Calendars.

HR 987 (By Frullo), Commemorating the 50th anniversary of Lubbock Meals on Wheels, Inc.

To Resolutions Calendars.

HR 988 (By Frullo), Commemorating the 75th anniversary of Lubbock Area United Way.

To Resolutions Calendars.

HR 989 (By Romero), Congratulating the boys' soccer team from Diamond Hill-Jarvis High School in Fort Worth on advancing to the 2021 4A state championship game.

To Resolutions Calendars.

HR 990 (By Buckley), Congratulating Minerva Trujillo on her retirement from the Killeen ISD Board of Trustees.

To Resolutions Calendars.

HR 991 (By Ellzey), Commending the community leaders, health care professionals, organizations, and volunteers of Ellis County for their efforts during the COVID-19 pandemic.

To Resolutions Calendars.

HR 992 (By Ellzey), Honoring the Avalon Independent School District for its service to area youth.

To Resolutions Calendars.

HR 993 (By Ellzey), Honoring the Malakoff Independent School District for its service to area youth.

To Resolutions Calendars.

HR 994 (By Ellzey), Honoring the Trinidad Independent School District for its service to area youth.

To Resolutions Calendars.

HR 995 (By Ellzey), Honoring the Palmer Independent School District for its service to area youth.

To Resolutions Calendars.

HR 996 (By Ellzey), Commemorating the heritage of Ellis County and honoring the county's current leadership.

To Resolutions Calendars.

HR 997 (By Ellzey), Commemorating the heritage of Henderson County and honoring the county's current leadership.

To Resolutions Calendars.

HR 998 (By Morrison), Commending the work of the Little Bay Restoration Initiative in Aransas County.

To Resolutions Calendars.

HR 999 (By Darby), In memory of Ronnie S. Jones of San Angelo.
To Resolutions Calendars.

HR 1000 (By Darby), In memory of Gary Womble Mitchell of Robert Lee.
To Resolutions Calendars.

SB 58 to County Affairs.

SB 181 to Homeland Security and Public Safety.

SB 247 to Judiciary and Civil Jurisprudence.

SB 1258 to Energy Resources.

SB 1357 to County Affairs.

SB 1436 to Public Education.

SB 1590 to Public Education.

SB 2026 to Public Education.

SB 2115 to Public Health.

SCR 1 to Corrections.

List No. 2

SB 225 to Human Services.

SB 504 to County Affairs.

SB 741 to Homeland Security and Public Safety.

SB 838 to Homeland Security and Public Safety.

SB 1109 to Public Education.

SB 1149 to Human Services.

SB 1191 to Public Education.

SB 1353 to Public Health.

SB 1616 to Public Health.

SB 1716 to Public Education.

SB 1744 to Urban Affairs.

SB 1772 to Agriculture and Livestock.

SB 1921 to Human Services.

SB 1941 to Public Health.

SB 1942 to Urban Affairs.

SB 2195 to Insurance.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 15

HB 17, HB 119, HB 139, HB 626, HB 1033, HB 1514

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Wednesday, May 5, 2021

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:
LOCAL AND UNCONTESTED CALENDAR

SB 123 Johnson
Relating to instruction in positive character traits and personal skills in public schools.

SB 171 Blanco
Relating to a report regarding Medicaid reimbursement rates, supplemental payment amounts, and access to care.

SB 318 Huffman
Relating to the records of certain condominium unit owners' associations.

SB 348 Kolkhorst
Relating to parental access to public school virtual instruction and instructional materials for virtual and remote learning.

SB 403 Johnson
Relating to a right of first refusal applicable to the sale of housing developments that have received certain financial assistance administered by the Texas Department of Housing and Community Affairs.

SB 576 Hinojosa
Relating to the prosecution and punishment of the offense of smuggling of persons.

SB 704 Buckingham
Relating to the transfer of the regulation of racing to the Texas Department of Licensing and Regulation, the abolishment of the Texas Racing Commission, and the creation of the Texas Racing Advisory Board, following recommendations of the Sunset Advisory Commission.

SB 1071 Hinojosa
Relating to disability retirement benefits for certain peace officers under the Employees Retirement System of Texas.

SB 1082 Campbell

Relating to parental access to curriculum materials used in a public school's human sexuality instruction.

SB 1167 Campbell
Relating to boundaries of the Anthem Municipal Utility District; affecting the authority to issue bonds.

SB 1169 Campbell
Relating to the authority of a county to require a person to obtain a building permit from the county for certain portable structures.

SB 1171 Taylor
Relating to the electronic administration of certain required assessment instruments, measures to support Internet connectivity for purposes of those assessment instruments, and the adoption and administration of certain optional interim assessment instruments.

SB 1227 Taylor
Relating to the granting of undergraduate course credit at public institutions of higher education for certain scores on examinations administered through the College-Level Examination Program.

SB 1421 Bettencourt
Relating to the correction of an ad valorem tax appraisal roll and related appraisal records.

SB 1465 Hinojosa
Relating to operation of the Texas small and rural community success fund program administered by the Texas Economic Development Bank as successor to the Texas leverage fund program and to creation of the micro-business disaster recovery loan guarantee program.

SB 1467 Hinojosa
Relating to The University of Texas Rio Grande Valley, to student fees imposed by the university, and to the elimination of certain obsolete statutory references in relation to the university.

SB 1575 Kolkhorst
Relating to assessment and oversight of children placed by the Department of Family and Protective Services in a qualified residential treatment program and a study regarding residential treatment center placements.

SB 1854 Powell
Relating to an appeal through binding arbitration of an appraisal review board order determining a protest concerning a residence homestead for which the property owner has elected to defer the collection of ad valorem taxes.

SB 1919 Lucio
Relating to the authority of a property owner to participate by videoconference at a protest hearing by certain appraisal review boards.

SB 2046 Menéndez
Relating to a compliance history assessment made for purposes of allocating certain financial assistance administered by the Texas Department of Housing and Community Affairs.

SB 2163 Creighton
Relating to the creation of the Montgomery County Municipal Utility District No. 199; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2166 Miles
Relating to the creation of the Harris County Municipal Utility District No. 580; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2172 Creighton
Relating to the creation of the Montgomery County Municipal Utility District No. 200; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2174 Creighton
Relating to the division of the Montgomery County Municipal Utility District No. 152.

SB 2205 Springer
Relating to the creation of the Hillcrest North Municipal Utility District of Wise County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2207 Springer
Relating to the creation of the Grayson County Municipal Utility District No. 8; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2208 Springer
Relating to the creation of the Rocky Top Ranch Municipal Utility District of Denton County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2216 Creighton
Relating to the powers and duties of the East Montgomery County Municipal Utility District No. 14; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2217 Creighton
Relating to the powers and duties of the East Montgomery County Municipal Utility District No. 13; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2219 Springer
Relating to the creation of the Heritage Ranch Municipal Utility District No. 1 of Grayson County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2222 Nelson
Relating to certain equipment provided for use by the officers of the Texas Highway Patrol.

SB 2233 Menéndez
Relating to the completion of sexual harassment prevention training and ethics training to register as a lobbyist.

SCR 22 Campbell
Designating Kyle as the official Pie Capital of Texas for a 10-year period beginning in 2021.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Wednesday, May 5, 2021 - 2

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:
LOCAL AND UNCONTESTED CALENDAR

HB 797 Howard SPONSOR: Buckingham
Relating to the possession and administration of certain vaccines by a home and community support services agency or its employees.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 3

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Wednesday, May 5, 2021 - 3

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HB 1927 Schaefer SPONSOR: Schwertner
Relating to provisions governing the carrying of a firearm by a person who is 21 years of age or older and not otherwise prohibited by state or federal law from possessing the firearm and to other provisions related to the carrying, possessing, transporting, or storing of a firearm or other weapon; creating criminal offenses. (Amended)

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 4

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Wednesday, May 5, 2021 - 4

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 1365 Bettencourt
Relating to public school organization, accountability, and fiscal management.

SB 1538 Menéndez
Relating to insurer restrictions and duties regarding repair of a motor vehicle covered under an insurance policy.

SB 1876 Miles
Relating to emergency planning for the continued treatment and safety of end stage renal disease facility patients.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 4

Agriculture and Livestock - **HB 3959**, **SB 634**, **SB 1118**

Business and Industry - **HB 318**, **HB 1970**, **HB 2237**, **HB 2259**, **HB 2424**, **HB 3042**, **HB 3098**, **HB 3422**, **HB 3504**, **HB 3744**, **SB 581**, **SB 1181**

Corrections - **HB 1921**, **HB 1971**, **HCR 4**, **SB 906**, **SB 1093**

Elections - **HB 3281**, **HB 3970**, **HB 4459**, **SB 7**

Environmental Regulation - **HB 2539**, **HB 3477**

Higher Education - **HB 1530**

Homeland Security and Public Safety - **HB 2746**, **HB 3671**

Human Services - **HB 1629**, **HB 2286**, **HB 2449**, **HB 3368**, **HB 3720**, **HB 4041**, **HB 4343**

Insurance - **HB 643**, **HB 2534**, **HB 3969**

International Relations and Economic Development - **HB 1980, HB 3264, HB 4067, HB 4119, HB 4279, SB 770, SB 1555**

Judiciary and Civil Jurisprudence - **HB 762, HB 1959, SB 692, SB 1129**

Land and Resource Management - **HB 545, HB 1719, HB 4374, HB 4624, HB 4634, HB 4641, HB 4642, HB 4645, HB 4649, SB 510, SB 726, SB 1355**

Licensing and Administrative Procedures - **HB 2054, SB 315, SB 1480**

Pensions, Investments, and Financial Services - **SB 707**

Public Education - **HB 424, HB 1206, HB 1252, HB 1302, HB 1613, HB 1744, HB 3456, HB 3489, HB 3862, HB 3880, SB 879**

Public Health - **HB 2049, HB 3121, HB 3722**

State Affairs - **HJR 152, SB 19, SB 1122, SCR 12, SCR 23**

Transportation - **HB 795, HB 1367, HB 1727, HB 1908, HB 2503, HB 2637, HB 2748, HB 3286, HB 3319, HB 3914, HB 4021, HB 4087, HB 4535, SB 160, SB 858, SB 1642, SB 1774**

Urban Affairs - **HB 4590, HB 4639**

Ways and Means - **HB 1556, HB 2245, HB 3629, HB 4179, SB 833, SB 1029**

ENGROSSED

May 4 - HB 20, HB 30, HB 157, HB 158, HB 159, HB 448, HB 783, HB 957, HB 1225, HB 1294, HB 1416, HB 1505, HB 1698, HB 1739, HB 1973, HB 2000, HB 2025, HB 2169, HB 2199, HB 2219, HB 2406, HB 2468, HB 2505, HB 2667, HB 2702, HB 2716, HB 2990, HB 3012, HB 3015, HB 3037, HB 3069, HB 3287, HB 3502, HB 3697, HB 3948, HB 4240, HJR 2, HJR 140

ENROLLED

May 4 - HB 17, HB 119, HB 139, HB 626, HB 1033, HB 1514

SENT TO THE GOVERNOR

May 4 - HB 7, HB 362, HB 567, HB 723, HB 735, HB 780, HB 786, HB 917, HB 1024, HB 1070, HB 1081, HB 1116, HB 1325, HB 1428, HB 1472, HB 1658, HB 1689, HB 1755, HB 1787, HB 1831, HB 2005, HB 2089, HB 2429, HB 2536, HB 2660, HB 2677, HB 2678, HCR 90

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-FIRST DAY — THURSDAY, MAY 6, 2021

The house met at 10:22 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 782).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent — Coleman.

The invocation was offered by Representative Noble as follows:

Lord, today we are so very blessed to be living in a nation whose foundations were established in prayer to you. We thank you for our forefathers who loved you and leaned on you for guidance. We thank you, Lord, for all the times our nation has recognized our very great need for your direction and intervention and for all the times you've answered those prayers. So today, I pray for our nation, our state, and on behalf of this body that you've called to serve you. May all of us who serve on this mission field of government understand that our nation's greatness comes only because of your unmerited favor, your mercy, and your grace. Help us turn fully to you. I pray that we would trust you, Lord, with all our hearts and that we wouldn't use our own wisdom but that we would

lean on you for understanding, and that in all our ways we would acknowledge you, and that you would make clear our way to do your will. And in Jesus' name I pray. Amen.

The chair recognized Representative Rose who led the house in the pledges of allegiance to the United States and Texas flags.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 16).

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List Nos. 1 and 2.)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business in the district:

Coleman on motion of Herrero.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 9).

ADDRESS BY REPRESENTATIVE HOWARD

The chair recognized Representative Howard who addressed the house, speaking as follows:

Between a very difficult day yesterday and what's going to be a very difficult day today, I really want to take an opportunity to thank you for being my family over these past two years. It was two years ago on Thursday during session—this date two years ago—that I got the news, as I was leaving the house floor at 11-something that night, I got the news that my husband had had a cardiac arrest. I spent that first week in the hospital while he was on life support. I had a lot of my friends from this body offer a lot of support to me. Some even came to the the hospital—I'm not mentioning any names, but Mr. Charlie Geren. And then we spent a long, long time on this very difficult journey. Six months of my husband being in a residential rehab in Irving and me driving back and forth several days every week to be there to help with his care. And when you have a

brain injury, which he had as a result of the cardiac arrest, there's all kinds of things to deal with. If you haven't done it, Ms. T has, I know, a bill on brain health—please support this, you guys. It's a tough, tough journey.

After six months, even though he wasn't really in a position to come home, it was the end of any kind of extensions of insurance. You know how that goes. And I had all that struggle, which a lot of people have to deal with. I brought him home to Austin and got him into an outpatient rehab program where I was hoping to have a little bit of time with them taking care of him while I could do a little bit of work. Unfortunately, because of the behavioral issues associated with the brain injury, I was required to be there all the time. So I was basically a 24/7 caregiver. I eventually got some help with some home health people who were wonderful and came into our home. And then COVID hit, and we had to stop those things.

In the midst of all that, because of my husband not working anymore and everything else that was involved, our home of 40-something years I had to sell and downsize and find a home where I could take care of my husband on one floor, with a big roll-in bathroom that I had to work out and all the things you have to do when you're having to take care of a family member who can't care of themselves. I had to pack up that house of memories. I had to figure out how to get rid of things. And I had to do this all on my own because of COVID. So we got moved and had more challenges, of course, there. We got the home health to come for a while, then went into palliative care, and then into hospice. Thankfully, that didn't take long. My husband died in our bedroom in our new home. My children were able to be there and be with their dad before they came and took him. This is not a journey I would wish on anyone, but my journey is not unique, as you know. It's something that affects Texans all over this state. And we are in a position to do all kinds of things to help people go through these very, very difficult journeys.

We also have some great people out there. And you are some of those great people I'm talking about. I was so buoyed and supported throughout this whole thing by my legislative family. Despite any of our differences, you only gave me love. I heard from so many of you, and I just wanted to take this opportunity. Because of COVID, we didn't have a memorial service either. You know, this is the weirdest thing people have gone through that have lost loved ones. You can't hug people. You can't have people around, you know, doing what you normally do where you have all the remembrances. That didn't happen. So my three kids and I, we had this wonderful person who bought our home and allowed us to go back over there to the ravine in our backyard and scatter some ashes. I will even mention his name—Perry Minton, thank you so much.

I just didn't want this session to pass without telling you, my legislative family, how much you mean to me and how much you meant to me through this whole thing supporting me. And we've got to remember those things as we have these big battles on this floor. And I want the world out there to know that despite how much we talk negatively with one another, how much the campaigns have negative rhetoric, we actually like each other. We actually love each other here. And we actually support each other. This is a family. So just let me have this opportunity to say thank you for all you've done for me. And I'm going to need

you as we move forward. Because I've got to tell you, once this session's over—this has been kind of a savior for me because I've been so busy, I haven't been able to reflect on my aloneness. So I'm going to continue to need you, and I hope I'm there when you need help from me as well. So thank you to my family.

REMARKS ORDERED PRINTED

Representatives Moody and Leach moved to print remarks by Representative Howard.

The motion prevailed.

CSHB 1348 - VOTE RECONSIDERED

Representative Leman moved to reconsider the vote by which **CSHB 1348** failed to pass to engrossment by Record No. 778 on May 5.

The motion to reconsider prevailed.

CSHB 1348 ON SECOND READING
(by Deshotel, Cain, Middleton, Dutton, and J.D. Johnson)

The chair laid before the house, on its second reading and passage to engrossment,

CSHB 1348, A bill to be entitled An Act relating to the applicability of certain laws to open-enrollment charter schools.

CSHB 1348 was read second time on May 5 and failed to pass to engrossment, as amended, by Record No. 778.

Representative Deshotel moved to postpone consideration of **CSHB 1348** until 11:30 a.m. today.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Bucy moved to print remarks by Representative Zwiener and Representative J.E. Johnson on **CSHB 1280** on May 5.

The motion prevailed.

(Goldman in the chair)

HB 4671 - PERMISSION TO INTRODUCE

Representative A. Johnson requested permission to introduce and have placed on first reading **HB 4671**.

Permission to introduce was granted by (Record 783): 141 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero;

Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent — Bell, C.; Clardy; Gervin-Hawkins; Metcalf; Minjarez; Schaefer.

STATEMENTS OF VOTE

When Record No. 783 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 783 was taken, my vote failed to register. I would have voted yes.

Metcalf

MAJOR STATE CALENDAR
SENATE BILLS
THIRD READING

The following bills were laid before the house and read third time:

SB 8 ON THIRD READING
(Slawson, Burrows, Klick, Cain, Leach, et al. - House Sponsors)

SB 8, A bill to be entitled An Act relating to abortion, including abortions after detection of an unborn child's heartbeat; authorizing a private civil right of action.

SB 8 was passed by (Record 784): 83 Yeas, 64 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman(C); Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker.

Absent, Excused — Coleman.

Absent — Herrero.

GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING

The following bills were laid before the house and read third time:

SB 1265 ON THIRD READING
(Ellzey - House Sponsor)

SB 1265, A bill to be entitled An Act relating to the eligibility of the National Hot Rod Association Fall Nationals at the Texas Motorplex for funding under the Major Events Reimbursement Program.

SB 1265 was passed by (Record 785): 105 Yeas, 35 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Stephenson; Swanson; Talarico; Thierry; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, K.; Biedermann; Bonnen; Cain; Cason; Dean; Hefner; Holland; King, P.; Landgraf; Leach; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C); Harless.

Absent, Excused — Coleman.

Absent — Anderson; Capriglione; Crockett; Frank; Morales Shaw; Thompson, S.

STATEMENTS OF VOTE

When Record No. 785 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

When Record No. 785 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 785 was taken, I was in the house but away from my desk. I would have voted yes.

Crockett

When Record No. 785 was taken, I was in the house but away from my desk. I would have voted no.

Frank

When Record No. 785 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 785 was taken, I was shown voting yes. I intended to vote no.

Swanson

SB 726 ON THIRD READING
(Leman - House Sponsor)

SB 726, A bill to be entitled An Act relating to establishing actual progress for the purposes of determining the right to repurchase real property from a condemning entity.

SB 726 was passed by (Record 786): 112 Yeas, 30 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cole; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Moody; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Rose;

Sanford; Schaefer; Schofield; Shaheen; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; VanDeaver; Vasut; Vo; White; Wilson; Wu.

Nays — Anchia; Beckley; Canales; Collier; Crockett; Davis; Dutton; Gervin-Hawkins; González, J.; Hinojosa; Johnson, J.D.; Johnson, J.E.; Lopez; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales, E.; Neave; Ordaz Perez; Ortega; Ramos; Reynolds; Rodriguez; Romero; Rosenthal; Sherman; Shine; Turner, J.; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C); Perez.

Absent, Excused — Coleman.

Absent — Campos; Morales Shaw; Slaton; Walle.

STATEMENTS OF VOTE

When Record No. 786 was taken, I was in the house but away from my desk. I would have voted no.

Campos

When Record No. 786 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 786 was taken, I was shown voting yes. I intended to vote no.

Goodwin

When Record No. 786 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 786 was taken, I was shown voting yes. I intended to vote no.

Rose

When Record No. 786 was taken, I was in the house but away from my desk. I would have voted yes.

Slaton

When Record No. 786 was taken, I was shown voting no. I intended to vote yes.

Zwiener

LEAVE OF ABSENCE GRANTED

Pursuant to a previous motion, the following member was granted leave of absence temporarily for today to attend a meeting of the Conference Committee on **SB 1**:

Capriglione on motion of Goldman.

SB 315 ON THIRD READING
(Hunter, S. Thompson, Jetton, Thierry, and Shaheen - House Sponsors)

SB 315, A bill to be entitled An Act relating to restrictions on the age of persons employed by or allowed on the premises of a sexually oriented business; creating a criminal offense.

SB 315 was passed by (Record 787): 142 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Goodwin; Raney; Turner, C.; Zwiener.

STATEMENT OF VOTE

When Record No. 787 was taken, I was in the house but away from my desk. I would have voted yes.

Goodwin

SB 1774 ON THIRD READING
(Canales - House Sponsor)

SB 1774, A bill to be entitled An Act relating to the conveyance of certain real property by certain navigation districts.

SB 1774 was passed by (Record 788): 142 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick;

Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Anderson; Goodwin; Raney; Slaton.

STATEMENTS OF VOTE

When Record No. 788 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

When Record No. 788 was taken, I was in the house but away from my desk. I would have voted yes.

Goodwin

When Record No. 788 was taken, I was in the house but away from my desk. I would have voted yes.

Slaton

SB 1118 ON THIRD READING
(Wilson - House Sponsor)

SB 1118, A bill to be entitled An Act relating to the creation and administration of the On-The-Ground Conservation Program by the State Soil and Water Conservation Board.

SB 1118 was passed by (Record 789): 143 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Clardy; Cole; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero;

Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Collier; Raney.

STATEMENT OF VOTE

When Record No. 789 was taken, I was in the house but away from my desk. I would have voted yes.

Collier

MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 4492 ON THIRD READING
(by Paddie)

HB 4492, A bill to be entitled An Act relating to securitizing costs associated with electric markets; granting authority to issue bonds.

Representative Paddie moved to postpone consideration of **HB 4492** until 12 p.m. today.

The motion prevailed.

HB 9 ON THIRD READING
(by Klick, Allison, Shaheen, Harless, Price, et al.)

HB 9, A bill to be entitled An Act relating to the criminal punishment and conditions of community supervision for the offense of obstructing a highway or other passageway; increasing a criminal penalty.

HB 9 was passed by (Record 790): 90 Yeas, 55 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Cason; Clardy; Cole; Cook; Craddick; Cyrier; Darby; Dean; Dutton; Ellzey; Frank; Frullo; Gates; Geren;

González, J.; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson; Wu.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Raney.

STATEMENT OF VOTE

When Record No. 790 was taken, I was shown voting yes. I intended to vote no.

Wu

HB 1925 ON THIRD READING
(by Capriglione, Harless, Lucio, Geren, P. King, et al.)

HB 1925, A bill to be entitled An Act relating to prohibitions on camping in a public place; creating a criminal offense.

HB 1925 was passed by (Record 791): 88 Yeas, 56 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Allen; Anchia; Beckley; Bowers; Bucy; Campos; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Raney; Thompson, S.

STATEMENTS OF VOTE

When Record No. 791 was taken, I was shown voting yes. I intended to vote no.

Bernal

When Record No. 791 was taken, I was shown voting no. I intended to vote yes.

Lucio

When Record No. 791 was taken, I was in the house but away from my desk. I would have voted no.

S. Thompson

When Record No. 791 was taken, I was shown voting yes. I intended to vote no.

Vo

HB 492 ON THIRD READING
(by Wu, Moody, P. King, and White)

HB 492, A bill to be entitled An Act relating to the issuance of a warrant authorizing the use of a no-knock entry by a peace officer.

HB 492 was passed by (Record 792): 143 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano;

Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Ellzey.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Raney; Thompson, S.

STATEMENTS OF VOTE

When Record No. 792 was taken, I was shown voting no. I intended to vote yes.

Ellzey

When Record No. 792 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

HB 1280 ON THIRD READING
(by Capriglione, Klick, Noble, Hunter, Bonnen, et al.)

HB 1280, A bill to be entitled An Act relating to prohibition of abortion; providing a civil penalty; creating a criminal offense.

HB 1280 was passed by (Record 793): 81 Yeas, 61 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales,

C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Lucio; Raney; Raymond; Thompson, S.

STATEMENTS OF VOTE

When Record No. 793 was taken, I was in the house but away from my desk. I would have voted no.

Raymond

When Record No. 793 was taken, I was in the house but away from my desk. I would have voted no.

S. Thompson

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 3034 ON THIRD READING
(by Campos)

HB 3034, A bill to be entitled An Act relating to the establishment of a statewide homelessness data system.

HB 3034 was passed by (Record 794): 78 Yeas, 56 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Craddick; Crockett; Davis; Deshotel; Dominguez; Fierro; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Klick; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Meyer; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rose; Rosenthal; Sanford; Schofield; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Cason; Clardy; Cook; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Geren; Harris; Hefner; Holland; Hull; King, K.; Krause; Kuempel; Lambert; Landgraf; Leman; Metcalf; Middleton; Noble; Oliverson; Parker;

Patterson; Paul; Price; Romero; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Dutton; Goldman(C).

Absent, Excused — Coleman.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Anderson; Burrows; Huberty; Martinez Fischer; Meza; Murr; Raney; Rodriguez; Rogers; Stephenson; Thompson, S.

STATEMENTS OF VOTE

When Record No. 794 was taken, I was in the house but away from my desk. I would have voted no.

Anderson

When Record No. 794 was taken, I was in the house but away from my desk. I would have voted no.

Burrows

When Record No. 794 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 794 was taken, I was shown voting yes. I intended to vote no.

Kacal

When Record No. 794 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 794 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 794 was taken, my vote failed to register. I would have voted yes.

Martinez Fischer

When Record No. 794 was taken, I was in the house but away from my desk. I would have voted no.

Murr

When Record No. 794 was taken, I was shown voting yes. I intended to vote no.

Paddie

When Record No. 794 was taken, I was in the house but away from my desk. I would have voted yes.

Rodriguez

When Record No. 794 was taken, I was shown voting no. I intended to vote yes.

Romero

When Record No. 794 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

HB 3915 ON THIRD READING
(by Goldman)

HB 3915, A bill to be entitled An Act relating to the designation of certain premises as critical load premises for electric service.

HB 3915 was passed by (Record 795): 142 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Anderson; Burrows; King, P.; Raney.

STATEMENTS OF VOTE

When Record No. 795 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

When Record No. 795 was taken, I was in the house but away from my desk. I would have voted yes.

Burrows

HB 2261 ON THIRD READING
(by Wu)

HB 2261, A bill to be entitled An Act relating to the authority of a municipal management district to provide public education facilities and public education-related supplemental services.

Representative Wu moved to postpone consideration of **HB 2261** until 2 p.m. today.

The motion prevailed.

HB 4055 ON THIRD READING
(by Meza, et al.)

HB 4055, A bill to be entitled An Act relating to reporting and investigating certain cases of child abuse or neglect involving a pregnant woman's use of a controlled substance.

HB 4055 was passed by (Record 796): 92 Yeas, 50 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anchia; Bailes; Beckley; Bernal; Biedermann; Bowers; Bucy; Burrows; Canales; Cason; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Parker; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slaton; Stephenson; Swanson; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Button; Cain; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frullo; Harless; Harris; Hefner; Holland; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Paddie; Patterson; Paul; Price; Schaefer; Shaheen; Slawson; Smith; Smithee; Spiller; Stucky; Thompson, E.; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker; Clardy; Goldman(C).

Absent, Excused — Coleman.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Campos; Geren; Raney.

STATEMENT OF VOTE

When Record No. 796 was taken, I was shown voting present, not voting. I intended to vote no.

Clardy

HB 3131 ON THIRD READING
(by Cole)

HB 3131, A bill to be entitled An Act relating to the information required to be included in the certificate of formation of a filing entity.

HB 3131 was passed by (Record 797): 144 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Canales.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Raney.

(Capriglione now present)

HB 2628 ON THIRD READING
(by Thierry)

HB 2628, A bill to be entitled An Act relating to the administration and collection of motor vehicle sales and use taxes.

HB 2628 was passed by (Record 798): 141 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent — Bonnen; Campos; Capriglione; Martinez Fischer; Raney; Rodriguez.

STATEMENTS OF VOTE

When Record No. 798 was taken, my vote failed to register. I would have voted yes.

Martinez Fischer

When Record No. 798 was taken, I was in the house but away from my desk. I would have voted yes.

Rodriguez

HB 3997 ON THIRD READING
(by Bonnen)

HB 3997, A bill to be entitled An Act relating to the transfer of certain functions relating to state employee leave from the state auditor to the comptroller.

HB 3997 was passed by (Record 799): 139 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.;

Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent — Capriglione; Cole; Dean; Gates; Guerra; Moody; Raney; Wilson.

STATEMENTS OF VOTE

When Record No. 799 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dean

When Record No. 799 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

HB 3578 ON THIRD READING
(by Guerra)

HB 3578, A bill to be entitled An Act relating to the payment methods for cigarette and tobacco products permit fees.

HB 3578 was passed by (Record 800): 142 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller;

Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent — Bailes; Capriglione; Raney; White; Zwiener.

STATEMENTS OF VOTE

When Record No. 800 was taken, I was in the house but away from my desk. I would have voted yes.

Bailes

When Record No. 800 was taken, my vote failed to register. I would have voted yes.

White

When Record No. 800 was taken, I was in the house but away from my desk. I would have voted yes.

Zwiener

HB 2743 ON THIRD READING
(by Metcalf and Pacheco)

HB 2743, A bill to be entitled An Act relating to the salary of certain employees who transfer within a state agency.

HB 2743 was passed by (Record 801): 146 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman.

Absent — Raney.

HB 3474 ON THIRD READING
(by Thierry)

HB 3474, A bill to be entitled An Act relating to motor fuel taxes.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today and the remainder of the week because of illness:

Raney on motion of Harless.

HB 3474 - (consideration continued)

HB 3474 was passed by (Record 802): 126 Yeas, 19 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cason; Hefner; Holland; Krause; Landgraf; Leach; Middleton; Murr; Oliverson; Patterson; Schaefer; Shaheen; Slaton; Slawson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker; Clardy; Goldman(C).

Absent, Excused — Coleman; Raney.

STATEMENTS OF VOTE

When Record No. 802 was taken, I was shown voting present, not voting. I intended to vote no.

Clardy

When Record No. 802 was taken, I was shown voting yes. I intended to vote no.

Parker

HB 3134 ON THIRD READING
(by Cole)

HB 3134, A bill to be entitled An Act relating to the methods by which the comptroller may provide notice of a hearing on the revocation or suspension, or of the revocation or suspension, of a permit or license.

HB 3134 was passed by (Record 803): 141 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Canales; Cason; Klick.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman; Raney.

Absent — Campos; Lopez.

STATEMENT OF VOTE

When Record No. 803 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 2287 ON THIRD READING
(by S. Thompson, Hunter, Dutton, Allen, Coleman, et al.)

HB 2287, A bill to be entitled An Act relating to data collection and receipt of certain reports by and consultation with the Collaborative Task Force on Public School Mental Health Services.

HB 2287 was passed by (Record 804): 98 Yeas, 47 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Cain; Capriglione; Cason; Clardy; Cook; Dean; Ellzey; Frank; Gates; Harless; Harris; Hefner; Holland; King, P.; Klick; Krause; Landgraf; Leach; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Rogers; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman; Raney.

Absent — Morrison.

STATEMENTS OF VOTE

When Record No. 804 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 804 was taken, I was shown voting yes. I intended to vote no.

Stucky

HB 2954 ON THIRD READING
(by S. Thompson, Hunter, Dutton, Coleman, Allen, et al.)

HB 2954, A bill to be entitled An Act relating to a suicide prevention, intervention, and postvention program for certain public elementary schools.

HB 2954 was passed by (Record 805): 96 Yeas, 48 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez

Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Cain; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Gates; Harless; Harris; Hefner; Holland; Hull; King, P.; Klick; Krause; Lambert; Landgraf; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Rogers; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman; Raney.

Absent — Jetton; Schofield.

STATEMENTS OF VOTE

When Record No. 805 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 805 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 805 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 805 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 805 was taken, I was shown voting no. I intended to vote yes.

Stucky

HB 3615 ON THIRD READING
(by P. King and Hernandez)

HB 3615, A bill to be entitled An Act relating to certain rates charged by and programs offered by municipally owned utilities.

HB 3615 was passed by (Record 806): 105 Yeas, 27 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel;

Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, C.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Price; Ramos; Raymond; Reynolds; Rogers; Rose; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Beckley; Bernal; Bucy; Cole; Collier; González, J.; Goodwin; Hinojosa; Howard; Israel; Johnson, A.; Lopez; Meza; Morales, E.; Neave; Ordaz Perez; Perez; Rodriguez; Romero; Rosenthal; Sherman; Talarico; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Present, not voting — Mr. Speaker; Goldman(C).

Absent, Excused — Coleman; Raney.

Absent — Allen; Anchia; Biedermann; Campos; Crockett; González, M.; Johnson, J.D.; Klick; Ortega; Pacheco; Paul; Thierry; Tinderholt; Walle.

STATEMENTS OF VOTE

When Record No. 806 was taken, I was in the house but away from my desk. I would have voted yes.

Biedermann

When Record No. 806 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 806 was taken, I was in the house but away from my desk. I would have voted no.

Ortega

When Record No. 806 was taken, I was in the house but away from my desk. I would have voted yes.

Paul

When Record No. 806 was taken, I was shown voting no. I intended to vote yes.

Perez

When Record No. 806 was taken, my vote failed to register. I would have voted yes.

Tinderholt

LEAVE OF ABSENCE GRANTED

Pursuant to a previous motion, the following member was granted leave of absence temporarily for today to attend a meeting of the Conference Committee on **SB 1**:

Capriglione on motion of Goldman.

HB 2256 ON THIRD READING
(by Guerra, Guillen, M. González, et al.)

HB 2256, A bill to be entitled An Act relating to creating a bilingual special education certification to teach students of limited English proficiency with disabilities.

(Speaker in the chair)

HB 2256 was passed by (Record 807): 113 Yeas, 30 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Bonnen; Cain; Cason; Cook; Fierro; Frullo; Goldman; Harless; Hefner; King, P.; Krause; Landgraf; Leach; Metcalf; Murr; Noble; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Darby; Klick; Schofield.

STATEMENTS OF VOTE

When Record No. 807 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 807 was taken, I was shown voting no. I intended to vote yes.

Fierro

When Record No. 807 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 807 was taken, I was shown voting yes. I intended to vote no.

Middleton

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES

Without objection, bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 3.)

HB 2301 ON THIRD READING
(by Parker, Meyer, Shaheen, Raymond, and Rose)

HB 2301, A bill to be entitled An Act relating to a change of name for participants in the address confidentiality program administered by the office of the attorney general.

HB 2301 was passed by (Record 808): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Ortega.

STATEMENT OF VOTE

When Record No. 808 was taken, I was in the house but away from my desk. I would have voted yes.

Ortega

HB 302 ON THIRD READING
(by Collier)

HB 302, A bill to be entitled An Act relating to the prosecution of the offense of sexual assault.

HB 302 - REMARKS

REPRESENTATIVE NEAVE: Chair Collier, I want to thank you for bringing this legislation. This is an issue that so many of us care deeply about. And as I was reading your bill, I was thinking through the issue of sexual assaults on college campuses in particular and the impact on college students. I have heard from students. In fact, I visited the SMU campus—I don't remember if it was last session or before—and remember hearing some of these girls talk about going to a party, going to an event, and by the end of the night, they had not consented to sex and felt like they could not come forward. And so can you speak to how your legislation is going to help address this issue, to address sexual assault on college campuses?

REPRESENTATIVE COLLIER: Absolutely. In fact, I visited my local district attorney in Tarrant County and I talked about how with as many colleges as we have in our area, the number of reported sexual assaults is low. And she felt that we were missing some—there were not many reported—because she knows in her heart that there are more out there, but people aren't reporting them. So that's a concern because it's difficult right now for the DAs to prove these cases up. And that's why—let me tell you, Speaker Craddick—the Midland County district attorney came in and put in a card for this bill. The Tarrant County DA testified. Law enforcement was there in support of this bill. Because we need provisions in place that clearly explain when consent is lacking. That way, no one should be shamed. We should have more people stepping forward and let people know that Texas will not tolerate this type of rampant behavior impressed upon their victims. So we're going to send a signal with this bill that Texas will not tolerate sexual assault.

NEAVE: Absolutely, and that's what I think one of the great things about this Texas House is that it continues to take the lead, the State of Texas has taken the lead, on addressing sexual assault in our state. And your bill is going to add to that legacy of what we're doing right here in Texas. You know that on average there are about 18,000 rapes that are reported every single year. As you said, many individuals do not come forward, but certainly those that do, we want to make sure that the laws on the books are helping our prosecutors have all the tools that they need. Oftentimes, sexual assault perpetrators, unfortunately,

commit assault multiple times, and so I think your bill is going to help address that. So I just wanted to thank you for your work on this and for adding to the legacy of the Texas House addressing sexual assault.

COLLIER: And you know, we listened to what the district attorneys were saying. They need this legislation. And we heard from the victims who time and time again have said that justice has not been served in their cases. So we're going to provide justice.

REPRESENTATIVE MINJAREZ: Chair Collier, I first want to thank you for your bill. As a former prosecutor, I know there were problems with a number of cases that I had tried because of the circumstances that you're addressing in the bill. I want to make sure that we just lay out the three important aspects of your bill for the record.

COLLIER: Absolutely.

MINJAREZ: There are three areas that you talk about. One, where "the actor knows the other person is intoxicated" by a substance. Two, that "the actor knows that the other person has withdrawn consent" at some point. And then the third is regarding a caregiver situation. Can you just talk briefly about those three?

COLLIER: Sure. So the first one is when—and Representative Neave talked about college students—anyone that has become intoxicated by any substance and they're not capable of apprising the situation that they're in. So they don't have capacity to consent. That's how we define it in the law. Capacity—meaning that I had the mindset to consent, to agree with whatever act or document or whatever it is. And so this bill says if the perpetrator knows that the first party is intoxicated—whether they gave them something, served them a drink, overserved them, whatever the situation—this bill would give the prosecutors the ability to go after that perpetrator in that first situation. So that's what we're trying to do. We're trying to encourage people to report these cases of sexual assault. We want them to know you don't need to be blamed or shamed for anything because you weren't capable of giving consent. And so that's one situation. The other situation is when consent has been withdrawn. That happens. So we need to make sure that no means no. And that's what we're putting in statute. And then the last one is, again, when vulnerable populations are being cared for, and they should not be taken advantage of by their caregiver who's supposed to be there to protect them, not take advantage of them. So this is what is going to give these tools to the prosecutors to put the law down and strike the gavel on them to stop these perpetrators from continuing these acts of violence against their victims. So definitely, we're moving forward with this.

REMARKS ORDERED PRINTED

Representative Minjarez moved to print remarks between Representative Neave, Representative Collier, and Representative Minjarez on **HB 302**.

The motion prevailed.

HB 302 was passed by (Record 809): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

HB 1824 ON THIRD READING
(by Price, Smith, Coleman, Rose, and Allison)

HB 1824, A bill to be entitled An Act relating to the continuity of services received by individuals receiving services at state hospitals and state supported living centers, the establishment of a pilot program to provide behavioral health or psychiatric services to certain residential care facility residents, and court orders for psychoactive medication for certain patients.

HB 1824 was passed by (Record 810): 141 Yeas, 4 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine;

Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cason; Schaefer; Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Johnson, J.D.

STATEMENT OF VOTE

When Record No. 810 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 678 ON THIRD READING
(by Cortez, Clardy, Price, et al.)

HB 678, A bill to be entitled An Act relating to the administration of a medication and the ordering and administration of an immunization or vaccination by a pharmacist.

HB 678 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE PATTERSON: Does this bill allow anyone to give a vaccine to a child without parental consent?

REPRESENTATIVE CORTEZ: No, this bill does not do that. In fact, Texas Family Code, Chapter 32, Sections 101 and 102, specifically require that parental consent be achieved and required before any child receives any sort of medical care or immunization no matter the location. So that's currently in the Texas Family Code right now. And I also have an example of a vaccine consent from H-E-B in Texas, homegrown H-E-B, and it talks about in the first line how the patient has to be at least 18 and if not, then the parent or guardian must sign off on that for the minor patient, or the legal guardian, or a person authorized under law of another state or a court order to consent for that child. This form has all of that. It is required no matter where the vaccine may be given.

PATTERSON: So if I'm understanding, what you're saying is that if you're at a doctor's office or a pharmacy or anywhere else, the parent or guardian would have to consent before the child received a vaccine.

CORTEZ: Absolutely. As I stated before, that's in Texas Family Code currently, and so that would not change by any means with this bill.

PATTERSON: What about outside of a medical facility? For example, in Denton County, we had Texas Motor Speedway set up as a mobile vaccine clinic. We set record numbers of vaccines given in a single day time and again. At TMS, would a parent still have to give consent for someone to give a vaccine to a child there?

CORTEZ: Yes, a parent would have to give consent whether it's at the location you talked about in Denton, whether it's at a back to school fair that we may be hosting in our communities where we offer backpacks and school supplies for children and then we also offer back-to-school vaccinations. That consent form would be required no matter the location.

REMARKS ORDERED PRINTED

Representative Patterson moved to print remarks between Representative Cortez and Representative Patterson on **HB 678**.

The motion prevailed.

HB 678 was passed by (Record 811): 137 Yeas, 7 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Jetton; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Bucy; Hull; Johnson, A.; Johnson, J.E.; Krause; Parker; Rogers.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Morrison; Stephenson.

STATEMENTS OF VOTE

When Record No. 811 was taken, I was in the house but away from my desk. I would have voted yes.

Morrison

When Record No. 811 was taken, I was in the house but away from my desk. I would have voted yes.

Stephenson

HB 4245 ON THIRD READING
(by Frullo)

HB 4245, A bill to be entitled An Act relating to municipal registration of vacant buildings in certain municipalities.

HB 4245 was passed by (Record 812): 116 Yeas, 27 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Smith; Spiller; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Biedermann; Bonnen; Cain; Cason; Cyrier; Goldman; Hefner; Hull; Jetton; Krause; Leach; Leman; Metcalf; Middleton; Noble; Oliverson; Parker; Patterson; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Schofield; Smithee; Stephenson.

STATEMENTS OF VOTE

When Record No. 812 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 812 was taken, I was shown voting no. I intended to vote yes.

Biedermann

When Record No. 812 was taken, I was in the house but away from my desk. I would have voted yes.

Stephenson

HB 2577 ON THIRD READING
(by Kuempel)

HB 2577, A bill to be entitled An Act relating to the light-duty motor vehicle purchase or lease incentive program.

Amendment No. 1

Representative Goodwin offered the following amendment to **HB 2577**:

Amend **HB 2577** on third reading by striking SECTION 1 of the bill and substituting the following:

SECTION 1. Section 386.154, Health and Safety Code, is amended by adding Subsections (f), (g), and (h) to read as follows:

(f) A new motorcycle powered by an electric drive is eligible for a $1,250 incentive if the vehicle:

(1) is a motorcycle as defined by Section 541.201, Transportation Code;

(2) was manufactured for use primarily on public streets, roads, and highways;

(3) has not been modified from the original manufacturer's specifications;

(4) has a maximum speed capability of at least 55 miles per hour;

(5) is propelled to a significant extent by an electric motor that draws electricity from a hydrogen fuel cell or from a battery that:

(A) has a capacity of not less than four kilowatt hours; and

(B) is capable of being recharged from an external source of electricity;

(6) was acquired on or after September 1, 2021, or a later date as established by the commission, by the person applying for the incentive under this subsection and for use or lease by that person and not for resale; and

(7) is not a motor-assisted scooter or pocket bike or minimotorbike as those terms are defined by Section 551.351, Transportation Code.

(g) The incentive under Subsection (f) is limited to 100 vehicles for the first state fiscal year of the biennium and 200 vehicles for the second state fiscal year of the biennium. This Subsection expires August 31, 2022.

(h) The incentive under Subsection (f) is limited to 500 vehicles each state fiscal biennium.

Amendment No. 1 was adopted.

HB 2577, as amended, was passed by (Record 813): 99 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Bowers; Bucy; Burns; Campos; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez

Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Cason; Craddick; Cyrier; Frank; Gates; Goldman; Harless; Hefner; Hull; Jetton; King, P.; Klick; Krause; Leach; Leman; Metcalf; Middleton; Morrison; Noble; Oliverson; Parker; Patterson; Paul; Rogers; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Canales; Cook; Harris; Wilson.

STATEMENTS OF VOTE

When Record No. 813 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 813 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 813 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 813 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 813 was taken, I was shown voting yes. I intended to vote no.

Stucky

HB 3084 ON THIRD READING
(by Larson)

HB 3084, A bill to be entitled An Act relating to the proposal by the Texas Water Development Board of a process to identify and evaluate multiregional water supply projects.

HB 3084 was passed by (Record 814): 135 Yeas, 10 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cason; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cook; Hefner; Patterson; Schaefer; Slaton; Swanson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Wilson.

STATEMENT OF VOTE

When Record No. 814 was taken, I was shown voting yes. I intended to vote no.

Slawson

HB 2535 ON THIRD READING
(by Sanford, Burrows, Guillen, Bailes, and Spiller)

HB 2535, A bill to be entitled An Act relating to the appraisal for ad valorem tax purposes of real property that includes certain improvements used for the noncommercial production of food for personal consumption.

HB 2535 was passed by (Record 815): 141 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause;

Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Rodriguez; Rogers; Romero; Rose; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Rosenthal.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Bernal; Gervin-Hawkins; Morales Shaw; Reynolds.

STATEMENTS OF VOTE

When Record No. 815 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 815 was taken, I was temporarily out of the house chamber. I would have voted no.

Morales Shaw

When Record No. 815 was taken, I was in the house but away from my desk. I would have voted yes.

Reynolds

HB 2581 ON THIRD READING
(by Kacal)

HB 2581, A bill to be entitled An Act relating to civil works projects and other construction projects of governmental entities.

Amendment No. 1

Representative Minjarez offered the following amendment to **HB 2581**:

Amend **HB 2581** on third reading, in added Section 2269.153(d), Government Code, by striking "40" and substituting "36.9".

Amendment No. 1 was adopted.

HB 2581, as amended, was passed by (Record 816): 143 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo;

Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Bowers; Canales.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Ashby.

STATEMENTS OF VOTE

When Record No. 816 was taken, I was shown voting yes. I intended to vote no.

Crockett

When Record No. 816 was taken, I was shown voting yes. I intended to vote no.

Meza

When Record No. 816 was taken, I was shown voting yes. I intended to vote no.

Sherman

HB 237 ON THIRD READING
(by Bernal, Neave, and Crockett)

HB 237, A bill to be entitled An Act relating to student access to certain academic records; authorizing a fee.

HB 237 was passed by (Record 817): 98 Yeas, 46 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Bucy; Burns; Burrows; Campos; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.;

King, T.; Kuempel; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Slawson; Smithee; Stephenson; Swanson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Anderson; Biedermann; Bonnen; Buckley; Button; Cain; Cason; Cook; Cyrier; Ellzey; Gates; Goldman; Harless; Harris; Hefner; Holland; Jetton; King, P.; Krause; Lambert; Landgraf; Leman; Metcalf; Meyer; Morrison; Murr; Noble; Oliverson; Parker; Patterson; Paul; Perez; Price; Sanford; Schaefer; Schofield; Shaheen; Slaton; Smith; Spiller; Stucky; Thompson, E.; Tinderholt; Toth; Vasut; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Klick; Middleton.

STATEMENTS OF VOTE

When Record No. 817 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 817 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

When Record No. 817 was taken, I was shown voting yes. I intended to vote no.

Slawson

When Record No. 817 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 2064 ON THIRD READING
(by Leach)

HB 2064, A bill to be entitled An Act relating to the amount of a hospital or physician lien on certain causes of action or claims.

HB 2064 was passed by (Record 818): 143 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.;

González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Shine.

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Dominguez; Lozano.

HB 679 ON THIRD READING
(by Gervin-Hawkins, Moody, and Crockett)

HB 679, A bill to be entitled An Act relating to the standards for attorneys representing indigent defendants in certain capital felony cases.

HB 679 was passed by (Record 819): 126 Yeas, 20 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Cook; Harris; Hefner; Holland; Jetton; Lambert; Landgraf; Leach; Murr; Noble; Oliverson; Patterson; Schaefer; Schofield; Shaheen; Stucky; Swanson; Tinderholt; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

STATEMENTS OF VOTE

When Record No. 819 was taken, I was shown voting no. I intended to vote yes.

Leach

When Record No. 819 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 819 was taken, I was shown voting yes. I intended to vote no.

Parker

When Record No. 819 was taken, I was shown voting yes. I intended to vote no.

Slawson

HB 2595 ON THIRD READING
(by Price, Smith, Allison, Meza, and Rose)

HB 2595, A bill to be entitled An Act relating to a parity complaint portal and educational materials and parity law training regarding benefits for mental health conditions and substance use disorders to be made available through the portal and otherwise; designating October as mental health condition and substance use disorder parity awareness month.

HB 2595 was passed by (Record 820): 122 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Cook; Gates; Harris; Hefner; Holland; Hull; Krause; Leman; Metcalf; Noble; Patterson; Sanford; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

STATEMENT OF VOTE

When Record No. 820 was taken, I was shown voting yes. I intended to vote no.

Leach

HB 700 ON THIRD READING
(by J.D. Johnson, Lopez, and Frank)

HB 700, A bill to be entitled An Act relating to the eligibility of foster children to receive college credit for completing the Preparation for Adult Living Program.

HB 700 was passed by (Record 821): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

HB 3240 ON THIRD READING
(by Klick)

HB 3240, A bill to be entitled An Act relating to the composition of the Long-Term Care Facilities Council and rules related to and the imposition of administrative penalties against certain long-term care facilities.

HB 3240 was passed by (Record 822): 143 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Reynolds.

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Davis; Guerra.

STATEMENTS OF VOTE

When Record No. 822 was taken, I was in the house but away from my desk. I would have voted no.

Davis

When Record No. 822 was taken, I was shown voting present, not voting. I intended to vote yes.

Reynolds

HB 1447 ON THIRD READING
(by Minjarez)

HB 1447, A bill to be entitled An Act relating to the use of remote technology when conducting probate or guardianship proceedings.

HB 1447 was passed by (Record 823): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Schaefer.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

STATEMENTS OF VOTE

When Record No. 823 was taken, I was shown voting no. I intended to vote yes.

Schaefer

When Record No. 823 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 674 ON THIRD READING
(by Ramos, Beckley, J.E. Johnson, Ordaz Perez, et al.)

HB 674, A bill to be entitled An Act relating to informing the public about the availability of provisions in protective orders, including provisions regarding pets and other companion animals.

HB 674 was passed by (Record 824): 93 Yeas, 51 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cason; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal;

King, T.; Klick; Lambert; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Spiller; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bonnen; Cain; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; King, K.; King, P.; Krause; Kuempel; Landgraf; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Stephenson; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Larson; Meyer.

STATEMENTS OF VOTE

When Record No. 824 was taken, I was in the house but away from my desk. I would have voted yes.

Meyer

When Record No. 824 was taken, I was shown voting no. I intended to vote yes.

Paul

HB 2059 ON THIRD READING
(by Bucy)

HB 2059, A bill to be entitled An Act relating to the date of runoff elections.

HB 2059 was passed by (Record 825): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond;

Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Ellzey.

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

HB 1802 ON THIRD READING
(by Dominguez, Klick, Burrows, Price, Moody, et al.)

HB 1802, A bill to be entitled An Act relating to a study on the use of alternative therapies for treating post-traumatic stress disorder.

HB 1802 was passed by (Record 826): 134 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Craddick; Harris; Hefner; Metcalf; Noble; Schaefer; Spiller; Thompson, E.; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

STATEMENTS OF VOTE

When Record No. 826 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 826 was taken, I was shown voting no. I intended to vote yes.

Harris

When Record No. 826 was taken, I was shown voting no. I intended to vote yes.

Metcalf

When Record No. 826 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 826 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

When Record No. 826 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 826 was taken, I was shown voting no. I intended to vote yes.

Vasut

HB 1090 ON THIRD READING
(by Bailes, White, and Rogers)

HB 1090, A bill to be entitled An Act relating to the appraisal for ad valorem tax purposes of real property that was erroneously omitted from an appraisal roll in a previous year.

HB 1090 was passed by (Record 827): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller;

Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Allison.

HB 2306 ON THIRD READING
(by Fierro)

HB 2306, A bill to be entitled An Act relating to the denial of the registration of a motor vehicle based on certain information provided by a county to the Texas Department of Motor Vehicles.

HB 2306 was passed by (Record 828): 97 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smith; Smithee; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu.

Nays — Ashby; Bucy; Burns; Cain; Cason; Cook; Craddick; Cyrier; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, P.; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Sanford; Schaefer; Shaheen; Slaton; Slawson; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Vasut; White; Wilson; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Johnson, J.D.; Toth.

STATEMENT OF VOTE

When Record No. 828 was taken, I was in the house but away from my desk. I would have voted no.

Toth

HB 2375 ON THIRD READING
(by A. Johnson)

HB 2375, A bill to be entitled An Act relating to meals provided to jurors during deliberation of a civil case in certain district courts.

HB 2375 was passed by (Record 829): 139 Yeas, 6 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason; Oliverson; Patterson; Sanford; Slaton; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Rodriguez.

STATEMENTS OF VOTE

When Record No. 829 was taken, I was shown voting yes. I intended to vote no.

Cain

When Record No. 829 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 829 was taken, I was shown voting yes. I intended to vote no.

Slawson

When Record No. 829 was taken, I was shown voting yes. I intended to vote no.

Vasut

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

SB 1259 ON SECOND READING
(Smith - House Sponsor)

SB 1259, A bill to be entitled An Act relating to causes of action for withholding payments of the proceeds from the sale of oil and gas production.

SB 1259 was considered in lieu of **HB 3262**.

SB 1259 was read second time and was passed to third reading.

HB 3262 - LAID ON THE TABLE SUBJECT TO CALL

Representative Smith moved to lay **HB 3262** on the table subject to call.

The motion prevailed.

HB 3827 ON SECOND READING
(by Wilson)

HB 3827, A bill to be entitled An Act relating to the municipal disannexation of certain areas formerly designated as a census designated place.

HB 3827 was read second time on April 28 and was postponed until 10 a.m. today.

Representative Wilson moved to postpone consideration of **HB 3827** until 7 p.m. today.

The motion prevailed.

SB 770 ON SECOND READING
(Button and Guillen - House Sponsors)

SB 770, A bill to be entitled An Act relating to eligibility for job-training programs provided under the self-sufficiency fund.

SB 770 was considered in lieu of **HB 1791**.

SB 770 was read second time and was passed to third reading.

HB 1791 - LAID ON THE TABLE SUBJECT TO CALL

Representative Button moved to lay **HB 1791** on the table subject to call.

The motion prevailed.

SB 1126 ON SECOND READING
(Stucky - House Sponsor)

SB 1126, A bill to be entitled An Act relating to the establishment and administration of the Texas Woman's University System.

SB 1126 was considered in lieu of **HB 2705**.

SB 1126 was read second time.

Amendment No. 1

Representative Stucky offered the following amendment to **SB 1126**:

Amend **SB 1126** (house committee report) as follows:

(1) On page 1, lines 14 and 15, strike "such other institutions as may be assigned by specific legislative act" and substitute "any other institution assigned by law".

(2) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Subchapter C, Chapter 107, Education Code, is amended by adding Section 107.47 to read as follows:

Sec. 107.47. REPORT ON TRANSITION OF BRANCH LOCATIONS TO COMPONENT INSTITUTIONS. (a) Not later than December 1, 2022, the system shall, using available funding, prepare and submit to the governor, the lieutenant governor, the speaker of the house of representatives, and the chairs of the standing legislative committees with primary jurisdiction over appropriations or higher education a report on the transition of the Texas Woman's University branch locations at Dallas and Houston to component institutions of the system. The report must include:

(1) a strategy for each branch location to attain accreditation by the Southern Association of Colleges and Schools Commission on Colleges;

(2) a strategy for improvement and expansion of facilities, if needed, at each branch location that does not include the use of additional state funding;

(3) proposed degree programs to be offered by each branch location that will meet the requirements for approval by the Texas Higher Education Coordinating Board and the estimated additional state costs associated with those programs; and

(4) any anticipated increase in administrative costs associated with the transition, including any personnel costs required to attain accreditation described by Subdivision (1).

(b) This section expires January 1, 2023.

SECTION ____. Subchapters G and H, Chapter 107, Education Code, as added by this Act, apply beginning with the 2023-2024 academic year.

Amendment No. 1 was adopted.

SB 1126, as amended, was passed to third reading.

HB 2705 - LAID ON THE TABLE SUBJECT TO CALL

Representative Stucky moved to lay **HB 2705** on the table subject to call.

The motion prevailed.

CSHB 3276 ON SECOND READING
(by Parker, Cain, and Schofield)

CSHB 3276, A bill to be entitled An Act relating to the security of voted ballots.

CSHB 3276 was read second time on May 4 and was postponed until 10 a.m. today.

Representative Parker moved to postpone consideration of **CSHB 3276** until 10 a.m. tomorrow.

The motion prevailed.

SB 2093 ON SECOND READING
(Swanson - House Sponsor)

SB 2093, A bill to be entitled An Act relating to filing fees for certain candidates for office in primary elections.

SB 2093 was considered in lieu of **HB 1812**.

SB 2093 was read second time.

Amendment No. 1

Representative Swanson offered the following amendment to **SB 2093**:

Amend **SB 2093** (house committee report) as follows:

(1) On page 1, lines 2-3, strike "for office in primary elections" and substitute "considered for nomination by convention"

Amendment No. 1 was adopted.

SB 2093, as amended, was passed to third reading.

HB 1812 - LAID ON THE TABLE SUBJECT TO CALL

Representative Swanson moved to lay **HB 1812** on the table subject to call.

The motion prevailed.

RECESS

Representative Harris moved that the house recess until 1:45 p.m. today.

The motion prevailed.

The house accordingly, at 12:40 p.m., recessed until 1:45 p.m. today.

AFTERNOON SESSION

The house met at 2:44 p.m. and was called to order by the speaker.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

POSTPONED BUSINESS
(consideration continued)

SB 659 ON SECOND READING
(Craddick - House Sponsor)

SB 659, A bill to be entitled An Act relating to disannexation of certain areas that do not receive full municipal services.

SB 659 was considered in lieu of **HB 1653**.

SB 659 was read second time.

SB 659 - POINT OF ORDER

Representative Howard raised a point of order against further consideration of **SB 659** under Rule 8, Section 10(b), of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER
on Senate Bill 659

Announced in the House on May 6, 2021

Representative Howard raises a point of order against further consideration of **SB 659** under Rule 8, Section 10(b), of the House Rules on the grounds that the bill is limited in application to one or more political subdivisions by means of artificial devices.

The bill provides a mechanism for areas subject to the bill's provisions to disannex from a municipality if the area has not received full municipal services. Ms. Howard argues that the suspect criteria is the language that applies the bill's provisions to an area that has not received full municipal services if the area was annexed for limited purposes before Subchapter F, Chapter 43, Local Government Code, was enacted. An area annexed for limited purposes under Subchapter F is not entitled to receive full municipal services. The chair cannot find a reasonable relationship between this criteria and the purpose of the bill. *See* 86 H. Jour. 4172-4173 (2019).

Accordingly, the point of order is well-taken and sustained, which precludes further consideration of the bill.

The ruling precluded further consideration of **SB 659**.

HB 4272 ON SECOND READING
(by Klick)

HB 4272, A bill to be entitled An Act relating to requirements for information contained in the immunization registry.

HB 4272 was read second time on May 5 and was postponed until 10 a.m. today.

Amendment No. 1

Representative Klick offered the following amendment to **HB 4272**:

Amend **HB 4272** (house committee printing) as follows:

(1) On page 1, line 5, strike "Section 161.007(a), Health and Safety Code, is" and substitute "Sections 161.007(a) and (a-1), Health and Safety Code, are".

(2) On page 2, between lines 9 and 10, insert the following:

(a-1) The written or electronic consent required by Subsection (a)(3) for an individual [~~younger than 18 years of age~~] is required to be obtained only one time. The written or electronic consent of the individual, or, for a minor child, the individual's parent, managing conservator, or guardian must be submitted to the department [~~before the individual's 18th birthday~~]. After consent is submitted, the individual's immunization information may be included in the registry [~~until the individual becomes 26 years of age~~] unless the consent is withdrawn in writing or electronically[~~, or renewed after the individual's 18th birthday as provided by Subsection (a-2)~~]. A parent, managing conservator, or guardian of a minor may provide the consent by using an electronic signature on the minor's birth certificate.

(3) On page 2, line 12, strike "and (f-3)" and substitute "(f-3), and (g)".

(4) Strike page 2, lines 17 through 22 and substitute the following:

(e) The [~~executive commissioner by rule shall determine the~~] period during which the information collected under this section must remain in the immunization registry following the end of the disaster is seven years[~~, public health emergency, terrorist attack, hostile military or paramilitary action, or extraordinary law enforcement emergency~~].

(5) On page 3, between lines 23 and 24, insert the following:

(g) Consent for inclusion in the immunization registry obtained under 161.007(a-1) shall meet the consent requirements of Subsection (f).

(6) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 161.00735(e), Health and Safety Code, is amended to read as follows:

(e) The [~~executive commissioner by rule shall determine the~~] period during which the information collected under Subsection (c) must remain in the immunization registry following the end of the disaster is seven years.

SECTION ____. Sections 161.007(a-2), (a-3), (a-4), (a-5), and (a-6), Health and Safety Code, are repealed.

Amendment No. 1 was adopted.

HB 4272, as amended, was passed to engrossment.

HB 3610 ON SECOND READING
(by Gervin-Hawkins, Sanford, and Middleton)

HB 3610, A bill to be entitled An Act relating to the applicability of certain laws to open-enrollment charter schools.

HB 3610 was read second time on May 5 and was postponed until 10 a.m. today.

Amendment No. 1

Representatives Allison and K. Bell offered the following amendment to **HB 3610**:

Amend **HB 3610** (house committee report) as follows:

(1) On page 1, lines 21 and 22, strike "after September 1, 2001".

(2) On page 2, line 4, strike "after September 1, 2001" and substitute "[~~after September 1, 2001~~]".

(3) On page 2, line 15, strike "after September 1, 2001" and substitute "[~~after September 1, 2001~~]".

(4) Add the following appropriately numbered SECTION to the bill and renumber the SECTIONS of the bill accordingly:

SECTION ____. The change in law made by this Act applies only to ad valorem taxes imposed in a tax year that begins on or after the effective date of this Act.

Amendment No. 1 was adopted.

A record vote was requested by Representative Toth.

HB 3610, as amended, failed to pass to engrossment by (Record 830): 66 Yeas, 76 Nays, 1 Present, not voting. (The vote was reconsidered on May 7, and **HB 3610** was further amended and was passed to engrossment by Record No. 843.)

Yeas — Allison; Anderson; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burrows; Button; Cain; Campos; Cason; Craddick; Cyrier; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; Guillen; Hefner; Huberty; Hull; Hunter; Jetton; Johnson, J.D.; King, P.; Klick; Krause; Larson; Leach; Leman; Lozano; Lucio; Metcalf; Meyer; Middleton; Morrison; Murphy; Noble; Oliverson; Parker; Patterson; Paul; Raymond; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Spiller; Swanson; Talarico; Tinderholt; Toth; Vasut; White; Wilson; Wu.

Nays — Allen; Anchia; Ashby; Bailes; Beckley; Bowers; Burns; Clardy; Cole; Collier; Cook; Crockett; Darby; Davis; Dean; Fierro; Geren; González, J.; González, M.; Goodwin; Guerra; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Israel; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Landgraf; Longoria; Lopez; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Muñoz; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Smithee; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Canales; Cortez; Minjarez; Morales, E.

STATEMENTS OF VOTE

When Record No. 830 was taken, my vote failed to register. I would have voted no.

Canales

When Record No. 830 was taken, I was shown voting yes. I intended to vote no.

J.D. Johnson

When Record No. 830 was taken, I was in the house but away from my desk. I would have voted no.

E. Morales

CSHB 1348 ON SECOND READING
(by Deshotel, Cain, Middleton, Dutton, and J.D. Johnson)

CSHB 1348, A bill to be entitled An Act relating to the applicability of certain laws to open-enrollment charter schools.

CSHB 1348 was read second time earlier today and was postponed until this time.

CSHB 1348 - POINT OF ORDER

Representative M. González raised a point of order against further consideration of **CSHB 1348** under Rule 4, Section 32(c)(1), (2), and (5), of the House Rules on the grounds that the bill analysis is materially misleading and the comparison section of the bill analysis is materially misleading.

(Holland in the chair)

The point of order was withdrawn.

Representative Deshotel moved to postpone consideration of **CSHB 1348** until 10 a.m. Sunday, June 27.

The motion prevailed.

(Speaker in the chair)

HB 4492 ON THIRD READING
(by Paddie)

HB 4492, A bill to be entitled An Act relating to securitizing costs associated with electric markets; granting authority to issue bonds.

HB 4492 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representative Paddie offered the following amendment to **HB 4492**:

Amend **HB 4492** on third reading as follows:

(1) In SECTION 1 of the bill, in added Section 31.101(a), Utilities Code, between "as provided by Subchapter M, Chapter 39" and the period, insert ", to securitize costs not securitized under Subchapter D, Chapter 41".

(2) In SECTION 4 of the bill, at the end of added Section 39.601(a), Utilities Code, add "This subchapter and Subchapter D, Chapter 41, do not change, alter, or reduce the obligation of a market participant to timely and fully pay the debts or obligations of the market participant to the independent organization.".

(3) In SECTION 4 of the bill, at the end of added Section 39.601, Utilities Code, insert the following appropriately lettered subsection:

(____) The commission shall require that all market participants, including market participants not otherwise subject to this subchapter, pay or make provision for the full and prompt payment to the independent organization certified under Section 39.151 for the ERCOT power region of all amounts owed to the independent organization to qualify, or to continue to qualify, as a market participant in the ERCOT power region. The commission and the independent organization shall pursue collection in full of amounts owed to the independent organization by any market participant to reduce the qualifying costs that would otherwise be borne by other market participants or their customers.

(4) In SECTION 4 of the bill, in added Section 39.602, Utilities Code, insert the following appropriately numbered subdivision and renumber subsequent subdivisions accordingly):

(____) "Load-serving entity" means a municipally owned utility, an electric cooperative, or a retail electric provider.

(5) In SECTION 4 of the bill, strike added Section 39.613, Utilities Code, and substitute the following:

Sec. 39.613. CUSTOMER CHARGES. All load-serving entities that receive offsets to specific uplift charges from the independent organization under this subchapter must adjust customer invoices to reflect the offsets for any charges that were or would otherwise be passed through to customers under the terms of service with the load-serving entity, including by providing a refund for any offset charges that were previously paid. An electric cooperative, including an electric cooperative that elects to receive offsets, shall not otherwise become subject to rate regulation by the commission and receipt of offsets does not affect the applicability of Chapter 41 to an electric cooperative.

(6) Strike SECTION 5 of the bill and substitute the following appropriately numbered SECTION:

SECTION ____. This Act takes effect on the date on which **SB 1580**, **HB 3544**, or other similar legislation of the 87th Legislature, Regular Session, 2021, relating to the use of securitization by electric cooperatives to address weather-related extraordinary costs and expenses becomes law.

Amendment No. 1 was adopted.

HB 4492, as amended, was passed by (Record 831): 129 Yeas, 15 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Gervin-Hawkins; Hefner; Middleton; Parker; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Cortez; Dominguez.

STATEMENTS OF VOTE

When Record No. 831 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 831 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 831 was taken, I was shown voting yes. I intended to vote no.

Spiller

When Record No. 831 was taken, I was shown voting no. I intended to vote yes.

White

HB 2261 ON THIRD READING
(by Wu)

HB 2261, A bill to be entitled An Act relating to the authority of a municipal management district to provide public education facilities and public education-related supplemental services.

HB 2261 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representative Wu offered the following amendment to **HB 2261**:

Amend **HB 2261** on third reading as follows:

(1) In amended Section 375.112(a)(1), Local Government Code, as amended by the amendment by Middleton, strike "facilities established for the exclusive use of persons that do not impose an ad valorem tax and do not receive money from this state" and substitute "after-school activities".

(2) In amended Section 375.112(a)(4), Local Government Code, between "education" and the underlined comma, insert "after-school activities".

A record vote was requested by Representative Holland.

Amendment No. 1 failed of adoption (not receiving the necessary two-thirds vote) by (Record 832): 79 Yeas, 64 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Burns; Campos; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Cason; Cook; Craddick; Cyrier; Ellzey; Frank; Frullo; Gates; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Canales; Goldman; Lambert.

STATEMENTS OF VOTE

When Record No. 832 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 832 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 832 was taken, I was shown voting no. I intended to vote yes.

Stucky

Representative Wu moved to postpone consideration of **HB 2261** until 10 a.m. Wednesday, June 1, 2022.

The motion prevailed.

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 6 ON SECOND READING
(by Cain, Schofield, Klick, Clardy, Jetton, et al.)

CSHB 6, A bill to be entitled An Act relating to election integrity and security, including by preventing fraud in the conduct of elections in this state; increasing criminal penalties; creating criminal offenses.

Representative Cain moved to postpone consideration of **CSHB 6** until 5 p.m. today.

The motion prevailed.

CSHB 1900 ON SECOND READING
(by Goldman, Metcalf, Bonnen, Raymond, Button, et al.)

CSHB 1900, A bill to be entitled An Act relating to municipalities that adopt budgets that defund municipal police departments.

Amendment No. 1

Representative Goldman offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee report) as follows:

(1) On page 2, line 5, between the period and "This", insert the following: This section applies to the budget adopted for the municipality's first fiscal year beginning on or after September 1, 2021, regardless of the date of adoption.

(2) On page 8, line 12, between "Act" and the period, insert ", regardless of the date of adoption".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Goldman offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee report) as follows:

(1) On page 2, line 7, between "EXCEPTIONS." and "A", insert "(a)".

(2) On page 2, between lines 22 and 23, insert the following:

(b) For purposes of making a determination of whether a municipality is a defunding municipality under this chapter, a municipality's appropriation to the municipality's police department does not include any grant money received by the municipality during any fiscal year.

(3) On page 7, between lines 13 and 14, insert the following:

(d) For purposes of Subsection (a)(2), the amount of money appropriated for public safety and the amount of money spent by the municipality for public safety does not include any grant money received by the municipality during any fiscal year.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Dutton offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee report) on page 1, lines 12 through 13, by striking "municipality with a population of more than 250,000", and substituting the following:
municipality:

(1) with a population of more than 250,000; and

(2) in which 35 percent or more of the police officers employed by the municipality reside

A record vote was requested by Representative Dutton.

Amendment No. 3 failed of adoption by (Record 833): 65 Yeas, 78 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Deshotel; Huberty; Murphy.

STATEMENTS OF VOTE

When Record No. 833 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

When Record No. 833 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 833 was taken, I was shown voting yes. I intended to vote no.

Schofield

Amendment No. 4

Representative J.D. Johnson offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee printing) as follows:

(1) On page 2, line 13, strike "or".

(2) On page 2, line 14, between "(2)" and "before", insert the following: for a fiscal year in which the municipality adopts a budget that is less than the budget for the preceding fiscal year, the reduction in the budget is due to changes in non-active duty personnel; or

(3)

(3) On page 3, line 9, strike "109.004(2)" and substitute "109.004(3)".

Amendment No. 4 failed of adoption.

Amendment No. 5

Representative J.D. Johnson offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee printing) as follows:

(1) On page 2, line 21, strike "or".

(2) On page 2, line 22, between "(C)" and "another", insert the following: a major sporting event or other special event; or

(D)

(Capriglione now present)

Amendment No. 5 failed of adoption.

Amendment No. 6

Representative J.D. Johnson offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee printing) as follows:

(1) On page 2, line 21, strike "or".

(2) On page 2, line 22, between "(C)" and "another", insert the following: the municipality's decision to allocate an increased amount of money from the preceding fiscal year for public safety initiatives designed to:

(i) improve 9-1-1 call response;

(ii) prevent violent crime; or

(iii) direct veterans, children, or individuals in a mental health, family, or economic crisis to services designed to prevent crime; or

(D)

A record vote was requested by Representative J.D. Johnson.

Amendment No. 6 failed of adoption by (Record 834): 62 Yeas, 82 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Deshotel; Ellzey; Larson.

STATEMENTS OF VOTE

When Record No. 834 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

When Record No. 834 was taken, my vote failed to register. I would have voted no.

Ellzey

Amendment No. 7

Representative Martinez Fischer offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee report) as follows:

(1) On page 5, line 1, strike "26.0444" and substitute "26.0444, 26.0445,".

(2) On page 5, between lines 24 and 25, insert the following:

Sec. 26.0445. TAX RATE ADJUSTMENT FOR MUNICIPAL PUBLIC SAFETY BUDGETED EXPENDITURES. (a) In this section:

(1) "Current fiscal year" means a municipality's fiscal year beginning in the tax year preceding the current tax year.

(2) "Preceding fiscal year" means a municipality's fiscal year ending in the tax year preceding the current tax year.

(3) "Public safety budgeted expenditures" means the amount of money appropriated by a municipality in the municipality's adopted budget for a fiscal year for the municipality's police department.

(b) If a municipality's public safety budgeted expenditures for the municipality's current fiscal year exceed the amount of those expenditures for the municipality's preceding fiscal year, the no-new-revenue maintenance and operations rate for the municipality is increased by the rate computed according to the following formula:

(Current Fiscal Year's Public Safety Budgeted Expenditures - Preceding Fiscal Year's Public Safety Budgeted Expenditures) / (Current Total Value - New Property Value)

(c) The municipality shall include a notice of the increase in the no-new-revenue maintenance and operations rate provided by this section, including a description and amount of public safety budgeted expenditures, in the information published under Section 26.04(e) and, as applicable, in the notice prescribed by Section 26.06 or 26.061.

A record vote was requested by Representative Martinez Fischer.

Amendment No. 7 failed of adoption by (Record 835): 67 Yeas, 78 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.;

Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Larson; Perez.

Amendment No. 8

Representative Cole offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee printing) on page 9, between lines 24 and 25, by adding the following appropriately lettered subsection:

(____) Notwithstanding Subsection (b), the governing body of a municipally owned utility may increase rates and fees for the purpose of paying for weatherization of the municipally owned utility's generation, transmission, or distribution facilities to reduce the risk of power outages.

A record vote was requested by Representative Cole.

Amendment No. 8 failed of adoption by (Record 836): 58 Yeas, 82 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Muñoz; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Beckley; Huberty; King, T.; Lambert; Larson; Murphy; Walle.

STATEMENT OF VOTE

When Record No. 836 was taken, I was shown voting yes. I intended to vote no.

Reynolds

Amendment No. 9

Representative Herrero offered the following amendment to **CSHB 1900**:

Amend **CSHB 1900** (house committee report) by adding the following appropriately numbered ARTICLE to the bill and renumbering the ARTICLES of the bill appropriately:

ARTICLE ____. RETIREMENT FUNDING REQUIREMENTS FOR DEFUNDING MUNICIPALITIES

SECTION ____.____. Chapter 810, Government Code, is amended by adding Section 810.006 to read as follows:

Sec. 810.006. MINIMUM RETIREMENT FUNDING REQUIREMENTS FOR DEFUNDING MUNICIPALITIES. (a) In this section:

(1) "Defunding municipality" means a municipality that is considered to be a defunding municipality under Chapter 109, Local Government Code.

(2) "Public retirement system" has the meaning assigned by Section 802.001.

(b) This section applies only to a municipality that is:

(1) an employer of active members of a public retirement system administering a defined benefit plan; and

(2) a defunding municipality.

(c) Notwithstanding any other law and as soon as practicable after the date the criminal justice division of the office of the governor issues a written determination under Section 109.003(2), Local Government Code, with respect to a municipality, the municipality shall for the purpose of funding retirement benefits increase municipal contributions to a public retirement system in which its employees participate as members in a manner that ensures that the total amount the municipality and members contribute to the system for the fiscal year on which the determination is based is not less than the total amount the municipality and members of the system contributed to the system for the fiscal year immediately preceding the fiscal year on which the determination is based.

(d) A municipality subject to this section shall increase contributions in the manner provided by Subsection (c) for each fiscal year for which the municipality is considered a defunding municipality.

Amendment No. 9 was adopted.

REMARKS ORDERED PRINTED

Representative Wu moved to print all remarks on **CSHB 1900**.

The motion prevailed. [Please refer to the supplement to this journal for the text of the debate on **CSHB 1900**.]

A record vote was requested by Representative J.D. Johnson.

CSHB 1900, as amended, was passed to engrossment by (Record 837): 91 Yeas, 55 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Ordaz Perez.

STATEMENT OF VOTE

When Record No. 837 was taken, my vote failed to register. I would have voted no.

Ordaz Perez

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 3).

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSSB 7 ON SECOND READING
(Cain, Schofield, Jetton, Klick, and Oliverson - House Sponsors)

CSSB 7, A bill to be entitled An Act relating to election integrity and security, including by preventing fraud in the conduct of elections in this state; increasing criminal penalties; creating criminal offenses.

CSSB 7 was considered in lieu of **CSHB 6**.

CSSB 7 was read second time.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 4).

CSSB 7 - (consideration continued)

Amendment No. 1

Representative J. González offered the following amendment to **CSSB 7**:

Amend **CSSB 7** by striking the enacting clause.

REMARKS ORDERED PRINTED

Representative J.E. Johnson moved to print all remarks on **CSSB 7**.

The motion prevailed. [Please refer to the supplement to this journal for the text of the debate on **CSSB 7**.]

A record vote was requested by Representative Fierro.

Amendment No. 1 failed of adoption by (Record 838): 65 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Huberty; White.

STATEMENTS OF VOTE

When Record No. 838 was taken, I was shown voting yes. I intended to vote no.

Geren

When Record No. 838 was taken, I was shown voting no. I intended to vote yes.

Guerra

When Record No. 838 was taken, I was shown voting no. I intended to vote yes.

Guillen

When Record No. 838 was taken, I was shown voting no. I intended to vote yes.

Raymond

When Record No. 838 was taken, I was in the house but away from my desk. I would have voted no.

White

Amendment No. 2

Representatives J.D. Johnson and Cain offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) on page 1, line 12, by striking "and preserve the purity of the ballot box".

CSSB 7 - POINT OF ORDER

Representative J. Turner raised a point of order against further consideration of **CSSB 7** under Rule 4, Section 32(c), of the House Rules on the grounds that the bill analysis is materially misleading.

HOUSE AT EASE

At 9:13 p.m., the chair announced that the house would stand at ease.

The chair called the house to order at 10:28 p.m.

The point of order was withdrawn.

Representative Cain moved to postpone consideration of **CSSB 7** until 11:30 p.m. today.

The motion prevailed.

SB 1499 ON SECOND READING
(Wilson - House Sponsor)

SB 1499, A bill to be entitled An Act relating to the municipal disannexation of certain areas formerly designated as a census designated place.

SB 1499 was considered in lieu of **HB 3827**.

SB 1499 was read second time.

Representative Wilson moved to postpone consideration of **SB 1499** until 11 p.m. today.

The motion prevailed.

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 3270 ON SECOND READING
(by Dutton, K. King, Huberty, Murphy, and Oliverson)

CSHB 3270, A bill to be entitled An Act relating to public school organization, accountability, and fiscal management.

CSHB 3270 - POINT OF ORDER

Representative Allen raised a point of order against further consideration of **CSHB 3270** under Rule 4, Section 18, of the House Rules on the grounds that the committee minutes did not accurately reflect the proceedings of the committee. The point of order was withdrawn.

Amendment No. 1

Representative Dutton offered the following amendment to **CSHB 3270**:

Amend **CSHB 3270** (house committee printing) as follows:

(1) Strike page 2, line 16, through page 5, line 14, and substitute the following:

INVESTIGATIONS.

(a) The commissioner may authorize special [~~accreditation~~] investigations to be conducted:

(1) when excessive numbers of absences of students eligible to be tested on state assessment instruments are determined;

(2) when excessive numbers of allowable exemptions from the required state assessment instruments are determined;

(3) in response to complaints submitted to the agency with respect to alleged violations of civil rights or other requirements imposed on the state by federal law or court order;

(4) in response to established compliance reviews of the district's financial accounting practices and state and federal program requirements;

(5) when extraordinary numbers of student placements in disciplinary alternative education programs, other than placements under Sections 37.006 and 37.007, are determined;

(6) in response to an allegation involving a conflict between members of the board of trustees or between the board and the district administration if it appears that the conflict involves a violation of a role or duty of the board members or the administration clearly defined by this code;

(7) when excessive numbers of students in special education programs under Subchapter A, Chapter 29, are assessed through assessment instruments developed or adopted under Section 39.023(b);

(8) in response to an allegation regarding or an analysis using a statistical method result indicating a possible violation of an assessment instrument security procedure established under Section 39.0301, including for the purpose of investigating or auditing a school district under that section;

(9) when a significant pattern of decreased academic performance has developed as a result of the promotion in the preceding two school years of students who did not perform satisfactorily as determined by the commissioner under Section 39.0241(a) on assessment instruments administered under Section 39.023(a), (c), or (l);

(10) when excessive numbers of students eligible to enroll fail to complete an Algebra II course or any other advanced course as determined by the commissioner;

(11) when resource allocation practices as evaluated under Section 39.0821 indicate a potential for significant improvement in resource allocation;

(12) when a disproportionate number of students of a particular demographic group is graduating with a particular endorsement under Section 28.025(c-1);

(13) when an excessive number of students is graduating with a particular endorsement under Section 28.025(c-1);

(14) in response to a complaint submitted to the agency with respect to alleged inaccurate data that is reported through the Public Education Information Management System (PEIMS) or through other reports required by state or federal law or rule or court order and that is used by the agency to make a determination relating to public school accountability, including accreditation, under this chapter;

(15) when a school district for any reason fails to produce, at the request of the agency, evidence or an investigation report relating to an educator who is under investigation by the State Board for Educator Certification; or

(16) as the commissioner otherwise determines necessary.

(2) On page 19, line 20, strike "(10) [~~(14)~~]" and substitute "(14)".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Dutton offered the following amendment to **CSHB 3270**:

Amend **CSHB 3270** (house committee report) as follows:

(1) On page 2, line 8, strike "no" and substitute "an".

(2) On page 2, line 10, between "appealed" and the underlined period, insert "only if specifically authorized by this code or a rule adopted under this code".

(3) On page 6, line 18, between "(d)" and "[~~Regardless~~", insert the following:

:

(g) Section 39A.301 applies to an action taken under Subsection (d)(1) in the same manner as that section applies to an action taken under Chapter 39A

(4) On page 7, lines 21-23, strike ", and a determination or decision made by the agency under this section is final and unappealable".

(5) On page 14, line 11, between "appealed" and the period, insert ", except as provided by Section 39A.301".

(6) Add the following appropriately numbered SECTION to ARTICLE 2 of the bill and renumber subsequent SECTIONS of the ARTICLE accordingly:

SECTION 2.____. Section 39A.301, Education Code, is amended to read as follows:

Sec. 39A.301. REVIEW OF SANCTIONS BY STATE OFFICE OF ADMINISTRATIVE HEARINGS. (a) A school district or open-enrollment charter school must appeal under this section if the district or school [~~that~~] intends to challenge a decision by the commissioner under Section 39.003 or this chapter to:

(1) close the district or a district campus or the charter school;

(2) [~~or to~~] pursue alternative management of a district campus or the charter school; or

(3) appoint a board of managers to the district or school under Section 39A.202 [~~must appeal the decision under this section~~].

(b) A challenge under this section to a decision by the commissioner described by Subsection (a) is subject to review by the State Office of Administrative Hearings. Notwithstanding [~~under this section is under the substantial evidence rule as provided by Subchapter G,~~] Chapter 2001, Government Code:

(1) the [~~. The~~] commissioner shall adopt procedural rules for a challenge under this section;

(2) [~~.~~

[~~(c) Notwithstanding other law:~~

[~~(1)~~] the State Office of Administrative Hearings shall conduct an expedited review of a challenge under this section;

(3) the administrative law judge shall uphold a decision by the commissioner described by Subsection (a) unless the judge finds the decision is arbitrary and capricious or clearly erroneous;

(4) in reviewing any discretionary decisions made by the commissioner, the administrative law judge may not substitute the judge's judgment for that of the commissioner;

(5) [~~(2)~~] the administrative law judge shall issue a final order not later than the 30th day after the date on which the hearing is finally closed;

(6) [~~(3)~~] the decision of the administrative law judge is final and may not be appealed; and

(7) [~~(4)~~] the decision of the administrative law judge may set an effective date for an action under this section.

(7) On page 17, line 18, between "code" and the underlined period, insert the following:

, except that funds may be used for an action or proceeding that is specifically authorized by a provision of this code or a rule adopted under this code and that results in a final and unappealable decision, order, or determination

(8) Add the following appropriately numbered SECTION to ARTICLE 3 of the bill and renumber subsequent SECTIONS of the ARTICLE accordingly:

SECTION 3.____. Section 39A.203, Education Code, is repealed.

(9) Add the following appropriately numbered SECTION to ARTICLE 4 of the bill and renumber subsequent SECTIONS of the ARTICLE accordingly:

SECTION 4.____. Sections 39A.256(a) and (b), Education Code, are amended to read as follows:

(a) A board of managers appointed for an open-enrollment charter school [~~or a campus of an open-enrollment charter school~~] under this chapter or Chapter 12 has the powers and duties prescribed by Section 39A.201(b), if applicable, and Sections 39A.201(a), 39A.202, [~~39A.203,~~] and 39A.206(b).

(b) Except as otherwise provided by this subsection, the board of managers for an open-enrollment charter school [~~or a campus of an open-enrollment charter school~~] may not serve for a period that exceeds the period authorized by law for a board of managers appointed for a school district. A board of managers appointed to wind up the affairs of a former open-enrollment charter school or campus serves until dissolved by the commissioner.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Dutton offered the following amendment to **CSHB 3270**:

Amend **CSHB 3270** (house committee printing) as follows:

(1) On page 10, line 3, between "years" and "and", insert "of unacceptable performance ratings".

(2) On page 10, line 4, strike "for purposes of Chapter 39A" and substitute "of unacceptable performance ratings for purposes of any provision of this code".

(3) On page 14, line 15, strike "For" and substitute "Except as otherwise provided by Subsection (a-1), for".

(4) On page 14, line 23, between "rating" and the underlined period, insert "and may not be considered a break in consecutive years of unacceptable performance ratings".

(5) On page 14, between lines 23 and 24, insert the following:

(a-1) If **HB 3731**, 87th Legislature, Regular Session, 2021, or similar legislation is enacted into law, the commissioner shall incorporate the assignment of a D performance rating in accordance with that law.

(6) On page 14, line 27, strike "consecutive".

(7) On page 15, line 1, between "ratings" and "for", insert "since the 2013-2014 school year".

(8) On page 15, line 2, between "or" and "school", insert "charter".

(9) On page 15, line 5, between "or" and "school", insert "charter".

(10) On page 15, line 6, strike "district, school, or" and substitute "school district, open-enrollment charter school, or district or charter school".

(11) On page 15, line 8, between "managers" and "under", insert "to govern the school district or open-enrollment charter school".

(12) On page 15, line 11, strike "more than five" and substitute "five or more".

(13) On page 15, between lines 25 and 26, insert the following:

(d-1) To the extent of conflict with any other provision related to the intervention for certain districts or campuses with unacceptable performance ratings, this section prevails.

Amendment No. 3 was adopted.

Amendment No. 4

Representatives K. Bell, K. King, Lozano, Buckley, and VanDeaver offered the following amendment to **CSHB 3270**:

Amend **CSHB 3270** (house committee printing) as follows:

(1) Add the following appropriately numbered SECTION to ARTICLE 2 of the bill and renumber subsection SECTIONS of the ARTICLE appropriately:

SECTION 2.____. Subchapter A, Chapter 39, Education Code, is amended by adding Section 39.005 to read as follows:

Sec. 39.005. APPLICABILITY OF SUBCHAPTER. Notwithstanding any other law, this subchapter applies to a charter school operating under Chapter 12.

(2) Strike SECTION 2.16(a) of the bill (page 16, lines 6-9) and substitute the following:

(a) Sections 39.003 and 39.004, Education Code, as redesignated and amended by this Act, apply only to a special investigation authorized or initiated on or after the effective date of this Act. A special accreditation investigation authorized or initiated before the effective date of this Act is governed by the law in effect when the special investigation was authorized or initiated, and the former law is continued in effect for that purpose.

Amendment No. 4 was adopted.

Amendment No. 5

Representatives K. King and K. Bell offered the following amendment to **CSHB 3270**:

Amend **CSHB 3270** (house committee printing) by adding the following appropriately numbered SECTIONS to ARTICLE 2 of the bill and renumbering subsequent SECTIONS of that ARTICLE accordingly:

SECTION 2.____. Subchapter C, Chapter 39, Education Code, is amended by adding Section 39.0545 to read as follows:

Sec. 39.0545. ALTERNATIVE METHODS AND STANDARDS FOR EVALUATING PERFORMANCE FOR 2020-2021 SCHOOL YEAR. (a) This section applies to a campus:

(1) that meets the participation requirements for all students in all subject areas for the annual measurement of achievement under Section 1111, Every Student Succeeds Act (20 U.S.C. Section 6311(c)(4)(E));

(2) to which the most recent performance rating assigned, other than a "Not Rated" rating, is a D, F, or performance that needs improvement; and

(3) is not subject to the appointment of a board of managers under Section 39A.117(b).

(b) Notwithstanding any other law, the commissioner shall adopt rules to develop and implement alternative methods and standards for evaluating the performance for the 2020-2021 school year of a campus to which this section applies. The rules adopted under this section must evaluate a campus under the domains of indicators of achievement listed in Sections 39.053(c)(1) and (2).

(c) The commissioner shall review a campus to which this section applies under the alternative methods and standards adopted under Subsection (b) on the request of the school district in which the campus is located made by the deadline established by commissioner rule.

(d) An acceptable performance rating assigned under the alternative methods and standards adopted by the commissioner under Subsection (b) is considered a break in consecutive school years of unacceptable performance ratings under this code.

(e) This section does not apply to an intervention ordered on the basis of consecutive school years of unacceptable performance ratings accrued before the effective date of this section.

(f) This section expires September 1, 2027.

SECTION 2.____. As soon as practicable after the effective date of this Act, the commissioner of education shall adopt rules to develop and implement alternative methods and standards for evaluating the performance of a campus for the 2020-2021 school year as required by Section 39.0545, Education Code, as added by this Act.

Amendment No. 5 was adopted.

CSHB 3270 - POINT OF ORDER

Representative Allen raised a point of order against further consideration of **CSHB 3270** under Rule 4, Section 32(c)(5), of the House Rules on the grounds that the comparison section of the bill analysis is materially misleading.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of illness:

Deshotel on motion of Bowers.

CSHB 3270 - (consideration continued)

The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER
on House Bill 3270

Announced in the House on May 6, 2021

Representative Allen raises a point of order against further consideration of **CSHB 3270** under Rule 4, Section 32(c)(5), of the House Rules on the grounds that the comparison section of the bill analysis is materially misleading.

The comparison section of the bill analysis indicates that the substitute includes a provision not included in the original making amendments to provisions of law relating to special investigations by the commissioner of education applicable to investigations authorized or initiated before, on, or after the bill's effective date.

In fact, this provision is included in both the original and the substitute and the statement in the comparison that the provision appears only in the substitute is materially misleading.

Accordingly, the point of order is well-taken and sustained.

CSHB 3270 was returned to the Committee on Public Education.

COMMITTEE MEETING ANNOUNCEMENT

At 11:54 p.m., the following committee meeting was announced:

State Affairs, which was scheduled to reconvene today upon final adjournment or recess or during bill referral, if permission is granted, will not reconvene tonight.

FIVE-DAY POSTING RULE SUSPENDED

Representative Paddie moved to suspend the five-day posting rule to allow the Committee on State Affairs to consider **SB 2**, **SB 3**, **SB 14**, **SB 1202**, and **SB 2154** at 12 p.m. or upon final adjournment or recess or bill referral, if permission is granted, tomorrow in E1.004.

The motion prevailed.

HB 359 ON SECOND READING
(by Geren, Hunter, Burrows, Clardy, J.E. Johnson, et al.)

HB 359, A bill to be entitled An Act relating to recovery under uninsured and underinsured motorist insurance coverage.

HB 359 was passed to engrossment.

CSHB 3175 ON SECOND READING
(by Morrison, Ashby, Pacheco, Wilson, Coleman, et al.)

CSHB 3175, A bill to be entitled An Act relating to financial support and incentives for comprehensive regional universities.

Representative Morrison moved to postpone consideration of **CSHB 3175** until 10 a.m. Monday, May 10.

The motion prevailed.

HB 416 ON SECOND READING
(by Walle and Reynolds)

HB 416, A bill to be entitled An Act relating to plot plan requirements for an application for a standard permit for a concrete batch plant issued by the Texas Commission on Environmental Quality.

Representative Walle moved to postpone consideration of **HB 416** until 10 a.m. Tuesday, May 11.

The motion prevailed.

HB 2728 ON SECOND READING
(by Martinez Fischer)

HB 2728, A bill to be entitled An Act relating to the designation of January 27 as International Holocaust Remembrance Day.

HB 2728 was passed to engrossment.

MIDNIGHT

The proceedings continued after 12 a.m. and the following actions occurred on Friday, May 7:

CSHB 3416 ON SECOND READING
(by Darby)

CSHB 3416, A bill to be entitled An Act relating to indemnity agreements between contractors and subcontractors for services pertaining to certain wells or mines.

Representative Darby moved to postpone consideration of **CSHB 3416** until 10 a.m. today.

The motion prevailed.

CSHB 757 ON SECOND READING
(by Dutton)

CSHB 757, A bill to be entitled An Act relating to the consequences of receiving a grant of deferred adjudication community supervision and successfully completing the period of supervision.

CSHB 757 was passed to engrossment.

HB 2149 ON SECOND READING
(by Clardy)

HB 2149, A bill to be entitled An Act relating to temporary branch polling places.

Amendment No. 1

Representative Clardy offered the following amendment to **HB 2149**:

Amend **HB 2149** (house committee printing) as follows:

(1) On page 2, strike lines 1 and 2 and substitute the following:

(b) Except as provided by Subsection (c), voting at a temporary branch polling place may be conducted on any days and during any hours of the period

(2) On page 2, between lines 8 and 9, insert the following:

(c) Voting at a temporary branch polling place must be conducted on at least two consecutive business days and for at least eight consecutive hours on each of those days.

(3) On page 2, line 9, strike "(c)" and substitute "(d)".

Amendment No. 1 was adopted.

A record vote was requested by Representative Cason.

HB 2149, as amended, was passed to engrossment by (Record 839): 104 Yeas, 41 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Dominguez; Dutton; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Biedermann; Bonnen; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Frullo; Harris; Hefner; Holland; Hull; Jetton; King, P.; Krause; Landgraf; Larson; Leman; Metcalf; Murr; Noble; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Raney.

Absent — Schofield.

STATEMENTS OF VOTE

When Record No. 839 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 839 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 839 was taken, I was shown voting yes. I intended to vote no.

Goldman

When Record No. 839 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 839 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 839 was taken, I was shown voting yes. I intended to vote no.

Spiller

When Record No. 839 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 839 was taken, I was shown voting no. I intended to vote yes.

White

CSHB 3774 ON SECOND READING
(by Leach, Moody, Metcalf, and Landgraf)

CSHB 3774, A bill to be entitled An Act relating to the operation and administration of and practice and procedure related to proceedings in the judicial branch of state government.

Amendment No. 1

Representative Leach offered the following amendment to **CSHB 3774**:

Amend **CSHB 3774** (house committee report) as follows:

(1) On page 1, line 22, strike "Effective October 1, 2022,".

(2) Add the following appropriately numbered SECTIONS to ARTICLE 1 of the bill and renumber SECTIONS of the ARTICLE accordingly:

SECTION 1.____. (a) Subchapter C, Chapter 24, Government Code, is amended by adding Sections 24.60024 and 24.60099 to read as follows:

Sec. 24.60024. 477TH JUDICIAL DISTRICT (HIDALGO COUNTY). The 477th Judicial District is composed of Hidalgo County.

Sec. 24.60099. 476TH JUDICIAL DISTRICT (HIDALGO COUNTY). The 476th Judicial District is composed of Hidalgo County.

(b) The 476th and 477th Judicial Districts are created on the effective date of this Act.

SECTION 1.____. (a) Subchapter C, Chapter 24, Government Code, is amended by adding Section 24.60028 to read as follows:

Sec. 24.60028. 483RD JUDICIAL DISTRICT (HAYS COUNTY). The 483rd Judicial District is composed of Hays County.

(b) The 483rd Judicial District is created on the effective date of this Act.

SECTION 1.____. (a) Subchapter C, Chapter 24, Government Code, is amended by adding Section 24.60098 to read as follows:

Sec. 24.60098. 475TH JUDICIAL DISTRICT (SMITH COUNTY). The 475th Judicial District is composed of Smith County.

(b) Notwithstanding Section 24.026, Government Code, the initial vacancy in the office of judge of the 475th Judicial District shall be filled by election. The office exists for purposes of the primary and general elections in 2022. A vacancy after the initial vacancy is filled as provided by Section 28, Article V, Texas Constitution.

(c) The 475th Judicial District is created January 1, 2023.

(3) On page 3, line 23, immediately following "COURTS", insert "AND CONSTITUTIONAL COUNTY COURTS".

(4) On page 4, line 18, between "deputy" and "[~~he~~]", insert "clerk".

(5) Strike page 4, lines 26 and 27 and page 5, lines 1 through 3, and substitute the following:

provided by this subsection. [~~A deputy clerk of a county court at law is entitled to the same amount of compensation as received by the deputy clerks of the other county courts at law in Bexar County. The commissioners court shall pay the salary of a deputy clerk in equal monthly installments from county funds.~~]

(6) On page 5, strike lines 18 through 23, and substitute the following:

deputy clerk [~~he~~] is assigned. [~~A deputy clerk is entitled to receive an annual salary set by the judge in an amount that does not exceed the amount paid the deputies of the county courts at law of Bexar County. The salary shall be paid in equal monthly installments as provided by law for the payment of salaries of deputy clerks.~~]

(7) On page 9, line 13, strike "Effective January 1, 2023,".

(8) On page 11, line 27, strike "the effective date of this Act" and substitute "October 1, 2022".

(9) Add the following appropriately numbered SECTIONS to ARTICLE 2 of the bill and renumber SECTIONS of the ARTICLE accordingly:

SECTION 2.____. (a) Subchapter C, Chapter 25, Government Code, is amended by adding Sections 25.1331 and 25.1332 to read as follows:

Sec. 25.1331. KENDALL COUNTY. Kendall County has one statutory county court, the County Court at Law of Kendall County.

Sec. 25.1332. KENDALL COUNTY COURT AT LAW PROVISIONS. (a) In addition to the jurisdiction provided by Section 25.0003 and other law, a county court at law in Kendall County has:

(1) concurrent jurisdiction with the district court in state jail, third degree, and second degree felony cases on assignment from a district judge presiding in Kendall County and acceptance of the assignment by the judge of the county court at law to:

(A) conduct arraignments;

(B) conduct pretrial hearings;

(C) accept guilty pleas and conduct sentencing;

(D) conduct jury trials and nonjury trials;

(E) conduct probation revocation hearings;

(F) conduct post-trial proceedings; and

(G) family law cases and proceedings; and

(2) jurisdiction in:

(A) Class A and Class B misdemeanor cases;

(B) probate proceedings;

(C) disputes ancillary to probate, eminent domain, condemnation, or landlord and tenant matters relating to the adjudication and determination of land titles and trusts, whether testamentary, inter vivos, constructive, resulting, or any other class or type of trust, regardless of the amount in controversy or the remedy sought;

(D) eminent domain; and

(E) appeals from the justice and municipal courts.

(b) A judge of a county court at law shall be paid a total annual salary set by the commissioners court in an amount that is not less than $1,000 less than the annual salary received by a district judge with equivalent years of service as a judge, as provided under Section 25.0005, to be paid out of the county treasury by the commissioners court.

(c) The district clerk serves as clerk of a county court at law in matters of concurrent jurisdiction with the district court, and the county clerk serves as clerk of a county court at law in all other matters. Each clerk shall establish a separate docket for a county court at law.

(d) The official court reporter of a county court at law is entitled to receive the same compensation and to be paid in the same manner as the court reporters of the district court in Kendall County.

(b) The County Court at Law of Kendall County is created on October 1, 2022.

SECTION 2.____. (a) Sections 26.006(a) and (b), Government Code, are amended to read as follows:

(a) A county judge is entitled to an annual salary supplement from the state in an amount equal to 18 percent of the state base salary paid to a district judge as set by the General Appropriations Act in accordance with Section 659.012(a) if at least 18 [~~40~~] percent of the:

(1) functions that the judge performs are judicial functions; or

(2) total hours that the judge works are in the performance of judicial functions.

(b) To receive a supplement under Subsection (a), a county judge must file with the comptroller's judiciary section an affidavit stating that at least 18 [~~40~~] percent of the:

(1) functions that the judge performs are judicial functions; or

(2) total hours that the judge works are in the performance of judicial functions.

(b) The changes in law made by this section take effect on the effective date of this Act and apply only to a salary payment for a pay period beginning on or after that date. A salary payment for a pay period beginning before the effective date of this Act is governed by the law in effect on the date the pay period began, and that law is continued in effect for that purpose.

(10) Add the following appropriately numbered SECTIONS to ARTICLE 3 of the bill and renumber SECTIONS of the ARTICLE accordingly:

SECTION 3.____. Article 4.14(g), Code of Criminal Procedure, is amended to read as follows:

(g) A municipality may enter into an agreement with a contiguous municipality or a municipality with boundaries that are within one-half mile of the municipality seeking to enter into the agreement to establish concurrent jurisdiction of the municipal courts in the municipalities and provide original jurisdiction to a municipal court in which a case is brought as if the municipal court were located in the municipality in which the case arose, for:

(1) all cases in which either municipality has jurisdiction under Subsection (a) or (b); and

(2) cases that arise under Section 821.022, Health and Safety Code.

SECTION 3.____. Article 103.003, Code of Criminal Procedure, is amended by adding Subsection (a-1) to read as follows:

(a-1) The clerk of a municipal court may collect money payable to the municipal court under this title.

SECTION 3.____. Article 103.0081, Code of Criminal Procedure, is amended to read as follows:

Art. 103.0081. UNCOLLECTIBLE FINES AND FEES. (a) Any officer authorized by this chapter to collect a fine, fee, or item of cost may request the trial court in which a criminal action or proceeding was held to make a finding that a fine, fee, or item of cost imposed in the action or proceeding is uncollectible if the officer believes:

(1) the defendant is deceased;

(2) the defendant is serving a sentence for imprisonment for life or life without parole; or

(3) the fine, fee, or item of cost has been unpaid for at least 15 years.

(b) On a finding by a court that any condition described by Subsections (a)(1)-(3) is true, the court may order the officer to designate the fine, fee, or item of cost as uncollectible in the fee record. The officer shall attach a copy of the court's order to the fee record.

SECTION 3.____. Section 29.003(i), Government Code, is amended to read as follows:

(i) A municipality may enter into an agreement with a contiguous municipality or a municipality with boundaries that are within one-half mile of the municipality seeking to enter into the agreement to establish concurrent jurisdiction of the municipal courts in the municipalities and provide original jurisdiction to a municipal court in which a case is brought as if the municipal court were located in the municipality in which the case arose, for:

(1) all cases in which either municipality has jurisdiction under Subsection (a) or (b); and

(2) cases that arise under Section 821.022, Health and Safety Code, or Section 65.003(a), Family Code.

(11) Add the following appropriately numbered ARTICLE to the bill and renumber ARTICLES of the bill accordingly:

ARTICLE ____. DISTRICT AND COUNTY ATTORNEYS

SECTION ____.____. Section 43.137, Government Code, is amended by adding Subsections (c) and (d) to read as follows:

(c) In addition to exercising the duties and authority conferred on district attorneys by general law, the district attorney represents the state in the district and inferior courts in Ector County in all criminal cases, juvenile matters under Title 3, Family Code, and matters involving children's protective services.

(d) The district attorney has no power, duty, or privilege in any civil matter, other than civil asset forfeiture and civil bond forfeiture matters.

SECTION ____.____. Subchapter B, Chapter 45, Government Code, is amended by adding Section 45.168 to read as follows:

Sec. 45.168. ECTOR COUNTY. (a) It is the primary duty of the county attorney in Ector County to represent the state, Ector County, and the officials of the county in all civil matters, other than asset forfeiture and bond forfeiture matters for which the district attorney is responsible, pending before the courts of Ector County and any other court in which the state, Ector County, or the county officials have matters pending.

(b) The county attorney has no power, duty, or privilege in Ector County relating to criminal matters, juvenile matters under Title 3, Family Code, or matters involving children's protective services.

SECTION ____.____. Section 43.137, Government Code, as amended by this article, and Section 45.168, Government Code, as added by this article, apply only to a proceeding commenced on or after the effective date of this Act. A proceeding commenced before the effective date of this Act is governed by the law in effect on the date the proceeding was commenced, and the former law is continued in effect for that purpose.

(12) On page 15, line 15, immediately following the underlined semicolon, strike "and".

(13) On page 15, line 18, between "County" and the period, insert the following:

; and

15. The magistrates appointed by the judges of the district courts of Tom Green County

(14) Add the following appropriately numbered SECTIONS to ARTICLE 5 of the bill and renumber SECTIONS of the ARTICLE accordingly:

SECTION 5.____. Articles 15.03(a), (c), and (f), Code of Criminal Procedure, are amended to read as follows:

(a) A magistrate may issue a warrant of arrest or a summons:

1. In any case in which he is by law authorized to order verbally the arrest of an offender;

2. When any person shall make oath before the magistrate or other person authorized by law to administer oaths that another has committed some offense against the laws of the State; and

3. In any case named in this Code where he is specially authorized to issue warrants of arrest.

(c) For purposes of Subdivision 2, Subsection (a), a person may appear before the magistrate or other person authorized by law to administer oaths in person or the person's image may be presented to the magistrate through an electronic broadcast system.

(f) In this article, "electronic broadcast system" means a two-way electronic communication of image and sound between a person and magistrate or other person authorized by law to administer oaths and includes secure Internet videoconferencing.

SECTION 5.____. Article 18.0215(c), Code of Criminal Procedure, is amended to read as follows:

(c) A judge may issue a warrant under this article only on the application of a peace officer. An application must be written and signed and sworn to or affirmed before the judge or other person authorized by law to administer oaths. The application must:

(1) state the name, department, agency, and address of the applicant;

(2) identify the cellular telephone or other wireless communications device to be searched;

(3) state the name of the owner or possessor of the telephone or device to be searched;

(4) state the judicial district in which:

(A) the law enforcement agency that employs the peace officer is located, if the telephone or device is in the officer's possession; or

(B) the telephone or device is likely to be located; and

(5) state the facts and circumstances that provide the applicant with probable cause to believe that:

(A) criminal activity has been, is, or will be committed; and

(B) searching the telephone or device is likely to produce evidence in the investigation of the criminal activity described in Paragraph (A).

SECTION 5.____. (a) Section 54.1501(b), Government Code, is amended to read as follows:

(b) The commissioners court shall establish the minimum qualifications, salary, benefits, and other compensation of each magistrate position and shall determine whether the position is full-time or part-time. [~~The qualifications must require the magistrate to:~~

[~~(1) have served as a justice of the peace or municipal court judge; or~~

[~~(2) be an attorney licensed in this state.~~]

(b) Section 54.1502, Government Code, is amended to read as follows:

Sec. 54.1502. JURISDICTION. A magistrate has concurrent criminal jurisdiction with:

(1) the judges of the justice of the peace courts of Burnet County; and

(2) a municipal court in Burnet County, if approved by a memorandum of understanding between the municipality and Burnet County.

SECTION 5.____. Chapter 54, Government Code, is amended by adding Subchapter QQ to read as follows:

SUBCHAPTER QQ. CRIMINAL LAW MAGISTRATES IN TOM GREEN COUNTY

Sec. 54.2601. APPOINTMENT. (a) The judges of the district courts of Tom Green County, with the consent and approval of the commissioners court of Tom Green County, shall jointly appoint the number of magistrates set by the commissioners court to perform the duties authorized by this subchapter.

(b) Each magistrate's appointment must be made with the approval of at least two-thirds of all the judges described in Subsection (a).

(c) If the number of magistrates is less than the number of district judges, each magistrate shall serve equally in the courts of those judges.

Sec. 54.2602. QUALIFICATIONS. To be eligible for appointment as a magistrate, a person must:

(1) be a resident of this state; and

(2) have been licensed to practice law in this state for at least four years.

Sec. 54.2603. COMPENSATION. (a) A full-time magistrate is entitled to the salary determined by the commissioners court of Tom Green County. The salary may not be less than an amount equal to the salary, supplements, and allowances paid to a justice of the peace of Tom Green County as set by the annual budget of Tom Green County.

(b) A magistrate's salary is paid from the county fund available for payment of officer's salaries.

(c) The salary of a part-time magistrate is equal to the per-hour salary of a full-time magistrate. The per-hour salary is determined by dividing the annual salary by a 2,080 work-hour year. The judges of the courts trying criminal cases in Tom Green County shall approve the number of hours for which a part-time magistrate is to be paid.

Sec. 54.2604. JUDICIAL IMMUNITY. A magistrate has the same judicial immunity as a district judge.

Sec. 54.2605. TERMINATION OF SERVICES. (a) A magistrate who serves a single court serves at the will of the judge.

(b) The services of a magistrate who serves more than one court may be terminated by a majority vote of all the judges whom the magistrate serves.

Sec. 54.2606. PROCEEDING THAT MAY BE REFERRED. (a) A judge may refer to a magistrate any criminal case or matter relating to a criminal case for proceedings involving:

(1) a negotiated plea of guilty or no contest and sentencing before the court;

(2) a bond forfeiture, remittitur, and related proceedings;

(3) a pretrial motion;

(4) a writ of habeas corpus;

(5) an examining trial;

(6) an occupational driver's license;

(7) a petition for an order of expunction under Chapter 55, Code of Criminal Procedure;

(8) an asset forfeiture hearing as provided by Chapter 59, Code of Criminal Procedure;

(9) a petition for an order of nondisclosure of criminal history record information or an order of nondisclosure of criminal history record information that does not require a petition provided by Subchapter E-1, Chapter 411;

(10) a motion to modify or revoke community supervision or to proceed with an adjudication of guilty;

(11) setting conditions, modifying, revoking, and surrendering of bonds, including surety bonds;

(12) specialty court proceedings;

(13) a waiver of extradition; and

(14) any other matter the judge considers necessary and proper.

(b) A judge may refer to a magistrate a civil case arising out of Chapter 59, Code of Criminal Procedure, for any purpose authorized by that chapter, including issuing orders, accepting agreed judgments, enforcing judgments, and presiding over a case on the merits if a party has not requested a jury trial.

(c) A magistrate may accept a plea of guilty from a defendant charged with misdemeanor, felony, or both misdemeanor and felony offenses.

(d) A magistrate may select a jury. A magistrate may not preside over a criminal trial on the merits, whether or not the trial is before a jury.

(e) A magistrate may not hear a jury trial on the merits of a bond forfeiture.

(f) A judge of a designated juvenile court may refer to a magistrate any proceeding over which a juvenile court has exclusive original jurisdiction under Title 3, Family Code, including any matter ancillary to the proceeding.

Sec. 54.2607. ORDER OF REFERRAL. (a) To refer one or more cases to a magistrate, a judge must issue an order of referral specifying the magistrate's duties.

(b) An order of referral may:

(1) limit the powers of the magistrate and direct the magistrate to report only on specific issues, perform particular acts, or only receive and report on evidence;

(2) set the time and place for the hearing;

(3) prescribe a closing date for the hearing;

(4) provide a date for filing the magistrate's findings;

(5) designate proceedings for more than one case over which the magistrate shall preside;

(6) direct the magistrate to call the court's docket; and

(7) provide the general powers and limitations of authority of the magistrate applicable to any case referred.

Sec. 54.2608. POWERS. (a) Except as limited by an order of referral, a magistrate to whom a case is referred may:

(1) conduct hearings;

(2) hear evidence;

(3) compel production of relevant evidence;

(4) rule on admissibility of evidence;

(5) issue summons for the appearance of witnesses;

(6) examine witnesses;

(7) swear witnesses for hearings;

(8) make findings of fact on evidence;

(9) formulate conclusions of law;

(10) rule on a pretrial motion;

(11) recommend the rulings, orders, or judgment to be made in a case;

(12) regulate proceedings in a hearing;

(13) accept a plea of guilty from a defendant charged with misdemeanor, felony, or both misdemeanor and felony offenses;

(14) select a jury;

(15) accept a negotiated plea on probation revocation;

(16) conduct a contested probation revocation hearing;

(17) sign a dismissal in a misdemeanor case;

(18) in any case referred under Section 54.656(a)(1), accept a negotiated plea of guilty or no contest and:

(A) enter a finding of guilty and impose or suspend the sentence; or

(B) defer adjudication of guilty; and

(19) perform any act and take any measure necessary and proper for the efficient performance of the duties required by the order of referral.

(b) A magistrate may sign a motion to dismiss submitted by an attorney representing the state on cases referred to the magistrate, or on dockets called by the magistrate, and may consider adjudicated cases at sentencing under Section 12.45, Penal Code.

(c) A magistrate has all the powers of a magistrate under the laws of this state and may administer an oath for any purpose.

Sec. 54.2609. COURT REPORTER. At the request of a party in a felony case, the court shall provide a court reporter to record the proceedings before the magistrate.

Sec. 54.2610. WITNESS. (a) A witness who appears before a magistrate and is sworn is subject to the penalties for perjury provided by law.

(b) A referring court may issue attachment against and may fine or imprison a witness whose failure to appear after being summoned or whose refusal to answer questions has been certified to the court.

Sec. 54.2611. PAPERS TRANSMITTED TO JUDGE. At the conclusion of the proceedings, a magistrate shall transmit to the referring court any papers relating to the case, including the magistrate's findings, conclusions, orders, recommendations, or other action taken.

Sec. 54.2612. JUDICIAL ACTION. (a) A referring court may modify, correct, reject, reverse, or recommit for further information any action taken by the magistrate.

(b) If the court does not modify, correct, reject, reverse, or recommit an action of the magistrate, the action becomes the decree of the court.

(c) At the conclusion of each term during which the services of a magistrate are used, the referring court shall enter a decree on the minutes adopting the actions of the magistrate of which the court approves.

Sec. 54.2613. MAGISTRATE. (a) If a magistrate appointed under this subchapter is absent or unable to serve, the judge referring the case may appoint another magistrate to serve for the absent magistrate.

(b) A magistrate serving for another magistrate under this section has the powers and shall perform the duties of the magistrate for whom the magistrate is serving.

Sec. 54.2614. CLERK. The clerk of a district court that refers a proceeding to a magistrate under this subchapter shall perform the statutory duties necessary for the magistrate to perform the duties authorized by this subchapter.

(15) On page 23, line 5, immediately following "CASES", insert "AND ELECTRONIC FILING SYSTEM".

(16) Add the following appropriately numbered SECTION to ARTICLE 7 of the bill and renumber SECTIONS of the ARTICLE accordingly:

SECTION 7.____. (a) Section 72.031(a), Government Code, is amended by adding Subdivision (5) to read as follows:

(5) "State court document database" means a database accessible by the public and established or authorized by the supreme court for storing documents filed with a court in this state.

(b) Section 72.031(b), Government Code, is amended to read as follows:

(b) The office as authorized by supreme court rule or order may:

(1) implement an electronic filing system for use in the courts of this state;

(2) allow public access to view information or documents in the state court document database; and

(3) charge a reasonable fee for additional optional features in the state court document database.

(17) On page 30, line 16, strike "statement [~~affidavit~~]" and substitute "affidavit".

(18) On page 30, line 19, strike "statement [~~affidavit~~]" and substitute "affidavit".

(19) On page 31, line 9, strike "a statement [~~an affidavit~~]" and substitute "an affidavit".

(20) On page 31, line 27, strike "statement [~~affidavit~~]" and substitute "affidavit".

(21) On page 32, line 17, strike "a statement [~~an affidavit~~]" and substitute "an affidavit".

(22) On page 38, line 12, strike "treatment".

(23) Add the following appropriately numbered SECTION to ARTICLE 11 of the bill and renumber subsequent SECTIONS of the ARTICLE accordingly:

SECTION 11.____. Section 434.032, Government Code, is amended by adding Subsection (c) to read as follows:

(c) The commissioners court of a county that maintains an office:

(1) may not consider a juror's donation to the office of the juror's daily reimbursement under Section 61.003 for purposes of determining the county's budget for the office; and

(2) may use donations described by Subdivision (1) only to supplement, rather than supplant, amounts budgeted by the county for the office.

(24) Add the following appropriately numbered ARTICLES to the bill and renumber subsequent ARTICLES accordingly:

ARTICLE ____. APPELLATE COURTS

SECTION ____.____. Subchapter A, Chapter 22, Government Code, is amended by adding Section 22.0042 to read as follows:

Sec. 22.0042. RULES REGARDING EXEMPTIONS FROM SEIZURE OF PROPERTY; FORM. (a) The supreme court shall adopt rules that:

(1) establish a simple and expedited procedure for a judgment debtor to assert an exemption to the seizure of personal property by a judgment creditor or a receiver appointed under Section 31.002, Civil Practice and Remedies Code;

(2) require a court to stay a proceeding, for a reasonable period, to allow for the assertion of an exemption under Subdivision (1); and

(3) require a court to promptly set a hearing and stay proceedings until a hearing is held, if a judgment debtor timely asserts an exemption under Subdivision (1).

(b) Rules adopted under this section shall require the provision of a notice in plain language to a judgment debtor regarding the right of the judgment debtor to assert one or more exemptions under Subsection (a)(1). The notice must:

(1) be in English with an integrated Spanish translation that can be readily understood by the public and the court;

(2) include the form promulgated under Subsection (c);

(3) list all exemptions under state and federal law to the seizure of personal property; and

(4) provide information for accessing free or low-cost legal assistance.

(c) Rules adopted under this section shall include the promulgation of a form in plain language for asserting an exemption under Subsection (a)(1). A form promulgated under this subsection must:

(1) be in English with an integrated Spanish translation that can be readily understood by the public and the court; and

(2) include instructions for the use of the form.

(d) A court shall accept a form promulgated under Subsection (c) unless the form has been completed in a manner that causes a substantive defect that cannot be cured.

SECTION ____.____. Not later than May 1, 2022, the Supreme Court of Texas shall adopt rules and promulgate forms under Section 22.0042, Government Code, as added by this article.

ARTICLE ____. PROCEDURES FOR CERTAIN DEFENDANTS

SECTION ____.____. Article 16.22(a)(1), Code of Criminal Procedure, is amended to read as follows:

(a)(1) Not later than 12 hours after the sheriff or municipal jailer having custody of a defendant [~~for an offense punishable as a Class B misdemeanor or any higher category of offense~~] receives credible information that may establish reasonable cause to believe that the defendant has a mental illness or is a person with an intellectual disability, the sheriff or municipal jailer shall provide written or electronic notice to the magistrate. The notice must include any information related to the sheriff's or municipal jailer's determination, such as information regarding the defendant's behavior immediately before, during, and after the defendant's arrest and, if applicable, the results of any previous assessment of the defendant. On a determination that there is reasonable cause to believe that the defendant has a mental illness or is a person with an intellectual disability, the magistrate, except as provided by Subdivision (2), shall order the service provider that contracts with the jail to provide mental health or intellectual and developmental disability services, the local mental health authority, the local intellectual and developmental disability authority, or another qualified mental health or intellectual and developmental disability expert to:

(A) interview the defendant if the defendant has not previously been interviewed by a qualified mental health or intellectual and developmental disability expert on or after the date the defendant was arrested for the offense for which the defendant is in custody and otherwise collect information regarding whether the defendant has a mental illness as defined by Section 571.003, Health and Safety Code, or is a person with an intellectual disability as defined by Section 591.003, Health and Safety Code, including, if applicable, information obtained from any previous assessment of the defendant and information regarding any previously recommended treatment or service; and

(B) provide to the magistrate a written report of an interview described by Paragraph (A) and the other information collected under that paragraph on the form approved by the Texas Correctional Office on Offenders with Medical or Mental Impairments under Section 614.0032(c), Health and Safety Code.

SECTION ____.____. Articles 16.22(b-1) and (d), Code of Criminal Procedure, are amended to read as follows:

(b-1) The magistrate shall provide copies of the written report to the defense counsel, the attorney representing the state, and the trial court. The written report must include a description of the procedures used in the interview and collection of other information under Subsection (a)(1)(A) and the applicable expert's observations and findings pertaining to:

(1) whether the defendant is a person who has a mental illness or is a person with an intellectual disability;

(2) subject to Article 46B.002, whether there is clinical evidence to support a belief that the defendant may be incompetent to stand trial and should undergo a complete competency examination under Subchapter B, Chapter 46B; and

(3) any appropriate or recommended treatment or service.

(d) This article does not prevent the applicable court from, before, during, or after the interview and collection of other information regarding the defendant as described by this article:

(1) releasing a defendant who has a mental illness or is a person with an intellectual disability from custody on personal or surety bond, including imposing as a condition of release that the defendant submit to an examination or other assessment; or

(2) subject to Article 46B.002, ordering an examination regarding the defendant's competency to stand trial.

SECTION ____.____. The change in law made by this article applies only to a person who is arrested on or after the effective date of this Act. A person arrested before the effective date of this Act is governed by the law in effect on the date the person was arrested, and the former law is continued in effect for that purpose.

ARTICLE ____. MISDEMEANOR CASES

SECTION ____.____. Article 15.17(b), Code of Criminal Procedure, is amended to read as follows:

(b) After an accused charged with a misdemeanor punishable by fine only is taken before a magistrate under Subsection (a) and the magistrate has identified the accused with certainty, the magistrate may release the accused without bond and order the accused to appear at a later date for arraignment in the applicable justice court or municipal court. The order must state in writing the time, date, and place of the arraignment, and the magistrate must sign the order. The accused shall receive a copy of the order on release. If an accused fails to appear as required by the order, the judge of the court in which the accused is required to appear shall issue a warrant for the arrest of the accused. If the accused is arrested and brought before the judge, the judge may admit the accused to bail, and in admitting the accused to bail, the judge should set as the amount of bail an amount double that generally set for the offense for which the accused was arrested. [~~This subsection does not apply to an accused who has previously been convicted of a felony or a misdemeanor other than a misdemeanor punishable by fine only.~~]

SECTION ____.____. Article 45.016(c), Code of Criminal Procedure, as added by Chapter 1127 (**SB 1913**), Acts of the 85th Legislature, Regular Session, 2017, is amended to read as follows:

(c) If before the expiration of a 48-hour period following the issuance of the applicable order a defendant described by Subsection (b) remains in custody for a misdemeanor punishable by fine only and [~~Subsections (b)(1) and (2)~~] does not give a required bail bond, the justice or judge:

(1) shall reconsider the requirement for the defendant to give the bail bond and presume that the defendant does not have sufficient resources or income to give the bond; and

(2) may require the defendant to give a personal bond.

SECTION ____.____. Article 45.031, Code of Criminal Procedure, is amended to read as follows:

Art. 45.031. COUNSEL FOR STATE NOT PRESENT. (a) If the state is not represented by counsel when the case is called for trial, the justice or judge may:

(1) postpone the trial to a date certain;

(2) appoint any competent attorney as an attorney pro tem [~~as provided by this code~~] to represent the state, notwithstanding Article 2.07; or

(3) proceed to trial.

(b) An attorney appointed under Subsection (a) is qualified to perform the duties of the office of the attorney representing the state and may be paid a reasonable fee for performing those duties.

SECTION ____.____. The heading to Article 45.0445, Code of Criminal Procedure, is amended to read as follows:

Art. 45.0445. RECONSIDERATION OF SATISFACTION OF FINE OR COSTS.

SECTION ____.____. Article 66.252, Code of Criminal Procedure, is amended by adding Subsection (b-1) to read as follows:

(b-1) At any time before final disposition of the case, the justice or judge of a court having jurisdiction of the case of a misdemeanor described by Subsection (b)(3) may order a law enforcement officer to use the uniform incident fingerprint card to take the fingerprints of an offender who is charged with the misdemeanor, but was not placed under custodial arrest at the time of the offense.

SECTION ____.____. Article 45.016(c), Code of Criminal Procedure, as added by Chapter 977 (**HB 351**), Acts of the 85th Legislature, Regular Session, 2017, is repealed.

SECTION ____.____. The change in law made by this article applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.

SECTION ____.____. The changes in law made by this article apply only to a misdemeanor case that is initially filed in a justice or municipal court on or after the effective date of this Act, regardless of whether the offense for which the case is filed occurred before, on, or after the effective date of this Act.

ARTICLE ____. COURT REPORTERS

SECTION ____.____. Article 39.03, Code of Criminal Procedure, is amended to read as follows:

Art. 39.03. OFFICERS WHO MAY TAKE [~~THE~~] DEPOSITION. (a) On [~~Upon the~~] filing of the [~~such an~~] affidavit and application under Article 39.02, the court shall appoint, order, or designate one of the following persons before whom the [~~such~~] deposition must [~~shall~~] be taken:

(1) a [~~1. A~~] district judge;[~~.~~]

(2) a [~~2. A~~] county judge;[~~.~~]

(3) a [~~3. A~~] notary public;[~~.~~]

(4) a [~~4. A~~] district clerk;[~~.~~]

(5) a [~~5. A~~] county clerk; or

(6) a court reporter.

(b) The [~~Such~~] order shall specifically name the [~~such~~] person before whom, [~~and~~] the time when, and the place where the [~~such~~] deposition must [~~shall~~] be taken. Failure of a witness to respond to the order is [~~thereto, shall be~~] punishable by contempt by the court. The [~~Such~~] deposition must [~~shall~~] be oral or written, as the court directs [~~shall direct~~].

SECTION ____.____. Chapter 42, Code of Criminal Procedure, is amended by adding Article 42.25 to read as follows:

Art. 42.25. FILING OF REPORTER NOTES. A court reporter may comply with Rule 13.6, Texas Rules of Appellate Procedure, by electronically filing with the trial court clerk not later than the 20th day after the expiration of the time the defendant is allotted to perfect the appeal the untranscribed notes created by the court reporter using computer-aided software.

SECTION ____.____. Section 52.001(a)(4), Government Code, is amended to read as follows:

(4) "Shorthand reporter" and "court reporter" mean a person who is certified as a court reporter, apprentice court reporter, or provisional court reporter under Chapter 154 to engage [~~engages~~] in shorthand reporting.

SECTION ____.____. Section 52.011, Government Code, is amended to read as follows:

Sec. 52.011. PROVISION OF SIGNED DEPOSITION CERTIFICATE; CERTIFICATE REQUIREMENTS [~~CERTIFICATION~~]. (a) A court reporting firm representative or a court reporter who reported a deposition for a case shall complete and sign a deposition certificate, known as the further certification.

(b) On request of a court reporter who reported a deposition for a case, a court reporting firm shall provide the reporter with a copy of the deposition certificate [~~document related to the deposition, known as the further certification,~~] that the reporter has signed or to which the reporter's signature has been applied.

(c) The deposition certificate must include:

(1) a statement that the deposition transcript was submitted to the deponent or the deponent's attorney for examination and signature;

(2) the date the transcript was submitted to the deponent or the deponent's attorney;

(3) the date the deponent returned the transcript, if returned, or a statement that the deponent did not return the transcript;

(4) a statement that any changes the deponent made to the transcript are reflected in a separate document attached to the transcript;

(5) a statement that the transcript was delivered in accordance with Rule 203.3, Texas Rules of Civil Procedure;

(6) the amount charged for preparing the original deposition transcript;

(7) a statement that a copy of the certificate was served on all parties to the case; and

(8) the date the copy of the certificate was served on the parties to the case.

SECTION ____.____. Section 52.041, Government Code, is amended to read as follows:

Sec. 52.041. APPOINTMENT OF OFFICIAL COURT REPORTER. (a) Each judge of a court of record shall appoint an official court reporter. An official court reporter is a sworn officer of the court and holds office at the pleasure of the court.

(b) Notwithstanding any other law, a certified shorthand reporter may be appointed by more than one judge of a court of record to serve more than one court. A certified shorthand reporter appointed to serve as an official court reporter by more than one judge of a court of record may be an employee of more than one county or may serve more than one county as an official court reporter under contract with a county.

(c) An official court reporter may remotely serve any court to which the official court reporter is appointed and may remotely serve any other court of record with the approval of an appointing court and the agreement of the court reporter.

(d) An official court reporter may elect to serve the requesting court in person or, with the permission of the requesting court, remotely.

SECTION ____.____. Section 52.042, Government Code, is amended by adding Subsections (e) and (f) to read as follows:

(e) A certified shorthand reporter may be appointed by more than one judge of a court of record to serve as a deputy court reporter serving more than one court. A certified shorthand reporter appointed to serve as a deputy court reporter by more than one judge of a court of record may be an employee of more than one county or may serve more than one county as a deputy court reporter under contract with a county and the agreement of the court reporter.

(f) A deputy court reporter may remotely serve any court to which the official court reporter is appointed and may remotely serve any other court of record with the approval of an appointing court.

SECTION ____.____. Sections 52.046(b) and (d), Government Code, are amended to read as follows:

(b) An official court reporter [~~of a district court~~] may conduct the deposition of witnesses, receive, execute, and return commissions, and make a certificate of the proceedings in any county [~~that is included in the judicial district of that court~~].

(d) A judge of a county court or county court at law shall appoint a [~~certified~~] shorthand reporter to report the oral testimony given in any contested probate matter in that judge's court.

SECTION ____.____. Subchapter E, Chapter 52, Government Code, is amended by adding Section 52.060 to read as follows:

Sec. 52.060. MODEL INTERLOCAL AGREEMENT REGARDING COMPENSATION AND EXPENSES OF MULTI-COURT OFFICIAL COURT REPORTERS. (a) In this section, "office" means the Office of Court Administration of the Texas Judicial System.

(b) The office shall coordinate the development of a model interlocal agreement that may be used by counties or courts to share the compensation and expenses of an official court reporter or deputy court reporter who serves more than one court of record under Section 52.041 or 52.042, whether the deputy court reporter serves as an employee of one or more counties or courts or under contract to one or more counties or courts.

(c) The office shall develop the model interlocal agreement with the participation of the counties and courts of this state. The model interlocal agreement may include provisions for the compensation and expenses of an official court reporter or deputy court reporter serving remotely.

(d) A county or court is not required to use the model interlocal agreement developed under Subsection (b) and may enter into agreements as the counties or courts determine appropriate.

(e) In the event of a conflict between this subchapter and a model interlocal agreement or any other agreement between counties or courts for the compensation and expenses of official court reporters or deputy court reporters serving more than one court, this subchapter prevails.

SECTION ____.____. Chapter 72, Government Code, is amended by adding Subchapter H to read as follows:

SUBCHAPTER H. FACILITATION OF APPOINTMENT OF COURT REPORTERS TO ADDITIONAL COURTS

Sec. 72.161. DEFINITIONS. In this section:

(1) "Official court reporter" means a shorthand reporter appointed by a judge as an official court reporter.

(2) "Shorthand reporter" and "court reporter" mean a person who engages in shorthand reporting.

Sec. 72.162. OFFICIAL COURT REPORTER DATABASES. (a) The office shall develop one or more databases of official court reporters and deputy court reporters willing and authorized by an appointing court or courts to serve as a reporter in a court of this state other than the court to which the reporter is appointed when the reporter's duties to the appointing court or courts do not conflict with duties provided to the requesting court.

(b) An official reporter database must include:

(1) the court or courts served by each official court reporter and deputy court reporter;

(2) the contact information for each court identified under Subdivision (1);

(3) the name and contact information for each court reporter; and

(4) whether a reporter in the database is willing to serve as a temporary court reporter:

(A) only in person;

(B) only remotely; or

(C) both in person and remotely.

Sec. 72.163. The office shall facilitate communication between the courts of this state and official court reporters for purposes of matching court reporters with courts requesting the services of court reporters.

Sec. 72.164. The office, the courts of record of this state, and official court reporters and deputy court reporters may use an online service for matching court reporters with courts requesting the services of court reporters in a database established under Section 72.162(b). The service may be provided by a statewide trade association of court reporters with the permission of the trade association.

SECTION ____.____. Section 154.001(a)(4), Government Code, is amended to read as follows:

(4) "Shorthand reporter" and "court reporter" mean a person who is certified as a court reporter, apprentice court reporter, or provisional court reporter under this chapter to engage [~~engages~~] in shorthand reporting.

SECTION ____.____. Section 154.101(e), Government Code, is amended to read as follows:

(e) A person may not assume or use the title or designation "court recorder," "court reporter," or "shorthand reporter," or any abbreviation, title, designation, words, letters, sign, card, or device tending to indicate that the person is a court reporter or shorthand reporter, unless the person is certified as a shorthand reporter or provisional court reporter by the supreme court. Nothing in this

subsection shall be construed to either sanction or prohibit the use of electronic court recording equipment operated by a person who engages in shorthand reporting but is not certified as a [~~noncertified~~] court reporter pursuant and according to rules adopted or approved by the supreme court.

SECTION ____.____. Section 154.105, Government Code, is amended by amending Subsection (b) and adding Subsections (c), (d), and (e) to read as follows:

(b) A [~~certified~~] shorthand reporter may administer oaths to witnesses:

(1) anywhere in this state;

(2) in a jurisdiction outside this state if:

(A) the reporter is at the same location as the witness; and

(B) the witness is or may be a witness in a case filed in this state; and

(3) at any location authorized in a reciprocity agreement between this state and another jurisdiction under Section 152.202(b).

(c) Notwithstanding Subsection (b), a shorthand reporter may administer an oath as provided under this subsection to a person who is or may be a witness in a case filed in this state without being at the same location as the witness:

(1) if the reporter is physically located in this state at the time the oath is administered; or

(2) as authorized in a reciprocity agreement between this state and another jurisdiction under Section 152.202(b) if:

(A) the witness is at a location in the other jurisdiction; and

(B) the reporter is at a location in the same jurisdiction as the witness.

(d) The identity of a witness who is not in the physical presence of a shorthand reporter may be proven by:

(1) a statement under oath on the record by a party to the case stating that the party has actual knowledge of the witness's identity;

(2) a statement on the record by an attorney for a party to the case, or an attorney for the witness, verifying the witness's identity;

(3) a statement on the record by a notary who is in the presence of the witness verifying the witness's identity; or

(4) the witness's presentation for inspection by the court reporter of an official document issued by this state, another state, a federal agency, or another jurisdiction that verifies the witness's identity.

(e) A shorthand reporter to which this section applies shall state on the record and certify in each transcript of the deposition the physical location of:

(1) the witness; and

(2) the reporter.

SECTION ____.____. Section 154.112, Government Code, is amended to read as follows:

Sec. 154.112. EMPLOYMENT OF NONCERTIFIED PERSON FOR SHORTHAND REPORTING [~~REPORTERS~~]. (a) A person who is not certified as a court [~~noncertified shorthand~~] reporter may be employed to engage in shorthand reporting until a certified shorthand reporter is available.

(b) A person who is not certified as a court [~~noncertified shorthand~~] reporter may engage in shorthand reporting to report an oral deposition only if:

(1) the person [~~noncertified shorthand reporter~~] delivers an affidavit to the parties or to their counsel present at the deposition stating that a certified shorthand reporter is not available; or

(2) the parties or their counsel stipulate on the record at the beginning of the deposition that a certified shorthand reporter is not available.

(c) This section does not apply to a deposition taken outside this state for use in this state.

SECTION ____.____. (a) Except as provided by Subsection (b) of this section, the changes in law made by this article apply only to a deposition taken on or after the effective date of this Act. A deposition taken before that date is governed by the law in effect on the date the deposition was taken, and the former law is continued in effect for that purpose.

(b) Article 39.03, Code of Criminal Procedure, as amended by this article, applies only to a deposition taken in a criminal case in which an information is filed or an indictment is returned on or after the effective date of this Act. A deposition taken in a criminal case in which an information is filed or an indictment is returned before the effective date of this Act is governed by the law in effect when the information is filed or the indictment is returned, and the former law is continued in effect for that purpose.

ARTICLE ____. JUDICIAL ELECTIONS

SECTION ____.____. Section 141.035, Election Code, is amended to read as follows:

Sec. 141.035. APPLICATION AS PUBLIC INFORMATION. (a) An application for a place on the ballot, including an accompanying petition, is public information immediately on its filing.

(b) Notwithstanding Subsection (a), the home address of a state judge, as defined by Section 572.002(11-a), Government Code, listed on an application may only be made available to the public for in-person review at the office of the authority with whom the application for a place on the ballot is filed. Before a person reviews a state judge's home address, the authority with whom the application is filed must record the person's name, whom the person represents, and the date the person reviewed the state judge's home address. The authority with whom the application is filed must provide the recorded information to the state judge not later than the second day of the review. The authority with whom the application is filed shall retain the information for the time the authority maintains the ballot application.

SECTION ____.____. Section 572.032(b), Government Code, is amended to read as follows:

(b) Subject to Section 141.035(b), during [~~During~~] the one-year period following the filing of a financial statement, each time a person requests to see the financial statement, excluding the commission or a commission employee acting on official business, the commission shall place in the file a statement of

the person's name and address, whom the person represents, and the date of the request. The commission shall retain that statement in the file for one year after the date the requested financial statement is filed.

SECTION ____.____. Section 145.007(b), Local Government Code, is amended to read as follows:

(b) Subject to Section 141.035(b), until [~~Until~~] the first anniversary of the date a financial statement is filed, each time a person, other than the clerk or secretary of the municipality or an employee of the clerk or secretary who is acting on official business, requests to see the financial statement, the clerk or secretary shall place in the file a statement of the person's name and address, whom the person represents, and the date of the request. The clerk or secretary shall retain that statement in the file until the first anniversary of the date the requested financial statement is filed.

ARTICLE ____. REMOTE PROCEEDINGS

SECTION ____.____. Section 21.009, Government Code, is amended by adding Subdivision (5) to read as follows:

(5) "Remote proceeding" means a proceeding before a court in which one or more of the participants, including a judge, party, attorney, witness, court reporter, juror, or other individual, attends the proceeding remotely through the use of technology and the Internet.

SECTION ____.____. Chapter 21, Government Code, is amended by adding Section 21.013 to read as follows:

Sec. 21.013. OPTION FOR REMOTE PROCEEDING. (a) Notwithstanding any other law and except as limited by the United States Constitution, the Texas Constitution, rules adopted by the Texas Supreme Court, or this section, a court in this state as the court determines appropriate, on the court's own motion or on the motion of any party, may:

(1) conduct a hearing or other proceeding as a remote proceeding; and

(2) allow or require a judge, party, attorney, witness, court reporter, juror, or any other individual to participate in a remote proceeding, including a deposition, hearing, trial, or other proceeding.

(b) A court that elects to conduct a remote proceeding must:

(1) provide adequate notice of the remote proceeding to the parties to the proceeding;

(2) allow a party to file with the court a motion objecting to the remote proceeding and requesting an in-person proceeding not later than the 10th day after the date the party receives the notice; and

(3) provide a method for a person described by Subsection (a)(2) to notify the court that the person is unable to participate in the remote proceeding because the person is a person with a disability, lacks the required technology, or shows other good cause and:

(A) provide an alternate method for the person to participate that accommodates the disability, lack of technology, or other situation;

(B) allow the person to appear in person; or

(C) conduct the proceeding as an in-person proceeding.

(c) On the court's receipt from any party to a proceeding of a motion objecting to the conduct of the proceeding as a remote proceeding and requesting an in-person proceeding, the court shall consider the motion and grant the motion for good cause shown.

(d) In any contested adversarial or contested evidentiary criminal proceeding for an offense punishable by confinement, the prosecutor and defendant must each agree for the proceeding to be conducted as a remote proceeding. If the prosecutor or defendant does not agree, the proceeding may not be held as a remote proceeding.

(e) A district court, statutory county court, statutory probate court, or county court may not conduct a jury trial as a remote proceeding unless each party to the proceeding agrees to conduct the proceeding as a remote proceeding.

(f) For a jury trial that is to be conducted as a remote proceeding in a justice or municipal court, the court shall consider on the record any motion or objection related to proceeding with the trial not later than the seventh day before the trial date, except that if the motion or objection is made later than the seventh day before the trial date, the court must consider the motion or objection on the record as soon as practicable.

(g) A court that conducts a jury trial as a remote proceeding shall ensure all prospective jurors have access to the technology necessary to participate in the remote proceeding.

(h) A court that conducts a remote proceeding at a location other than the location the court regularly conducts proceedings must provide to the public reasonable notice of the location of the remote proceeding and an opportunity to observe the remote proceeding.

(i) The Office of Court Administration of the Texas Judicial System shall provide guidance and assistance to the extent possible to a court conducting a remote proceeding.

(j) For purposes of any law requiring notice or citation of the time and place for a proceeding, notice of the remote means by which the proceeding will be conducted and the method for accessing the proceeding through that remote means constitutes notice of the place for the proceeding.

SECTION ____.____. The following provisions are repealed:

(1) Section 30.012(b), Civil Practice and Remedies Code; and

(2) Section 54.012(b), Family Code.

SECTION ____.____. As soon as practicable after the effective date of this Act, the Texas Supreme Court shall adopt the rules necessary to implement the changes in law made by this article. Before adopting the rules, the supreme court must consult with interested parties, including prosecutors, criminal defense attorneys, judges, and representatives from the State Bar of Texas and Disability Rights Texas.

SECTION ____.____. The Texas Legislative Council, with the assistance of the Office of Court Administration of the Texas Judicial System, shall prepare for consideration by the 88th Legislature a nonsubstantive revision of the statutes of this state as necessary to reflect the changes in law made by this article.

Amendment No. 2

Representative Leach offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Leach to **CSHB 3774** as follows:

(1) On page 1, between lines 2 and 3, insert the following appropriately numbered items and renumber items of the amendment accordingly:

(____) On page 2, line 14, immediately following "(HARRIS COUNTY).", insert "(a)".

(____) On page 2, between lines 15 and 16, insert the following:

(b) The 482nd District Court shall give preference to criminal cases.

(2) On page 1, line 7, strike "Sections 24.60024 and" and substitute "Section".

(3) On page 1, strike lines 9 and 10.

(4) On page 1, line 13, strike "and 477th Judicial Districts are" and substitute "Judicial District is".

(5) On page 1, lines 19 through 20, strike "the effective date of this Act" and substitute "September 1, 2022".

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

CSHB 3774, as amended, was passed to engrossment.

HB 2485 ON SECOND READING
(by Herrero and Moody)

HB 2485, A bill to be entitled An Act relating to the exemption of certain firefighters and police officers from jury service.

HB 2485 was passed to engrossment.

CSHB 2525 ON SECOND READING
(by Huberty, Murphy, Dutton, Harless, and Walle)

CSHB 2525, A bill to be entitled An Act relating to the creation of the Lake Houston Dredging and Maintenance District; providing the authority to issue bonds; providing authority to impose assessments and fees.

CSHB 2525 was passed to engrossment.

CSHB 2331 ON SECOND READING
(by Cortez)

CSHB 2331, A bill to be entitled An Act relating to procedures governing declared disasters for the Texas Department of Criminal Justice.

CSHB 2331 was passed to engrossment.

CSHB 3963 ON SECOND READING
(by K. King, Capriglione, Goodwin, Canales, and Ashby)

CSHB 3963, A bill to be entitled An Act relating to the placement of electric vehicle charging equipment on state property.

Amendment No. 1

Representative K. King offered the following amendment to **CSHB 3963**:

Amend **CSHB 3963** (house committee report) as follows:

(1) On page 1, line 8, strike "ON STATE PROPERTY" and substitute "IN STATE PARK".

(2) On page 1, strike lines 18-21, and substitute the following:

(b) A state agency in charge and control of a state park may enter into an agreement authorizing a charging provider to place and maintain electric vehicle charging equipment in the park.

(3) On page 2, line 3, between "the" and "property", insert "state park".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Geren offered the following amendment to **CSHB 3963**:

Amend **CSHB 3963** (house committee report) on page 2, between lines 3 and 4, by inserting the following:

(d) An agreement executed by the Parks and Wildlife Department with another person under this section must contain a provision requiring any cost associated with placing and maintaining electric vehicle charging equipment, including costs incurred for electricity, to be paid by the other person.

Amendment No. 2 was adopted.

CSHB 3963, as amended, was passed to engrossment.

CSHB 775 ON SECOND READING
(by Walle)

CSHB 775, A bill to be entitled An Act relating to the adoption of noise regulations by certain counties; creating a criminal offense; authorizing fees.

CSHB 775 was passed to engrossment.

CSHB 1237 ON SECOND READING
(by White, Thierry, et al.)

CSHB 1237, A bill to be entitled An Act relating to adverse disproportionalities within the child protective services system.

CSHB 1237 was passed to engrossment.

HB 913 ON SECOND READING
(by Dutton)

HB 913, A bill to be entitled An Act relating to an award of costs and attorney's fees and the imposition of sanctions in certain suits for the dissolution of a marriage or affecting the parent-child relationship.

HB 913 was passed to engrossment.

CSHB 1069 ON SECOND READING
(by Harris, et al.)

CSHB 1069, A bill to be entitled An Act relating to the carrying of a handgun by certain first responders.

Amendment No. 1

Representative Harris offered the following amendment to **CSHB 1069**:

Amend **CSHB 1069** (house committee printing), on page 8, line 25, between "fire protection personnel" and "and emergency medical" by inserting "as defined by Section 419.021, Government Code,".

Amendment No. 1 was adopted.

CSHB 1069, as amended, was passed to engrossment. (Rodriguez recorded voting no.)

HB 3482 ON SECOND READING
(by Rose and Rodriguez)

HB 3482, A bill to be entitled An Act relating to the definition of "indigent defense compensation expenditures" for purposes of the adjustment of a county's no-new-revenue maintenance and operations rate to reflect increases in those expenditures.

Amendment No. 1

Representative Rose offered the following amendment to **HB 3482**:

Amend **HB 3482** (committee printing) as follows:
On page 1, line 18, strike the word "or" and replace it with the word "and".

Amendment No. 1 was adopted.

HB 3482, as amended, was passed to engrossment.

CSHB 458 ON SECOND READING
(by Shaheen)

CSHB 458, A bill to be entitled An Act relating to the collection and enforcement of withholding of income for the payment of child support.

CSHB 458 was passed to engrossment.

CSHB 4066 ON SECOND READING
(by Lucio and Larson)

CSHB 4066, A bill to be entitled An Act relating to the adoption by the Railroad Commission of Texas of a permit by rule for the beneficial reuse of domestic wastewater and mobile drinking water treatment system wastewater produced at certain oil and gas drilling sites.

CSHB 4066 was passed to engrossment.

CSHB 4294 ON SECOND READING
(by Metcalf)

CSHB 4294, A bill to be entitled An Act relating to the organization and efficient operation of the legislative branch of state government through joint entities.

CSHB 4294 was passed to engrossment.

HB 1753 ON SECOND READING
(by Oliverson)

HB 1753, A bill to be entitled An Act relating to certain required reports under the Texas workers' compensation system.

HB 1753 was passed to engrossment.

HB 2281 ON SECOND READING
(by Hefner)

HB 2281, A bill to be entitled An Act relating to the prosecution of the offense of possessing a weapon in certain prohibited places associated with schools or postsecondary educational institutions.

HB 2281 was passed to engrossment. (Rodriguez recorded voting no.)

HB 2556 ON SECOND READING
(by Neave, C. Morales, Guillen, Minjarez, Rodriguez, et al.)

HB 2556, A bill to be entitled An Act relating to designating September 30 as Vanessa Guillén Day.

HB 2556 was passed to engrossment.

CSHB 2911 ON SECOND READING
(by White)

CSHB 2911, A bill to be entitled An Act relating to next generation 9-1-1 service; increasing a fee.

CSHB 2911 was passed to engrossment. (Leach recorded voting no.)

HB 3073 ON SECOND READING
(by Shaheen)

HB 3073, A bill to be entitled An Act relating to a requirement that state agencies make agency guidance documents accessible to the public.

HB 3073 was passed to engrossment.

CSHB 3107 ON SECOND READING
(by Clardy, Klick, and Cain)

CSHB 3107, A bill to be entitled An Act relating to election practices and procedures.

Amendment No. 1

Representative Morales Shaw offered the following amendment to **CSHB 3107**:

Amend **CSHB 3107** (house committee report) on page 27 by striking lines 3 through 5 and substituting the following:
the application is submitted not later than the date specified in Section 84.007(c) [~~close of regular business in the clerk's office on the day before the first day of the period for early voting by personal appearance~~].

Amendment No. 1 was adopted.

Amendment No. 2

Representative Raymond offered the following amendment to **CSHB 3107**:

Amend **CSHB 3107** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____. Subchapter B, Chapter 501, Election Code, is amended by adding Section 501.0351 to read as follows:

Sec. 501.0351. ISSUE ON SUNDAY OR HOLIDAY SALE OF LIQUOR. (a) Notwithstanding Section 105.01, Alcoholic Beverage Code, in an area where the sale of liquor for off-premise consumption has been legalized, a local option election may be held to prohibit or legalize the sale on Sunday or a holiday of liquor for off-premise consumption.

(b) The ballot shall be prepared to permit voting for or against the issue: "The sale on Sunday or a holiday of liquor for off-premise consumption."

Amendment No. 2 was adopted. (The vote was reconsidered later today, and Amendment No. 2 was withdrawn.)

CSHB 3107, as amended, was passed to engrossment. (The vote was reconsidered later today, Amendment No. 2 was withdrawn, and **CSHB 3107**, as amended, was passed to engrossment.)

CSHB 3626 ON SECOND READING
(by Romero, Frank, and Coleman)

CSHB 3626, A bill to be entitled An Act relating to the licensing of marriage and family therapists, marriage and family therapist associates, professional counselors, and professional counselor associates, including certain out-of-state applicants.

Amendment No. 1

Representative Romero offered the following amendment to **CSHB 3626**:

Amend **CSHB 3626** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 505.3575, Occupations Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) Notwithstanding any other licensing requirement of this subchapter:

(1) the executive council may not require an applicant who is licensed in good standing in another state to pass a licensing examination conducted by the executive council under Section 505.354 if an applicant with substantially equivalent experience who resides in this state would not be required to take the licensing examination; [~~and~~]

(2) the executive council may waive the requirement that an applicant not otherwise described by Subdivision (1) pass a licensing examination conducted by the executive council under Section 505.354 if the applicant:

(A) is licensed in good standing in another state to independently practice as a social worker; and

(B) has independently practiced as a licensed social worker in that state for at least one year preceding the date the application is submitted; and

(3) the executive council may issue a license to an applicant who is currently licensed in another state to independently practice social work if:

(A) after an assessment, the executive council determines that the applicant:

(i) demonstrates sufficient experience and competence, subject to Subsection (c);

(ii) has passed the jurisprudence examination conducted by the executive council under Section 505.3545; and

(iii) at the time of the application, is in good standing with the regulatory agency of the state in which the applicant is licensed; and

(B) the applicant presents to the executive council credentials that the applicant obtained from a national accreditation organization and the executive council determines that the requirements to obtain the credentials are sufficient to minimize any risk to public safety.

(c) An applicant satisfies the requirements of Subsection (a)(3)(A)(i) if the applicant:

(1) is licensed in good standing in another state to independently practice as a social worker; and

(2) has independently practiced as a licensed social worker in that state for at least one year preceding the date the application is submitted.

Amendment No. 1 was adopted.

CSHB 3626, as amended, was passed to engrossment.

CSHB 3459 ON SECOND READING
(by Bonnen)

CSHB 3459, A bill to be entitled An Act relating to preauthorization requirements for certain medical and health care services and utilization review for certain health benefit plans.

CSHB 3459 was passed to engrossment.

HB 3627 ON SECOND READING
(by Paddie and Raymond)

HB 3627, A bill to be entitled An Act relating to the authority of a governmental body impacted by a catastrophe to temporarily suspend the requirements of the public information law.

Representative Krause moved to postpone consideration of **HB 3627** until 10 a.m. Monday, May 10.

The motion prevailed.

CSHB 764 ON SECOND READING
(by Krause, Landgraf, Burns, Slawson, et al.)

CSHB 764, A bill to be entitled An Act relating to the academic assessment of public school students.

Amendment No. 1

Representative VanDeaver offered the following amendment to **CSHB 764**:

Amend **CSHB 764** (house committee printing) by striking page 23, lines 5 through 24, and substituting the following:

(a) The commissioner shall adopt rules requiring a student in the foundation high school program under Section 28.025 to be administered each [~~an end-of-course~~] assessment instrument selected under [~~listed in~~] Section 39.023(c) by the school district [~~only for a course~~] in which the student is enrolled [~~and for which an end-of-course assessment instrument is administered~~]. Each student's performance on an assessment instrument selected under Section 39.023(c) shall be evaluated to determine whether the [~~A~~] student achieved [~~is required to achieve~~] a scale score that indicates satisfactory performance, as determined by the commissioner under Section 39.0241(a)[~~, on each end-of-course assessment instrument administered to the student~~]. The results of the administration of an assessment instrument administered under Section 39.023(c) may not be used as criteria for graduation. The results may be used only for the purpose of diagnosing the academic strengths and deficiencies of a student and guiding specific instruction to the student. [~~For each scale score required under this subsection that is not based on a 100-point scale scoring system, the commissioner shall provide for conversion, in accordance with commissioner rule, of the scale score to an equivalent score based on a 100-point scale scoring system. A student may not receive a high school diploma until the student has performed satisfactorily on end-of-course assessment instruments in the manner provided under this subsection.~~] This subsection does not require a student to demonstrate readiness to enroll in an institution of higher education.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Burns offered the following amendment to **CSHB 764**:

Amend **CSHB 764** (house committee report) as follows:

(1) On page 13, line 3, strike "(h-1)" and substitute "(b-2), (b-3), (h-1),".

(2) On page 13, between lines 25 and 26, insert the following:

(b-2) Notwithstanding Subsection (b), (b-1), or any other law, and to the extent consistent with federal law, the parent of or person standing in parental relation to a student with significant cognitive disabilities may request that the student be exempted from the administration of an alternative assessment instrument adopted or developed under Subsection (b) or (b-1). If a parent or person standing in parental relation makes a request for exemption under this subsection, the student's admission, review, and dismissal committee, in consultation with the parent or person standing in parental relation, shall determine if the student should be exempted from administration of the alternative assessment instrument. If the student is exempted from administration of the alternative assessment instrument under this subsection, the student must be assessed in the applicable subject using the alternative assessment method developed under Subsection (b-3).

(b-3) The commissioner, in consultation with stakeholders, including parents of and persons standing in parental relation to students with significant cognitive disabilities, shall develop for each applicable subject an alternative assessment method for the assessment of students who receive an exemption from the administration of an alternative assessment instrument under Subsection (b-2). The criteria for the assessment method must include progress on the goals identified in the student's individualized education plan. The commissioner shall adopt rules necessary to implement this subsection.

(3) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Subchapter C, Chapter 39, Education Code, is amended by adding Section 39.0547 to read as follows:

Sec. 39.0547. EVALUATING SPECIALIZED SUPPORT CAMPUSES. (a) In this section, "specialized support campus" means a school district campus that:

(1) has a campus identification number;

(2) serves students enrolled in any grade level at which state assessment instruments are administered; and

(3) has a student enrollment in which:

(A) at least 90 percent of students receive special education services under Subchapter A, Chapter 29; and

(B) a significant percentage of the students required to take an assessment instrument under Section 39.023:

(i) take an alternative assessment instrument under Section 39.023(b) or (b-1); and

(ii) are unable to provide an authentic academic response on that assessment instrument.

(b) The commissioner, in consultation with administrators of specialized support campuses, teachers at specialized support campuses, parents and guardians of students enrolled at specialized support campuses, and other stakeholders, by rule shall establish appropriate accountability guidelines under this chapter for use by a specialized support campus in developing an alternative

accountability plan under Subsection (c) based on the specific student population served by the campus. The commissioner shall provide for public notice and comment in adopting rules under this subsection.

(c) A specialized support campus may develop and submit to the commissioner for approval an alternative accountability plan tailored to the student population served by the campus, based on the guidelines established under Subsection (b). The commissioner may approve the alternative accountability plan only if the plan:

(1) follows the guidelines established under Subsection (b); and

(2) complies with applicable federal law.

(d) Notwithstanding any other provision of this code, if the commissioner approves an alternative accountability plan developed by a specialized support campus under Subsection (c), the commissioner shall determine, report, and consider the performance of students enrolled at the campus using that plan.

(e) Not later than December 1, 2024, the commissioner shall submit to the governor, the lieutenant governor, the speaker of the house of representatives, and the standing legislative committees with primary jurisdiction over public education a report on the effectiveness of this section in evaluating specialized support campuses and any recommendations for legislative or other action.

(f) This section expires September 1, 2025.

SECTION ____. Not later than January 1, 2022, the Texas Education Agency shall apply to the United States Department of Education for a waiver of the annual alternate assessment of students with significant cognitive disabilities required under the Every Student Succeeds Act (20 U.S.C. Section 6301 et seq.) and the Individuals with Disabilities Education Act (20 U.S.C. Section 1400 et seq.).

Amendment No. 2 was adopted.

Amendment No. 3

Representative Dean offered the following amendment to **CSHB 764**:

Amend **CSHB 764** (house committee printing) as follows:

(1) On page 20, line 15, strike "Section 39.02342" and substitute "Sections 39.02342 and 39.0239".

(2) On page 23, between lines 1 and 2, insert the following:

Sec. 39.0239. ADMINISTRATION OF ASSESSMENT INSTRUMENTS AND TEMPORARY SUSPENSION OF CERTAIN ACCOUNTABILITY MEASURES DURING DISASTER. (a) If, during a school year, a statewide disaster declared by the president of the United States under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. Section 5121 et seq.) or by the governor under Chapter 418, Government Code, significantly disrupts school district operations, including in-person attendance, in a majority of school districts in this state, the commissioner shall apply to the United States Department of Education for a waiver of the requirement under the Every Student Succeeds Act (20 U.S.C. Section 6301 et seq.) to administer assessment instruments during that school year.

(b) If the United States Department of Education fails to grant a waiver requested under Subsection (a), the assessment instruments shall be administered as required under Section 39.023 during the applicable school year, but, notwithstanding any other law, the commissioner may not consider the results of the assessment instruments for purposes of:

(1) evaluating school district or campus performance under this chapter for the applicable school year, including in determining:

(A) the performance rating to assign to each district or campus under Section 39.054; or

(B) whether to impose any intervention or sanction authorized by Chapter 39A after the applicable school year on each district or campus; or

(2) determining a student's qualification for promotion or graduation.

(3) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. As soon as practicable after the effective date of this Act, the commissioner of education shall apply to the United States Department of Education for a statewide waiver of the annual assessment of students required under the Every Student Succeeds Act (20 U.S.C. Section 6301 et seq.) for the 2020-2021 school year.

Amendment No. 3 was adopted.

CSHB 764, as amended, was passed to engrossment.

CSHB 4437 ON SECOND READING
(by Walle)

CSHB 4437, A bill to be entitled An Act relating to the authority of certain counties to consider a prospective contractor's principal place of business when awarding certain contracts.

Amendment No. 1

Representative C. Bell offered the following amendment to **CSHB 4437**:

Amend **CSHB 4437** (house committee report) as follows:

(1) On page 1, line 15, between "county" and "if", insert "or in a contiguous county".

(2) On page 1, line 19, between "county" and the underlined semicolon, insert "or in a contiguous county".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Paul offered the following amendment to **CSHB 4437**:

Amend **CSHB 4437** (house committee report) on page 2, between lines 3 and 4, by inserting:

(d) This section does not apply to a contract for professional services governed by Subchapter A, Chapter 2254, Government Code.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Cason offered the following amendment to **CSHB 4437**:

Amend **CSHB 4437** (house committee report) on page 2, between lines 3 and 4, by inserting the following:

(d) A county may not award a contract to a bidder under this section if a person who approves the contract is related to the bidder within the third degree by consanguinity or within the second degree by affinity, as described by Subchapter B, Chapter 573, Government Code.

Amendment No. 3 was adopted.

Amendment No. 4

Representative Cason offered the following amendment to **CSHB 4437**:

Amend **CSHB 4437** (house committee report) on page 2, between lines 3 and 4, by inserting the following:

(d) A county may not award a contract to a bidder under this section if a person who approves the contract has financial ties to the bidder.

Amendment No. 4 was adopted.

CSHB 4437, as amended, was passed to engrossment.

CSHB 1501 ON SECOND READING
(by Dean, Deshotel, Bowers, and Metcalf)

CSHB 1501, A bill to be entitled An Act relating to certain regulations adopted by a governmental entity restricting the use of a natural gas or propane appliance or other system or component.

CSHB 1501 was passed to engrossment.

CSHB 3418 ON SECOND READING
(by Fierro)

CSHB 3418, A bill to be entitled An Act relating to the state purchasing preference for recycled, remanufactured, or environmentally sensitive products.

CSHB 3418 was passed to engrossment.

SB 1230 ON SECOND READING
(Pacheco - House Sponsor)

SB 1230, A bill to be entitled An Act relating to establishing the Texas Commission on Community College Finance.

SB 1230 was considered in lieu of **HB 3351**.

Amendment No. 1

Representative Pacheco offered the following amendment to **SB 1230**:

Amend **SB 1230** as follows:

(1) On page 2, strike lines 10 and 11 and substitute the following appropriately numbered subdivision:

(____) one individual who is an administrator of a public junior college as defined by Section 61.003, a business leader, or a stakeholder knowledgeable in junior college mission, instructional programs, and finance.

(2) On page 3, between lines 11 and 12, insert the following appropriately lettered subsection:

(____) To inform the recommendations required under Subsection (h), the commission may examine and make recommendations on other policy and finance matters, including:

(1) workforce demand and skills gaps;
(2) dual credit programs and costs;
(3) variation between taxing districts and service areas;
(4) student graduation, transfer, and success metrics; and
(5) the relationship between economic cycles and student enrollment.

(3) On page 3, between lines 17 and 18, insert the following appropriately lettered subsection:

(____) The governor shall designate the presiding officer of the commission.

(4) Reletter subsections appropriately.

Amendment No. 1 was adopted.

SB 1230, as amended, was passed to third reading.

HB 3351 - LAID ON THE TABLE SUBJECT TO CALL

Representative Pacheco moved to lay **HB 3351** on the table subject to call.

The motion prevailed.

CSHB 3662 ON SECOND READING
(by Buckley, Shine, Kacal, and Talarico)

CSHB 3662, A bill to be entitled An Act relating to the award of health plan provider contracts under the Medicaid managed care program.

CSHB 3662 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE CROCKETT: It has been stated that **CSHB 3662** only applies to an MCO with an existing contract in a specific service area. Is that correct?

REPRESENTATIVE BUCKLEY: Yes, that's correct.

CROCKETT: Okay. So for legislative purposes, is it your intent that the guaranty contract contemplated by your bill only applies to the described hospital in their existing contracted service area and that it will not affect other hospital plans like Parkland in Dallas?

BUCKLEY: That is correct. There are two provisions in the bill that actually speak to that, and it absolutely restrains this plan to remain within the Central Texas Medicaid Rural Service Area.

CROCKETT: Can you point me exactly to that part of it just so that I've got it?

BUCKLEY: Absolutely. On page 2, Subsection (4) states that "if the commission does not have an existing contract with a managed care organization in a health care service region under Subdivision (1), (2), or (3) on September 1." September 1, 2021, is very crucial because that locks us in. It creates a time certain that this takes effect so that this preference only remains within the Central Texas Medicaid Rural Service Area.

REPRESENTATIVE TINDERHOLT: You and I talked kind of at length about this bill a little while ago, is that correct?

BUCKLEY: Sure.

TINDERHOLT: And I had the same concerns. So just to quell any issues from people in my district, page 2, Subsection (4), which is right in the center and that you showed me, is very specific that this is not going to creep into other counties. It's not going to cause issues for me in Tarrant County, for her in Dallas, and it's not going to cause problems in the other 250-ish counties across the state. It's strictly going to stay right there in your area and it will not and cannot grow anywhere else in the state.

BUCKLEY: That is correct. And again, when you look at that capturing a moment in time on September 1, 2021, this prevents this community-based health plan and its subsequent hospital system from meeting a mandate criteria in any other area. It remains only in the Central Texas Medicaid Rural Service Area.

TINDERHOLT: And so just to be clear, your legislative intent on this bill is to not let this happen outside of your area there in central Texas.

BUCKLEY: That is the legislative intent.

REMARKS ORDERED PRINTED

Representative Tinderholt moved to print remarks between Representative Buckley and Representative Tinderholt on **CSHB 3662**.

The motion prevailed.

CSHB 3662 was passed to engrossment. (Darby recorded voting no.)

HB 1423 ON SECOND READING
(by Campos)

HB 1423, A bill to be entitled An Act relating to the regulation and inspection procedures of certain long-term care facilities.

REMARKS ORDERED PRINTED

Representative Crockett moved to print remarks between Representative Buckley and Representative Crockett on **CSHB 3662**.

The motion prevailed.

HB 1423 - (consideration continued)

HB 1423 was passed to engrossment.

CSHB 3669 ON SECOND READING
(by Dean)

CSHB 3669, A bill to be entitled An Act relating to the disposition by a public junior college library of certain library materials.

CSHB 3669 was passed to engrossment.

CSHB 1676 ON SECOND READING
(by Goodwin, Guerra, Talarico, Toth, Kacal, et al.)

CSHB 1676, A bill to be entitled An Act relating to child water safety requirements for certain organizations; authorizing disciplinary action, including an administrative penalty.

Amendment No. 1

Representative Goodwin offered the following amendment to **CSHB 1676**:

Amend **CSHB 1676** (house committee report) as follows:

(1) On page 1, strike lines 20 and 21 and substitute the following:

(b) This section does not apply to:

(1) a youth camp licensed under Chapter 141; or

(2) a residential child-care facility as defined by Section 42.002, Human Resources Code.

(2) On page 2, strike lines 4 and 5, and substitute "access to a body of water shall require the child's parent or legal guardian to".

(3) On page 2, strike lines 8 through 13, and substitute "water.".

(4) On page 2, line 14, between "(e)" and the underlined comma, insert "and if the organization conducts an activity that provides a child access to a body of water".

(5) On page 3, line 14, strike "organization's" and substitute "agency's".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Toth offered the following amendment to **CSHB 1676**:

Amend **CSHB 1676** (house committee report) on page 1, line 15, by striking "18" and substituting "12".

Amendment No. 2 was adopted.

CSHB 1676, as amended, was passed to engrossment. (Leach recorded voting no.)

HB 3927 ON SECOND READING
(by Hefner)

HB 3927, A bill to be entitled An Act relating to the issuance and use of certain temporary motor vehicle tags and the classification of temporary motor vehicle tags as governmental records for purposes of certain criminal offenses.

Amendment No. 1

Representative Hefner offered the following amendment to **HB 3927**:

Amend **HB 3927** (house committee printing) as follows:

(1) Strike page 1, lines 12 through 16, and substitute the following:

department. The department may [~~not~~] deny access to the database to any dealer who holds a general distinguishing number issued under this chapter or who is licensed under Chapter 2301, Occupations Code, or to any converter licensed under Chapter 2301, Occupations Code.

(2) Strike page 1, line 24, through page 2, line 3, and substitute the following:

required by Section 503.063(e). The department may [~~not~~] deny access to the database to any dealer who holds a general distinguishing number issued under this chapter or who is licensed under Chapter 2301, Occupations Code.

Amendment No. 1 was adopted.

HB 3927, as amended, was passed to engrossment.

CSHB 2633 ON SECOND READING
(by A. Johnson, S. Thompson, Bonnen, Howard, Leach, et al.)

CSHB 2633, A bill to be entitled An Act relating to resources provided to human trafficking victims and the establishment of the trafficked persons grant program.

CSHB 2633 was passed to engrossment.

HB 4612 ON SECOND READING
(by Vasut)

HB 4612, A bill to be entitled An Act relating to the creation of the Brazoria County Management District No. 2; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 4612 was passed to engrossment.

HB 546 ON SECOND READING
(by Pacheco)

HB 546, A bill to be entitled An Act relating to the application of certain occupation-related postsecondary educational financial aid and student loan repayment programs.

Amendment No. 1

Representative Howard offered the following amendment to **HB 546**:

Amend **HB 546** (house committee printing) to read as follows:

(1) On page 2, strike lines 11 through 20 and substitute the following:

"professional nursing program" means an educational program that:

(1) is offered by:

(A) a public or private institution of higher education; or

(B) a nonprofit, tax-exempt, regionally accredited college or university operating in accordance with a memorandum of understanding with this state under an executive order issued by the governor; and

(2) either:

(A) prepares [~~for preparing~~] students to attain [~~for~~] initial licensure as registered nurses; or

(B) leads students, including registered nurses holding an associate or comparable degree, to earn a bachelor of science degree in nursing.

(2) On page 2, line 21, strike "Section 61.96232(a), Education Code, is" and substitute "Sections 61.96232(a) and (b), Education Code, are".

(3) On page 3, strike lines 5 and 6 and substitute the following:

additional students or graduate additional students in a program that:

(1) prepares students [~~prepared~~] for initial licensure as registered nurses; or

(2) leads students, including registered nurses holding an associate or comparable degree, to earn a bachelor of science degree in nursing.

(b) The process established under Subsection (a) may authorize the commissioner of higher education to accept a joint application from multiple institutions that agree to cooperate on a regional or joint basis for their professional nursing programs to enroll additional students or graduate additional students described by Subsection (a) [~~prepared for initial licensure as registered nurses~~].

(4) On page 4, on both lines 19 and 20, between "employed" and "full-time", insert "part-time or".

(5) On page 4, line 26, strike "Section 61.9823(a), Education Code, is" and substitute "Sections 61.9823(a) and (b), Education Code, are".

(6) On page 5, line 3, between "of" and "full-time", insert "part-time or".

(7) On page 5, between lines 6 and 7, insert the following:

(b) The board by rule shall determine the maximum amount of loan repayment assistance received by a nurse under this subchapter [~~may not exceed $7,000~~] in any one year. The board shall base the amount of loan repayment assistance received by a nurse for part-time employment on the proportion of the number of hours worked by the nurse to the number of hours worked by a full-time nurse.

(8) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 61.9622, Education Code, is amended to read as follows:

Sec. 61.9622. PROGRAM. A professional nursing shortage reduction program is established to increase the number and types of registered nurses in order to meet the needs for registered nurses in this state. The board shall administer the professional nursing shortage reduction program to make grants for those purposes to professional nursing programs and other entities involved with those programs [~~a professional nursing program in the preparation of students for initial licensure as registered nurses in order to increase the number and types of registered nurses to meet the needs for registered nurses in the state~~].

SECTION ____. Section 61.9623(a), Education Code, is amended to read as follows:

(a) A grant from the professional nursing shortage reduction program to a professional nursing program or other entity described by Section 61.9622 [~~involved with a professional nursing program in the preparation of students for initial licensure as registered nurses~~] must be:

(1) expended exclusively on costs related to:

(A) enrolling additional students;

(B) nursing faculty enhancement in accordance with Section 61.96231;

(C) encouraging innovation in the recruitment and retention of students, including the recruitment and retention of Spanish-speaking and bilingual students; or

(D) identifying, developing, or implementing innovative methods to make the most effective use of limited professional nursing program faculty, instructional or clinical space, and other resources, including:

(i) sharing curriculum and administrative or instructional personnel, facilities, and responsibilities between two or more professional nursing programs located in the same region of this state; and

(ii) using preceptors or part-time faculty to provide clinical instruction in order to address the need for qualified faculty to accommodate increased student enrollment in the professional nursing program;

(2) contingent on the professional nursing program's having been approved as a professional nursing program by the board or the Texas Board of Nursing, as appropriate;

(3) contingent on the professional nursing program's not being on probation with the Texas Board of Nursing or other accrediting body; and

(4) if granted to increase enrollments, contingent on the professional nursing program's ability to enroll additional students, including having the necessary classroom space and clinical slots.

SECTION ____. Section 61.9626(a), Education Code, is amended to read as follows:

(a) Each institution of higher education that has a professional nursing program shall submit an annual report to the board detailing its strategy for increasing the number of students who [~~that~~] graduate from the program prepared to attain initial [~~for~~] licensure as registered nurses or who earn a bachelor of science degree in nursing. The report must include:

(1) the capacity of the program, either alone or in cooperation with one or more other programs, to graduate more students who are prepared to attain initial [~~for~~] licensure or who earn a bachelor of science degree as described by this subsection [~~as registered nurses~~]; and

(2) the resources allocated to increase the number of students who [~~that~~] graduate from the program prepared to attain initial [~~for~~] licensure or who earn a bachelor of science degree as described by this subsection [~~as registered nurses~~].

SECTION ____. Subchapter JJ, Chapter 61, Education Code, as amended by this Act, applies beginning with loan repayment assistance awarded under that subchapter for the 2022-2023 academic year. Loan repayment assistance awarded under Subchapter JJ, Chapter 61, Education Code, for an academic year before the 2022-2023 academic year is governed by the law in effect immediately before the effective date of this Act, and the former law is continued in effect for that purpose.

Amendment No. 1 was adopted.

HB 546, as amended, was passed to engrossment.

CSHB 211 ON SECOND READING
(by Thierry, Burrows, and Noble)

CSHB 211, A bill to be entitled An Act relating to sales and use taxes on e-cigarette vapor products to benefit the child health plan program; imposing taxes.

Amendment No. 1

Representative Thierry offered the following amendment to **CSHB 211**:

Amend **CSHB 211** (introduced version) as follows:

(1) On page 1, between lines 4 and 5 of the bill, insert the following:

SECTION 1. The legislature finds that:

It is the state's interest implement consistent and effective taxation on nicotine-based consumer products and set appropriate tax rates based on the risk associated with the different types of new nicotine and tobacco products we see in today's marketplace.

(2) Renumber SECTIONS of the bill appropriately.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Sanford offered the following amendment to **CSHB 211**:

Amend **CSHB 211** (house committee printing) by striking page 5, lines 18 through 20, and substituting the following:

Sec. 164.0009. DISPOSITION AND USE OF PROCEEDS. The comptroller shall deposit the proceeds from taxes imposed under this chapter as follows:

(1) 20 percent to the credit of an account in the general revenue fund administered by the Department of State Health Services, which may be appropriated to the department only for the purpose of administering youth vaping prevention and awareness programs; and

(2) the remainder to the credit of the General Revenue Fund.

Amendment No. 2 was adopted.

A record vote was requested by Representative Cason.

CSHB 211, as amended, was passed to engrossment by (Record 840): 84 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Crockett; Darby; Davis; Dean; Dominguez; Dutton; Fierro; Frank; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Holland; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Ramos;

Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Beckley; Bell, C.; Bonnen; Burns; Capriglione; Clardy; Cook; Craddick; Cyrier; Ellzey; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Hull; Jetton; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Metcalf; Middleton; Murr; Oliverson; Parker; Patterson; Paul; Price; Schaefer; Schofield; Shaheen; Slawson; Smith; Stucky; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Raney.

Absent — Biedermann; Cain; Cason; Herrero; Hunter; King, T.; Leman; Martinez Fischer; Perez; Rogers; Slaton; Smithee; Walle.

STATEMENTS OF VOTE

When Record No. 840 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 840 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

When Record No. 840 was taken, I was in the house but away from my desk. I would have voted no.

Cain

When Record No. 840 was taken, I was in the house but away from my desk. I would have voted no.

Cason

When Record No. 840 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 840 was taken, I was shown voting no. I intended to vote yes.

Kuempel

When Record No. 840 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

When Record No. 840 was taken, my vote failed to register. I would have voted no.

Slaton

When Record No. 840 was taken, I was shown voting yes. I intended to vote no.

Spiller

HB 3610 - NOTICE GIVEN

At 1:05 a.m., pursuant to the provisions of Rule 7, Section 37(c), of the House Rules, Representative Pacheco gave notice that he would, in one hour, move to reconsider the vote by which **HB 3610** failed to pass to engrossment by Record No. 830.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

SB 1499 ON SECOND READING
(Wilson - House Sponsor)

SB 1499, A bill to be entitled An Act relating to the municipal disannexation of certain areas formerly designated as a census designated place.

SB 1499 was read second time earlier today and was postponed until this time.

SB 1499 - POINT OF ORDER

Representative Goodwin raised a point of order against further consideration of **SB 1499** under Rule 8, Section 10(b), of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER
on Senate Bill 1499

Announced in the House on May 7, 2021

Representative Goodwin raises a point of order against further consideration of **SB 1499** under Rule 8, Section 10(b), of the House Rules on the grounds that the bill is limited in application to one or more political subdivisions by means of artificial devices.

The bill requires a municipality to hold a disannexation election in an area subject to the bill's provisions. Ms. Goodwin argues that the bill contains a number of classification criteria that impermissibly limit the application of the bill. The chair cannot find any reasonable relationship between this criteria and the purpose of the bill. 76 H. Jour. 3259-3260 (1999). For this reason, the bill violates the rule.

Accordingly, the point of order is well-taken and sustained, which precludes further consideration of the bill.

The ruling precluded further consideration of **SB 1499**.

CSHB 3107 - VOTE RECONSIDERED

Representative Geren moved to reconsider the vote by which **CSHB 3107**, as amended, was passed to engrossment.

The motion to reconsider prevailed.

CSHB 3107 ON SECOND READING
(by Clardy, Klick, and Cain)

The chair laid before the house, on its second reading and passage to engrossment,

CSHB 3107, A bill to be entitled An Act relating to election practices and procedures.

CSHB 3107 was read second time earlier today and was passed to engrossment, as amended.

Amendment No. 2 - Vote Reconsidered

Representative Geren moved to reconsider the vote by which Amendment No. 2 was adopted.

The motion to reconsider prevailed.

Amendment No. 2 - Point of Order

Representative Geren raised a point of order against further consideration of Amendment No. 2 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane. The point of order was withdrawn.

Amendment No. 2 was withdrawn.

CSHB 3107, as amended, was passed to engrossment.

COMMITTEE MEETING ANNOUNCEMENT

At 1:52 a.m., the following committee meeting was announced:

Appropriations, scheduled to meet at 9:30 a.m. today, for a formal meeting, was canceled.

HOUSE AT EASE

At 2:14 a.m, the chair announced that the house would stand at ease.

The chair called the house to order at 2:42 a.m.

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

CSSB 7 ON SECOND READING
(Cain, Schofield, Jetton, Klick, and Oliverson - House Sponsors)

CSSB 7, A bill to be entitled An Act relating to election integrity and security, including by preventing fraud in the conduct of elections in this state; increasing criminal penalties; creating criminal offenses.

CSSB 7 was read second time earlier today, amendments were offered and disposed of, and **CSSB 7** was postponed until this time. Amendment No. 2 was pending at the time of postponement.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Cain offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 64.031, Election Code, is amended to read as follows:

Sec. 64.031. ELIGIBILITY FOR ASSISTANCE. A voter is eligible to receive assistance in marking or reading the ballot, as provided by this subchapter, if the voter cannot prepare or read the ballot because of:

(1) a physical disability that renders the voter unable to write or see; or

(2) an inability to read the language in which the ballot is written.

SECTION ____. Section 64.032, Election Code, is amended by adding Subsection (e) to read as follows:

(e) A person may only provide assistance to a voter who is eligible to receive assistance under Section 64.031.

Amendment No. 3 was adopted.

Amendment No. 4

Representatives Cain and Schofield offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) as follows:

(1) On page 1, lines 16 through 18 and substitute the following:

"(2) minimizing the potential for fraud in elections and enhancing the opportunities to vote strengthen our constitutional democracy and provide for wide-scale confidence in elections;".

(2) On page 1, line 23, between "to" and "combat", insert "make voting more accessible or to".

(3) On page 2, lines 10 and 11, between "to" and "reduce", insert "increase voter access and".

(4) On page 3, line 26, strike "Subsection (g)" and substitute "Subsections (g) and (h)".

(5) On page 4, between lines 4 and 5, insert the following:

"(h) Notwithstanding Subsection (g), a presiding judge may call a law enforcement officer to request that a poll watcher be removed if the poll watcher commits a breach of the peace or a violation of this code."

(6) On page 4, line 14, after the period, insert the following:

"A watcher may not photograph:

(1) private information;

(2) the actual ballot; or

(3) the marking of a ballot."

(7) On page 5, line 3, between "election" and "may", insert "who is available at the time of the action".

(8) On page 7, line 15, between "watcher" and "is", insert "who is available at the time of the action".

(9) On page 16, lines 16 and 17, strike "felony of the third degree" and substitute "Class A misdemeanor".

(10) On page 18, line 5, between "not" and "alter", insert "knowingly".

Amendment No. 4 was adopted.

Amendment No. 5

Representatives Cain and Schofield offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (committee printing) as follows:

(1) On page 9, strike lines 14-16, and renumber the subsections accordingly.

(2) On page 10, strike lines 20-21, and renumber the subsections accordingly.

(3) On page 11, line 6, strike "or"

(4) On page 11, line 11, insert the following:

(3) the voter is a person with a disability whose assistor is a previously known attendant, caregiver, or friend, whether paid or unpaid."

(5) On page 13, lines 5-6, strike "the manner of any assistance provided by a person assisting the voter, and"

(6) On page 17, line 18, insert the following:

(e) It is an exception to the application of Subsection (a) that the public official provided general information about voting by mail, the vote by mail process, or the timelines associated with voting to a person or the public.

Amendment No. 5 was adopted.

Amendment No. 6

Representative Murr offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) as follows:

(1) On page 1, line 24, strike "and".

(2) On page 2, line 5, strike the period and substitute "and ensure that all legally cast ballots are counted. Integral to the right to vote is the assurance of voter access and the right for all votes legally cast to be counted;".

(3) On page 2, between lines 5 and 6, insert the following:

(6) additionally, preventing a valid vote from being counted violates the basic constitutional rights guaranteed to each citizen by the United States Constitution and the law of the land; and

(7) providing for voter access and increasing the stability of a constitutional democracy ensures public confidence in the legitimacy of public officers chosen by election.

(4) On page 2, line 11, between "elections" and the underlined period, insert ", promote voter access, and ensure that all lawfully cast votes are counted".

(5) On page 2, strike lines 17 through 23 and renumber subsequent SECTIONS of ARTICLE 1 accordingly.

(6) Add the following appropriately numbered SECTION to ARTICLE 1 of the bill:

SECTION ____. Section 1.018, Election Code, is amended to read as follows:

Sec. 1.018. APPLICABILITY OF PENAL CODE. In addition to Section 1.03, Penal Code, and to other titles of the Penal Code that may apply to this code, Titles 2 and [~~Title~~] 4, Penal Code, apply [~~applies~~] to offenses prescribed by this code.

(7) Strike page 3, line 27 through page 4, line 4 and substitute the following:

(g) A presiding judge may not have a watcher duly accepted for service under Subchapter A, Chapter 33, removed from the polling place for violating a provision of this code, the Penal Code, or any other provision of law relating to the conduct of elections, unless the violation was observed by an election judge or clerk after the watcher was previously warned that the watcher's conduct violated the law.

(8) On page 4, line 10, between the underlined period and "To", insert "It is the intent of the legislature that watchers duly accepted for service under this chapter be allowed to observe and report on irregularities in the conduct of any election, but may not interfere in the orderly conduct of an election.".

(9) On page 4, line 11, between "observe" and "the" insert "without obstructing".

(10) On page 4, line 23, strike "Subsection (e)" and substitute "Subsections (e) and (f)".

(11) On page 4, line 26, between "procedure" and the underlined period, insert "in accordance with Section 33.057"

(12) On page 4, between lines 26 and 27, insert the following:

(f) A watcher who believes that the watcher was unlawfully obstructed from the performance of the watcher's duties may seek injunctive relief under Section 273.081, a writ of mandamus under Section 161.009 or 273.061, and any other remedy available under law.

(13) On page 5, strike line 2 through 6, and substitute the following:

Sec. 33.0605. OBSERVING DATA STORAGE SEALING AND TRANSFER. Notwithstanding any other provision of this code, a watcher duly accepted for service at a polling location is entitled to follow the transfer of election materials from the polling place at which the watcher was accepted to a regional tabulating center, the central counting station, or any other location designated to process election materials. The authority responsible for administering a regional tabulating center or another location where election materials are processed must accept duly appointed watchers for service in the same manner a watcher is accepted for service under Section 33.051 and must accept the same number of watchers that may serve under Section 33.007(a).

(14) On page 5, strike lines 16 through 22 and renumber subsequent SECTIONS of ARTICLE 3 accordingly.

(15) On page 6, line 16, strike "a state" and substitute "an".

(16) On page 6, line 16, between "inspector" and ":", insert "designated by law".

(17) On page 7, line 15, strike "A poll watcher is entitled to observe" and substitute "If a poll watcher duly accepted for service is available at the time of".

(18) On page 7, line 16, between "subsection" and the underlined period, insert ", the watcher is entitled to observe the delivery".

(19) On page 8, line 9, strike "or".

(20) On page 8, between lines 9 and 10, insert the following:

(5) the county chair of a political party conducting a primary election or runoff primary election; or

(21) On page 8, line 10, strike "(5)" and substitute "(6)".

(22) On page 10, lines 12-13, strike "Section 86.010, Election Code, is amended by amending Subsections (e), (h), and (i) and adding Subsection (i-1)" and substitute "Sections 86.010(e), (h), and (i) are amended".

(23) Strike page 11, lines 20-24.

(24) On page 12, strike lines 17 through 21 and substitute the following:

(e) For purposes of this section, compensation means an economic benefit as defined by Section 38.01, Penal Code [~~any form of monetary payment, goods, services, benefits, or promises or offers of employment, or any other form of consideration offered to another person in exchange for assisting voters~~].

(25) On page 14, strike lines 22 and 23 and substitute the following:

(3) count votes that are invalid or should otherwise not be counted under law, fail to count votes that were lawfully cast, or alter a report to include invalid votes;

(26) On page 14, line 25, strike "or".

(27) On page 15, line 3, strike the period and substitute ";".

(28) On page 15, between lines 3 and 4, insert the following:

(6) prevent a voter from casting a legal ballot in an election in which the voter is eligible to vote; or

(7) provide false information to a voter with the intent of preventing the voter from voting in an election in which the voter is eligible to vote.

(29) On page 16, lines 17 and 18, strike "felony of the third degree" and substitute "state jail felony".

(30) On page 16, line 23, strike "A public official" and substitute "An early voting clerk".

(31) On page 16, line 24, strike "official" and substitute "clerk".

(32) On page 17, line 11, strike "public official" and substitute "early voting clerk".

(33) On page 17, line 15, strike "public official" and substitute "early voting clerk".

(34) On page 17, line 25, strike "state jail felony" and substitute "Class A misdemeanor".

(35) On page 18, strike lines 13-15 and substitute the following:

PROCEEDINGS; CRIMINAL OFFENSE. (a) In this section, "public official" means any person elected, selected, appointed, employed, or otherwise designated as an officer, employee, or agent of this state, a government agency, a political subdivision, or any other public body established by state law.

(36) On page 18, line 26, strike "state jail felony" and substitute "Class A misdemeanor".

(37) On page 19, lines 5 through 7, strike "based on alleged conduct constituting an offense under Chapter 276, Election Code,".

(38) On page 19, line 7, strike "60th" and substitute "70th".

(39) On page 19, line 13, strike "24" and substitute "48".

(40) On page 21, lines 11 through 13, strike "based on alleged conduct constituting an offense under Chapter 276, Election Code,".

(41) On page 21, line 13, strike "60th" and substitute "70th".

(42) On page 21, line 18, strike "24" and substitute "48".

(43) Strike page 21, line 24 through page 22, line 16, and substitute the following:

Sec. 23.301. ASSIGNMENT OF CERTAIN ELECTION PROCEEDINGS. (a) Notwithstanding any other law or rule, the clerk of a district court in which a proceeding entitled to priority under Section 23.101(b-1) is filed shall docket the proceeding and, if more than one district court in the county has jurisdiction over the proceeding, randomly assign the proceeding to a district court using an automated assignment system.

(b) Notwithstanding any other law or rule, the clerk of a county court or statutory county court in which a proceeding entitled to priority under Section 23.101(b-1) is filed shall docket the proceeding and, if more than one court in the county has jurisdiction over the proceeding, randomly assign the proceeding to a court using an automated assignment system.

(c) If a district or county clerk does not comply with this section, a person may seek from the supreme court or a court of appeals a writ of mandamus as provided by Section 273.061 to compel compliance with this section.

(44) Renumber SECTIONS of the bill accordingly.

Amendment No. 6 was adopted.

Amendment No. 7

Representative Bucy offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) as follows:

(1) On page 13, strike lines 20-22 and substitute:

(a) A person commits an offense if the person:

(1) votes or attempts to vote in an election if [~~in which~~] the person knows:

(A) of particular circumstances that make the person ineligible [~~is not eligible~~] to vote in the election; and

(B) that those circumstances make the person ineligible to vote in the election;

(2) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. The change in law made by this Act applies to an offense under Section 64.012(a)(1), Election Code, regardless of whether the offense was committed before, on, or after the effective date of this Act.

SECTION ____. Chapter 42, Code of Criminal Procedure, is amended by adding Article 42.0194 to read as follows:

Art. 42.0194. FINDING REGARDING FELONY CONVICTION. In the trial of a felony offense, if the defendant is 18 years of age or older and is adjudged guilty of the offense, the court shall:

(1) make an affirmative finding that the person has been found guilty of a felony and enter the affirmative finding in the judgment of the case; and

(2) instruct the defendant regarding how the felony conviction will impact the defendant's right to vote in this state.

Amendment No. 7 was adopted.

Amendment No. 8

Representative Davis offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) on page 5 by striking lines 18 to 22 and insert the following:

Sec. 33.062. REMOVAL OF WATCHER FROM POLLING PLACE. The presiding judge may remove a watcher from a polling place only after confirmation from the county election officer that the watcher engages in activity that would constitute an offense related to the conduct of the election, including an offense under Chapter 276.

Amendment No. 8 was withdrawn.

Amendment No. 9

Representative Bucy offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) by adding the following appropriately numbered ARTICLE to the bill and renumbering subsequent ARTICLES of the bill accordingly:

ARTICLE ____. INTERNET POSTING

SECTION ____.01. Chapter 4, Election Code, is amended by adding Section 4.009 to read as follows:

Sec. 4.009. INTERNET POSTING. (a) Not later than the 21st day before election day, a county that holds or provides election services for an election and maintains an Internet website shall post on its public Internet website for an election administered by the county:

(1) the date of the election;

(2) the location of each polling place;

(3) each candidate for an elected office on the ballot; and

(4) each measure on the ballot.

(b) Not later than the 21st day before election day, a city or independent school district that holds an election and maintains an Internet website shall post on the public Internet website for the city or independent school district, as applicable:

(1) the date of the next election;

(2) the location of each polling place;

(3) each candidate for an elected office on the ballot; and

(4) each measure on the ballot.

SECTION ____.02. Subchapter A, Chapter 65, Election Code, is amended by adding Section 65.016 to read as follows:

Sec. 65.016. INTERNET POSTING OF ELECTION RESULTS. (a) A county that holds or provides election services for an election and maintains an Internet website shall post on its public Internet website for an election administered by the county:

(1) the results of each election;

(2) the total number of votes cast;

(3) the total number of votes cast for each candidate or for or against each measure;

(4) the total number of votes cast by personal appearance on election day;

(5) the total number of votes cast by personal appearance or mail during the early voting period; and

(6) the total number of counted and uncounted provisional ballots cast.

(b) A city or independent school district that holds an election and maintains an Internet website shall post on the public Internet website for the city or independent school district, as applicable:

(1) the results of each election;

(2) the total number of votes cast;

(3) the total number of votes cast for each candidate or for or against each measure;

(4) the total number of votes cast by personal appearance on election day;

(5) the total number of votes cast by personal appearance or mail during the early voting period; and

(6) the total number of counted and uncounted provisional ballots cast.

(c) The information described by Subsections (a) and (b) must be:

(1) clearly labeled in plain language;

(2) provided as soon as practicable after the election;

(3) accessible without having to make more than two selections or view more than two network locations after accessing the Internet website home page of the county, city, or district, as applicable, for the most recent election; and

(4) accessible without having to make more than four selections or view more than four network locations after accessing the Internet website home page of the county, city, or district, as applicable, for a previous election.

SECTION ____.03. The changes in law made in this article apply only to an election ordered on or after the effective date of this Act. An election ordered before the effective date of this Act is governed by the law in effect when the election was ordered, and the former law is continued in effect for that purpose.

Amendment No. 9 was adopted.

Amendment No. 10

Representative Minjarez offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) by adding the following appropriately numbered SECTIONS to ARTICLE 2 of the bill and renumbering subsequent SECTIONS of that ARTICLE accordingly:

SECTION 2.____. Section 2.053(a), Election Code, is amended to read as follows:

(a) On receipt of the certification, the governing body of the political subdivision by order or ordinance shall [~~may~~] declare each unopposed candidate elected to the office. If no election is to be held on election day by the political subdivision, a copy of the order or ordinance shall be posted on election day at each polling place used or that would have been used in the election.

SECTION 2.____. Section 2.056(c), Election Code, is amended to read as follows:

(c) A certifying authority shall [~~may~~] declare a candidate elected to an office of the state or county government if, were the election held, only the votes cast for that candidate in the election for that office may be counted.

SECTION 2.____. Section 52.092(a), Election Code, is amended to read as follows:

(a) Except as provided by Section 2.053(c) or 2.056(e), for [~~For~~] an election at which offices regularly filled at the general election for state and county officers are to appear on the ballot, the offices shall be listed in the following order:

(1) offices of the federal government;
(2) offices of the state government:
  (A) statewide offices;
  (B) district offices;
(3) offices of the county government:
  (A) county offices;
  (B) precinct offices.

Amendment No. 10 was adopted.

Amendment No. 11

Representative Bucy offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) on page 13, lines 14 and 15, by striking "false information that was entered on the form by the judge" and substituting "information that the judge entered on the form knowing it was false".

Amendment No. 11 was adopted.

Amendment No. 12

Representative Bucy offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) by adding the following appropriately numbered ARTICLE to the bill and renumbering subsequent ARTICLES of the bill accordingly:

ARTICLE ____. DATABASE

SECTION ____.01. Section 4.003(e), Election Code, is amended to read as follows:

(e) The authority responsible for giving notice of the election shall deliver to the secretary of state:

(1) a copy of the notice of a consolidated precinct required by Subsection (b) not later than the date of the election; and

(2) information for the secretary of state's database of election information under Section 31.017 in an electronic format required by the secretary of state.

SECTION ____.02. Subchapter A, Chapter 31, Election Code, is amended by adding Sections 31.017 and 31.018 to read as follows:

Sec. 31.017. INTERNET DATABASE OF ELECTION INFORMATION. (a) The secretary of state shall post on the secretary of state's public Internet website a database containing information provided by each authority responsible for giving notice of an election in this state. The database must include the following information:

(1) the name of the authority;

(2) each office to be filled at the election;

(3) whether the office is elected at large or by district; and

(4) the dates of the preceding and next election for the office.

(b) The secretary of state shall adopt rules as necessary to implement this section.

Sec. 31.018. INTERNET DATABASE FOR INCUMBENTS AND CANDIDATES. (a) The secretary of state shall post on the secretary of state's Internet website a database containing information about each holder of and candidate for any elected office in this state.

(b) The database must include the following information about a holder of an elected office:

(1) name;

(2) office title, including any district, place, or position;

(3) if the office is elected at large or by district;

(4) date of the previous and next election for the office;

(5) public mailing address;

(6) public telephone number, if available; and

(7) public e-mail address, if available.

(c) The database must include the following information about a candidate for an elected office:

(1) name;

(2) office sought, including any district, place, or position;

(3) if the office is elected at large or by district;

(4) date of the election;

(5) public mailing address;

(6) public telephone number, if available;

(7) public e-mail address, if available;

(8) name of the incumbent; and

(9) if the candidate has filed as a write-in candidate.

(d) The authority with whom a declaration of candidacy is filed, a state chair of a political party, or the presiding officer of a political party's convention shall provide information about a candidate or officeholder to the secretary of state.

(e) The secretary of state shall adopt rules as necessary to implement this section.

SECTION ____.03. Section 141.032, Election Code, is amended by adding Subsection (h) to read as follows:

(h) The authority with whom the application is filed shall provide the secretary of state with the candidate's information required for the secretary of state's Internet website under Section 31.018.

Amendment No. 12 was adopted.

Amendment No. 13

Representative Howard offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee report) by adding the following SECTION to ARTICLE 2 of the bill and renumbering subsequent SECTIONS of the ARTICLE appropriately:

SECTION ____. Section 13.046(h), Election Code, is amended to read as follows:

(h) The secretary of state shall:

(1) consult with the Texas Education Agency regarding the number of registration application forms to provide to each high school;

(2) provide to each high school registration application forms once each fall and spring semester in the number determined from the consultation under Subdivision (1); and

(3) prescribe any additional procedures necessary to implement this section.

Amendment No. 13 was adopted.

Amendment No. 14

Representative Klick offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) by adding the following SECTIONS to ARTICLE 2 of the bill and renumbering subsequent SECTIONS of ARTICLE 2 accordingly:

SECTION ____. Chapter 86, Election Code, is amended by adding Section 86.015 to read as follows:

Sec. 86.015. ELECTRONIC TRACKING OF APPLICATION FOR BALLOT VOTED BY MAIL OR BALLOT VOTED BY MAIL. (a) The secretary of state shall develop or otherwise provide an online tool to each early voting clerk that enables a person who submits an application for a ballot to be voted by mail to track the location and status of the person's application and

ballot on the secretary's Internet website and on the county's Internet website if the early voting clerk is the county clerk of a county that maintains an Internet website.

(b) The online tool developed or provided under Subsection (a) must require the voter to provide, before permitting the voter to access information described by that subsection:

(1) the voter's name and registration address and the last four digits of the voter's social security number; and

(2) the voter's:

(A) driver's license number; or

(B) personal identification card number issued by the Department of Public Safety.

(c) An online tool used under this section must update the applicable Internet website as soon as practicable after each of the following events occurs:

(1) receipt by the early voting clerk of the person's application for a ballot to be voted by mail;

(2) acceptance or rejection by the early voting clerk of the person's application for a ballot to be voted by mail;

(3) placement in the mail by the early voting clerk of the person's official ballot;

(4) receipt by the early voting clerk of the person's marked ballot; and

(5) acceptance or rejection by the early voting ballot board of a person's marked ballot.

(d) The secretary of state shall adopt rules and prescribe procedures as necessary to implement this section.

(e) The information contained in Subsection (c) is not public information for purposes of Chapter 552, Government Code, until after election day.

SECTION ____. Section 87.121, Election Code, as amended by Chapters 1083 (**HB 1850**) and 1215 (**SB 902**), Acts of the 86th Legislature, Regular Session, 2019, is reenacted and amended to read as follows:

Sec. 87.121. EARLY VOTING ROSTERS. (a) The early voting clerk shall maintain for each election a roster listing each person who votes an early voting ballot by personal appearance and a roster listing each person to whom an early voting ballot to be voted by mail is sent.

(b) For each person listed, the applicable roster must include:

(1) the person's name, address, and voter registration number;

(2) an identification of the person's county election precinct of registration; and

(3) the date of voting or the date the ballot was mailed to the person, as applicable.

(c) Each roster shall be updated daily.

(d) Each roster may be maintained in any form approved by the secretary of state.

(e) The clerk shall preserve each roster after the election for the period for preserving the precinct election records.

(f) Information on the roster for a person to whom an early voting mail ballot has been sent is not available for public inspection, except to the voter seeking to verify that the information pertaining to the voter is accurate, until the first business day after election day.

(g) Information on the roster for a person who votes an early voting ballot by personal appearance shall be made available for public inspection as provided by Subsection (i) not later than 11 a.m. on the day after the date the information is entered on the roster under Subsection (c).

(h) Information on the roster for a person who votes an early voting ballot by mail shall be made available for public inspection as provided by Subsection (i) not later than 11 a.m. on the day following the day the early voting clerk receives any [~~a~~] ballot voted by mail.

(i) The information under Subsections (g) and (h) must be made available:

(1) for an election in which the county clerk is the early voting clerk:

(A) on the publicly accessible Internet website of the county; or

(B) if the county does not maintain a website, on the bulletin board used for posting notice of meetings of the commissioners court; or

(2) for an election not described by Subdivision (1):

(A) on the publicly accessible Internet website of the authority ordering the election; or

(B) if the authority ordering the election does not maintain a website, on the bulletin board used for posting notice of meetings of the governing body of the authority.

(j) [~~(i)~~] The early voting clerk for a primary election or the general election for state and county officers shall submit to the secretary of state for posting on the secretary of state's Internet website the information described by:

(1) Subsection (g) not later than 11 a.m. on the day after the date the information is entered on the roster under Subsection (c); and

(2) Subsection (h) not later than 11 a.m. on the day following the day the early voting clerk receives any [~~a~~] ballot voted by mail.

(k) The early voting clerk for a primary election or the general election for state and county officers shall submit to the secretary of state for posting on the secretary of state's Internet website the election day information described by Subsections (g) and (h) not later than 11 a.m. on the day after the election.

(l) The early voting clerk for a primary election or the general election for state and county officers shall submit to the secretary of state for posting on the secretary of state's Internet website the final rosters containing information described by Subsections (g) and (h) not later than the 20th day after the date of the local canvass.

(m) [~~(j)~~] The secretary of state shall [~~make any early voting roster created under this section available to the public on the secretary's Internet website.~~

[~~(j) The secretary of state shall~~] post the information described by Subsection (j) [~~(i)~~] on the secretary of state's Internet website in a downloadable format not later than 11 a.m. on the day following the day of receipt of the information.

(n) [~~(k)~~] The secretary of state shall create a system for an early voting clerk for a primary election or the general election for state and county officers to provide the information to the secretary of state for posting on the secretary of state's Internet website under Subsection (j) [~~(i)~~].

SECTION ____. To the extent of any conflict, this Act prevails over another Act of the 87th Legislature, Regular Session, 2021, relating to nonsubstantive additions to and corrections in enacted codes.

Amendment No. 14 was adopted.

Amendment No. 15

Representative Gervin-Hawkins offered the following amendment to **CSSB 7**:

Amend **CSSB 7** by adding the following appropriately numbered ARTICLE and renumbering subsequent ARTICLES of the bill accordingly:

ARTICLE ____. CORRECTING MAIL BALLOT DEFECTS

SECTION ____. Section 84.032(c) and (d), Election Code, is amended to read as follows:

(c) An applicant may submit a request after the close of early voting by personal appearance by appearing in person and:

(1) returning the ballot to be voted by mail to the early voting clerk; or

(2) executing an affidavit that the applicant:

(A) has not received the ballot to be voted by mail; [~~or~~]

(B) never requested a ballot to be voted by mail; or

(C) received a notice of defect under Section 87.0411(b).

(d) An applicant may also submit a request by appearing in person and returning the ballot to be voted by mail or presenting a notice received under Section 86.006(h) or 87.0411(b) to:

(1) the early voting clerk or deputy early voting clerk at any polling place that is open for early voting by personal appearance; or

(2) the presiding election judge on election day at the applicant's precinct polling place.

SECTION ____. Section 87.022, Election Code, is amended to read as follows:

Sec. 87.022. TIME OF DELIVERY: GENERAL RULE. Except as provided by Section 87.0221,[~~87.0222,~~] 87.023, or 87.024, the materials shall be delivered to the early voting ballot board under this subchapter during the time the polls are open on election day, or as soon after the polls close as practicable, at the time or times specified by the presiding judge of the board.

SECTION ____. Section 87.0221(a), Election Code, is amended to read as follows:

(a) In an election in which regular paper ballots are used for early voting by personal appearance or by mail, the materials may be delivered to the board beginning on the ninth day before the last day of [~~between the end of~~] the period for early voting by personal appearance. The early voting clerk shall deliver all early voting ballots voted by mail to the board that have been returned to the clerk by the end of the third day before the last day of the period for early voting

by personal appearance, and shall deliver all early voting ballots voted by mail received thereafter to the board at least once per day [~~and the closing of the polls on election day, or as soon after closing as practicable, at the time or times specified by the presiding judge of the board~~].

SECTION ____. Section 87.024(a), Election Code, is amended to read as follows:

(a) In an election in which early voting votes by personal appearance are cast on voting machines, the jacket envelopes containing the early voting ballots voted by mail may be delivered to the board beginning on the ninth day before the last day of [~~between the end of~~] the period for early voting by personal appearance. The early voting clerk shall deliver all early voting ballots voted by mail to the board that have been returned to the clerk by the end of the third day before the last day of the period for early voting by personal appearance, and shall deliver all early voting ballots voted by mail received thereafter to the board at least once per day [~~and the closing of the polls on election day, or as soon after closing as practicable, at a time specified by the presiding judge of the board~~].

SECTION ____. Section 87.0241(a), Election Code, is amended to read as follows:

(a) The early voting ballot board may determine whether to accept early voting ballots voted by mail in accordance with Section 87.041 at any time after the ballots are delivered to the board except that the board shall determine whether to accept any early voting ballots voted by mail delivered to the board by the end of the third day before the last day of the period for early voting by personal appearance by the end of the last day of the period for early voting by personal appearance.

SECTION ____. Section 87.027(i), Election Code, is amended to read as follows:

(i) The signature verification committee shall compare the signature on each carrier envelope certificate, except those signed for a voter by a witness, with the signature on the voter's ballot application to determine whether the signatures are those of the voter. The committee may also compare the signatures with any two or more signatures of the voter made within the preceding six years and on file with the county clerk or voter registrar to determine whether the signatures are those of the voter. Except as provided by Subsection (l), a determination under this subsection that the signatures are not those of the voter must be made by a majority vote of the committee's membership. The committee shall place the jacket envelopes, carrier envelopes, and applications of voters whose signatures are not those of the voter in separate containers from those of voters whose signatures are those of the voter. As soon as practicable, but in no event more than one business day, after the committee discovers that a voter did not sign the carrier envelope certificate or determines that the signature on the voter's ballot application or certificate is not that of the voter, the committee chair shall deliver the jacket envelope, carrier envelope, and application of the voter to the early voting ballot board. The committee chair shall deliver the jacket envelopes,

carrier envelopes, and applications of voters whose signatures are those of the voter [~~sorted materials~~] to the early voting ballot board at the time specified by the board's presiding judge.

SECTION ____. Subchapter C, Chapter 87, Election Code, is amended by adding Section 87.0411 to read as follows:

Sec. 87.0411. OPPORTUNITY TO CORRECT DEFECT: EARLY VOTING BALLOT BOARD. (a) This section applies to an early voting ballot voted by mail:

(1) for which the voter did not sign the carrier envelope certificate;

(2) for which it cannot immediately be determined whether the signature on the carrier envelope certificate is that of the voter; or

(3) that does not contain a statement of residence form if required pursuant to Section 86.002(a).

(b) Before deciding whether to accept or reject a ballot under Section 87.041, the early voting ballot board shall notify a voter within one business day of the discovery of a defect under Subsection (a) to advise the voter of the defect and provide the voter an opportunity to correct the defect by providing:

(1) if the defect involves the voter's signature:

(A) the following identification:

(i) the identification number from an unexpired driver's license, election identification certificate, or personal identification card issued to the voter by the Department of Public Safety;

(ii) the last four digits of the voter's Social Security number; or

(iii) if the voter does not possess any identification described by Subdivisions (i) or (ii), a form of identification described by Section 63.0101; and

(B) a signed cure attestation in a form prescribed by the secretary of state stating that the ballot at issue is that of the voter; or

(2) if the defect involves a required statement of residence form, a signed and completed statement of residence form.

(c) Subsection (b) does not apply if the early voting ballot board determines that it would be impossible to correct the defect before the ninth day after the date of the election.

(d) A voter may submit materials listed under Subsection (b) to the early voting clerk by:

(1) personal delivery;

(2) mail;

(3) e-mail; or

(4) telephonic facsimile machine, if a machine is available in the clerk's office.

(e) The notice under Subsection (b) must:

(1) inform the voter that the voter's vote will not be counted unless the voter submits the materials listed under Subsection (b) not later than the ninth day after the date of the election;

(2) instruct the voter on the methods of returning the materials listed under Subsection (b);

(3) include a copy of the cure attestation or statement of residence in the form prescribed by the secretary of state; and

(4) direct the voter to the location of the cure attestation or statement of residence form on the secretary of state's Internet website.

(f) The early voting ballot board shall provide notice to the voter under Subsection (b) by mail and any other method reasonably calculated to provide sufficient time for the voter to submit the required materials before the deadline prescribed by this section.

(g) The early voting ballot board is not required to provide notice under Subsection (b) if the board makes a determination under Section 87.027(j) that the signature on the carrier envelope certificate and ballot application are those of the voter.

(h) If the early voting ballot board does not provide notice to the voter under Subsection (b) and the ballot meets the requirements of Sections 87.041(b)(1),(3),(4),(5),(6), and (7), the board shall accept the ballot in the manner provided by Section 87.042.

(i) The secretary of state shall:

(1) prominently display and maintain on the main page of the secretary's Internet website a link to blank versions of the statement of residence form and the cure attestation described by Subsection(b); and

(2) adopt rules and prescribe forms as necessary to implement this section.

(j) A statement of residence form or a cure attestation prescribed under this section must include clear instructions for completion and notice of the penalties associated with election fraud and voting more than once in an election. The cure attestation and statement of residence may not require the voter to have the form notarized or signed by a witness.

(k) The signature provided by the voter on a cure attestation or a statement of residence form shall be placed on file with the county clerk or voter registrar to allow its use for future signature comparison as provided by Section 87.027(i) and Section 87.041(e).

SECTION ____. Sections 87.041(b) and (d), Election Code, are amended to read as follows:

(b) Except as provided by Section 87.0411(h), a [~~A~~] ballot may be accepted only if:

(1) the carrier envelope certificate is properly executed;

(2) neither the voter's signature on the ballot application nor the signature on the carrier envelope certificate is determined to have been executed by a person other than the voter, unless signed by a witness;

(3) the voter's ballot application states a legal ground for early voting by mail;

(4) the voter is registered to vote, if registration is required by law;

(5) the address to which the ballot was mailed to the voter, as indicated by the application, was outside the voter's county of residence, if the ground for early voting is absence from the county of residence;

(6) for a voter to whom a statement of residence form was required to be sent under Section 86.002(a), the statement of residence is returned in the carrier envelope and indicates that the voter satisfies the residence requirements prescribed by Section 63.0011; and

(7) the address to which the ballot was mailed to the voter is an address that is otherwise required by Sections 84.002 and 86.003.

(d) Except as provided by Section 87.0411(h), a [~~A~~] ballot shall be rejected if any requirement prescribed by Subsection (b) is not satisfied. In that case, the board shall indicate the rejection by entering "rejected" on the carrier envelope and on the corresponding jacket envelope.

SECTION ____. Section 87.0222, Election Code, is repealed.

Amendment No. 15 was adopted.

Amendment No. 16

Representative Vo offered the following amendment to **CSSB 7**:

Amend **CSSB 7** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Sections 276.004(a) and (b), Election Code, are amended to read as follows:

(a) A person commits an offense if, with respect to another person over whom the person has authority in the scope of employment, the person knowingly:

(1) refuses to permit the other person to be absent from work on election day or while early voting is in progress for the purpose of attending the polls to vote; or

(2) subjects or threatens to subject the other person to a penalty for attending the polls on election day or while early voting is in progress to vote.

(b) It is an exception to the application of this section that the person's conduct occurs in connection with an election in which the polls are open on election day or while early voting is in progress for voting for two consecutive hours outside of the voter's working hours.

Amendment No. 16 was adopted.

Amendment No. 17

Representative J. Turner offered the following amendment to **CSSB 7**:

Amend **CSSB 7** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 15.021, Election Code, is amended by amending Subsections (b) and (d) and adding Subsections (d-1) and (d-2) to read as follows:

(b) Except as provided by Subsection (d), the [~~The~~] voter shall use the registration certificate or a registration application form as the notice, indicating the correct information in the appropriate space on the certificate or application form unless the voter does not have possession of the certificate or an application form at the time of giving the notice.

(d) A voter [~~who continues to reside in the county in which the voter is registered~~] may correct information under this section by digital transmission of the information under a program administered by the secretary of state and the Department of Information Resources.

(d-1) If the notice indicates that a voter no longer resides in the county in which the voter is registered, the registrar shall forward the notice and the voter's original application for registration to the registrar of the county in which the voter resides. The registrars shall coordinate to ensure that the voter's existing registration is canceled immediately after the voter is registered in the county in which the voter resides in accordance with Subsection (d-2).

(d-2) A registrar who receives a voter's notice and application from another registrar under Subsection (d-1) shall treat it as an original application for registration under Section 13.002, and shall register the voter if the voter resides in the county and is otherwise eligible under Section 13.001.

Amendment No. 17 was adopted.

Amendment No. 18

Representative Dutton offered the following amendment to **CSSB 7**:

Amend **CSSB 7** by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____. Sections 52.031(b) and (c), Election Code, are amended to read as follows:

(b) In combination with the surname, a candidate may use one or more of the following:

(1) a given name;

(2) a contraction or familiar form of a given name by which the candidate is known; [~~or~~]

(3) an initial of a given name; or

(4) a name under which the candidate is known, if the candidate has supplied the required affidavits under Section 141.031(e).

(c) A nickname of one unhyphenated word of not more than 10 letters by which the candidate has been commonly known for at least three years preceding the election may be used in combination with a candidate's name. A nickname that constitutes a slogan or otherwise indicates a political, economic, social, or religious view or affiliation may not be used. A nickname may not be used unless the candidate has complied with the requirements of Section 141.031(e) [~~executes and files with the application for a place on the ballot an affidavit indicating that the nickname complies with this subsection~~].

SECTION ____. Section 141.031, Election Code, is amended by amending Subsection (a) and adding Subsections (e) and (f) to read as follows:

(a) A candidate's application for a place on the ballot that is required by this code must:

(1) be in writing;

(2) be signed and sworn to before a person authorized to administer oaths in this state by the candidate and indicate the date that the candidate swears to the application;

(3) be timely filed with the appropriate authority; and

(4) include:

(A) the candidate's name, and if the candidate is seeking to run under a name other than the candidate's surname acquired by law or marriage and given name, or a contraction or familiar form of a given name by which the candidate is known or an initial of a given name, the affidavits required by Subsection (e);

(B) the candidate's occupation;

(C) the office sought, including any place number or other distinguishing number;

(D) an indication of whether the office sought is to be filled for a full or unexpired term if the office sought and another office to be voted on have the same title but do not have place numbers or other distinguishing numbers;

(E) a statement that the candidate is a United States citizen;

(F) a statement that the candidate has not been determined by a final judgment of a court exercising probate jurisdiction to be:

(i) totally mentally incapacitated; or

(ii) partially mentally incapacitated without the right to vote;

(G) a statement that the candidate has not been finally convicted of a felony from which the candidate has not been pardoned or otherwise released from the resulting disabilities;

(H) the candidate's date of birth;

(I) the candidate's residence address or, if the residence has no address, the address at which the candidate receives mail and a concise description of the location of the candidate's residence;

(J) the candidate's length of continuous residence in the state and in the territory from which the office sought is elected as of the date the candidate swears to the application;

(K) the statement: "I, _____, of _____ County, Texas, being a candidate for the office of _____, swear that I will support and defend the constitution and laws of the United States and of the State of Texas";

(L) a statement that the candidate is aware of the nepotism law, Chapter 573, Government Code; and

(M) a public mailing address at which the candidate receives correspondence relating to the candidate's campaign, if available, and an electronic mail address at which the candidate receives correspondence relating to the candidate's campaign, if available.

(e) A candidate seeking to have placed on the ballot a name other than the candidate's surname acquired by law or marriage and given name, or a contraction or familiar form of a given name by which the candidate is known or an initial of a given name, must include with the application 50 affidavits, each:

(1) signed by a person eligible to vote in the election for which the candidate is applying; and

(2) stating that the candidate is known to the person signing the affidavit by the name under which the candidate is seeking to run.

(f) A person who gives false information in order to acquire the affidavits required by Subsection (e) or who induces a person to sign a false affidavit submitted under Subsection (e) is liable to the state for a civil penalty in an amount not to exceed $10,000. A suit brought under this subsection shall be advanced for trial and determined as expeditiously as possible. No postponement or continuance shall be granted except for reasons considered imperative by the court.

SECTION ____. The change in law made by this Act applies only to an application for a ballot to be voted by mail submitted on or after the effective date of this Act. An application for a ballot to be voted by mail submitted before the effective date of this Act is governed by the law in effect when the application was submitted, and the former law is continued in effect for that purpose.

Amendment No. 18 was adopted.

Amendment No. 19

Representative Clardy offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) as follows:

(1) On page 9, line 15, between "voter" and the underlined semicolon, insert "under Section 64.031".

(2) On page 9, line 16, strike "; and" and substitute "under Section 64.031;".

(3) On page 9, line 17, strike "assistant" and substitute "person assisting the voter".

(4) On page 9, line 17, between "voter" and the underlined period, insert the following:

; and

(5) whether the person assisting the voter received or accepted any form of compensation or other benefit from a candidate, campaign, or political committee in exchange for providing assistance

(5) On page 10, line 3, between "that" and "I", insert the following:

the voter I am assisting is eligible to receive assistance because of a physical disability that renders the voter unable to write or see or to read the language in which the ballot is written;

(6) On page 10, lines 5 through 8, strike "answering the voter's questions, to stating propositions on the ballot, and to naming candidates and, if listed, their political parties; I will prepare the voter's ballot as the voter directs;" and substitute "reading the ballot to the voter, directing the voter to read the ballot, marking the voter's ballot, or directing the voter to mark the ballot; [~~answering the voter's questions, to stating propositions on the ballot, and to naming candidates and, if listed, their political parties; I will prepare the voter's ballot as the voter directs;~~]".

(7) On page 10, line 9, strike "and".

(8) On page 10, line 11, between "belongs" and the period, insert the following:

; I will not communicate information about how the voter has voted to another person; and I understand that if assistance is provided to a voter who is not eligible for assistance, the voter's ballot may not be counted

(9) On page 10, line 21, between "person" and the underlined semicolon, insert "under Section 64.031".

(10) On page 10, line 23, between "voter" and the underlined semicolon, insert "under Section 64.031".

Amendment No. 19 was adopted.

Amendment No. 20

Representative Beckley offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee printing) by adding the following appropriately numbered SECTION to ARTICLE 2 of the bill and renumbering subsequent SECTIONS of that article accordingly:

SECTION 2.____. Sections 43.007(c) and (d), Election Code, are amended to read as follows:

(c) In conducting the program, the secretary of state shall provide for an audit of the voting system equipment [~~direct recording electronic voting units~~] before and after the election, and during the election to the extent such an audit is practicable.

(d) The secretary of state shall select to participate in the program each county that:

(1) has held a public hearing under Subsection (b);

(2) has submitted documentation listing the steps taken to solicit input on participating in the program by organizations or persons who represent the interests of voters;

(3) has implemented a computerized voter registration list that allows an election officer at the polling place to verify that a voter has not previously voted in the election;

(4) uses direct recording electronic voting machines, ballot marking devices, or hand-marked scannable paper ballots that are printed and scanned at the polling place or any other type of voting system equipment that the secretary of state determines is capable of processing votes for each type of ballot to be voted in the county; and

(5) is determined by the secretary of state to have the appropriate technological capabilities.

Amendment No. 20 was adopted.

A record vote was requested by Representative C. Turner.

CSSB 7, as amended, was passed to third reading by (Record 841): 81 Yeas, 64 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford;

Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Raney.

Absent — Sherman.

STATEMENT OF VOTE

When Record No. 841 was taken, I was in the house but away from my desk. I would have voted no.

Sherman

CSHB 6 - LAID ON THE TABLE SUBJECT TO CALL

Representative Cain moved to lay **CSHB 6** on the table subject to call.

The motion prevailed.

ADJOURNMENT

Representative Metcalf moved that the house adjourn until 10 a.m. today.

The motion prevailed.

The house accordingly, at 3:05 a.m. Friday, May 7, adjourned until 10 a.m. today.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

SB 403 to Urban Affairs.

SB 704 to Licensing and Administrative Procedures.

SB 1171 to Public Education.

SB 1365 to Public Education.

SB 1421 to Ways and Means.

SB 1465 to International Relations and Economic Development.

SB 1467 to Higher Education.

SB 1538 to Insurance.

SB 1575 to Human Services.

SB 1876 to Public Health.

SB 2046 to Urban Affairs.

SB 2163 to Land and Resource Management.

SB 2172 to Land and Resource Management.

SB 2174 to Land and Resource Management.

SB 2205 to Land and Resource Management.

SB 2207 to Land and Resource Management.

SB 2208 to Land and Resource Management.

SB 2216 to Land and Resource Management.

SB 2217 to Land and Resource Management.

SB 2219 to Land and Resource Management.

SCR 22 to Culture, Recreation, and Tourism.

List No. 2

HR 1019 (By Geren), In memory of Derek Alden Howard of Austin.
To Resolutions Calendars.

List No. 3

HB 4671 (By A. Johnson, Oliverson, Klick, Walle, and Bonnen), Relating to the establishment of a pilot program to provide telemedicine medical services to certain cancer patients receiving pain management services and supportive palliative care.
To Public Health.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 16

HB 390, HB 797, HB 1118, HCR 92, HCR 94

Senate List No. 9

SB 567, SB 721, SB 725, SB 1064, SB 1260, SB 1334, SB 1555, SB 1809, SB 1954

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, May 6, 2021

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 41 Zaffirini
Relating to the consolidation and allocation of state civil court costs; increasing certain civil court costs; authorizing fees.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, May 6, 2021 - 2

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HB 867 Thompson, Senfronia SPONSOR: Hughes
Relating to the issuance of a qualified domestic relations order for the payment of spousal maintenance and child support obligations.

HB 1082 King, Phil SPONSOR: Zaffirini
Relating to the availability of personal information of an elected public officer.

SB 168 Blanco
Relating to emergency school drills and exercises conducted by public schools.

SB 594 Hinojosa

Relating to the provision of solid waste disposal services by certain counties; authorizing a fee.

SB 1008 Hinojosa
Relating to fees for pipeline construction imposed by certain districts.

SB 1629 Miles
Relating to failure to report assault, neglect, or omission of care in certain group homes; creating a criminal offense.

SB 1847 Powell
Relating to training requirements for certain individuals for inclusion in the nurse aide registry.

THE SENATE HAS GRANTED THE REQUEST OF THE HOUSE FOR THE APPOINTMENT OF A CONFERENCE COMMITTEE ON THE FOLLOWING MEASURES:

HB 5
Senate Conferees: Nichols - Chair/Hancock/Hinojosa/Perry/West

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 3

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, May 6, 2021 - 3

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 1232 Taylor
Relating to the management and investment of the permanent school fund, including authorizing the creation of the Texas Permanent School Fund Corporation to manage and invest the fund and limiting the authority of the School Land Board to manage and invest the fund if the corporation is created.

SB 1444 Taylor
Relating to participation in the uniform group coverage program for active school employees and to a study concerning health coverage for school district employees.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 4

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, May 6, 2021 - 4

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 1530 Huffman
Relating to the operation and administration of and practice and procedure related to proceedings in the judicial branch of state government.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 5

Agriculture and Livestock - **SB 703**

Business and Industry - **HB 2542**

Corrections - **HB 2384**

Criminal Jurisprudence - **HB 77**, **HB 140**, **HB 169**, **HB 285**, **HB 836**, **HB 1126**, **HB 1127**, **HB 1156**, **HB 1306**, **HB 2357**, **HB 2498**, **HB 3157**, **HB 3521**, **HB 4485**, **HB 4565**

Culture, Recreation, and Tourism - **SB 1265**

Defense and Veterans' Affairs - **SB 460**, **SB 780**, **SB 791**, **SB 1233**

Elections - **HB 740**, **HB 1183**, **HB 2860**, **SB 2093**

Environmental Regulation - **HB 4472**

Higher Education - **HB 1482**, **HB 2815**, **HB 4487**

Homeland Security and Public Safety - **HB 671, HB 929, HB 1157, HB 2166, HB 2618, HB 2798, HB 2844, HB 2922, HB 3266, HB 4299, HB 4300, SB 20, SB 64, SB 343, SB 550, SB 785, SB 1056, SB 1253**

Human Services - **HB 3815, SB 930**

Insurance - **HB 1586**

Judiciary and Civil Jurisprudence - **HB 2918, HB 3913, HB 3966, SB 232, SB 626, SB 1259, SB 1339, SB 1373**

Land and Resource Management - **HB 2730, HB 4186, HB 4623, HB 4650, SB 1499**

Licensing and Administrative Procedures - **HB 3976, HB 4086, SB 911, SB 1130, SB 1226**

Pensions, Investments, and Financial Services - **HB 805, HB 4068, SCR 17**

Public Education - **HB 586, HB 1754, HB 2846, HB 3204, HB 4509, HB 4525, SB 1776**

Public Health - **HB 1424, HB 2473**

State Affairs - **HB 3, HB 2275, HB 3906, HB 4120, HB 4661**

Transportation - **HB 130, HB 2191, HB 2222, HB 3467, HB 3515, HB 3992, SB 633, SB 876, SB 941**

Urban Affairs - **HB 1803, HB 2027, SB 709**

Ways and Means - **HB 746, HB 3437, HB 4004, HB 4563, HJR 141**

ENGROSSED

May 5 - HB 246, HB 368, HB 622, HB 1080, HB 1128, HB 1193, HB 1300, HB 1340, HB 1397, HB 1477, HB 1488, HB 1509, HB 1518, HB 1564, HB 1646, HB 1681, HB 2063, HB 2136, HB 2308, HB 2365, HB 2497, HB 2867, HB 2924, HB 3046, HB 3215, HB 3354, HB 3535, HB 3702, HB 3752, HB 3777, HB 3893, HB 3923, HB 3924, HB 4139, HB 4346, HB 4534

ENROLLED

May 5 - HB 390, HB 1118, HCR 92, HCR 94

RECOMMENDATIONS FILED WITH THE SPEAKER

May 5 - HB 4625, HB 4626, HB 4627, HB 4628, HB 4629, HB 4630, HB 4633

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-SECOND DAY — FRIDAY, MAY 7, 2021

The house met at 10:45 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 842).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Raney.

Absent — Schaefer.

The invocation was offered by Representative Moody as follows:

Lord, thank you for the opportunity to be here to serve and the strength, or pure stubbornness, to keep pushing forward on only a few hours of sleep. Each day you give us a new opportunity to do good work. Each day you give us a chance to heal yesterday's divides and build tomorrow's bridges. Please help us come together in the spirit of unity driven by compassion and understanding. Help us set aside our egos and our resentments. Help us assume the best about each other and where any of us might fall short of our best, to make amends with our sisters and brothers in this house. We're a family here, and you're the head of it. As I always say, you are beyond simple politics. In your name we pray. Amen.

The chair recognized Representative Spiller who led the house in the pledges of allegiance to the United States and Texas flags.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 17).

COMMITTEE MEETING ANNOUNCEMENTS

At 10:48 a.m., the following committee meetings were announced:

Appropriations, upon lunch recess today, E1.030, for a formal meeting, to consider pending and referred business.

Corrections, upon lunch recess today, Desk 52, for a formal meeting, to consider pending and referred business.

Elections, upon lunch recess today, Desk 75, for a formal meeting, to consider pending and referred business.

Land and Resource Management, upon lunch recess today, 1W.14, for a formal meeting, to consider pending and referred business.

Public Education, upon lunch recess today, Desk 115, for a formal meeting, to consider pending and referred business.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of illness:

Deshotel on motion of Bowers.

(Schaefer now present)

HB 3610 - VOTE RECONSIDERED

Representative Pacheco moved to reconsider the vote by which **HB 3610**, as amended, failed to pass to engrossment by Record No. 830.

The motion to reconsider prevailed.

HB 3610 ON SECOND READING (by Gervin-Hawkins, Sanford, and Middleton)

The chair laid before the house, on its second reading and passage to engrossment,

HB 3610, A bill to be entitled An Act relating to the applicability of certain laws to open-enrollment charter schools.

HB 3610 was read second time on May 6 and failed to pass to engrossment, as amended.

Amendment No. 2

Representative Gervin-Hawkins offered the following amendment to **HB 3610**:

On page 2 of the bill, between lines 24 and 25, insert the following and renumber appropriately:

SECTION 3. Subchapter B, Chapter 11, Tax Code, is amended by adding Section 11.211 to read as follows:

Sec. 11.211. REAL PROPERTY LEASED TO CERTAIN SCHOOLS. (a) The portion of real property that is leased to an independent school district, community college district or open-enrollment charter school authorized by Subchapter C, D or E, Chapter 12, Education Code, is qualified and exempt from taxation pursuant to 11.11 and 11.21 of the Tax Code of:

(1) The portion of the real property that is leased to the public school is:

(A) Used exclusively by the public school for the operation or administration of the school or the performance of other educational functions of the school

(B) Reasonably necessary for a purpose described in (A) as found by the school's governing body.

Amendment No. 2 was adopted.

(Murr in the chair)

The vote of the house was taken on passage to engrossment of **HB 3610** and the vote was announced yeas 67, nays 71.

A verification of the vote was requested and was granted.

The roll of those voting yea and nay was again called and the verified vote resulted, as follows (Record 843): 68 Yeas, 67 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Bell, C.; Biedermann; Bonnen; Buckley; Bucy; Burrows; Button; Cain; Campos; Cason; Cook; Craddick; Cyrier; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; Guillen; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Johnson, J.D.; King, P.; Klick; Krause; Landgraf; Larson; Leach; Leman; Lucio; Metcalf; Meyer; Middleton; Minjarez; Morrison; Murphy; Noble; Oliverson; Parker; Patterson; Paul; Raymond; Schaefer; Schofield; Shaheen; Sherman; Slaton; Slawson; Spiller; Stephenson; Swanson; Talarico; Tinderholt; Toth; Vasut; Vo; White; Wilson; Wu.

Nays — Allen; Anchia; Ashby; Bailes; Beckley; Bell, K.; Bowers; Burns; Canales; Clardy; Collier; Cortez; Crockett; Darby; Davis; Dean; Fierro; Geren; González, M.; Goodwin; Guerra; Harless; Harris; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lopez; Lozano; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Price; Ramos;

Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Shine; Smith; Smithee; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Zwiener.

Present, not voting — Mr. Speaker; Murr(C).

Absent, Excused — Deshotel; Raney.

Absent — Bernal; Capriglione; Cole; Coleman; González, J.; Herrero; Lambert; Longoria; Pacheco; Paddie; Sanford.

STATEMENT OF VOTE

When Record No. 843 was taken, I was temporarily out of the house chamber. I would have voted no.

Cole

(Speaker in the chair)

The chair stated that **HB 3610**, as amended, passed to engrossment by the above vote.

(Herrero now present)

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today because of important business:

J. González on motion of M. González.

The following member was granted leave of absence for the remainder of today because of important business in the district:

Lambert on motion of Stucky.

COMMITTEE MEETING ANNOUNCEMENT

At 11:29 a.m., the following committee meeting was announced:

Urban Affairs, upon lunch recess today, Desk 62, for a formal meeting, to consider pending and referred business.

MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 1900 ON THIRD READING
(by Goldman, Metcalf, Bonnen, Raymond, Button, et al.)

HB 1900, A bill to be entitled An Act relating to municipalities that adopt budgets that defund municipal police departments.

Amendment No. 1

Representative Wu offered the following amendment to **HB 1900**:

Amend **HB 1900** on third reading in SECTION 1.01 of the bill, by striking added Section 109.002, Local Government Code, and redesignating subsequent sections of Chapter 109, Local Government Code, and cross-references to those sections accordingly.

A record vote was requested by Representative Wu.

Amendment No. 1 failed of adoption by (Record 844): 57 Yeas, 81 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Collier; Cortez; Crockett; Davis; Dominguez; Dutton; Fierro; Gates; Gervin-Hawkins; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Raymond; Reynolds; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Martinez Fischer; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Rodriguez; Rogers; Romero; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C); Campos.

Absent, Excused — Deshotel; González, J.; Lambert; Raney.

Absent — Cole; Coleman; Pacheco; Paddie; Sanford; Thierry.

STATEMENTS OF VOTE

When Record No. 844 was taken, I was shown voting no. I intended to vote yes.

Rodriguez

When Record No. 844 was taken, I was shown voting no. I intended to vote yes.

Romero

When Record No. 844 was taken, my vote failed to register. I would have voted no.

Sanford

Amendment No. 2

Representative Wu offered the following amendment to **HB 1900**:

Amend **HB 1900** on third reading in SECTION 1.01 of the bill, in added Section 109.002, Local Government Code, by striking "250,000" and substituting "50,000".

A record vote was requested by Representative Wu.

Amendment No. 2 failed of adoption by (Record 845): 60 Yeas, 78 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Canales; Collier; Cortez; Crockett; Davis; Dominguez; Dutton; Fierro; Gates; Gervin-Hawkins; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Deshotel; González, J.; Lambert; Raney.

Absent — Campos; Cole; Coleman; Herrero; Pacheco; Paddie; White.

STATEMENTS OF VOTE

When Record No. 845 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 845 was taken, I was in the house but away from my desk. I would have voted no.

White

Amendment No. 3

Representative Wu offered the following amendment to **HB 1900**:

Amend **HB 1900** on third reading in SECTION 1.01 of the bill, in added Section 109.002, Local Government Code, by striking "250,000" and substituting "200,000".

A record vote was requested by Representative Wu.

Amendment No. 3 failed of adoption by (Record 846): 60 Yeas, 76 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Dominguez; Dutton; Fierro; Gates; Gervin-Hawkins; González, M.; Goodwin; Guerra; Guillen; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Martinez; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Deshotel; González, J.; Lambert; Raney.

Absent — Cason; Coleman; Hernandez; Herrero; Lucio; Martinez Fischer; Pacheco; Paddie; Slaton.

STATEMENTS OF VOTE

When Record No. 846 was taken, my vote failed to register. I would have voted yes.

Martinez Fischer

When Record No. 846 was taken, I was in the house but away from my desk. I would have voted no.

Slaton

(J. González now present)

HB 1900 - POINT OF ORDER

Representative J.D. Johnson raised a point of order against further consideration of **HB 1900** under Rule 8, Section 1(a)(1), of the House Rules on the grounds that the bill caption fails to give reasonable notice of the subject of the bill. The point of order was withdrawn.

HB 1900 was passed by (Record 847): 90 Yeas, 49 Nays, 4 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Martinez; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Cole; Collier; Cortez; Crockett; Davis; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lucio; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Campos; Lopez; Minjarez.

Absent, Excused — Deshotel; Lambert; Raney.

Absent — Coleman; Gervin-Hawkins; Longoria; Paddie.

STATEMENT OF VOTE

When Record No. 847 was taken, I was temporarily out of the house chamber. I would have voted no.

Gervin-Hawkins

REMARKS ORDERED PRINTED

Representative J. Turner moved to print all remarks on **HB 1900**.

The motion prevailed. [Please refer to the supplement to this journal for the text of the debate on **HB 1900**.]

MAJOR STATE CALENDAR
SENATE BILLS
THIRD READING

The following bills were laid before the house and read third time:

SB 7 ON THIRD READING
(Cain, Schofield, Jetton, Klick, and Oliverson - House Sponsors)

SB 7, A bill to be entitled An Act relating to election integrity and security, including by preventing fraud in the conduct of elections in this state; increasing criminal penalties; creating criminal offenses.

COMMITTEE MEETING ANNOUNCEMENT

At 12:40 p.m., the following committee meeting was announced:

Environmental Regulation, upon lunch recess today, Desk 42, for a formal meeting, to consider pending and referred business.

(Paddie now present)

SB 7 - (consideration continued)

REMARKS ORDERED PRINTED

Representative Canales moved to print all remarks on **SB 7**.

The motion prevailed. [Please refer to the supplement to this journal for the text of the debate on **SB 7**.]

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for the remainder of today because of important business in the district:

Coleman on motion of Walle.

Longoria on motion of Wu.

SB 7 - (consideration continued)

SB 7 was passed by (Record 848): 78 Yeas, 64 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Collier; Cortez; Crockett; Davis; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Larson; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Lambert; Longoria; Raney.

Absent — Cole; Harris.

STATEMENT OF VOTE

When Record No. 848 was taken, my vote failed to register. I would have voted no.

Cole

SB 7 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Cain moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 7** all joint authors and co-authors for **HB 6**.

The motion prevailed.

RECESS

Representative Collier moved that the house recess until 2:30 p.m. today.

The motion prevailed.

The house accordingly, at 1:48 p.m., recessed until 2:30 p.m. today.

AFTERNOON SESSION

The house met at 2:51 p.m. and was called to order by the speaker.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Harris on motion of Buckley.

GENERAL STATE CALENDAR HOUSE BILLS THIRD READING

The following bills were laid before the house and read third time:

HB 4272 ON THIRD READING (by Klick, Oliverson, Howard, Jetton, and Guerra)

HB 4272, A bill to be entitled An Act relating to requirements for information contained in the immunization registry.

HB 4272 was passed by (Record 849): 135 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton;

Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Allen; Beckley; Bowers; Cole; Gates; Gervin-Hawkins; González, M.; Minjarez.

STATEMENTS OF VOTE

When Record No. 849 was taken, I was in the house but away from my desk. I would have voted yes.

Beckley

When Record No. 849 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

When Record No. 849 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

HB 359 ON THIRD READING
(by Geren, Hunter, Burrows, Clardy, J.E. Johnson, et al.)

HB 359, A bill to be entitled An Act relating to recovery under uninsured and underinsured motorist insurance coverage.

HB 359 was passed by (Record 850): 126 Yeas, 15 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Landgraf; Larson; Leach; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Sherman;

Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Hull; Klick; Krause; Leman; Middleton; Oliverson; Patterson; Schofield; Shaheen; Slaton; Slawson; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C); Thompson, E.

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — González, M.

STATEMENTS OF VOTE

When Record No. 850 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 850 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 850 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 850 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 850 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 850 was taken, I was shown voting no. I intended to vote yes.

Vasut

HB 2728 ON THIRD READING
(by Martinez Fischer, et al.)

HB 2728, A bill to be entitled An Act relating to the designation of January 27 as International Holocaust Remembrance Day.

HB 2728 was passed by (Record 851): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero;

Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Bernal.

HB 757 ON THIRD READING
(by Dutton)

HB 757, A bill to be entitled An Act relating to the consequences of receiving a grant of deferred adjudication community supervision and successfully completing the period of supervision.

HB 757 was passed by (Record 852): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — González, J.; Landgraf.

HB 2149 ON THIRD READING
(by Clardy)

HB 2149, A bill to be entitled An Act relating to temporary branch polling places.

HB 2149 was passed by (Record 853): 99 Yeas, 41 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bowers; Bucy; Burns; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Dominguez; Ellzey; Fierro; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Larson; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bonnen; Buckley; Cain; Capriglione; Cason; Cyrier; Dutton; Frank; Frullo; Goldman; Hefner; Holland; Hull; Jetton; King, P.; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Anderson; Burrows; Paddie.

STATEMENTS OF VOTE

When Record No. 853 was taken, I was in the house but away from my desk. I would have voted no.

Anderson

When Record No. 853 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 853 was taken, I was shown voting yes. I intended to vote no.

Cook

When Record No. 853 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 853 was taken, I was shown voting no. I intended to vote yes.

Jetton

HB 3774 ON THIRD READING
(by Leach, Moody, Metcalf, Landgraf, et al.)

HB 3774, A bill to be entitled An Act relating to the operation and administration of and practice and procedure related to proceedings in the judicial branch of state government.

Amendment No. 1

Representative Leach offered the following amendment to **HB 3774**:

Amend **HB 3774** on third reading as follows:

(1) In ARTICLE 2 of the bill, in SECTION 2.05 adding Section 25.1332(a)(1)(G), Government Code(page 8, line 14), between "(G)" and "family", insert "conduct".

(2) In ARTICLE 18 of the bill, in SECTION 18.09 adding Section 72.163, Government Code (page 75, line 8), between "72.163." and "The", insert "COMMUNICATION FACILITATION.".

(3) In ARTICLE 18 of the bill, in SECTION 18.09 adding Section 72.164, Government Code (page 75, line 12), between "72.164." and "The", insert "ONLINE MATCHING SERVICE.".

Amendment No. 1 was adopted.

HB 3774, as amended, was passed by (Record 854): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Allen; Anchia.

HB 2485 ON THIRD READING
(by Herrero and Moody)

HB 2485, A bill to be entitled An Act relating to the exemption of certain firefighters and police officers from jury service.

HB 2485 was passed by (Record 855): 122 Yeas, 17 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Cason; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; White; Wu; Zwiener.

Nays — Bonnen; Cain; Capriglione; Cook; Frank; Gates; Goldman; Hefner; Metcalf; Murr; Oliverson; Patterson; Schaefer; Slawson; Smith; Spiller; Toth.

Present, not voting — Mr. Speaker(C); Burns.

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Hull; Walle; Wilson.

STATEMENTS OF VOTE

When Record No. 855 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 855 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

HB 2525 ON THIRD READING
(by Huberty, Murphy, Dutton, Harless, Walle, et al.)

HB 2525, A bill to be entitled An Act relating to the creation of the Lake Houston Dredging and Maintenance District; providing the authority to issue bonds; providing authority to impose assessments and fees.

HB 2525 was passed by (Record 856): 117 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Biedermann; Bowers; Bucy; Burns; Burrows; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Landgraf; Larson; Leach; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Bonnen; Buckley; Button; Cain; Cason; Clardy; Cook; Cyrier; Ellzey; Gates; Goldman; Hefner; Holland; Krause; Leman; Middleton; Patterson; Shaheen; Slaton; Slawson; Smith; Swanson; Tinderholt; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Bell, K.; Parker.

STATEMENTS OF VOTE

When Record No. 856 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 856 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 856 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 2331 ON THIRD READING
(by Cortez)

HB 2331, A bill to be entitled An Act relating to procedures governing declared disasters for the Texas Department of Criminal Justice.

HB 2331 was passed by (Record 857): 96 Yeas, 45 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bernal; Bowers; Bucy; Burns; Campos; Canales; Capriglione; Cason; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen;

Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Klick; Larson; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Slaton; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Clardy; Cook; Cyrier; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Hefner; Holland; King, K.; King, P.; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Slawson; Smith; Stucky; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Bell, K.; Swanson.

STATEMENTS OF VOTE

When Record No. 857 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 857 was taken, I was shown voting yes. I intended to vote no.

Slaton

HB 3963 ON THIRD READING
(by K. King, Capriglione, Goodwin, Canales, and Ashby)

HB 3963, A bill to be entitled An Act relating to the placement of electric vehicle charging equipment on state property.

HB 3963 was passed by (Record 858): 111 Yeas, 28 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Landgraf; Larson; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero;

Rose; Rosenthal; Schofield; Sherman; Shine; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Cook; Frank; Gates; Hefner; Holland; Hull; Jetton; Krause; Leach; Leman; Middleton; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Beckley; Bell, C.; Dean; Parker.

STATEMENTS OF VOTE

When Record No. 858 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

When Record No. 858 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 858 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

HB 775 ON THIRD READING
(by Walle)

HB 775, A bill to be entitled An Act relating to the adoption of noise regulations by certain counties; creating a criminal offense; authorizing fees.

HB 775 was passed by (Record 859): 82 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Bell, K.; Bernal; Bowers; Bucy; Burns; Button; Campos; Canales; Cole; Collier; Cortez; Crockett; Darby; Davis; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Larson; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Stephenson; Swanson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Biedermann; Bonnen; Buckley; Burrows; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Hefner; Holland; Hull; Jetton;

King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Middleton; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smithee; Spiller; Stucky; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Beckley; Dean.

STATEMENTS OF VOTE

When Record No. 859 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 859 was taken, I was shown voting no. I intended to vote yes.

Harless

When Record No. 859 was taken, I was shown voting yes. I intended to vote no.

Murr

HB 1237 ON THIRD READING
(by White, Thierry, J.D. Johnson, et al.)

HB 1237, A bill to be entitled An Act relating to adverse disproportionalities within the child protective services system.

HB 1237 was passed by (Record 860): 114 Yeas, 25 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Dominguez; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Bell, K.; Cain; Cook; Cyrier; Ellzey; Hefner; Holland; Krause; Metcalf; Middleton; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C); Harless.

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Canales; Dutton; Schofield.

STATEMENTS OF VOTE

When Record No. 860 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 860 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 860 was taken, I was shown voting present, not voting. I intended to vote yes.

Harless

When Record No. 860 was taken, I was shown voting yes. I intended to vote no.

Leach

HB 913 ON THIRD READING
(by Dutton)

HB 913, A bill to be entitled An Act relating to an award of costs and attorney's fees and the imposition of sanctions in certain suits for the dissolution of a marriage or affecting the parent-child relationship.

HB 913 was passed by (Record 861): 138 Yeas, 2 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Slaton; Vasut.

Present, not voting — Mr. Speaker(C); Sanford.

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Schaefer; White.

STATEMENTS OF VOTE

When Record No. 861 was taken, I was in the house but away from my desk. I would have voted no.

Schaefer

When Record No. 861 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 1069 ON THIRD READING
(by Harris, et al.)

HB 1069, A bill to be entitled An Act relating to the carrying of a handgun by certain first responders.

HB 1069 was passed by (Record 862): 110 Yeas, 33 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Perez; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; Walle; White; Wilson.

Nays — Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Collier; Crockett; Davis; González, J.; González, M.; Goodwin; Hinojosa; Howard; Israel; Lopez; Morales, C.; Morales Shaw; Ortega; Pacheco; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

STATEMENT OF VOTE

When Record No. 862 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

HB 3482 ON THIRD READING
(by Rose and Rodriguez)

HB 3482, A bill to be entitled An Act relating to the definition of "indigent defense compensation expenditures" for purposes of the adjustment of a county's no-new-revenue maintenance and operations rate to reflect increases in those expenditures.

HB 3482 was passed by (Record 863): 87 Yeas, 56 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Crockett; Darby; Davis; Dean; Dominguez; Dutton; Fierro; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Larson; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allen; Anderson; Ashby; Bailes; Bell, C.; Burns; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Ellzey; Frank; Gates; Geren; Goldman; Harless; Hefner; Holland; Hull; Jetton; King, P.; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Stucky; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

STATEMENTS OF VOTE

When Record No. 863 was taken, I was shown voting yes. I intended to vote no.

Bonnen

When Record No. 863 was taken, I was shown voting yes. I intended to vote no.

Kuempel

HB 458 ON THIRD READING
(by Shaheen, Neave, E. Morales, Krause, and Jetton)

HB 458, A bill to be entitled An Act relating to the collection and enforcement of withholding of income for the payment of child support.

HB 458 was passed by (Record 864): 141 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Schaefer.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Beckley.

STATEMENTS OF VOTE

When Record No. 864 was taken, I was in the house but away from my desk. I would have voted yes.

Beckley

When Record No. 864 was taken, I was shown voting no. I intended to vote yes.

Schaefer

When Record No. 864 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 4066 ON THIRD READING
(by Lucio and Larson)

HB 4066, A bill to be entitled An Act relating to the adoption by the Railroad Commission of Texas of a permit by rule for the beneficial reuse of domestic wastewater and mobile drinking water treatment system wastewater produced at certain oil and gas drilling sites.

HB 4066 was passed by (Record 865): 107 Yeas, 34 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; Bernal; Biedermann; Bowers; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Cook; Cyrier; Dean; Goldman; Harless; Hefner; Holland; Jetton; Krause; Metcalf; Middleton; Noble; Oliverson; Patterson; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Beckley; Kuempel.

STATEMENTS OF VOTE

When Record No. 865 was taken, I was in the house but away from my desk. I would have voted yes.

Beckley

When Record No. 865 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 865 was taken, I was shown voting no. I intended to vote yes.

Cyrier

When Record No. 865 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 865 was taken, I was shown voting no. I intended to vote yes.

Slaton

HB 4294 ON THIRD READING
(by Metcalf)

HB 4294, A bill to be entitled An Act relating to the organization and efficient operation of the legislative branch of state government through joint entities.

HB 4294 was passed by (Record 866): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

HB 1753 ON THIRD READING
(by Oliverson)

HB 1753, A bill to be entitled An Act relating to certain required reports under the Texas workers' compensation system.

HB 1753 was passed by (Record 867): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier;

Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

HB 2281 ON THIRD READING
(by Hefner)

HB 2281, A bill to be entitled An Act relating to the prosecution of the offense of possessing a weapon in certain prohibited places associated with schools or postsecondary educational institutions.

HB 2281 was passed by (Record 868): 87 Yeas, 55 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Perez; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Dominguez; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Vo.

HB 2556 ON THIRD READING
(by Neave, C. Morales, Guillen, Minjarez, Rodriguez, et al.)

HB 2556, A bill to be entitled An Act relating to designating September 30 as Vanessa Guillén Day.

HB 2556 was passed by (Record 869): 140 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Geren.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Cason; Schofield.

STATEMENT OF VOTE

When Record No. 869 was taken, I was shown voting no. I intended to vote yes.

Geren

HB 2911 ON THIRD READING
(by White and Stephenson)

HB 2911, A bill to be entitled An Act relating to next generation 9-1-1 service; increasing a fee.

HB 2911 was passed by (Record 870): 103 Yeas, 40 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Bucy; Burns; Burrows; Campos; Clardy; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Landgraf; Larson; Leach; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Shaheen; Sherman; Shine; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Bonnen; Buckley; Button; Cain; Canales; Capriglione; Cason; Cook; Craddick; Frank; Gates; Goldman; Hefner; Hull; Jetton; King, P.; Klick; Krause; Kuempel; Leman; Middleton; Morrison; Noble; Oliverson; Parker; Patterson; Sanford; Schaefer; Schofield; Slaton; Slawson; Smith; Smithee; Swanson; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

STATEMENTS OF VOTE

When Record No. 870 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 870 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 870 was taken, I was shown voting no. I intended to vote yes.

Parker

HB 3073 ON THIRD READING
(by Shaheen)

HB 3073, A bill to be entitled An Act relating to a requirement that state agencies make agency guidance documents accessible to the public.

HB 3073 was passed by (Record 871): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.;

González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Campos; Schofield.

HB 3626 ON THIRD READING
(by Romero, Frank, Coleman, and Morales Shaw)

HB 3626, A bill to be entitled An Act relating to the licensing of marriage and family therapists, marriage and family therapist associates, professional counselors, and professional counselor associates, including certain out-of-state applicants.

HB 3626 was passed by (Record 872): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Dean; Lozano.

HB 3459 ON THIRD READING
(by Bonnen, et al.)

HB 3459, A bill to be entitled An Act relating to preauthorization requirements for certain medical and health care services and utilization review for certain health benefit plans.

HB 3459 was passed by (Record 873): 127 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cason; Cook; Craddick; Hull; Hunter; Krause; Noble; Patterson; Slaton; Smithee; Spiller; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

STATEMENTS OF VOTE

When Record No. 873 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 873 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 873 was taken, I was shown voting yes. I intended to vote no.

Slawson

When Record No. 873 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 764 ON THIRD READING
(by Krause, Landgraf, Burns, Slawson, et al.)

HB 764, A bill to be entitled An Act relating to the academic assessment of public school students.

HB 764 was passed by (Record 874): 136 Yeas, 6 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Frullo; Huberty; Murphy; Swanson; Turner, J.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Johnson, J.D.

STATEMENTS OF VOTE

When Record No. 874 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 874 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 4437 ON THIRD READING
(by Walle, et al.)

HB 4437, A bill to be entitled An Act relating to the authority of certain counties to consider a prospective contractor's principal place of business when awarding certain contracts.

HB 4437 was passed by (Record 875): 94 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Capriglione; Cason; Cole; Collier; Cortez; Crockett; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Larson; Leach; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Biedermann; Bonnen; Buckley; Burns; Cain; Clardy; Cook; Craddick; Cyrier; Gates; Goldman; Harless; Hefner; Holland; Hull; King, K.; Klick; Krause; Kuempel; Landgraf; Leman; Metcalf; Meyer; Middleton; Murphy; Murr; Noble; Parker; Patterson; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — González, M.

STATEMENT OF VOTE

When Record No. 875 was taken, I was shown voting yes. I intended to vote no.

Leach

HB 1501 ON THIRD READING
(by Dean, Deshotel, Bowers, Metcalf, et al.)

HB 1501, A bill to be entitled An Act relating to certain regulations adopted by a governmental entity restricting the use of a natural gas or propane appliance or other system or component.

HB 1501 was passed by (Record 876): 118 Yeas, 22 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Pacheco;

Paddie; Parker; Patterson; Paul; Perez; Price; Raymond; Rogers; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; VanDeaver; Vasut; Walle; White; Wilson.

Nays — Beckley; Bernal; Bucy; Crockett; Goldman; Goodwin; Hinojosa; Howard; Israel; Martinez Fischer; Morales, C.; Ordaz Perez; Ortega; Ramos; Rodriguez; Romero; Talarico; Toth; Turner, J.; Vo; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Davis; Reynolds.

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — González, M.

STATEMENT OF VOTE

When Record No. 876 was taken, I was shown voting no. I intended to vote yes.

Toth

HB 3418 ON THIRD READING
(by Fierro)

HB 3418, A bill to be entitled An Act relating to the state purchasing preference for recycled, remanufactured, or environmentally sensitive products.

HB 3418 was passed by (Record 877): 101 Yeas, 40 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cason; Cole; Collier; Cortez; Crockett; Darby; Davis; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gervin-Hawkins; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Kuempel; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Slaton; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Biedermann; Cain; Capriglione; Clardy; Cook; Craddick; Cyrier; Gates; Geren; Goldman; Hefner; Hull; King, K.; Klick; Krause; Landgraf; Middleton; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slawson; Smith; Stucky; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Dean; González, J.

STATEMENTS OF VOTE

When Record No. 877 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 877 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 877 was taken, I was shown voting yes. I intended to vote no.

Slaton

HB 3662 ON THIRD READING
(by Buckley, Shine, Kacal, and Talarico)

HB 3662, A bill to be entitled An Act relating to the award of health plan provider contracts under the Medicaid managed care program.

HB 3662 was passed by (Record 878): 99 Yeas, 36 Nays, 4 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cortez; Cyrier; Darby; Dominguez; Ellzey; Fierro; Frank; Frullo; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Herrero; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Klick; Larson; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Patterson; Paul; Perez; Price; Ramos; Rodriguez; Rogers; Romero; Rose; Rosenthal; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vasut; Vo; Walle; Wu.

Nays — Bonnen; Cook; Craddick; Gates; Geren; Goldman; Guerra; Guillen; Harless; Hefner; Hinojosa; Holland; Howard; King, K.; King, P.; Krause; Kuempel; Landgraf; Leach; Middleton; Muñoz; Murr; Noble; Paddie; Parker; Raymond; Sanford; Schaefer; Schofield; Stucky; Tinderholt; Toth; VanDeaver; White; Wilson; Zwiener.

Present, not voting — Mr. Speaker(C); Crockett; Davis; Reynolds.

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Campos; Dean; Dutton; Hull; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 878 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 878 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 878 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 878 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

HB 1423 ON THIRD READING
(by Campos)

HB 1423, A bill to be entitled An Act relating to the regulation and inspection procedures of certain long-term care facilities.

Amendment No. 1

Representative E. Thompson offered the following amendment to **HB 1423**:

Amend **HB 1423** on third reading by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. (a) The Health and Human Services Commission shall conduct a survey on the number of facilities licensed under Chapter 242, Health and Safety Code, and the number of assisted living facilities licensed under Chapter 247, Health and Safety Code, that are equipped with an operational emergency generator or comparable emergency power source that is capable of providing continuous electric utility services to the facility during severe weather events or other emergencies.

(b) Not later than September 1, 2022, the Health and Human Services Commission shall publish the results of the survey conducted under Subsection (a) on the commission's Internet website.

Amendment No. 1 was adopted.

HB 1423, as amended, was passed by (Record 879): 101 Yeas, 39 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bell, C.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Cole; Collier; Cortez; Crockett; Darby; Davis; Dean; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Kuempel; Landgraf; Larson; Leach; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers;

Romero; Rosenthal; Schaefer; Schofield; Shaheen; Sherman; Shine; Smithee; Stephenson; Stucky; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, K.; Biedermann; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Ellzey; Geren; Goldman; Hefner; Holland; Jetton; King, K.; King, P.; Klick; Krause; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Sanford; Slaton; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Rose; Slawson; Thierry.

STATEMENTS OF VOTE

When Record No. 879 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 879 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 879 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 879 was taken, I was in the house but away from my desk. I would have voted no.

Slawson

When Record No. 879 was taken, I was in the house but away from my desk. I would have voted yes.

Thierry

HB 3669 ON THIRD READING
(by Dean)

HB 3669, A bill to be entitled An Act relating to the disposition by a public junior college library of certain library materials.

HB 3669 was passed by (Record 880): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner;

Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

HB 1676 ON THIRD READING
(by Goodwin, Guerra, Talarico, Kacal, et al.)

HB 1676, A bill to be entitled An Act relating to child water safety requirements for certain organizations; authorizing disciplinary action, including an administrative penalty.

HB 1676 was passed by (Record 881): 106 Yeas, 36 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Dominguez; Dutton; Ellzey; Fierro; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Larson; Leach; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Frank; Goldman; Hefner; Krause; Landgraf; Leman; Metcalf; Murr; Noble; Oliverson; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Spiller; Tinderholt; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Dean.

STATEMENTS OF VOTE

When Record No. 881 was taken, I was shown voting yes. I intended to vote no.

Collier

When Record No. 881 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

When Record No. 881 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 881 was taken, I was shown voting no. I intended to vote yes.

Murr

When Record No. 881 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 3927 ON THIRD READING
(by Hefner)

HB 3927, A bill to be entitled An Act relating to the issuance and use of certain temporary motor vehicle tags and the classification of temporary motor vehicle tags as governmental records for purposes of certain criminal offenses.

HB 3927 was passed by (Record 882): 128 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; Klick; Krause; Landgraf; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Ashby; Beckley; Cason; Frullo; Guerra; King, K.; Kuempel; Muñoz; Price; Sanford; Slaton; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — King, T.; Larson; Rose.

STATEMENTS OF VOTE

When Record No. 882 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 882 was taken, I was shown voting no. I intended to vote yes.

Sanford

When Record No. 882 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 882 was taken, I was shown voting yes. I intended to vote no.

Stucky

HB 2633 ON THIRD READING

(by A. Johnson, S. Thompson, Bonnen, Howard, Leach, et al.)

HB 2633, A bill to be entitled An Act relating to resources provided to human trafficking victims and the establishment of the trafficked persons grant program.

HB 2633 was passed by (Record 883): 114 Yeas, 27 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Landgraf; Larson; Leach; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ortega; Pacheco; Paddie; Parker; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Biedermann; Button; Cain; Cook; Cyrier; Harless; Hefner; Klick; Leman; Middleton; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Ordaz Perez; Perez.

STATEMENTS OF VOTE

When Record No. 883 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 883 was taken, I was shown voting no. I intended to vote yes.

Cyrier

When Record No. 883 was taken, I was temporarily out of the house chamber. I would have voted yes.

Perez

When Record No. 883 was taken, I was shown voting no. I intended to vote yes.

Shaheen

When Record No. 883 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 4612 ON THIRD READING
(by Vasut)

HB 4612, A bill to be entitled An Act relating to the creation of the Brazoria County Management District No. 2; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

HB 4612 was passed by (Record 884): 116 Yeas, 26 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Davis; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Neave; Ordaz Perez; Ortega; Pacheco;

Paddie; Parker; Paul; Perez; Price; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, K.; Bonnen; Canales; Cason; Clardy; Darby; Dean; Guerra; Harless; Hefner; Holland; Krause; Middleton; Muñoz; Murr; Noble; Oliverson; Patterson; Ramos; Schaefer; Slaton; Slawson; Smith; Stucky; Tinderholt; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Dutton.

STATEMENTS OF VOTE

When Record No. 884 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 884 was taken, I was shown voting yes. I intended to vote no.

Cain

When Record No. 884 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 884 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 884 was taken, I was shown voting yes. I intended to vote no.

Shaheen

HB 546 ON THIRD READING
(by Pacheco)

HB 546, A bill to be entitled An Act relating to the application of certain occupation-related postsecondary educational financial aid and student loan repayment programs.

HB 546 was passed by (Record 885): 120 Yeas, 21 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra;

Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Landgraf; Larson; Leach; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cason; Cook; Dean; Harless; Hefner; Holland; Krause; Leman; Middleton; Noble; Patterson; Sanford; Schaefer; Shaheen; Slaton; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C); Geren.

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Dutton.

STATEMENTS OF VOTE

When Record No. 885 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 885 was taken, I was shown voting yes. I intended to vote no.

Slawson

HB 211 ON THIRD READING
(by Thierry, Burrows, and Noble)

HB 211, A bill to be entitled An Act relating to sales and use taxes on e-cigarette vapor products to benefit the child health plan program; imposing taxes.

HB 211 was passed by (Record 886): 84 Yeas, 56 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Bernal; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Cole; Collier; Cortez; Crockett; Cyrier; Davis; Dominguez; Frank; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Hinojosa; Holland; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Larson; Lopez; Lozano; Lucio; Martinez; Meyer; Meza; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Smith; Smithee; Spiller; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Zwiener.

Nays — Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Burns; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Darby; Dean; Ellzey; Fierro; Frullo; Gates; Hefner; Herrero; Hull; Hunter; Jetton; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Martinez Fischer; Metcalf; Middleton; Morales, C.; Murr; Oliverson; Parker; Patterson; Paul; Price; Rodriguez; Rogers; Schaefer; Shaheen; Slaton; Slawson; Stephenson; Stucky; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Dutton; Schofield; Wu.

STATEMENTS OF VOTE

When Record No. 886 was taken, I was shown voting no. I intended to vote yes.

Martinez Fischer

When Record No. 886 was taken, I was shown voting yes. I intended to vote no.

VanDeaver

HB 3107 ON THIRD READING
(by Clardy, Klick, and Cain)

HB 3107, A bill to be entitled An Act relating to election practices and procedures.

HB 3107 was passed by (Record 887): 137 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — González, J.; Noble; Wilson.

Present, not voting — Mr. Speaker(C); Ellzey.

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Button; King, K.

STATEMENT OF VOTE

When Record No. 887 was taken, I was shown voting no. I intended to vote yes.

Wilson

GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING

The following bills were laid before the house and read third time:

SB 1259 ON THIRD READING
(Smith - House Sponsor)

SB 1259, A bill to be entitled An Act relating to causes of action for withholding payments of the proceeds from the sale of oil and gas production.

SB 1259 was passed by (Record 888): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Dutton.

SB 770 ON THIRD READING
(Button and Guillen - House Sponsors)

SB 770, A bill to be entitled An Act relating to eligibility for job-training programs provided under the self-sufficiency fund.

SB 770 was passed by (Record 889): 140 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Dutton; Johnson, A.

SB 1126 ON THIRD READING
(Stucky - House Sponsor)

SB 1126, A bill to be entitled An Act relating to the establishment and administration of the Texas Woman's University System.

SB 1126 was passed by (Record 890): 137 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez

Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason; Schaefer.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Dutton; González, M.; Howard; Pacheco.

STATEMENT OF VOTE

When Record No. 890 was taken, I was in the house but away from my desk. I would have voted yes.

Howard

SB 2093 ON THIRD READING
(Swanson - House Sponsor)

SB 2093, A bill to be entitled An Act relating to filing fees for certain candidates for office in primary elections.

SB 2093 - POINT OF ORDER

Representative J. González raised a point of order against further consideration of **SB 2093** under Rule 8, Section 1(b), of the House Rules on the grounds that the bill failed to include a statement at the end of its title or caption indicating the general effect of the bill on a tax, assessment, surcharge, or fee. The point of order was withdrawn.

SB 2093 was passed by (Record 891): 91 Yeas, 45 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Minjarez; Morales, E.; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Price; Raymond; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, S.; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Anchia; Bernal; Bowers; Bucy; Cason; Collier; Crockett; Davis; Dominguez; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.E.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Muñoz; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Romero; Rose; Rosenthal; Schofield; Sherman; Talarico; Thierry; Tinderholt; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Burns; Campos; González, J.; González, M.; Paul; Rodriguez; Thompson, E.

STATEMENTS OF VOTE

When Record No. 891 was taken, I was shown voting yes. I intended to vote no.

Beckley

When Record No. 891 was taken, my vote failed to register. I would have voted yes.

Burns

When Record No. 891 was taken, I was shown voting yes. I intended to vote no.

Fierro

When Record No. 891 was taken, I was shown voting yes. I intended to vote no.

A. Johnson

When Record No. 891 was taken, I was shown voting no. I intended to vote yes.

Muñoz

When Record No. 891 was taken, I was in the house but away from my desk. I would have voted yes.

Paul

When Record No. 891 was taken, I was shown voting no. I intended to vote yes.

Ramos

When Record No. 891 was taken, I was in the house but away from my desk. I would have voted no.

Rodriguez

When Record No. 891 was taken, I was in the house but away from my desk. I would have voted yes.

E. Thompson

When Record No. 891 was taken, I was shown voting no. I intended to vote yes.

Tinderholt

SB 1230 ON THIRD READING
(Pacheco - House Sponsor)

SB 1230, A bill to be entitled An Act relating to establishing the Texas Commission on Community College Finance.

SB 1230 was passed by (Record 892): 119 Yeas, 15 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Kuempel; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cason; Cook; Krause; Murr; Noble; Patterson; Slaton; Slawson; Smith; Stucky; Swanson; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Burns; Collier; Goldman; González, J.; González, M.; King, T.; Paul; Sherman; Thompson, E.

STATEMENTS OF VOTE

When Record No. 892 was taken, my vote failed to register. I would have voted yes.

Burns

When Record No. 892 was taken, I was in the house but away from my desk. I would have voted yes.

Collier

When Record No. 892 was taken, I was in the house but away from my desk. I would have voted yes.

Paul

When Record No. 892 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 892 was taken, I was in the house but away from my desk. I would have voted yes.

E. Thompson

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

SB 1339 ON SECOND READING
(T. King - House Sponsor)

SB 1339, A bill to be entitled An Act relating to the authority to request attorney general advice on questions relating to actions in which the state is interested.

SB 1339 was considered in lieu of **HB 4422**.

SB 1339 was read second time and was passed to third reading.

HB 4422 - LAID ON THE TABLE SUBJECT TO CALL

Representative T. King moved to lay **HB 4422** on the table subject to call.

The motion prevailed.

SB 1373 ON SECOND READING
(White and J.D. Johnson - House Sponsors)

SB 1373, A bill to be entitled An Act relating to the imposition and collection of fines, fees, and court costs in criminal cases.

SB 1373 was considered in lieu of **CSHB 2441**.

SB 1373 was read second time and was passed to third reading.

CSHB 2441 - LAID ON THE TABLE SUBJECT TO CALL

Representative White moved to lay **CSHB 2441** on the table subject to call.

The motion prevailed.

CSHB 3367 ON SECOND READING
(by C. Turner, Bonnen, S. Thompson, Shine, Hefner, et al.)

CSHB 3367, A bill to be entitled An Act relating to the powers and duties of certain property owners' associations.

CSHB 3367 was read second time on May 3 and was postponed until 10 a.m. today.

Representative C. Turner moved to postpone consideration of **CSHB 3367** until 10 a.m. Tuesday, May 11.

The motion prevailed.

SB 930 ON SECOND READING
(Middleton and Rose - House Sponsors)

SB 930, A bill to be entitled An Act relating to the disclosure of certain information regarding the occurrence of communicable diseases in residential facilities.

SB 930 was considered in lieu of **HB 3306**.

SB 930 was read second time and was passed to third reading.

HB 3306 - LAID ON THE TABLE SUBJECT TO CALL

Representative Middleton moved to lay **HB 3306** on the table subject to call.

The motion prevailed.

CSHB 3276 ON SECOND READING
(by Parker, Cain, Schofield, and Lozano)

CSHB 3276, A bill to be entitled An Act relating to the security of voted ballots.

CSHB 3276 was read second time on May 4, postponed until May 6, and was again postponed until 10 a.m. today.

Representative Parker moved to postpone consideration of **CSHB 3276** until 9 a.m. tomorrow.

The motion prevailed.

CSHB 3416 ON SECOND READING
(by Darby)

CSHB 3416, A bill to be entitled An Act relating to indemnity agreements between contractors and subcontractors for services pertaining to certain wells or mines.

CSHB 3416 was read second time earlier today and was postponed until 10 a.m. today.

Amendment No. 1

Representative Darby offered the following amendment to **CSHB 3416**:

Amend **CSHB 3416** by striking all below the enacting clause and substituting the following:

SECTION 1. Title 6, Civil Practice and Remedies Code, is amended by adding Chapter 127A to read as follows:

CHAPTER 127A. DISCLOSURES REGARDING INDEMNIFICATION OBLIGATIONS AND INSURANCE COVERAGE REGARDING WELL OR MINE SERVICES PROVIDED BY CERTAIN SUBCONTRACTORS

Sec. 127A.001. DEFINITIONS. In this chapter:

(1) "Temporary placement service" means an entity or other person that employs individuals or contracts with another entity or person to refer or assign personnel to the placement service's clients to support or supplement the clients' workforce in a special work situation, including:

(A) an employee absence;

(B) a temporary skill shortage;

(C) a seasonal or cyclical workload;

(D) work requiring uniquely skilled personnel; or

(E) a special assignment or project.

(2) "Temporary subcontractor" means an independent contractor who, in connection with performing well or mine services:

(A) is referred to or placed by a temporary placement service with the placement service's client; or

(B) has entered into an agreement with a temporary placement service to provide those services to the placement service's client.

(3) "Well or mine service" has the meaning assigned by Section 127.001.

Sec. 127A.002. DISCLOSURE REGARDING TEMPORARY SUBCONTRACTOR INDEMNIFICATION OBLIGATIONS AND INSURANCE COVERAGE REQUIREMENTS. (a) Before a temporary placement service refers or assigns a temporary subcontractor to the placement service's client to perform well or mine services, the placement service shall provide a written disclosure to the subcontractor that:

(1) describes the subcontractor's indemnification obligations, if any, to the placement service and to the placement service's client in connection with the services the subcontractor will provide to the client;

(2) describes any insurance policy, including the amount of coverage and any limits on coverage, that is provided for the benefit of the subcontractor by the placement service or the placement service's client, or both, in connection with the services the subcontractor will provide to the client; and

(3) expressly states whether and to what extent any insurance policy described by Subdivision (2) will cover the subcontractor's tort liability and contractual indemnity obligations arising out of the performance of the services by the subcontractor for the placement service's client or clients.

(b) The disclosure required under Subsection (a) may state that the disclosure does not alter, amend, or otherwise modify the terms of any agreement governing services provided by the temporary subcontractor or any insurance policy described by Subsection (a)(2), provided that the temporary placement service is responsible for the content of the disclosure.

(c) A temporary placement service shall:

(1) provide the disclosure required under Subsection (a) to a temporary subcontractor as a separate document from any agreement entered into with the subcontractor by the placement service or the placement service's client; and

(2) ensure that the disclosure is written in plain English and in a manner that is clear, concise, and designed to enable the temporary subcontractor to understand the subcontractor's contractual indemnity obligations, if any, and any insurance policy provided for the benefit of the subcontractor in connection with well or mine services to be performed by the subcontractor.

(d) A temporary placement service may satisfy the requirement to describe an insurance policy under Subsection (a)(2) by providing to the temporary subcontractor a certificate of insurance evidencing applicable coverage and limits.

Sec. 127A.003. DISCLOSURE REQUIREMENTS FOR ONGOING INSURANCE POLICY. A temporary placement service that provides a disclosure to a temporary subcontractor under Section 127A.002 that states that an insurance policy described in that disclosure that is provided for the benefit of the temporary subcontractor remains in effect for a specified time period and with respect to a specified client or clients is not required to provide that subcontractor with an additional disclosure under Section 127A.002 for future services provided by the subcontractor to that client or those clients until:

(1) the insurance policy is no longer in effect; or

(2) the placement service is required to provide the subcontractor a new disclosure because of a change concerning the insurance policy as provided under Section 127A.004.

Sec. 127A.004. NOTICE REQUIRED FOR CERTAIN CHANGES RELATED TO INSURANCE POLICY. A temporary placement service shall provide a temporary subcontractor who is provided a disclosure of a provided insurance policy under Section 127A.002 a separate written notice of a cancellation or nonrenewal of the policy or a material reduction in coverage under the insurance policy not later than the 30th day before the date the cancellation or nonrenewal of the policy or the material reduction in insurance coverage takes effect.

SECTION 2. The change in law made by this Act applies only to an agreement entered into on or after the effective date of this Act.

SECTION 3. This Act takes effect September 1, 2021.

Amendment No. 1 was adopted.

CSHB 3416, as amended, was passed to engrossment.

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

The following bills were laid before the house and read second time:

CSHB 4465 ON SECOND READING
(by Dutton)

CSHB 4465, A bill to be entitled An Act relating to grants and federal disaster relief funds available to school districts, open-enrollment charter schools, and regional education service centers to provide services to students after a disaster in the state of Texas.

Amendment No. 1

Representative Dutton offered the following amendment to **CSHB 4465**:

Amend **CSHB 4465** (house committee report) as follows:

(1) On page 2, line 2, strike "and".

(2) On page 2, line 3, between "learning" and the underlined period, insert the following:
; and

(6) comprehensive after-school learning, summer learning, or summer enrichment

Amendment No. 1 was adopted.

CSHB 4465, as amended, was passed to engrossment.

HB 3833 ON SECOND READING
(by P. King, Burrows, Shine, Rogers, and Harris)

HB 3833, A bill to be entitled An Act relating to the additional ad valorem tax and interest imposed as a result of a change in the use of certain land.

Amendment No. 1

Representative Shine offered the following amendment to **HB 3833**:

Amend **HB 3833** (house committee printing) by striking all below the enacting clause and substituting the following:

SECTION 1. Sections 23.55(a), (b), (e), (f), (m), and (n), Tax Code, are amended to read as follows:

(a) If the use of land that has been appraised as provided by this subchapter changes, an additional tax is imposed on the land equal to the difference between the taxes imposed on the land for each of the three years preceding the year in which the change of use occurs that the land was appraised as provided by this subchapter and the tax that would have been imposed had the land been taxed on the basis of market value in each of those years[~~, plus interest at an annual rate of five percent calculated from the dates on which the differences would have become due~~]. For purposes of this subsection, the chief appraiser may not consider any period during which land is owned by the state in determining whether a change in the use of the land has occurred.

(b) A tax lien attaches to the land on the date the change of use occurs to secure payment of the additional tax [~~and interest~~] imposed by this section and any penalties and interest incurred if the tax becomes delinquent. The lien exists in favor of all taxing units for which the additional tax is imposed.

(e) Subject to Section 23.551, a determination that a change in use of the land has occurred is made by the chief appraiser. The chief appraiser shall deliver a notice of the determination to the owner of the land as soon as possible after making the determination and shall include in the notice an explanation of the owner's right to protest the determination. If the owner does not file a timely protest or if the final determination of the protest is that the additional taxes are due, the assessor for each taxing unit shall prepare and deliver a bill for the additional taxes [~~plus interest~~] as soon as practicable. The taxes [~~and interest~~] are due and become delinquent and incur penalties and interest as provided by law for ad valorem taxes imposed by the taxing unit if not paid before the next February 1 that is at least 20 days after the date the bill is delivered to the owner of the land.

(f) The sanctions provided by Subsection (a) [~~of this section~~] do not apply if the change of use occurs as a result of:

(1) a sale for right-of-way;

(2) a condemnation;

(3) a transfer of the property to the state or a political subdivision of the state to be used for a public purpose; or

(4) a transfer of the property from the state, a political subdivision of the state, or a nonprofit corporation created by a municipality with a population of more than one million under the Development Corporation Act (Subtitle C1, Title 12, Local Government Code) to an individual or a business entity for purposes of economic development if the comptroller determines that the economic development is likely to generate for deposit in the general revenue fund during the next two fiscal bienniums an amount of taxes and other revenues that equals or exceeds 20 times the amount of additional taxes [~~and interest~~] that would have been imposed under Subsection (a) had the sanctions provided by that subsection applied to the transfer.

(m) For purposes of determining whether a transfer of land qualifies for the exemption from additional taxes provided by Subsection (f)(4), on an application of the entity transferring or proposing to transfer the land or of the individual or entity to which the land is transferred or proposed to be transferred, the comptroller shall determine the amount of taxes and other revenues likely to be generated as a result of the economic development for deposit in the general revenue fund during the next two fiscal bienniums. If the comptroller determines that the amount of those revenues is likely to equal or exceed 20 times the amount of additional taxes [~~and interest~~] that would be imposed under Subsection (a) if the sanctions provided by that subsection applied to the transfer, the comptroller shall issue a letter to the applicant stating the comptroller's determination and shall send a copy of the letter by regular mail to the chief appraiser.

(n) Within one year of the conclusion of the two fiscal bienniums for which the comptroller issued a letter as provided under Subsection (m), the board of directors of the appraisal district, by official board action, may direct the chief appraiser to request the comptroller to determine if the amount of revenues was equal to or exceeded 20 times the amount of taxes [~~and interest~~] that would have been imposed under Subsection (a). The comptroller shall issue a finding as to whether the amount of revenue met the projected increases. The chief appraiser shall review the results of the comptroller's finding and shall make a determination as to whether sanctions under Subsection (a) should be imposed. If the chief appraiser determines that the sanctions provided by Subsection (a) shall be imposed, the sanctions shall be based on the date of the transfer of the property under Subsection (f)(4).

SECTION 2. Sections 23.58(c) and (d), Tax Code, are amended to read as follows:

(c) A provision in an instrument pertaining to a loan secured by a lien in favor of the lender on land appraised according to this subchapter that requires the borrower to make a payment to protect the lender from loss because of the imposition of additional taxes [~~and interest~~] under Section 23.55 is void unless the provision:

(1) requires the borrower to pay into an escrow account established by the lender an amount equal to the additional taxes [~~and interest~~] that would be due under Section 23.55 if a change of use occurred on January 1 of the year in which the loan is granted or amended;

(2) requires the escrow account to bear interest to be credited to the account monthly;

(3) permits the lender to apply money in the escrow account to the payment of a bill for additional taxes [~~and interest~~] under Section 23.55 before the loan is paid and requires the lender to refund the balance remaining in the escrow account after the bill is paid to the borrower; and

(4) requires the lender to refund the money in the escrow account to the borrower on the payment of the loan.

(d) On the request of the borrower or the borrower's representative, the assessor for each taxing unit shall compute the additional taxes [~~and interest~~] that would be due that taxing unit under Section 23.55 if a change of use occurred on January 1 of the year in which the loan is granted or amended. The assessor may charge a reasonable fee not to exceed the actual cost of making the computation.

SECTION 3. Sections 23.76(a), (b), and (e), Tax Code, are amended to read as follows:

(a) If the use of land that has been appraised as provided by this subchapter changes, an additional tax is imposed on the land equal to the difference between the taxes imposed on the land for each of the three years preceding the year in which the change of use occurs that the land was appraised as provided by this subchapter and the tax that would have been imposed had the land been taxed on the basis of market value in each of those years[~~, plus interest at an annual rate of five percent calculated from the dates on which the differences would have become due~~].

(b) A tax lien attaches to the land on the date the change of use occurs to secure payment of the additional tax [~~and interest~~] imposed by this section and any penalties and interest incurred if the tax becomes delinquent. The lien exists in favor of all taxing units for which the additional tax is imposed.

(e) A determination that a change in use of the land has occurred is made by the chief appraiser. The chief appraiser shall deliver a notice of the determination to the owner of the land as soon as possible after making the determination and shall include in the notice an explanation of the owner's right to protest the determination. If the owner does not file a timely protest or if the final determination of the protest is that the additional taxes are due, the assessor for each taxing unit shall prepare and deliver a bill for the additional taxes [~~and interest~~] as soon as practicable after the change of use occurs. The taxes [~~and interest~~] are due and become delinquent and incur penalties and interest as

provided by law for ad valorem taxes imposed by the taxing unit if not paid before the next February 1 that is at least 20 days after the date the bill is delivered to the owner of the land.

SECTION 4. Sections 23.86(a) and (b), Tax Code, are amended to read as follows:

(a) If land that has been appraised under this subchapter is no longer subject to a deed restriction or is diverted to a use other than recreational, park, or scenic uses, an additional tax is imposed on the land equal to the difference between the taxes imposed on the land for each of the three [~~five~~] years preceding the year in which the change of use occurs or the deed restriction expires that the land was appraised as provided by this subchapter and the tax that would have been imposed had the land not been restricted to recreational, park, or scenic uses in each of those years[~~, plus interest at an annual rate of seven percent calculated from the dates on which the differences would have become due~~].

(b) A tax lien attaches to the land on the date the change of use occurs or the deed restriction expires to secure payment of the additional tax [~~and interest~~] imposed by this section and any penalties and interest incurred if the tax becomes delinquent. The lien exists in favor of all taxing units for which the additional tax is imposed.

SECTION 5. Sections 23.96(a) and (b), Tax Code, are amended to read as follows:

(a) If airport property that has been appraised under this subchapter is no longer subject to a deed restriction, an additional tax is imposed on the property equal to the difference between the taxes imposed on the property for each of the three [~~five~~] years preceding the year in which the deed restriction expires that the property was appraised as provided by this subchapter and the tax that would have been imposed had the property not been restricted to use as public access airport property in each of those years[~~, plus interest at an annual rate of seven percent calculated from the dates on which the differences would have become due~~].

(b) A tax lien attaches to the property on the date the deed restriction expires to secure payment of the additional tax [~~and interest~~] imposed by this section and any penalties and interest incurred if the tax becomes delinquent. The lien exists in favor of all taxing units for which the additional tax is imposed.

SECTION 6. Sections 23.9807(a), (b), (c), and (f), Tax Code, are amended to read as follows:

(a) If the use of land that has been appraised as provided by this subchapter changes to a use that qualifies the land for appraisal under Subchapter E, an additional tax is imposed on the land equal to [~~the sum of:~~

[~~(1)~~] the difference between:

(1) [~~(A)~~] the taxes imposed on the land for each of the three [~~five~~] years preceding the year in which the change of use occurs that the land was appraised as provided by this subchapter; and

(2) [~~(B)~~] the taxes that would have been imposed had the land been appraised under Subchapter E in each of those years[~~; and~~

[~~(2) interest at an annual rate of seven percent calculated from the dates on which the differences would have become due~~].

(b) If the use of land that has been appraised as provided by this subchapter changes to a use that does not qualify the land for appraisal under Subchapter E or under this subchapter, an additional tax is imposed on the land equal to [~~the sum of:~~

[~~(1)~~] the difference between:

(1) [~~(A)~~] the taxes imposed on the land for each of the three [~~five~~] years preceding the year in which the change of use occurs that the land was appraised as provided by this subchapter; and

(2) [~~(B)~~] the taxes that would have been imposed had the land been taxed on the basis of market value in each of those years[~~; and~~

[~~(2) interest at an annual rate of seven percent calculated from the dates on which the differences would have become due~~].

(c) A tax lien attaches to the land on the date the change of use occurs to secure payment of the additional tax [~~and interest~~] imposed by this section and any penalties and interest incurred if the tax becomes delinquent. The lien exists in favor of all taxing units for which the additional tax is imposed.

(f) A determination that a change in use of the land has occurred is made by the chief appraiser. The chief appraiser shall deliver a notice of the determination to the owner of the land as soon as possible after making the determination and shall include in the notice an explanation of the owner's right to protest the determination. If the owner does not file a timely protest or if the final determination of the protest is that the additional taxes are due, the assessor for each taxing unit shall prepare and deliver a bill for the additional taxes [~~and interest~~] as soon as practicable after the change of use occurs. The taxes [~~and interest~~] are due and become delinquent and incur penalties and interest as provided by law for ad valorem taxes imposed by the taxing unit if not paid before the next February 1 that is at least 20 days after the date the bill is delivered to the owner of the land.

SECTION 7. Section 23.55, Tax Code, as amended by this Act, applies only to a change of use of land appraised under Subchapter D, Chapter 23, Tax Code, that occurs on or after the effective date of this Act.

SECTION 8. Section 23.58, Tax Code, as amended by this Act, applies only to a loan secured by a lien on open-space land that is contracted for on or after the effective date of this Act.

SECTION 9. Section 23.76, Tax Code, as amended by this Act, applies only to a change of use of land appraised under Subchapter E, Chapter 23, Tax Code, that occurs on or after the effective date of this Act.

SECTION 10. Section 23.86, Tax Code, as amended by this Act, applies only to a change of use of land appraised under Subchapter F, Chapter 23, Tax Code, that occurs on or after the effective date of this Act.

SECTION 11. Section 23.96, Tax Code, as amended by this Act, applies only to a change of use of land appraised under Subchapter G, Chapter 23, Tax Code, that occurs on or after the effective date of this Act.

SECTION 12. Section 23.9807, Tax Code, as amended by this Act, applies only to a change of use of land appraised under Subchapter H, Chapter 23, Tax Code, that occurs on or after the effective date of this Act.

SECTION 13. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2021.

Amendment No. 1 was adopted.

Amendment No. 2

On behalf of Representative Deshotel, Representative P. King offered the following amendment to **HB 3833**:

Amend **HB 3833** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 23.215, Tax Code, is amended to read as follows:

Sec. 23.215. APPRAISAL OF CERTAIN NONEXEMPT PROPERTY USED FOR LOW-INCOME OR MODERATE-INCOME HOUSING. (a) This section applies only to real property owned by an organization:

(1) for the purpose of renting the property [~~that on the effective date of this section was rented~~] to a low-income or moderate-income individual or family satisfying the organization's income eligibility requirements [~~and that continues to be used for that purpose~~];

(2) that is or will be [~~was~~] financed under the low income housing tax credit program under Subchapter DD, Chapter 2306, Government Code, and subject to a land use restriction agreement under that subchapter;

(3) that does not receive an exemption under Section 11.182 or 11.1825; and

(4) the owner of which has not entered into an agreement with any taxing unit to make payments to the taxing unit instead of taxes on the property.

(b) In appraising property that is under construction or that has not reached stabilized occupancy on January 1 of the tax year in which the property is appraised, the [~~The~~] chief appraiser shall determine the value of [~~appraise~~] the property in the manner provided by Section 11.1825(q) using the property's projected income and expenses for the first full year of operation as established and utilized in the underwriting report pertaining to the property prepared by the Texas Department of Housing and Community Affairs under Subchapter DD, Chapter 2306, Government Code, and adjust that value as provided by this subsection to determine the appraised value of the property. For a property under construction on January 1, the chief appraiser shall adjust the value to reflect the percentage of the construction that is complete on January 1. For a property on which construction is complete but that has not reached stabilized occupancy on January 1, the chief appraiser shall adjust the value to reflect the actual occupancy of the property on January 1. For purposes of this subsection, a

property is not considered to be under construction if the purpose of the work being performed on the property is the maintenance or rehabilitation of the property.

(c) In appraising property for the first tax year following the year in which construction on the property is complete and occupancy of the property has stabilized and any tax year subsequent to that year, the chief appraiser shall determine the appraised value of the property in the manner provided by Section 11.1825(q).

SECTION ____. The change made by Section 23.215 applies only to an ad valorem tax year that begins on or after January 1, 2022.

Amendment No. 2 was adopted.

HB 3833, as amended, was passed to engrossment.

CSHB 2237 ON SECOND READING
(by Burrows and Deshotel)

CSHB 2237, A bill to be entitled An Act relating to mechanic's, contractor's, or materialman's liens.

Amendment No. 1

Representative Burrows offered the following amendment to **CSHB 2237**:

Amend **CSHB 2237** (house committee report) as follows:

(1) On page 1, line 16, between "structure," and "appurtenance", insert "physical".

(2) On page 4, line 14, strike "or".

(3) On page 4, line 15, between "mail" and "[~~, regardless",~~ insert the following:

; or

(3) by any other form of traceable, private delivery or mailing service that can confirm proof of receipt

(4) On page 5, strike line 7, and substitute the following:

(1) labors [~~, specially fabricates material,~~] or

(5) On page 7, lines 14 through 15, strike "[~~labors, specially fabricates materials, or~~]" and substitute "labors [~~, specially fabricates materials,~~] or".

(6) On page 8, line 20, strike "subcontractor" and substitute "claimant other than an original contractor".

(7) On page 8, lines 24 and 26, strike "subcontractor" and substitute "claimant" in each place it appears.

(8) On page 9, line 3, strike "subcontractor" and substitute "claimant other than an original contractor".

(9) On page 9, lines 8, 10, and 16, strike "subcontractor" and substitute "claimant" in each place it appears.

(10) On page 9, line 13, strike "subcontractor" and substitute "claimant other than an original contractor".

(11) On page 10, line 8, strike "SUBCONTRACTOR [~~DERIVATIVE~~]" and substitute "DERIVATIVE".

(12) On page 10, strike lines 13 through 15, and substitute the following:

(a) Except as provided by Section 53.057 [~~Subchapter K~~], a claimant other than an original contractor must give the notice prescribed by Subsections (a-1) and (a-2) [~~this section~~] for

(13) On page 10, line 18, and on page 11, line 22, strike "subcontractor" in each place it appears.

(14) On page 12, line 1, strike "SUBCONTRACTOR [~~DERIVATIVE~~]" and substitute "DERIVATIVE".

(15) On page 12, line 8, strike "subcontractor claimant" and substitute "claimant other than an original contractor".

(16) On page 12, lines 16 and 19, strike "subcontractor" in each place it appears.

(17) On page 33, line 26, strike "September 1, 2021" and substitute "January 1, 2022".

AMENDMENT NO. 1 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE C. TURNER: I know that you've worked a long time with a lot of stakeholders on this bill. It's a complicated subject matter, and I appreciate all of your work on it. So when this bill was heard in the Business and Industry Committee several weeks ago, there was a concern raised that some of the changes proposed in the initial version of the bill would have left out individual construction workers who also rely on lien statute to recover wages owed to them if they hadn't been paid for their work. Which I know that was not your intent, based on our discussions at the time. And this amendment—I just wanted you to verify that I'm correct—this amendment addresses that concern, and you've worked with those stakeholders to resolve that issue.

REPRESENTATIVE BURROWS: Absolutely. The same protections that are in current law are transferred into the rewrite we've done. We've worked with them, and thank you, to make sure we got that done.

C. TURNER: Well, I appreciate the work of you and your office in helping to address those concerns. It's a good bill.

REMARKS ORDERED PRINTED

Representative C. Turner moved to print remarks between Representative Burrows and Representative C. Turner on **CSHB 2237**.

The motion prevailed.

Amendment No. 1 was adopted.

CSHB 2237, as amended, was passed to engrossment.

HB 4426 ON SECOND READING
(by T. King)

HB 4426, A bill to be entitled An Act relating to the authority of certain counties to cancel platted subdivisions that have remained undeveloped.

Amendment No. 1

Representative T. King offered the following amendment to **HB 4426**:

Amend **HB 4426** (house committee report) on page 1 as follows:

(1) On lines 5 and 6, strike "Section 232.0085(a), Local Government Code, is amended" and substitute "Section 232.0085, Local Government Code, is amended by amending Subsection (a) and adding Subsection (g)".

(2) Between lines 20 and 21, insert the following:

(g) Notwithstanding Section 232.0015(b) or any other law, this section applies to a subdivision of land to which Subchapter B applies.

Amendment No. 1 was adopted.

HB 4426, as amended, was passed to engrossment.

CSHB 1556 ON SECOND READING
(by Murphy, Burrows, Moody, Meyer, Shine, et al.)

CSHB 1556, A bill to be entitled An Act relating to the Texas Economic Development Act; requiring the imposition of an authorized fee and changing the amounts of certain fees.

CSHB 1556 - POINT OF ORDER

Representative Slaton raised a point of order against further consideration of **CSHB 1556** under Rule 4, Section 32(c), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

Representative Murphy moved to postpone consideration of **CSHB 1556** until 9:45 a.m. Monday, May 10.

The motion prevailed.

CSHB 4242 ON SECOND READING
(by Meyer)

CSHB 4242, A bill to be entitled An Act relating to the extension of the expiration of certain parts of the Texas Economic Development Act.

CSHB 4242 - REMARKS

REPRESENTATIVE MEYER: **CSHB 4242** simply extends the Texas Economic Development Act for two years, and I want to thank Eddie and Trey for their encouragement and support.

CSHB 4242 was passed to engrossment. (Leach recorded voting no.)

REMARKS ORDERED PRINTED

Representative Martinez Fischer moved to print remarks by Representative Meyer on **CSHB 4242**.

The motion prevailed.

HB 1207 ON SECOND READING
(by Guillen)

HB 1207, A bill to be entitled An Act relating to additional optional training and course work for public school principals.

Amendment No. 1

Representatives K. Bell, VanDeaver, K. King, Buckley, and Huberty offered the following amendment to **HB 1207**:

Amend **HB 1207** (house committee printing) as follows:

(1) On page 1, line 13, between "endorsement" and "demonstrates", insert the following:

:

(1)

(2) On page 1, line 16, between "Section 39.054" and the underlined period, insert the following:

;

(2) has served as a principal at a campus that has successfully implemented a campus turnaround plan under Subchapter C, Chapter 39A; and

(3) did not serve as a principal at a campus that was assigned an overall performance rating of F under Section 39.054 for two or more consecutive school years

Amendment No. 1 was adopted.

HB 1207, as amended, was passed to engrossment.

SB 609 ON SECOND READING
(Morrison - House Sponsor)

SB 609, A bill to be entitled An Act relating to the creation of the Texas music incubator rebate program to provide for rebates of a portion of certain taxes collected from certain music venues and promoters of certain music festivals.

SB 609 was considered in lieu of **HB 1632**.

A record vote was requested by Representative Biedermann.

SB 609 was passed to third reading by (Record 893): 97 Yeas, 45 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Capriglione; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Larson; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose;

Rosenthal; Schofield; Sherman; Shine; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Cason; Clardy; Cook; Craddick; Goldman; Hefner; Holland; Hull; Klick; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Rogers; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Deshotel; Harris; Lambert; Longoria; Raney.

Absent — Gates.

STATEMENTS OF VOTE

When Record No. 893 was taken, I was shown voting yes. I intended to vote no.

Allison

When Record No. 893 was taken, I was shown voting no. I intended to vote yes.

Button

When Record No. 893 was taken, I was shown voting no. I intended to vote yes.

Clardy

HB 1632 - LAID ON THE TABLE SUBJECT TO CALL

Representative Morrison moved to lay **HB 1632** on the table subject to call.

The motion prevailed.

CSHB 3731 ON SECOND READING
(by Dutton)

CSHB 3731, A bill to be entitled An Act relating to public school accountability ratings, including interventions and sanctions administered to a school district, open-enrollment charter school, or district or school campus assigned an unacceptable performance rating.

Amendment No. 1

Representative Dutton offered the following amendment to **CSHB 3731**:

Amend **CSHB 3731** (house committee printing) as follows:

(1) On page 3, lines 8 and 9, strike "or unacceptable performance, in accordance with Section 39.0543".

(2) On page 3, line 23, between "improvement" and the period, insert ", except as provided by Section 39.0543".

(3) On page 3, line 25, strike "D, as provided by Section 39.0543, and".

(4) On page 3, line 25, between "F" and the underlined period, insert "and, as provided by Section 39.0543, D or performance that needs improvement".

(5) On page 4, line 7, between "or" and "school", insert "charter".

(6) On page 4, line 13, strike "2017-2018 or a prior" and substitute "a previous".

(7) On page 4, strike lines 23 and 24 and reletter subsequent subsections.

(8) On page 5, line 13, strike "as a performance that needs improvement rating".

(9) On page 7, lines 2 and 3, strike "school, or district or" and substitute "charter school, district campus, or charter".

(10) On page 7, between lines 7 and 8, insert the following:

(a-1) For purposes of calculating years of unacceptable performance under Subsection (a), the commissioner may not include unacceptable performance ratings issued before the 2013-2014 school year.

(11) On page 7, line 18, strike "39.0543(c)" and substitute "39.0543(b)".

Amendment No. 1 was adopted.

Amendment No. 2

Representatives K. Bell, VanDeaver, K. King, Buckley, Huberty, and Allison offered the following amendment to **CSHB 3731**:

Amend **CSHB 3731** (house committee printing) on page 7, lines 3 and 4, by striking "the last acceptable performance rating or higher as defined by Subsection (b)" and substituting "the 2018-2019 school year, including that school year,"

Amendment No. 2 was adopted.

CSHB 3731, as amended, was passed to engrossment. (Bernal, Herrero, and Morales Shaw recorded voting no.)

CSHB 3261 ON SECOND READING
(by Huberty)

CSHB 3261, A bill to be entitled An Act relating to the electronic administration of certain required assessment instruments, measures to support Internet connectivity for purposes of those assessment instruments, and the adoption and administration of certain optional interim assessment instruments.

Amendment No. 1

Representative Buckley offered the following amendment to **CSHB 3261**:

Amend **CSHB 3261** (house committee printing) as follows:

[~~(1)~~] On page 2, line 27, add the following language "(d) Each biennium the commissioner shall assess the technology needs for all school districts and provide an estimate of the cost for these resources to the State Board of Education."[~~a school district shall use the district's allotment under this section to purchase, in the following order:~~

~~(2) (1) instructional materials necessary to permit the district to certify that the district has instructional materials that cover all elements of the essential knowledge and skills of the required curriculum, other than physical education, for each grade level as required by Section 28.002; and~~

~~(3) (2) any other instructional materials or technological equipment as determined by the district.~~]

Amendment No. 1 was adopted.

Amendment No. 2

Representative K. Bell offered the following amendment to **CSHB 3261**:

Amend **CSHB 3261** (house committee report) as follows:

(1) On page 1, line 7, strike "Section 31.0211(c), Education Code, is amended" and substitute "Section 31.0211, Education Code, is amended by amending Subsection (c) and adding Subsection (d-1)".

(2) On page 2, between lines 26 and 27, insert the following:

(d-1) In purchasing technological equipment, a school district shall:

(1) secure technological solutions that meet the varying and unique needs of students and teachers in the district; and

(2) consider:

(A) the long-term cost of ownership; and

(B) flexibility for innovation.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Howard offered the following amendment to **CSHB 3261**:

Amend **CSHB 3261** (house committee printing) as follows:

(1) Add the following appropriately numbered SECTIONS to the bill and renumber the subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 31.022, Education Code, is amended to read as follows:

(g) [~~In reviewing and adopting instructional materials, the board shall consider a school district's need for technology as well as instructional materials and in any biennium may limit the adoption of instructional materials to provide sufficient resources to purchase technology resources, including digital curriculum.~~

~~(h)~~] In determining the disbursement of money to the available school fund and the amount of that disbursement that will be used, in accordance with Section 43.001(d), to fund the technology and instructional materials allotment under Section 31.0211, the board must consider the cost of all district technology requirements, as reported by the commissioner, and instructional materials and for that state fiscal biennium.

(h) For any state fiscal biennium, the board may only issue proclamations for instructional materials in which the total projected cost of instructional materials under the proclamations does not exceed 75 percent of the total amount used to fund the technology and instructional materials allotment under Section 31.0211 for that biennium.

(i)

Amendment No. 3 was adopted.

CSHB 3261, as amended, was passed to engrossment.

HB 1231 ON SECOND READING
(by Moody, Oliverson, Jetton, Hull, and Meza)

HB 1231, A bill to be entitled An Act relating to the designation of Eid al-Fitr and Eid al-Adha as optional holidays.

HB 1231 was passed to engrossment.

FIVE-DAY POSTING RULE SUSPENDED

Representative Walle moved to suspend the five-day posting rule to allow the Committee on Natural Resources to consider **SB 1949** at 8 a.m. Tuesday, May 11 in JHR 120.

The motion prevailed.

RECESS

Representative Walle moved that the house recess until 9 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 4:34 p.m., recessed until 9 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HCR 105 (By Dean), Directing the governor of the State of Texas to award the Texas Legislative Medal of Honor to retired U.S. Air Force Colonel James Edwin Ray.

To Defense and Veterans' Affairs.

SB 41 to Judiciary and Civil Jurisprudence.

SB 168 to Public Education.

SB 1008 to Natural Resources.

SB 1444 to Pensions, Investments, and Financial Services.

SB 1530 to Judiciary and Civil Jurisprudence.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 17

HB 867, HB 1082, HCR 93, HCR 95, HCR 96, HCR 97, HCR 98, HCR 99

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 6

Appropriations - **HB 1063, SB 1336**

Criminal Jurisprudence - **HB 1750, HB 2795, HB 3363, HB 3772, HB 4486, HJR 4**

Culture, Recreation, and Tourism - **SB 609, SB 700**

Environmental Regulation - **HB 1947**

Higher Education - **HB 214, HB 3462**

Homeland Security and Public Safety - **HB 2865, HB 4259**

Insurance - **HB 2755**

International Relations and Economic Development - **HB 4176**

Judiciary and Civil Jurisprudence - **HB 3063, HB 3340, HB 3503, HCR 54, SB 30**

Juvenile Justice and Family Issues - **HB 3994, SB 286, SB 2049**

Land and Resource Management - **HB 2997, HB 4447, HB 4615, HB 4616, HB 4654, HB 4658, HB 4662, HB 4664, HB 4665**

Pensions, Investments, and Financial Services - **HB 571, HB 3375, HB 3902, SB 1900**

Public Education - **HB 24, HB 41, HB 204, HB 547, HB 2258, HB 2554, HB 2681, HB 4023, HB 4257, HCR 85, SB 1615**

Public Health - **HB 578, HB 1524, HB 1678, HB 2185, HB 2409, HB 2856, HB 3331, HB 3582, HB 3740, HB 3980, HB 3998**

State Affairs - **HB 392, HB 2600, HB 2775, HB 3624, SB 713**

Urban Affairs - **HB 959, HB 1431, HB 4031, HB 4062, HB 4653, HB 4659**

ENGROSSED

May 6 - HB 9, HB 237, HB 302, HB 492, HB 674, HB 678, HB 679, HB 700, HB 1090, HB 1280, HB 1447, HB 1802, HB 1824, HB 1869, HB 1925, HB 2059, HB 2064, HB 2256, HB 2287, HB 2301, HB 2306, HB 2375, HB 2535, HB 2577, HB 2581, HB 2595, HB 2628, HB 2743, HB 2954, HB 3034, HB 3084, HB 3131, HB 3134, HB 3240, HB 3474, HB 3578, HB 3615, HB 3915, HB 3997, HB 4055, HB 4245, HB 4492

ENROLLED

May 6 - HB 797, HB 867, HB 1082, HCR 93, HCR 95, HCR 96, HCR 97, HCR 98, HCR 99

SENT TO THE GOVERNOR

May 6 - HB 17, HB 119, HB 139, HB 390, HB 626, HB 797, HB 1033, HB 1118, HB 1514, HCR 92, HCR 94

RECOMMENDATIONS FILED WITH THE SPEAKER

May 6 - HB 4634, HB 4635, HB 4638, HB 4639, HB 4640, HB 4641, HB 4642

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-SECOND DAY (CONTINUED) — SATURDAY, MAY 8, 2021

The house met at 9:09 a.m. and was called to order by the speaker.

The invocation was offered by Representative Toth as follows:

This is Isaiah 58: The Lord says, "Shout as loud as you can. Tell my people Israel about their sins. They worship me every day, claiming they are eager to know my ways and obey my laws. They say they want to give me just laws and yet they take no pleasure in worshiping me." The people ask, "Why should we fast if the Lord never notices? Why should we go without food if he pays no attention to us?" The Lord says to them, "The truth is that you fast yet you pursue your own interests and oppress workers. Your fasting makes you violent, and you quarrel and fight. Do you think this kind of fasting pleases me? The kind of fasting I want is to remove the chains of oppression and the yoke of injustice and to let the slaves go free. Share your food with the hungry and open your homes to the homeless and the poor. Give clothes to those who have nothing. Then my favor will shine on you like the morning sun, and your wounds will be healed. I will always be with you. I will always save you. My presence will protect you on every side. When you pray, I will answer you. When you call to me, I will respond to you." This is the word of the Lord.

Lord Jesus, we pray you'd hear our words this morning. We pray that our words will be few. We pray that our ears, God, would be open to your way and to your wisdom, your counsel, your grace, and your kindness. We lift Texas before you. We pray that you pour out your mercies on us. In Jesus' name. Amen.

The chair recognized Representative Zwiener who led the house in the pledges of allegiance to the United States and Texas flags.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business in the district:

Smithee on motion of Darby.

COMMITTEE MEETING ANNOUNCEMENT

At 9:14 a.m., the following committee meeting was announced:

State Affairs, scheduled to meet at 8 a.m. Monday, May 10, will convene at 10 a.m. Monday, May 10 in the posted location.

(Guillen in the chair)

CONGRATULATORY AND MEMORIAL CALENDAR

The following congratulatory resolutions were laid before the house:

HCR 88 (by Stephenson), Congratulating Merle Reue Hudgins of Wharton on receiving the Yellow Rose of Texas Award.

HCR 100 (by Craddick), Congratulating Maria M. Ramirez on her retirement from the Texas Health and Human Services Commission.

HCR 102 (by Craddick), Commending James Fuller for his service to Midland as an educator, administrator, and school board trustee.

HR 697 (by C. Morales), Commemorating Mexican Mother's Day on May 10, 2021.

HR 883 (by Hinojosa), Congratulating James B. Crow on his retirement as executive director of the Texas Association of School Boards.

HR 884 (by Ellzey), Congratulating the Midlothian Heritage High School girls' soccer team on winning the 2021 UIL 4A state championship.

HR 887 (by Fierro), Commending the work of the nonprofit Books Are GEMS in El Paso during the COVID-19 pandemic.

HR 888 (by Jetton), Commending Raisa Gire, Zunaira Farooq, and Samar Siddiqui for their work as founders of R-Zu Water Project.

HR 889 (by Jetton), Honoring Attack Poverty for its service during Winter Storm Uri.

HR 890 (by Jetton), Honoring Sugar Land City Councilman Naushad Kermally for his service during Winter Storm Uri.

HR 892 (by Jetton), Honoring BAPS Charities for its service during Winter Storm Uri.

HR 893 (by Jetton), Commending the teachers, administrators, and staff members of Lamar CISD for their service during the COVID-19 pandemic.

HR 894 (by Jetton), Congratulating Rosa Castille of Colony Bend Elementary School on being named the 2021 Elementary Teacher of the Year in Fort Bend ISD.

HR 895 (by Jetton), Commemorating August 11, 2021, as the first day of class for the Fort Bend Independent School District.

HR 896 (by Jetton), Congratulating the MB Foundation in Katy on its receipt of a grant from the Texas Commission on the Arts.

HR 897 (by Jetton), Congratulating Officer Phillip Jackson on being named the 2020 Officer of the Year by the Richmond Police Department.

HR 901 (by Leman), Congratulating Finus Odell Tyler of Sealy on his 100th birthday.

HR 902 (by K. King), Honoring Cliff Black for his service as mayor of Muleshoe.

HR 904 (by Toth), Congratulating Alex Sutton on his retirement as co-president of The Woodlands Development Company.

HR 905 (by Toth), Congratulating Deputy Chief Jerry Bittner on his retirement from The Woodlands Fire Department.

HR 907 (by Spiller), Congratulating Blake Belcher on his induction into the Howard Payne University Sports Hall of Fame.

HR 910 (by Tinderholt), Congratulating The University of Texas at Arlington Movin' Mavs on winning the 2021 National Wheelchair Basketball Association intercollegiate championship.

HR 911 (by Buckley), Congratulating the Honorable Gordon Adams on retiring as judge of the 169th District Court in Bell County.

HR 912 (by E. Morales), Congratulating Nick Hernandez on his accomplishments as a member of the San Antonio Reagan High School football team.

HR 918 (by Price), Recognizing May 5, 2022, as National Day of Prayer in Texas.

HR 919 (by Price), Recognizing May 2021 as Cystic Fibrosis Awareness Month.

HR 920 (by Price), Recognizing May 2022 as Cystic Fibrosis Awareness Month.

HR 921 (by Price), Congratulating the Sunray Bobcat Ares X-Plorers of Sunray Middle School on winning top honors in the 2019-2020 Northwest Earth and Space Sciences Pipeline ROADS on Mars national student challenge.

HR 922 (by Price and Jetton), Commemorating Veterans Day 2021.

HR 923 (by Price and Jetton), Commemorating Veterans Day 2022.

HR 925 (by Bucy), Honoring James "Jimmy" Flannigan for his service on the Austin City Council. (Leman recorded voting no.)

HR 928 (by Murphy), Commemorating the 10th anniversary of Western Governors University Texas.

HR 929 (by Murphy), Congratulating Lavergne Schwender on her retirement as executive director of the Greater Harris County 9-1-1 Emergency Network.

HR 931 (by Vasut), Congratulating Judge Patrick Sebesta on his retirement from the 239th District Court.

HR 932 (by Goldman), Congratulating Mike Smith on his retirement as the owner of Paris Coffee Shop in Fort Worth.

HR 933 (by Goldman), Congratulating the Fort Worth Zoo for being named the Best Zoo in North America by USA Today.

HR 934 (by Frullo), Congratulating Genesis D. Walker on being named a 2021 Regional Youth of the Year by the Boys & Girls Clubs of America.

HR 935 (by Davis), Congratulating Dr. Denny D. Davis Sr. on his 30th anniversary as pastor of St. John Church in Grand Prairie.

HR 936 (by Davis), Commemorating the 100th anniversary of St. John Baptist Church in Grand Prairie.

HR 937 (by Perez), Commemorating the 90th anniversary of the Morales Funeral Home in Houston.

HR 938 (by Talarico), Congratulating Cindy Moser-Ja on her retirement from Round Rock ISD.

HR 939 (by C. Morales), Honoring Barrio Dogs for its 10 years of service to Houston.

HR 940 (by C. Morales), Congratulating Judge Richard C. Vara on his retirement as Harris County justice of the peace for Precinct 6.

HR 941 (by Muñoz), Congratulating Xavier Piña on his college acceptance and graduation from Palmview High School in La Joya ISD.

HR 944 (by Leach), Honoring the commitment of the Texas Young Republican Federation Policy Committee during the 87th Legislative Session.

HR 946 (by Price), Commemorating Mother's Day 2021.

HR 947 (by Price), Commemorating Mother's Day 2022.

HR 949 (by M. González), Commemorating the 10th anniversary of the relocation of the U.S. Army 1st Armored Division to Fort Bliss in El Paso.

HR 950 (by Price), Commemorating Armed Forces Day on May 15, 2021.

HR 951 (by Price), Commemorating Armed Forces Day on May 21, 2022.

HR 952 (by Hernandez), Commemorating the 75th anniversary of the incorporation of Jacinto City.

HR 953 (by Price), Commemorating Memorial Day 2021.

HR 954 (by Price), Commemorating Memorial Day 2022.

HR 955 (by Bucy), Congratulating Emily Richmond Gilby on her graduation from Southwestern University.

HR 958 (by Ramos), Congratulating Carly Joliat on being named a 2021 Richardson ISD STARS Teacher.

HR 959 (by Ramos), Congratulating Cassie Starnes on being named a 2021 Richardson ISD STARS Teacher.

HR 960 (by Ramos), Congratulating Kenneth Stampe on being named a 2021 Richardson ISD STARS Teacher.

HR 961 (by Ramos), Congratulating Heather Pineda on being named a 2021 Richardson ISD STARS Teacher.

HR 962 (by Ramos), Congratulating Kandi Patak on being named a 2021 Richardson ISD STARS Teacher.

HR 963 (by Frullo), Congratulating the Lubbock Christian University women's basketball team on winning the 2021 NCAA Division II national championship.

HR 965 (by Schofield, Middleton, and Harris), Congratulating Justice Ken Wise of Houston on the 100th episode of the Wise About Texas podcast.

HR 966 (by White), Congratulating Rachel Clark on her selection as a Senior of Significance by Lamar University.

HR 969 (by C. Morales), Commemorating the completion of the Latina Icons Mural in Houston's East End.

HR 970 (by C. Morales), Congratulating the Honorable Esmeralda Peña Garcia on her retirement from the Houston Municipal Court.

HR 971 (by E. Morales), Congratulating Brian Lillibridge on his graduation from the 64th Texas Game Warden and State Park Police Officer Cadet Class.

HR 972 (by E. Morales), Congratulating Cooper L. Wolken on his graduation from the 64th Texas Game Warden Cadet Class.

HR 973 (by E. Morales), Congratulating Conner R. Sumbera on his graduation from the 64th Texas Game Warden Cadet Class.

HR 974 (by E. Morales), Congratulating Mason D. Johnson on his graduation from the 64th Texas Game Warden Cadet Class.

HR 975 (by E. Morales), Congratulating Curtis W. Brock on his graduation from the 64th Texas Game Warden Cadet Class.

HR 976 (by E. Morales), Congratulating Adrian Navarro on his graduation from the 64th Texas Game Warden Cadet Class.

HR 977 (by Guillen), Recognizing November 23, 2021, as Texas Association of Builders Day.

HR 978 (by Oliverson), Congratulating Bob Covey, president of the Cypress-Fairbanks ISD Board of Trustees, on his receipt of a Distinguished Alumni Award from Texas State University.

HR 982 (by Herrero), Congratulating Maxine Edmondson Flournoy of Corpus Christi on her 100th birthday.

HR 984 (by Cook), Congratulating the Reverend Dr. Michael A. Evans Sr. on his election as mayor of Mansfield.

HR 985 (by Cook), Commemorating the 10th anniversary of the World's Only St. Paddy's Pickle Parade and Palooza in Mansfield on March 18-19, 2022.

HR 986 (by Leach), Honoring the commitment of the Texas Young Republican Federation Policy Committee during the 87th Legislative Session.

HR 987 (by Frullo), Commemorating the 50th anniversary of Lubbock Meals on Wheels, Inc.

HR 988 (by Frullo), Commemorating the 75th anniversary of Lubbock Area United Way.

HR 989 (by Romero), Congratulating the boys' soccer team from Diamond Hill-Jarvis High School in Fort Worth on advancing to the 2021 4A state championship game.

HR 990 (by Buckley), Congratulating Minerva Trujillo on her retirement from the Killeen ISD Board of Trustees.

HR 991 (by Ellzey), Commending the community leaders, health care professionals, organizations, and volunteers of Ellis County for their efforts during the COVID-19 pandemic.

HR 992 (by Ellzey), Honoring the Avalon Independent School District for its service to area youth.

HR 993 (by Ellzey), Honoring the Malakoff Independent School District for its service to area youth.

HR 994 (by Ellzey), Honoring the Trinidad Independent School District for its service to area youth.

HR 995 (by Ellzey), Honoring the Palmer Independent School District for its service to area youth.

HR 996 (by Ellzey), Commemorating the heritage of Ellis County and honoring the county's current leadership.

HR 997 (by Ellzey), Commemorating the heritage of Henderson County and honoring the county's current leadership.

HR 998 (by Morrison), Commending the work of the Little Bay Restoration Initiative in Aransas County.

SCR 46 (Guillen - House Sponsor), Congratulating Phyllis A. Cowling on receiving the 2020 Earl M. Collier Award for Distinguished Health Care Administration from the Texas Hospital Association.

SCR 47 (Guillen - House Sponsor), Congratulating University of North Texas softball player Hope Trautwein on pitching a perfect game in which she struck out all 21 opposing batters.

The resolutions were adopted.

The following memorial resolutions were laid before the house:

HR 881 (by Buckley), In memory of David "Scott" Dumler of Killeen.

HR 891 (by Toth), In memory of Dr. William Varner of The Woodlands.

HR 898 (by Slawson), In memory of Rebekah "Becky" Farrar of Erath County.

HR 899 (by Slawson), In memory of William Henry "Hank" Jones Sr. of Glen Rose.

HR 900 (by Slawson), In memory of Sherilyn Sue Svien of Stephenville.

HR 903 (by Campos), In memory of longtime Bexar County Judge Sarah Garrahan.

HR 906 (by Schofield), In memory of Celia Ray Rico of Katy.

HR 908 (by Lambert), In memory of the Honorable Frank Wayne Calhoun of Austin, former state representative from Taylor County.

HR 909 (by Sherman, Davis, and Rose), In memory of Tony Evans Jr. of Lancaster.

HR 913 (by Price), In memory of Gladys Ruth Looten of Carson County.

HR 914 (by Price), In memory of Cleo Virginia McGraw Morrison of Borger.

HR 915 (by Price), In memory of Chief Marvin Wayne Trejo of the Dumas Police Department.

HR 916 (by Price), In memory of Hutchinson County Sheriff Kirk Anthony Coker Sr.

HR 917 (by Price), In memory of Potter County assistant fire chief Pat Fitzpatrick.

HR 924 (by Bucy), In memory of Dr. Chen-Ching Daniel Yang of Austin.

HR 926 (by Sherman), In memory of Captain Reginald Dewayne Williams of Dallas Fire-Rescue.

HR 927 (by Sherman), In memory of Dr. Edwin Earl Favors of Dallas.

HR 942 (by Meyer and Capriglione), In memory of Joseph Patrick Tillotson of Southlake.

HR 943 (by Kacal), In memory of Deputy Sheriff Matthew Ryan Jones of the Falls County Sheriff's Department.

HR 945 (by Kacal), In memory of Dr. Joe Frederick "Ric" Bennett Jr. of Coolidge.

HR 948 (by Price), In memory of Bill P. Knox, longtime editor for the Amarillo Globe-News.

HR 956 (by Spiller), In memory of Darlene Bonner of Jacksboro.

HR 957 (by Spiller), In memory of Roger Dee Hensley.

HR 964 (by Vasut), In memory of Eddie Foster Roberts Sr. of Bay City.

HR 967 (by Herrero), In memory of Sam Fore Keach of Robstown.

HR 968 (by Herrero), In memory of Aaron Lee Ramon of Banquete.

HR 979 (by Cook), In memory of Howard G. Baldwin Jr.

HR 980 (by Cyrier), In memory of Roger Harold Walter Haug of Lockhart.

HR 981 (by Sanford), In memory of Jamie Rutherford Munal of San Juan.

HR 983 (by Herrero), In memory of Saraphine Marie Skoruppa of Violet.

HR 999 (by Darby), In memory of Ronnie S. Jones of San Angelo.

HR 1000 (by Darby), In memory of Gary Womble Mitchell of Robert Lee.

HR 1019 (by Geren), In memory of Derek Alden Howard of Austin.

SCR 33 (Guillen - House Sponsor), In memory of James J. Hartnett Sr.

The resolutions were unanimously adopted by a rising vote.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business in the district:

Price on motion of Minjarez.

(Speaker pro tempore in the chair)

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR SECOND READING

The following bills were laid before the house, read second time, and passed to engrossment or third reading (members registering votes are shown following the caption), and the following resolutions were laid before the house on committee report:

HB 189 (by Canales), A bill to be entitled An Act relating to a severance payment to a superintendent or administrator serving as educational leader and chief executive officer of an open-enrollment charter school. (Clardy, Harless, Lambert, Leman, Tinderholt, Toth, and Wilson recorded voting no.)

CSSB 230 (Ortega - House Sponsor), in lieu of **HB 192**, A bill to be entitled An Act relating to the continuing education requirement for county commissioners. (Buckley, Cain, Capriglione, Clardy, Cook, Ellzey, Gates, Hefner, Holland, Krause, Metcalf, Middleton, Patterson, Schaefer, Stucky, Swanson, Toth, Vasut, and Wilson recorded voting no.)

Representative Ortega moved to lay **HB 192** on the table subject to call, and the motion prevailed.

HB 269 (by Cortez and Lopez), A bill to be entitled An Act relating to the issuance of specialty license plates for classroom teachers and retired classroom teachers; imposing a fee. (Bonnen, Burns, Burrows, Cain, Capriglione, Clardy, Goldman, Hefner, Krause, Landgraf, Leach, Metcalf, Murr, Oliverson, Patterson, Slaton, Smith, Spiller, Stucky, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 273 (by Canales, et al.), A bill to be entitled An Act relating to the establishment of a pilot program for the issuance of digital identification. (Allison, K. Bell, Biedermann, Buckley, Cain, Clardy, Cook, Cyrier, Ellzey, Gates, Holland, Krause, Leman, Metcalf, Middleton, Noble, Patterson, Schaefer, Schofield, Shaheen, Slaton, Slawson, Swanson, Toth, Vasut, and Wilson recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 278 (by Canales), A bill to be entitled An Act relating to the appointment of an individual to a school district board of managers by the commissioner of education. (Cain, Clardy, Krause, Patterson, Slawson, Toth, and Vasut recorded voting no.)

HB 349 (by Craddick), A bill to be entitled An Act relating to the exemption from ad valorem taxation of certain property owned by a charitable organization and used in providing housing and related services to certain homeless individuals. (Allison, Biedermann, Cain, Krause, Toth, and Vasut recorded voting no.)

Amendment No. 1

Representative Rodriguez offered the following amendment to **HB 349**:

Amend **HB 349** (house committee report) as follows:

(1) On page 1, lines 12 and 13, strike "on or consists of a single campus".

(2) On page 1, line 20, strike "on or consists of a single campus in".

(3) On page 1, line 21, between "(A)" and "a municipality", insert "[~~on or consists of a single campus~~] in".

(4) On page 1, line 24, between "(B)" and "a municipality", insert "on or consists of a single campus in".

Amendment No. 1 was adopted.

HB 466 (by Shaheen, Patterson, and Capriglione), A bill to be entitled An Act relating to the sale of fireworks before and during the Diwali holiday. (Allison, Burns, Murr, Noble, Oliverson, and VanDeaver recorded voting no.)

CSHB 504 (by White), A bill to be entitled An Act relating to the sale of fireworks on and before the Juneteenth holiday in certain counties. (Allison, Burns, Metcalf, Murr, Oliverson, Toth, and VanDeaver recorded voting no.)

HB 506 (by White, et al.), A bill to be entitled An Act relating to the issuance of specialty license plates to honor Polish Americans in Texas. (Bonnen, Burns, Burrows, Dean, Goldman, Landgraf, Leach, Murr, Oliverson, Patterson, Schaefer, Smith, Spiller, Stucky, Toth, and VanDeaver recorded voting no.)

HB 532 (by Shine), A bill to be entitled An Act relating to the designation of a portion of State Highway Loop 121 in Bell County as the Deputy Sheriff John Rhoden Memorial Highway. (Cain, Swanson, and Toth recorded voting no.)

SB 390 (Howard - House Sponsor), in lieu of **HB 681**, A bill to be entitled An Act relating to the date of dissolution of the Save Historic Muny District. (C. Bell, Biedermann, Buckley, Cain, Cook, Ellzey, Krause, Middleton, Noble, Parker, Patterson, Schaefer, Slaton, Slawson, Swanson, Toth, and Vasut recorded voting no.)

Representative Howard moved to lay **HB 681** on the table subject to call, and the motion prevailed.

HB 981 (by Dutton), A bill to be entitled An Act relating to a study by the Texas Higher Education Coordinating Board on the feasibility of establishing a divinity program at Texas Southern University. (Buckley, Burns, Cain,

Capriglione, Clardy, Cyrier, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Smith, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 879 (Dutton - House Sponsor), in lieu of **HB 998**, A bill to be entitled An Act relating to the qualifications for designation as a dropout recovery school. (Buckley, Cain, Capriglione, Cook, Dean, Ellzey, Krause, Patterson, Schaefer, Slawson, Toth, and Vasut recorded voting no.)

Representative Dutton moved to lay **HB 998** on the table subject to call, and the motion prevailed.

CSHB 1014 (by Bucy), A bill to be entitled An Act relating to the inclusion of suicide prevention information on certain student identification cards issued by a public school or public institution of higher education. (Allison, K. Bell, Biedermann, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Cyrier, Dean, Gates, Goldman, Harless, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Smith, Spiller, Swanson, Tinderholt, Toth, VanDeaver, and Vasut recorded voting no.)

CSHB 1027 (by Parker, Howard, and Raney), A bill to be entitled An Act relating to the disclosure of certain information regarding course materials by public institutions of higher education. (Cain, Krause, Patterson, Swanson, Toth, Vasut, and Wilson recorded voting no.)

Amendment No. 1

Representative Parker offered the following amendment to **CSHB 1027**:

Amend **CSHB 1027** (house committee report) as follows:

(1) On page 1, line 22, between "schedule" and "a", insert ", or provide in a prominent location in the schedule a link to an Internet website, such as the Internet website of a college bookstore, that contains,".

(2) On page 3, line 22, strike "a fee or charge for" and substitute "the cost of".

(3) On page 4, line 7, strike "textbook" and substitute "course material [~~textbook~~]".

Amendment No. 1 was adopted.

HB 1075 (by Meza), A bill to be entitled An Act relating to the designation of State Highway 356 in Irving as a historic highway. (Cain, Capriglione, Hefner, Krause, Metcalf, Patterson, Schaefer, Slawson, Stucky, Toth, Vasut, and Wilson recorded voting no.) (Leach and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1115 (by P. King), A bill to be entitled An Act relating to the designation of a portion of State Highway 114 in Wise County as the Sergeant Randy D. White Memorial Highway. (Cain recorded voting no.)

HB 1217 (by Perez), A bill to be entitled An Act relating to the establishment of a constable's department civil service system in certain counties; creating a criminal offense. (Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Sanford, Schaefer, Schofield, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

SB 633 (E. Morales - House Sponsor), in lieu of **HB 1285**, A bill to be entitled An Act relating to the designation of State Highways 118 and 166 as the Davis Mountains Scenic Loop Highway and a historic highway. (Cain, Krause, Patterson, Toth, and Vasut recorded voting no.)

Representative E. Morales moved to lay **HB 1285** on the table subject to call, and the motion prevailed.

HB 1321 (by K. Bell, Ellzey, and Harris), A bill to be entitled An Act relating to the designation of a portion of State Highway 198 in Henderson County as the Deputy Sheriff Tony Ogburn and Deputy Sheriff Paul Habelt Memorial Highway. (Cain recorded voting no.)

HB 1361 (by Shine), A bill to be entitled An Act relating to referenda on county property matters in certain counties. (Buckley, Cain, Cook, Cyrier, Ellzey, Gates, Hefner, Holland, Krause, Leman, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Slaton, Swanson, Toth, Vasut, and Wilson recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 730 (Holland - House Sponsor), in lieu of **HB 1455**, A bill to be entitled An Act relating to the designation of the portion of State Highway 66 in Rockwall County as the Commissioner David Magness Highway. (Cain, Krause, Toth, and Vasut recorded voting no.)

Representative Holland moved to lay **HB 1455** on the table subject to call, and the motion prevailed.

HB 1475 (by Cyrier), A bill to be entitled An Act relating to municipal board of adjustment zoning variances based on unnecessary hardship. (Cain, Dean, Krause, Patterson, Toth, and Vasut recorded voting no.)

CSHB 1497 (by Kacal), A bill to be entitled An Act relating to the designation of a portion of State Highway 171 in Limestone County as the Dr. Ric Bennett, DVM, Memorial Highway. (Cain, Krause, Toth, and Vasut recorded voting no.)

HB 1726 (by Allison, K. Bell, et al.), A bill to be entitled An Act relating to reporting the number of incidents of bullying and cyberbullying in a school district and open-enrollment charter school through the Public Education Information Management System. (Buckley, Cain, Clardy, Cook, Cyrier, Ellzey,

Gates, Harless, Holland, Hull, Krause, Leman, Metcalf, Noble, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 1863 (by Bucy, Kacal, and Lopez), A bill to be entitled An Act relating to the issuance of Make-A-Wish specialty license plates. (Bonnen, Burns, Burrows, Cain, Goldman, Landgraf, Leach, Murr, Oliverson, Schaefer, Slawson, Stucky, Toth, and VanDeaver recorded voting no.)

HB 1866 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSSB 675 (Gervin-Hawkins - House Sponsor), in lieu of **HB 2040**, A bill to be entitled An Act relating to special open season hunting of certain migratory game birds by veterans and members of the United States armed forces on active duty. (Cain, Cason, Toth, and Wilson recorded voting no.)

Representative Gervin-Hawkins moved to lay **HB 2040** on the table subject to call, and the motion prevailed.

CSHB 2056 (by Klick and Guerra), A bill to be entitled An Act relating to the practice of dentistry and the provision of teledentistry dental services. (Biedermann, Cain, Krause, Leman, Patterson, Slaton, Stucky, Toth, and Vasut recorded voting no.)

CSHB 2107 (by Wu), A bill to be entitled An Act relating to services for children who are unfit or lack responsibility to proceed in juvenile court proceedings as a result of intellectual disabilities. (Bonnen, Burns, Burrows, Cain, Cook, Dean, Ellzey, Goldman, Krause, Landgraf, Leach, Murr, Noble, Oliverson, Slawson, Smith, Spiller, Toth, VanDeaver, and Vasut recorded voting no.)

CSHB 2145 (by Allen), A bill to be entitled An Act relating to information on classes or programs required to be completed before an inmate is released on parole. (Burns, Cain, Capriglione, Clardy, Harless, Krause, Murr, Slawson, Tinderholt, Toth, VanDeaver, and Vasut recorded voting no.)

CSHB 2172 (by E. Morales), A bill to be entitled An Act relating to the hotel occupancy tax imposed by certain counties and the use of revenue from that tax; reducing the maximum rate of that tax. (Allison, K. Bell, Biedermann, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Cyrier, Dean, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Amendment No. 1

Representative Stucky offered the following amendment to **CSHB 2172**:

Amend **CSHB 2172** (house committee report) as follows:

(1) On page 1, lines 6-7, strike "352.002(d), Tax Code, is amended" and substitute "352.002, Tax Code, is amended by amending Subsection (d) and adding Subsection (w)".

(2) On page 1, between lines 20 and 21, insert the following:

(w) A county with a population of more than 650,000 that is adjacent to two counties, each of which has a population of more than 1.8 million, may impose a tax as provided by Subsection (a).

Amendment No. 1 was adopted.

CSHB 2209 (by T. King), A bill to be entitled An Act relating to the use of municipal hotel occupancy tax revenue by certain municipalities. (Allison, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut recorded voting no.)

SB 780 (Raymond - House Sponsor), in lieu of **HB 2210**, A bill to be entitled An Act relating to the authority of a local government to enter into an intergovernmental support agreement with a branch of the armed forces of the United States. (Cain, Krause, Toth, and Vasut recorded voting no.)

Representative Raymond moved to lay **HB 2210** on the table subject to call, and the motion prevailed.

SB 785 (Hefner - House Sponsor), in lieu of **HB 2214**, A bill to be entitled An Act relating to the expiration of a school marshal license issued or renewed by the Texas Commission on Law Enforcement. (Stucky and Toth recorded voting no.)

Representative Hefner moved to lay **HB 2214** on the table subject to call, and the motion prevailed.

SB 1124 (Burrows - House Sponsor), in lieu of **HB 2228**, A bill to be entitled An Act relating to the designation of the portion of Business Interstate Highway 20-J in Colorado City as the James G. "Jim" Baum Memorial Highway. (Cain, Krause, Toth, and Vasut recorded voting no.)

Representative Burrows moved to lay **HB 2228** on the table subject to call, and the motion prevailed.

CSHB 2235 (by Wilson), A bill to be entitled An Act relating to the creation of the 7S Ranch Municipal Utility District; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut recorded voting no.)

CSHB 2272 (by Ordaz Perez), A bill to be entitled An Act relating to the delegation of certain authority of a county judge or commissioners court in certain counties. (Bonnen, Burns, Burrows, Cain, Clardy, Cook, Dean, Goldman,

Harless, Krause, Landgraf, Leach, Leman, Murr, Noble, Oliverson, Patterson, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, and Vasut recorded voting no.)

CSHB 2274 (by A. Johnson), A bill to be entitled An Act relating to the extension or amendment of deed restrictions in certain older subdivisions. (Bonnen, Burns, Burrows, Cain, Capriglione, Clardy, Dean, Goldman, Krause, Landgraf, Leach, Leman, Murr, Oliverson, Patterson, Slawson, Smith, Spiller, Toth, VanDeaver, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 2333 (by Howard, Rose, and Guerra), A bill to be entitled An Act relating to the establishment of the home nursing visitation for newborn caregivers competitive grant program. **CSHB 2333** was contested and was withdrawn and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 2345 (by Zwiener), A bill to be entitled An Act relating to the authority of certain counties to impose a hotel occupancy tax. (Allison, Anderson, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cason, Clardy, Cook, Craddick, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

SB 1181 (Metcalf - House Sponsor), in lieu of **HB 2379**, A bill to be entitled An Act relating to the towing of certain property from a self-service storage facility for disposition by a vehicle storage facility. (Cain, Krause, Patterson, Toth, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

Representative Metcalf moved to lay **HB 2379** on the table subject to call, and the motion prevailed.

CSHB 2428 (by Murr), A bill to be entitled An Act relating to the calculation of net to land in the appraisal of open-space land for ad valorem tax purposes. (Cain, Cason, Krause, Patterson, Toth, and Vasut recorded voting no.)

CSHB 2433 (by Zwiener), A bill to be entitled An Act relating to the use of municipal hotel occupancy tax revenue by certain municipalities. (Allison, Anderson, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cason, Clardy, Cook, Craddick, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 1

Representative Zwiener offered the following amendment to **CSHB 2433**:

Amend **CSHB 2433** (house committee printing) on page 1 by striking lines 8 through 14 and substituting the following:

(a) This section applies only to a municipality that is [~~with a population of less than 2,000~~] located in a county that:

(1) is adjacent to the county in which the State Capitol is located; and

(2) contains [~~has a population of~~]:

(A) a headquarters and visitor center for a national historical park dedicated to a former president of the United States [~~not more than 25,000~~]; or

(B) more than one area that is certified as a Dark Sky Community by the International Dark-Sky Association as part of the International Dark Sky Places Program [~~at least 100,000 but not more than 200,000~~].

Amendment No. 1 was adopted.

HB 2445 (by White), A bill to be entitled An Act relating to veterans placed on community supervision or confined in the Texas Department of Criminal Justice. (Cain, Krause, Metcalf, Schaefer, Toth, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2496 (by Buckley, Guillen, Lopez, and E. Morales), A bill to be entitled An Act relating to the issuance of specialty license plates for certain volunteer firefighters and fire protection personnel. (Bonnen, Burns, Burrows, Cain, Goldman, Landgraf, Leach, Murr, Oliverson, Smith, Spiller, Stucky, Toth, and VanDeaver recorded voting no.)

Amendment No. 1

Representative Buckley offered the following amendment to **HB 2496**:

Amend **HB 2496** (house committee report) on page 1 as follows:

(1) On line 14, strike "and" and substitute "[~~and~~]".

(2) On line 16, between "Code" and the period, insert the following:

; and

(3) current or retired industrial firefighters certified by the State Firemen's and Fire Marshals' Association of Texas

Amendment No. 1 was adopted.

HB 2521 (by Harris), A bill to be entitled An Act relating to the designation of State Loop 256 in Palestine as the Bascom W. Bentley III Memorial Loop. (Cain, Krause, Swanson, Toth, and Vasut recorded voting no.)

HB 2566 (by Darby, Oliverson, Anderson, Howard, Coleman, et al.), A bill to be entitled An Act relating to newborn and infant hearing screenings. (Buckley, Cain, Ellzey, Gates, Hefner, Holland, Hull, Krause, Metcalf, Middleton, Sanford, Schaefer, Slawson, Swanson, Toth, Vasut, and Wilson recorded voting no.)

CSHB 2645 (by T. King and E. Morales), A bill to be entitled An Act relating to the election of certain junior college district trustees by plurality vote. (Cain, Capriglione, Cyrier, Krause, Leman, Metcalf, Middleton, Patterson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Swanson, Toth, Vasut, and Wilson recorded voting no.)

CSHB 2700 (by Martinez), A bill to be entitled An Act relating to Texas Department of Transportation agreements and property interests related to maintenance of certain transportation infrastructure and right-of-way. (Cain, Capriglione, Darby, Krause, Patterson, Shine, Slaton, Slawson, Toth, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 2708 (by Patterson, Holland, and Shaheen), A bill to be entitled An Act relating to the use of certain fees deposited to the hazardous and solid waste remediation fee account for reimbursement of environmental remediation at certain former battery recycling facility sites. (Cain, Capriglione, Cason, Krause, Slaton, Toth, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2721 (by Lucio and Guillen), A bill to be entitled An Act relating to prohibiting a student from participating in future extracurricular activities for certain conduct involving the assault of an extracurricular activity official. (Cain, Krause, Toth, and Vasut recorded voting no.)

SB 1643 (Deshotel - House Sponsor), in lieu of **HB 2722**, A bill to be entitled An Act relating to special purpose territory of the Port of Beaumont Navigation District of Jefferson County, Texas. (Allison, K. Bell, Cain, Capriglione, Krause, Patterson, Slawson, Toth, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

Representative Deshotel moved to lay **HB 2722** on the table subject to call, and the motion prevailed.

CSHB 2758 (by Smith and Guillen), A bill to be entitled An Act relating to continuing education requirements for physicians regarding the identification and assistance of trafficked persons. (Cain, Goldman, Krause, Landgraf, Murr, Slawson, Toth, VanDeaver, and Vasut recorded voting no.)

HB 2807 (by Rogers), A bill to be entitled An Act relating to the designation of a portion of Farm-to-Market Road 570 in Eastland County as the Deputy Kenneth Maltby Memorial Highway. (Cain recorded voting no.)

CSHB 2811 (by Murphy), A bill to be entitled An Act relating to the release of a tier two form listing hazardous chemicals that is in the possession of a political subdivision of this state. (Cain, Clardy, Krause, Patterson, Slaton, Slawson, Toth, and Vasut recorded voting no.)

SB 1355 (E. Thompson - House Sponsor), in lieu of **HB 2833**, A bill to be entitled An Act relating to the creation of the Brazoria County Municipal Utility District No. 83; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, K. Bell, Bonnen, Burns, Burrows, Cain, Clardy, Darby, Dean, Goldman,

Harless, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Patterson, Schaefer, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, and Vasut recorded voting no.)

Representative E. Thompson moved to lay **HB 2833** on the table subject to call, and the motion prevailed.

CSHB 2835 (by P. King), A bill to be entitled An Act relating to the powers and duties of the Morningstar Ranch Municipal Utility District No. 1; providing authority to impose a tax and issue bonds. (Allison, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Hull, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, and Vasut recorded voting no.)

SB 2163 (C. Bell - House Sponsor), in lieu of **HB 2836**, A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 199; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Hull, Krause, Landgraf, Leach, Middleton, Murr, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, and Vasut recorded voting no.)

Representative C. Bell moved to lay **HB 2836** on the table subject to call, and the motion prevailed.

HB 2850 (by Kacal and Guillen), A bill to be entitled An Act relating to the liability of certain volunteers who provide veterinary care or treatment and certain confidential or privileged information related to veterinary care or treatment. (Cain, Krause, Leman, Patterson, Slawson, Toth, and Vasut recorded voting no.)

CSHB 2903 (by Raymond, Guillen, and E. Morales), A bill to be entitled An Act relating to an instruction guide for family members and caregivers of veterans who have mental health disorders. (Allison, K. Bell, Buckley, Cain, Clardy, Cyrier, Ellzey, Gates, Harless, Hefner, Krause, Metcalf, Middleton, Schaefer, Shaheen, Slawson, Stucky, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 2936 (by Frank), A bill to be entitled An Act relating to an optional service retirement annuity of the Employees Retirement System of Texas. (Cain, Krause, Slaton, Toth, and Vasut recorded voting no.)

CSHB 2947 (by Cyrier), A bill to be entitled An Act relating to county subdivision platting requirements for recreational vehicle communities. (Cain, Krause, Toth, and Vasut recorded voting no.)

CSHB 2951 (by Jetton), A bill to be entitled An Act relating to the appointment and removal of directors of a levee improvement district; validating certain appointments and actions of certain levee improvement districts. (Cain,

Krause, Patterson, Slawson, Toth, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 3006 (by Middleton), A bill to be entitled An Act relating to the creation of the Trinity Bay Special Utility District and the powers and duties of the Trinity Bay Conservation District; providing authority to issue bonds; providing authority to impose assessments or fees. (Allison, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Harless, Hefner, Holland, Krause, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 3009 (by Ramos and Wu), A bill to be entitled An Act relating to child custody evaluations. **CSHB 3009** was contested and was withdrawn and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars. (Pursuant to Rule 6, Section 14(3), of the House Rules, the following five members gave notice of their objection: Goldman, Capriglione, Leach, Slawson, and Cain.) (The objections by Leach and Slawson were withdrawn later today, and **CSHB 3009** was passed to engrossment.)

HB 3018 (by Moody, Martinez, Ortega, and Ordaz Perez), A bill to be entitled An Act relating to the designation of a portion of State Loop 375 in El Paso County as the Ted Houghton Expressway. (Cain, Krause, Toth, and Vasut recorded voting no.)

CSHB 3026 (by Canales), A bill to be entitled An Act relating to the operation and regulation of certain automated motor vehicles. (Bonnen, Burns, Burrows, Cain, Goldman, Krause, Landgraf, Leach, Leman, Murr, Oliverson, Patterson, Slawson, Toth, VanDeaver, and Vasut recorded voting no.)

HB 3033 (by Klick, et al.), A bill to be entitled An Act relating to a requirement to report through the Public Education Information Management System the number of students transported from a school district or open-enrollment charter school for a mental health emergency detention. (Biedermann, Buckley, Cain, Cason, Cook, Cyrier, Ellzey, Gates, Holland, Krause, Middleton, Schaefer, Shaheen, Slaton, Toth, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 3044 (by Howard), A bill to be entitled An Act relating to certain criminal history record information obtained by certain facilities and private agencies on behalf of facilities. **CSHB 3044** was contested and was withdrawn and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 3088 (by Coleman, Hernandez, and Price), A bill to be entitled An Act relating to the administration of certain mental health grant programs established by the Health and Human Services Commission. (Allison, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach,

Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slawson, Smith, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 3114 (by Shine), A bill to be entitled An Act relating to rules or procedures of the Commission on Jail Standards regarding prisoner visitation. (Cain, Krause, Morales Shaw, Patterson, Slawson, Toth, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3135 (by Cole), A bill to be entitled An Act relating to the powers and duties, authority to issue bonds, and authority to impose a tax of the SH130 Municipal Management District No. 1. (Allison, Ashby, K. Bell, Buckley, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Harless, Hefner, Holland, Hull, Krause, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1216 (Lozano - House Sponsor), in lieu of **HB 3228**, A bill to be entitled An Act relating to a local option election on the sale of alcoholic beverages in certain areas of a municipality. (Allison, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cook, Cyrier, Dean, Ellzey, Gates, Goldman, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slawson, Stucky, Swanson, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Representative Lozano moved to lay **HB 3228** on the table subject to call, and the motion prevailed.

CSHB 3256 (by Harless, Huberty, Howard, Allison, and K. Bell), A bill to be entitled An Act relating to the confidentiality of a full-time public school employee's home or residence address in certain government records and documents. (Cain, Krause, Slawson, Toth, and Vasut recorded voting no.)

HB 3324 (by E. Morales), A bill to be entitled An Act relating to the designation of certain rest areas in Culberson County as the U.S. Border Patrol Agent Rogelio Martinez rest area. (Cain recorded voting no.)

HB 3366 (by Klick), A bill to be entitled An Act relating to authorizing the electronic transmission of certain communications related to the prevention of communicable diseases. (Cain, Krause, Slaton, Toth, and Vasut recorded voting no.)

CSHB 3387 (by Rogers, Harris, Price, Ashby, and Landgraf), A bill to be entitled An Act relating to the authorization for certain land applications and disposal of dairy waste. (Cain, Krause, Patterson, Toth, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3400 (by Paddie), A bill to be entitled An Act relating to the transfer of certain public school students who are children of peace officers.

CSHB 3413 (by Murr), A bill to be entitled An Act relating to occupational driver's licenses and to the renewal of driver's licenses. (Cain, Krause, Patterson, Toth, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3481 (by Rose and Reynolds), A bill to be entitled An Act relating to designating December 1 as Rosa Parks Day.

HB 3496 (by Herrero), A bill to be entitled An Act relating to the designation of State Highway 358 as the Peace Officers Memorial Highway. (Cain recorded voting no.)

CSHB 3514 (by Canales), A bill to be entitled An Act relating to the functions of the Texas Department of Motor Vehicles; authorizing a penalty. (Cain, Cason, Krause, Patterson, Slaton, Slawson, Toth, and Vasut recorded voting no.)

HB 3565 (by Smith), A bill to be entitled An Act relating to the authority of certain counties to impose a hotel occupancy tax. (Allison, K. Bell, Bonnen, Buckley, Cain, Cason, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Harless, Hefner, Holland, Krause, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 3566 (by Cortez), A bill to be entitled An Act relating to the ballot application requirements for the election of a precinct chair. (Bonnen, Cain, Capriglione, Cason, Krause, Oliverson, Patterson, Slaton, Swanson, Toth, and Vasut recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 3570 (by Wilson), A bill to be entitled An Act relating to the transfer of certain real property held by the Texas Department of Criminal Justice. (Cain, Krause, Patterson, Slawson, Toth, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3597 (by Metcalf), A bill to be entitled An Act relating to policies, procedures, and measures for school safety in public schools. (Cain, Krause, Toth, Vasut, and Wilson recorded voting no.)

The chair moved **HB 3607** until the end of today's local, consent, and resolutions calendar.

HB 3682 (by Perez), A bill to be entitled An Act relating to the use of municipal hotel occupancy tax revenue by certain municipalities. (Allison, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Harless, Hefner, Holland, Hull, Krause, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 3690 (by Shine), A bill to be entitled An Act relating to the staggering of terms of aldermen on the governing body of a Type A general-law municipality. (Cain, Krause, Patterson, Slawson, Toth, and Vasut recorded voting no.)

HB 3773 (by Lopez, Price, and Dominguez), A bill to be entitled An Act relating to designating September 21 as Alzheimer's Awareness Day. (Cain, Capriglione, Krause, Toth, and Vasut recorded voting no.)

CSHB 3821 (by Hunter), A bill to be entitled An Act relating to employing and training mental health professionals for the mental health program for veterans. (Buckley, Cain, Cyrier, Ellzey, Gates, Hefner, Holland, Middleton, Sanford, Schaefer, Shaheen, Slawson, Toth, and Wilson recorded voting no.)

CSHB 3855 (by Rogers), A bill to be entitled An Act relating to the control of diseases of swine. (Hull, Patterson, Sanford, Swanson, and Toth recorded voting no.)

HB 3864 (by Murr), A bill to be entitled An Act relating to excused absences from public school for certain students to visit a professional's workplace for a career investigation day. (Cain, Krause, Patterson, Toth, and Vasut recorded voting no.)

CSHB 3953 (by Herrero), A bill to be entitled An Act relating to the creation of the open burn pit registry fund and a voluntary contribution to that fund when applying for a handgun license. (Biedermann, Bonnen, Burns, Burrows, Cain, Goldman, Hefner, Krause, Landgraf, Leach, Leman, Metcalf, Murr, Oliverson, Patterson, Schaefer, Slawson, Smith, Stucky, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 3957 (by Herrero), A bill to be entitled An Act relating to the creation of the open burn pit registry fund and the issuance of specialty license plates to honor members of the United States armed forces exposed to open burn pits. (Biedermann, Bonnen, Burns, Burrows, Cain, Goldman, Hefner, Landgraf, Leach, Leman, Metcalf, Murr, Oliverson, Schaefer, Slawson, Stucky, Toth, VanDeaver, and Wilson recorded voting no.)

CSHB 3986 (by Guillen), A bill to be entitled An Act relating to the collection of fines, fees, and court costs in criminal actions and proceedings. (Cain, Krause, Patterson, Slawson, Toth, and Vasut recorded voting no.)

HB 3993 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

SB 2174 (Toth - House Sponsor), in lieu of **HB 4029**, A bill to be entitled An Act relating to the division of the Montgomery County Municipal Utility District No. 152. (Allison, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Middleton, Murr, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, VanDeaver, and Vasut recorded voting no.)

Representative Toth moved to lay **HB 4029** on the table subject to call, and the motion prevailed.

SB 1890 (Walle - House Sponsor), in lieu of **HB 4036**, A bill to be entitled An Act relating to the applicability of uniform grant and contract management standards to certain Texas Water Development Board programs. (Buckley, Cain, Cook, Cyrier, Ellzey, Gates, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Slawson, Toth, Vasut, and Wilson recorded voting no.)

Representative Walle moved to lay **HB 4036** on the table subject to call, and the motion prevailed.

HB 4048 (by Allison), A bill to be entitled An Act relating to the authority of an advanced practice registered nurse or physician assistant regarding death certificates. (Cain, Patterson, and Toth recorded voting no.)

CSHB 4056 (by Meza, Howard, Gervin-Hawkins, et al.), A bill to be entitled An Act relating to the establishment of a committee to study the formation of a Texas Bicentennial Commission. (Biedermann, Bonnen, Buckley, Cain, Cason, Cook, Cyrier, Ellzey, Gates, Goldman, Hefner, Holland, Krause, Lambert, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Stucky, Toth, Vasut, and Wilson recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4080 (by Jetton), A bill to be entitled An Act relating to issuance of autism awareness specialty license plates. (Bonnen, Burrows, Cain, Dean, Leach, Oliverson, and Toth recorded voting no.)

SB 1343 (Bonnen - House Sponsor), in lieu of **HB 4085**, A bill to be entitled An Act relating to certain meetings of a commissioners court during a disaster or emergency. (Cain, Dean, Patterson, Slaton, Toth, and Vasut recorded voting no.)

Representative Bonnen moved to lay **HB 4085** on the table subject to call, and the motion prevailed.

CSHB 4149 (by Coleman), A bill to be entitled An Act relating to county jailers (Bonnen, Buckley, Burrows, Cain, Cook, Cyrier, Ellzey, Gates, Hefner, Holland, Krause, Leach, Metcalf, Middleton, Noble, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Slawson, Toth, Vasut, and Wilson recorded voting no.)

HB 4153 (by Sanford), A bill to be entitled An Act relating to the filing of an annual audit report by a title insurance company, title insurance agent, or direct operation. (Cain, Krause, Patterson, Toth, and Vasut recorded voting no.)

HB 4158 (by J. Turner), A bill to be entitled An Act relating to the dissemination of confidential information contained in the juvenile justice information system. (Allison, K. Bell, Cain, Clardy, Harless, Krause, Patterson, Tinderholt, Toth, and Vasut recorded voting no.)

CSHB 4166 (by Wu, Leach, Schofield, and Davis), A bill to be entitled An Act relating to exemption of certain civil actions from being subject to a motion to dismiss on the basis of involving the exercise of certain constitutional rights. (C. Bell, Cain, Krause, Parker, Patterson, Slawson, Stucky, Toth, and Vasut recorded voting no.)

HB 4184 was withdrawn by the author and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 4295 (by K. Bell), A bill to be entitled An Act relating to the authorized release and confidentiality of an autopsy report. (Cain, Krause, Patterson, Toth, and Vasut recorded voting no.)

CSHB 4305 (by E. Morales, Bucy, Darby, Landgraf, and M. González), A bill to be entitled An Act relating to the use of hotel occupancy tax revenue by certain municipalities and counties. (Allison, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cyrier, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 4307 was contested and was withdrawn and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Local and Consent Calendars. (Pursuant to Rule 6, Section 14(3), of the House Rules, the following five members gave notice of their objection: Paul, Holland, Rogers, Noble, and Slawson.)

SB 813 (Hefner - House Sponsor), in lieu of **HB 4326**, A bill to be entitled An Act relating to the insurance premium tax credit for the certified rehabilitation of certified historic structures. (Krause, Patterson, Stucky, Toth, and Vasut recorded voting no.)

Representative Hefner moved to lay **HB 4326** on the table subject to call, and the motion prevailed.

HB 4429 (by T. King), A bill to be entitled An Act relating to notice of water and wastewater requirements for the foreclosure sale of residential properties by certain political subdivisions. (Buckley, Cain, Cook, Cyrier, Ellzey, Gates, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Slawson, Toth, Vasut, and Wilson recorded voting no.) (Leach and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4454 (by Guillen, et al.), A bill to be entitled An Act relating to the powers and duties of the Willacy County Drainage District No. 2. (Allison, K. Bell, Buckley, Cain, Capriglione, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Patterson, Schaefer, Shaheen, Slawson, Swanson, Tinderholt, Toth, and Vasut recorded voting no.)

CSHB 4477 (by S. Thompson), A bill to be entitled An Act relating to the financial exploitation of certain vulnerable adults. (Buckley, Burns, Cain, Cook, Cyrier, Ellzey, Gates, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Oliverson, Schaefer, Shaheen, Slawson, Smith, Spiller, Toth, VanDeaver, Vasut, and Wilson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 2205 (P. King - House Sponsor), in lieu of **HB 4540**, A bill to be entitled An Act relating to the creation of the Hillcrest North Municipal Utility District of Wise County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative P. King moved to lay **HB 4540** on the table subject to call, and the motion prevailed.

CSHB 4564 (by Guillen), A bill to be entitled An Act relating to posting a notice of a foreclosure sale on a county's Internet website. (Cain, Krause, Patterson, Slawson, Swanson, Toth, Vasut, and Wilson recorded voting no.)

SB 1986 (Deshotel - House Sponsor), in lieu of **HB 4569**, A bill to be entitled An Act relating to adding a special purpose territory to the Port of Port Arthur Navigation District of Jefferson County, Texas. (Allison, K. Bell, Buckley, Cain, Capriglione, Cook, Cyrier, Ellzey, Gates, Goldman, Hefner, Holland, Krause, Metcalf, Middleton, Patterson, Schaefer, Shaheen, Slaton, Slawson, Stucky, Swanson, Toth, and Vasut recorded voting no.)

Representative Deshotel moved to lay **HB 4569** on the table subject to call, and the motion prevailed.

SB 1987 (Shine - House Sponsor), in lieu of **HB 4570**, A bill to be entitled An Act relating to the creation of the River Farm Municipal Utility District No. 1 of Bell County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Slaton, Slawson, Tinderholt, Toth, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

Representative Shine moved to lay **HB 4570** on the table subject to call, and the motion prevailed.

CSHB 4571 (by Rose), A bill to be entitled An Act relating to the statewide intellectual and developmental disabilities coordinating council. (Allison, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Patterson,

Paul, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Stucky, Swanson, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 4572 (by Rose), A bill to be entitled An Act relating to the statewide interagency aging services coordinating council. (Allison, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Patterson, Paul, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Stucky, Swanson, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

SB 2147 (Vasut - House Sponsor), in lieu of **HB 4581**, A bill to be entitled An Act relating to the creation of the Brazoria County Municipal Utility District No. 82; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Cain, Clardy, Darby, Dean, Goldman, Harless, Hefner, Holland, Middleton, Noble, Patterson, Schaefer, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Wilson recorded voting no.)

Representative Vasut moved to lay **HB 4581** on the table subject to call, and the motion prevailed.

SB 2145 (E. Thompson - House Sponsor), in lieu of **HB 4582**, A bill to be entitled An Act relating to the creation of the Brazoria County Municipal Utility District No. 79; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative E. Thompson moved to lay **HB 4582** on the table subject to call, and the motion prevailed.

HB 4583 (by Stephenson), A bill to be entitled An Act relating to the creation of the Fort Bend County Municipal Utility District No. 232; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose fees and taxes. (Allison, Ashby, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4585 (by Goodwin), A bill to be entitled An Act relating to the election of members of the board of directors of the Travis County Water Control and Improvement District No. 17. (Anderson, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Craddick, Cyrier, Dean, Ellzey, Gates, Goldman, Harless, Holland, Krause, Landgraf, Leach, Middleton, Murr, Oliverson, Patterson, Shaheen, Slawson, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

SB 2172 (C. Bell - House Sponsor), in lieu of **HB 4587**, A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 200; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative C. Bell moved to lay **HB 4587** on the table subject to call, and the motion prevailed.

HB 4588 (by Jetton), A bill to be entitled An Act relating to the creation of the Fort Bend County Municipal Utility District No. 251; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 2180 (Oliverson - House Sponsor), in lieu of **HB 4593**, A bill to be entitled An Act relating to the creation of the Harris County Municipal Utility District No. 581; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative Oliverson moved to lay **HB 4593** on the table subject to call, and the motion prevailed.

HB 4594 (by Oliverson), A bill to be entitled An Act relating to the creation of the Harris County Municipal Utility District No. 576; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 2182 (Toth - House Sponsor), in lieu of **HB 4595**, A bill to be entitled An Act relating to the creation of the Montgomery County Water Control and Improvement District No. 205; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, and Vasut recorded voting no.)

Representative Toth moved to lay **HB 4595** on the table subject to call, and the motion prevailed.

SB 2146 (Vasut - House Sponsor), in lieu of **HB 4598**, A bill to be entitled An Act relating to the creation of the Brazoria County Municipal Utility District No. 80; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Cain, Clardy, Cook, Darby, Dean, Goldman, Harless, Hefner, Holland, Middleton, Noble, Patterson, Schaefer, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Wilson recorded voting no.)

Representative Vasut moved to lay **HB 4598** on the table subject to call, and the motion prevailed.

SB 2197 (Metcalf - House Sponsor), in lieu of **HB 4601**, A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 183; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative Metcalf moved to lay **HB 4601** on the table subject to call, and the motion prevailed.

SB 2208 (Stucky - House Sponsor), in lieu of **HB 4602**, A bill to be entitled An Act relating to the creation of the Rocky Top Ranch Municipal Utility District of Denton County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative Stucky moved to lay **HB 4602** on the table subject to call, and the motion prevailed.

HB 4606 (by Vasut), A bill to be entitled An Act relating to the creation of the Brazoria County Water Control and Improvement District No. 10; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Cain, Clardy, Cook, Cyrier, Darby, Dean, Goldman, Harless, Holland, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, and Toth recorded voting no.)

SB 2175 (Deshotel - House Sponsor), in lieu of **HB 4607**, A bill to be entitled An Act relating to special purpose territory of the Orange County Navigation and Port District of Orange County, Texas. (Allison, K. Bell, Bonnen, Buckley, Cain, Capriglione, Cook, Cyrier, Darby, Ellzey, Gates, Goldman,

Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Shaheen, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut recorded voting no.)

Representative Deshotel moved to lay **HB 4607** on the table subject to call, and the motion prevailed.

CSHB 4609 (by Wilson), A bill to be entitled An Act relating to the creation of the Williamson County Municipal Utility District No. 40; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut recorded voting no.)

HB 4610 (by Wilson), A bill to be entitled An Act relating to the division of the CLL Municipal Utility District No. 1 and districts created by the division of the CLL Municipal Utility District No. 1. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut recorded voting no.)

CSHB 4611 (by Metcalf), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 206; granting a limited power of eminent domain; providing authority to impose a tax and issue bonds. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 2171 (Swanson - House Sponsor), in lieu of **HB 4613**, A bill to be entitled An Act relating to the creation of the Harris County Municipal Utility District No. 579; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative Swanson moved to lay **HB 4613** on the table subject to call, and the motion prevailed.

HB 4614 (by E. Thompson), A bill to be entitled An Act relating to the authority of the Brazoria Drainage District Number Four to impose a maintenance tax and the validation of certain acts of the Brazoria Drainage District Number Four. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Patterson, Sanford, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut recorded voting no.)

CSHB 4621 (by Herrero), A bill to be entitled An Act relating to the number, terms, and compensation of the commissioners of the Nueces County Drainage and Conservation District Number 2. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Patterson, Sanford, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut recorded voting no.)

SB 2217 (Metcalf - House Sponsor), in lieu of **HB 4622**, A bill to be entitled An Act relating to the powers and duties of the East Montgomery County Municipal Utility District No. 13; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut recorded voting no.)

Representative Metcalf moved to lay **HB 4622** on the table subject to call, and the motion prevailed.

HB 4626 (by Sanford), A bill to be entitled An Act relating to the creation of the Mesquoakee Ranch Municipal Utility District of Collin County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4646 (by Rodriguez), A bill to be entitled An Act relating to the creation of the Creedmoor Municipal Utility District; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4651 (by Toth), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 203; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Vasut, and Wilson recorded voting no.)

SCR 9 (Zwiener - House Sponsor), in lieu of **HCR 13**, A bill to be entitled An Act designating San Marcos as the official Mermaid Capital of Texas for a 10-year period beginning in 2021.

SCR 9 was adopted by (Record 894): 117 Yeas, 21 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Paddie; Parker; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slawson; Smith; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Cain; Cason; Goldman; Hefner; Holland; Hull; Klick; Krause; Leman; Metcalf; Middleton; Murr; Oliverson; Patterson; Schaefer; Shaheen; Slaton; Spiller; Stephenson; Swanson; Toth.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Price; Raney; Smithee.

Absent — Cyrier; Harris; Meyer; Pacheco; Rogers; White; Wilson.

STATEMENTS OF VOTE

When Record No. 894 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

When Record No. 894 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 894 was taken, I was shown voting yes. I intended to vote no.

Smith

When Record No. 894 was taken, I was shown voting no. I intended to vote yes.

Spiller

When Record No. 894 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

When Record No. 894 was taken, I was shown voting yes. I intended to vote no.

Vasut

Representative Zwiener moved to lay **HCR 13** on the table subject to call, and the motion prevailed.

HCR 24 (by Darby), A bill to be entitled An Act designating San Angelo as the official Visual Arts Capital of Texas for a 10-year period beginning in 2021.

HCR 24 was adopted by (Record 895): 137 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Price; Raney; Smithee.

Absent — Bonnen; Cason; Cyrier; Frank; Harris; Pacheco; Stephenson; White.

STATEMENTS OF VOTE

When Record No. 895 was taken, I was in the house but away from my desk. I would have voted yes.

Cason

When Record No. 895 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

SB 195 (S. Thompson - House Sponsor), A bill to be entitled An Act relating to grounds for refusal of certain alcoholic beverage licenses and permits. (Cain, Krause, Patterson, Slawson, Toth, Vasut, and Wilson recorded voting no.)

CSSB 230 was previously passed to third reading in lieu of **HB 192**.

SB 511 (Spiller - House Sponsor), A bill to be entitled An Act relating to the operation of the juvenile boards of Crosby and Lubbock Counties. (Cain, Krause, Patterson, Toth, and Vasut recorded voting no.)

CSSB 675 was previously passed to third reading in lieu of **HB 2040**.

SB 788 (Howard - House Sponsor), A bill to be entitled An Act relating to the development of model data-sharing agreements for sharing certain student information between public schools, public and private institutions of higher education, and other entities. (Cain, Krause, Patterson, Slaton, Slawson, Toth, Vasut, and Wilson recorded voting no.)

SB 792 (Cortez - House Sponsor), A bill to be entitled An Act relating to specialty license plates and parking placards for vehicles of certain disabled veterans.

SB 885 (Landgraf - House Sponsor), A bill to be entitled An Act relating to quitclaim deeds. (Cain, Krause, Patterson, Toth, and Vasut recorded voting no.)

SB 1156 (Minjarez - House Sponsor), A bill to be entitled An Act relating to the contracting authority of the Health and Human Services Commission for the volunteer advocate for children program. (Cain, Krause, Toth, Vasut, and Wilson recorded voting no.)

SB 1210 (Oliverson, Button, Schaefer, and Zwiener - House Sponsors), A bill to be entitled An Act relating to substitutes for hydrofluorocarbon refrigerants applicable to commercial or residential buildings or construction. (Buckley, Cain, Cook, Cyrier, Ellzey, Gates, Holland, Krause, Middleton, Noble, Patterson, Shaheen, Slawson, Toth, and Vasut recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1216 was previously passed to third reading in lieu of **HB 3228**.

SB 1890 was previously passed to third reading in lieu of **HB 4036**.

SCR 20 (Leman - House Sponsor), A bill to be entitled An Act recognizing the 1847 Colt Walker pistol as the official handgun of the State of Texas.

SCR 20 was adopted by (Record 896): 125 Yeas, 9 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez;

Paddie; Parker; Patterson; Paul; Perez; Ramos; Raymond; Rogers; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Zwiener.

Nays — Beckley; Crockett; Davis; Fierro; Hinojosa; Johnson, A.; Reynolds; Rose; Toth.

Present, not voting — Mr. Speaker; Moody(C); Ortega.

Absent, Excused — Price; Raney; Smithee.

Absent — Anchia; Coleman; Harris; Lopez; Meyer; Pacheco; Rodriguez; Turner, C.; White; Wu.

STATEMENTS OF VOTE

When Record No. 896 was taken, I was shown voting no. I intended to vote yes.

Fierro

When Record No. 896 was taken, I was shown voting no. I intended to vote yes.

A. Johnson

When Record No. 896 was taken, I was shown voting yes. I intended to vote no.

Morales Shaw

When Record No. 896 was taken, I was shown voting no. I intended to vote yes.

Toth

HB 3607 (by Leach), A bill to be entitled An Act relating to nonsubstantive additions to, revisions of, and corrections in enacted codes, to the nonsubstantive codification or disposition of various laws omitted from enacted codes, and to conforming codifications enacted by the 86th Legislature to other Acts of that legislature.

CSHB 3009 - OBJECTIONS WITHDRAWN

Objections were withdrawn to **CSHB 3009** which was previously withdrawn from the local, consent, and resolutions calendar.

CSHB 3009 (by Ramos and Wu), A bill to be entitled An Act relating to child custody evaluations.

CSHB 3009 was read second time and was passed to engrossment. (Anderson, C. Bell, Bonnen, Burns, Burrows, Cain, Capriglione, Cook, Craddick, Goldman, Krause, Lambert, Landgraf, Leach, Leman, Murr, Noble, Oliverson, Parker, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

COMMITTEE MEETING ANNOUNCEMENT

At 11:47 a.m., the following committee meeting was announced:

Calendars, upon final adjournment today, 1W.14, for a formal meeting, to consider a calendar.

ADJOURNMENT

Representative Meyer moved that the house adjourn until 11:55 a.m. today in memory of Joe Tillotson of Southlake.

The motion prevailed.

The house accordingly, at 11:50 a.m., adjourned until 11:55 a.m. today.

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-THIRD DAY — SATURDAY, MAY 8, 2021

The house met at 11:56 a.m. and was called to order by the speaker pro tempore.

The roll of the house was called and a quorum was announced present (Record 897).

Present — Mr. Speaker; Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody(C); Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Price; Raney; Smithee.

Absent — Bernal; Pacheco.

LEAVES OF ABSENCE GRANTED

On motion of Representative Geren and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

RULES SUSPENDED

Representative Geren moved to suspend all necessary rules to take up and consider at this time, on third reading and final passage, the bills on the local, consent, and resolutions calendar which were considered on the previous legislative day.

The motion prevailed.

MOTION FOR ONE RECORD VOTE

On motion of Representative Geren and by unanimous consent, the house agreed to use the first record vote taken for all those bills on the local, consent, and resolutions calendar that require a record vote on third reading and final passage, with the understanding that a member may record an individual vote on any bill with the journal clerk.

(Bernal now present)

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR THIRD READING

The following bills which were considered on second reading on the previous legislative day on the local, consent, and resolutions calendar were laid before the house, read third time, and passed by the following record vote (members registering votes and the results of the vote are shown following the bill number).

(Record 898): 139 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Moody(C).

Absent, Excused — Price; Raney; Smithee.

Absent — Harris; Martinez; Morales Shaw; Pacheco; Perez; White.

STATEMENTS OF VOTE

When Record No. 898 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez

When Record No. 898 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

HB 189 (Clardy, Harless, Lambert, Leman, Tinderholt, Toth, and Wilson - no) (132 - 7 - 2)

SB 230 (Buckley, Cain, Capriglione, Clardy, Cook, Ellzey, Gates, Hefner, Holland, Krause, Metcalf, Middleton, Patterson, Schaefer, Stucky, Swanson, Toth, Vasut, and Wilson - no) (120 - 19 - 2)

HB 269 (Bonnen, Burns, Burrows, Cain, Capriglione, Clardy, Goldman, Hefner, Krause, Landgraf, Leach, Metcalf, Murr, Oliverson, Patterson, Slaton, Smith, Spiller, Stucky, Toth, VanDeaver, Vasut, and Wilson - no) (116 - 23 - 2)

HB 273 (Allison, K. Bell, Biedermann, Buckley, Cain, Clardy, Cook, Cyrier, Ellzey, Gates, Holland, Krause, Leman, Metcalf, Middleton, Noble, Patterson, Schaefer, Schofield, Shaheen, Slaton, Slawson, Swanson, Toth, Vasut, and Wilson - no) (113 - 26 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 278 (Cain, Clardy, Krause, Patterson, Slawson, Toth, and Vasut - no) (132 - 7 - 2)

HB 349 (Allison, Biedermann, Cain, Krause, Toth, and Vasut - no) (133 - 6 - 2)

HB 466 (Allison, Burns, Murr, Noble, Oliverson, and VanDeaver - no) (133 - 6 - 2)

HB 504 (Allison, Burns, Metcalf, Murr, Oliverson, Toth, and VanDeaver - no) (132 - 7 - 2)

HB 506 (Bonnen, Burns, Burrows, Dean, Goldman, Landgraf, Leach, Murr, Oliverson, Patterson, Schaefer, Smith, Spiller, Stucky, Toth, and VanDeaver - no) (123 - 16 - 2)

HB 532 (Cain, Swanson, and Toth - no) (136 - 3 - 2)

SB 390 (C. Bell, Biedermann, Buckley, Cain, Cook, Ellzey, Krause, Middleton, Noble, Parker, Patterson, Schaefer, Slaton, Slawson, Swanson, Toth, and Vasut - no) (122 - 17 - 2)

HB 981 (Buckley, Burns, Cain, Capriglione, Clardy, Cyrier, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Smith, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (110 - 29 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 879 (Buckley, Cain, Capriglione, Cook, Dean, Ellzey, Krause, Patterson, Schaefer, Slawson, Toth, and Vasut - no) (127 - 12 - 2)

HB 1014 (Allison, K. Bell, Biedermann, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Cyrier, Dean, Gates, Goldman, Harless, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Smith, Spiller, Swanson, Tinderholt, Toth, VanDeaver, and Vasut - no) (102 - 37 - 2)

HB 1027 (Cain, Krause, Patterson, Swanson, Toth, Vasut, and Wilson - no) (132 - 7 - 2)

HB 1075 (Cain, Capriglione, Hefner, Krause, Metcalf, Patterson, Schaefer, Slawson, Stucky, Toth, Vasut, and Wilson - no) (127 - 12 - 2) (Leach and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1115 (Cain and Toth - no) (137 - 2 - 2) (Toth requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1217 (Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Sanford, Schaefer, Schofield, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (100 - 39 - 2)

SB 633 (Cain, Krause, Patterson, Toth, and Vasut - no) (134 - 5 - 2)

HB 1321 (Cain and Toth - no) (137 - 2 - 2) (Toth requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 1361 (Buckley, Cain, Cook, Cyrier, Ellzey, Gates, Hefner, Holland, Krause, Leman, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Slaton, Swanson, Toth, Vasut, and Wilson - no) (118 - 21 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 730 (Cain, Krause, Toth, and Vasut - no) (135 - 4 - 2)

HB 1475 (Cain, Dean, Krause, Patterson, Toth, and Vasut - no) (133 - 6 - 2)

HB 1497 (Cain, Krause, Toth, and Vasut - no) (135 - 4 - 2)

HB 1726 (Buckley, Cain, Clardy, Cook, Cyrier, Ellzey, Gates, Harless, Holland, Hull, Krause, Leman, Metcalf, Noble, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (116 - 23 - 2)

HB 1863 (Bonnen, Burns, Burrows, Cain, Goldman, Landgraf, Leach, Murr, Oliverson, Schaefer, Slawson, Stucky, Toth, and VanDeaver - no) (125 - 14 - 2)

SB 675 (Cain, Cason, Toth, and Wilson - no) (135 - 4 - 2)

HB 2056 (Biedermann, Cain, Krause, Leman, Patterson, Slaton, Stucky, Toth, and Vasut - no) (130 - 9 - 2)

HB 2107 (Bonnen, Burns, Burrows, Cain, Cook, Dean, Ellzey, Goldman, Krause, Landgraf, Leach, Murr, Noble, Oliverson, Slawson, Smith, Spiller, Toth, VanDeaver, and Vasut - no) (119 - 20 - 2)

HB 2145 (Burns, Cain, Capriglione, Clardy, Harless, Krause, Murr, Slawson, Tinderholt, Toth, VanDeaver, and Vasut - no) (127 - 12 - 2)

HB 2172 (Allison, K. Bell, Biedermann, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Cyrier, Dean, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 33 - 2)

HB 2209 (Allison, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut - no) (102 - 37 - 2)

SB 780 (Cain, Krause, Toth, and Vasut - no) (135 - 4 - 2)

SB 785 (Stucky and Toth - no) (137 - 2 - 2)

SB 1124 (Cain, Krause, Toth, and Vasut - no) (135 - 4 - 2)

HB 2235 (Allison, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut - no) (112 - 27 - 2)

HB 2272 (Bonnen, Burns, Burrows, Cain, Clardy, Cook, Dean, Goldman, Harless, Krause, Landgraf, Leach, Leman, Murr, Noble, Oliverson, Patterson, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, and Vasut - no) (115 - 24 - 2)

HB 2274 (Bonnen, Burns, Burrows, Cain, Capriglione, Clardy, Dean, Goldman, Krause, Landgraf, Leach, Leman, Murr, Oliverson, Patterson, Slawson, Smith, Spiller, Toth, VanDeaver, and Vasut - no) (118 - 21 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2345 (Allison, Anderson, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cason, Clardy, Cook, Craddick, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (92 - 47 - 2)

SB 1181 (Cain, Krause, Patterson, Toth, Vasut, and Wilson - no) (133 - 6 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2428 (Cain, Cason, Krause, Patterson, Toth, and Vasut - no) (133 - 6 - 2)

HB 2433 (Allison, Anderson, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cason, Clardy, Cook, Craddick, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (94 - 45 - 2)

HB 2445 (Cain, Krause, Metcalf, Schaefer, Toth, and Vasut - no) (133 - 6 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2496 (Bonnen, Burns, Burrows, Cain, Goldman, Landgraf, Leach, Murr, Oliverson, Smith, Spiller, Stucky, Toth, and VanDeaver - no) (125 - 14 - 2)

HB 2521 (Cain, Krause, Swanson, Toth, and Vasut - no) (134 - 5 - 2)

HB 2566 (Buckley, Cain, Ellzey, Gates, Hefner, Holland, Hull, Krause, Metcalf, Middleton, Sanford, Schaefer, Slawson, Swanson, Toth, Vasut, and Wilson - no) (122 - 17 - 2)

HB 2645 (Cain, Capriglione, Cyrier, Krause, Leman, Metcalf, Middleton, Patterson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Swanson, Toth, Vasut, and Wilson - no) (122 - 17 - 2)

HB 2700 (Cain, Capriglione, Darby, Krause, Patterson, Shine, Slaton, Slawson, Toth, and Vasut - no) (129 - 10 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2708 (Cain, Capriglione, Cason, Krause, Slaton, Toth, and Vasut - no) (132 - 7 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2721 (Cain, Krause, Toth, and Vasut - no) (135 - 4 - 2)

SB 1643 (Allison, K. Bell, Cain, Capriglione, Krause, Patterson, Slawson, Toth, and Vasut - no) (130 - 9 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2758 (Cain, Goldman, Krause, Landgraf, Murr, Slawson, Toth, VanDeaver, and Vasut - no) (130 - 9 - 2)

HB 2807 (Cain and Toth - no) (137 - 2 - 2) (Toth requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2811 (Cain, Clardy, Krause, Patterson, Slaton, Slawson, Toth, and Vasut - no) (131 - 8 - 2)

SB 1355 (Allison, K. Bell, Bonnen, Burns, Burrows, Cain, Clardy, Darby, Dean, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Patterson, Schaefer, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, and Vasut - no) (109 - 30 - 2)

HB 2835 (Allison, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Hull, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, and Vasut - no) (102 - 37 - 2)

SB 2163 (Allison, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Hull, Krause, Landgraf, Leach, Middleton, Murr, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, and Vasut - no) (103 - 36 - 2)

HB 2850 (Cain, Krause, Leman, Patterson, Slawson, Toth, and Vasut - no) (132 - 7 - 2)

HB 2903 (Allison, K. Bell, Buckley, Cain, Clardy, Cyrier, Ellzey, Gates, Harless, Hefner, Krause, Metcalf, Middleton, Schaefer, Shaheen, Slawson, Stucky, Tinderholt, Toth, Vasut, and Wilson - no) (118 - 21 - 2)

HB 2936 (Cain, Krause, Slaton, Toth, and Vasut - no) (134 - 5 - 2)

HB 2947 (Cain, Krause, Toth, and Vasut - no) (135 - 4 - 2)

HB 2951 (Cain, Krause, Patterson, Slawson, Toth, and Vasut - no) (133 - 6 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3006 (Allison, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Harless, Hefner, Holland, Krause, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (113 - 26 - 2)

HB 3018 (Cain, Krause, Toth, and Vasut - no) (135 - 4 - 2)

HB 3026 (Bonnen, Burns, Burrows, Cain, Goldman, Krause, Landgraf, Leach, Leman, Murr, Oliverson, Patterson, Slawson, Toth, VanDeaver, and Vasut - no) (123 - 16 - 2)

HB 3033 (Biedermann, Buckley, Cain, Cason, Cook, Cyrier, Ellzey, Gates, Holland, Krause, Middleton, Schaefer, Shaheen, Slaton, Toth, and Vasut - no) (123 - 16 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3088 (Allison, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slawson, Smith, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (101 - 38 - 2)

HB 3114 (Cain, Krause, Morales Shaw, Patterson, Slawson, Toth, and Vasut - no) (133 - 6 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3135 (Allison, Ashby, K. Bell, Buckley, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Harless, Hefner, Holland, Hull, Krause, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut - no) (107 - 32 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1216 (Allison, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cook, Cyrier, Dean, Ellzey, Gates, Goldman, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slawson, Stucky, Swanson, Toth, VanDeaver, Vasut, and Wilson - no) (107 - 32 - 2)

HB 3256 (Cain, Krause, Slawson, Toth, and Vasut - no) (134 - 5 - 2)

HB 3324 (Cain and Toth - no) (137 - 2 - 2) (Toth requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3366 (Cain, Krause, Slaton, Toth, and Vasut - no) (134 - 5 - 2)

HB 3387 (Cain, Krause, Patterson, Toth, and Vasut - no) (134 - 5 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3400 (Toth - no) (138 - 1 - 2) (Toth requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3413 (Cain, Krause, Patterson, Toth, Vasut, and Wilson - no) (133 - 6 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3481 (Toth - no) (138 - 1 - 2) (Toth requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3496 (Cain and Toth - no) (137 - 2 - 2) (Toth requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3514 (Cain, Cason, Krause, Patterson, Slaton, Slawson, Toth, and Vasut - no) (131 - 8 - 2)

HB 3565 (Allison, K. Bell, Bonnen, Buckley, Cain, Cason, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Harless, Hefner, Holland, Krause, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 34 - 2)

HB 3566 (Bonnen, Cain, Capriglione, Cason, Krause, Oliverson, Patterson, Slaton, Swanson, Toth, and Vasut - no) (128 - 11 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3570 (Cain, Krause, Patterson, Slawson, Toth, and Vasut - no) (133 - 6 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3597 (Cain, Krause, Toth, Vasut, and Wilson - no) (134 - 5 - 2)

HB 3682 (Allison, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Harless, Hefner, Holland, Hull, Krause, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (102 - 37 - 2)

HB 3690 (Cain, Krause, Patterson, Slawson, Toth, and Vasut - no) (133 - 6 - 2)

HB 3773 (Cain, Capriglione, Krause, Toth, and Vasut - no) (134 - 5 - 2)

HB 3821 (Buckley, Cain, Cyrier, Ellzey, Gates, Hefner, Holland, Middleton, Sanford, Schaefer, Shaheen, Slawson, Toth, and Wilson - no) (125 - 14 - 2)

HB 3855 (Hull, Patterson, Sanford, Swanson, and Toth - no) (134 - 5 - 2)

HB 3864 (Cain, Krause, Patterson, Toth, and Vasut - no) (134 - 5 - 2)

HB 3953 (Biedermann, Bonnen, Burns, Burrows, Cain, Goldman, Hefner, Krause, Landgraf, Leach, Leman, Metcalf, Murr, Oliverson, Patterson, Schaefer, Slawson, Smith, Stucky, Toth, VanDeaver, Vasut, and Wilson - no) (116 - 23 - 2)

HB 3957 (Biedermann, Bonnen, Burns, Burrows, Cain, Goldman, Hefner, Landgraf, Leach, Leman, Metcalf, Murr, Oliverson, Schaefer, Slawson, Stucky, Toth, VanDeaver, and Wilson - no) (120 - 19 - 2)

HB 3986 (Cain, Krause, Patterson, Slawson, Toth, and Vasut - no) (133 - 6 - 2)

SB 2174 (Allison, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Middleton, Murr, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, VanDeaver, and Vasut - no) (108 - 31 - 2)

SB 1890 (Buckley, Cain, Cook, Cyrier, Ellzey, Gates, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Slawson, Toth, Vasut, and Wilson - no) (121 - 18 - 2)

HB 4048 (Cain, Patterson, and Toth - no) (136 - 3 - 2)

HB 4056 (Biedermann, Bonnen, Buckley, Cain, Cason, Cook, Cyrier, Ellzey, Gates, Goldman, Hefner, Holland, Krause, Lambert, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Stucky, Toth, Vasut, and Wilson - no) (112 - 27 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4080 (Bonnen, Burrows, Cain, Dean, Leach, Oliverson, and Toth - no) (132 - 7 - 2)

SB 1343 (Cain, Dean, Patterson, Slaton, Toth, and Vasut - no) (133 - 6 - 2)

HB 4149 (Bonnen, Buckley, Burrows, Cain, Cook, Cyrier, Ellzey, Gates, Hefner, Holland, Krause, Leach, Metcalf, Middleton, Noble, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Slawson, Toth, Vasut, and Wilson - no) (115 - 24 - 2)

HB 4153 (Cain, Krause, Patterson, Toth, and Vasut - no) (134 - 5 - 2)

HB 4158 (Allison, K. Bell, Cain, Clardy, Harless, Krause, Patterson, Tinderholt, Toth, and Vasut - no) (129 - 10 - 2)

HB 4166 (C. Bell, Cain, Krause, Parker, Patterson, Slawson, Stucky, Toth, and Vasut - no) (130 - 9 - 2)

HB 4295 (Cain, Krause, Patterson, Toth, and Vasut - no) (134 - 5 - 2)

HB 4305 (Allison, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (100 - 39 - 2) (Darby requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 813 (Krause, Patterson, Stucky, Toth, and Vasut - no) (134 - 5 - 2)

HB 4429 (Buckley, Cain, Cook, Cyrier, Ellzey, Gates, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Slawson, Toth, Vasut, and Wilson - no) (120 - 19 - 2) (Leach and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4454 (Allison, K. Bell, Buckley, Cain, Capriglione, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Patterson, Schaefer, Shaheen, Slawson, Swanson, Tinderholt, Toth, and Vasut - no) (114 - 25 - 2)

HB 4477 (Buckley, Burns, Cain, Cook, Cyrier, Ellzey, Gates, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Oliverson, Schaefer, Shaheen, Slawson, Smith, Spiller, Toth, VanDeaver, Vasut, and Wilson - no) (115 - 24 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 2205 (Allison, Ashby, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (109 - 30 - 2)

HB 4564 (Cain, Krause, Patterson, Slawson, Swanson, Toth, Vasut, and Wilson - no) (131 - 8 - 2)

SB 1986 (Allison, K. Bell, Buckley, Cain, Capriglione, Cook, Cyrier, Ellzey, Gates, Goldman, Hefner, Holland, Krause, Metcalf, Middleton, Patterson, Schaefer, Shaheen, Slaton, Slawson, Stucky, Swanson, Toth, and Vasut - no) (115 - 24 - 2)

SB 1987 (Allison, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Slaton, Slawson, Tinderholt, Toth, and Vasut - no) (114 - 25 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4571 (Allison, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Patterson, Paul, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Stucky, Swanson, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (95 - 44 - 2)

HB 4572 (Allison, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Patterson, Paul, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Stucky, Swanson, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (97 - 42 - 2)

SB 2147 (Allison, Ashby, K. Bell, Cain, Clardy, Darby, Dean, Goldman, Harless, Hefner, Holland, Middleton, Noble, Patterson, Schaefer, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Wilson - no) (117 - 22 - 2)

SB 2145 (Allison, Ashby, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (109 - 30 - 2)

HB 4583 (Allison, Ashby, K. Bell, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (109 - 30 - 2)

HB 4585 (Anderson, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Craddick, Cyrier, Dean, Ellzey, Gates, Goldman, Harless, Holland, Krause, Landgraf, Leach, Middleton, Murr, Oliverson, Patterson, Shaheen, Slawson, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (105 - 34 - 2)

SB 2172 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (108 - 31 - 2)

HB 4588 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (108 - 31 - 2)

SB 2180 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (108 - 31 - 2)

HB 4594 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (108 - 31 - 2)

SB 2182 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut - no) (109 - 30 - 2) (Toth requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 2146 (Allison, Ashby, K. Bell, Bonnen, Cain, Clardy, Cook, Darby, Dean, Goldman, Harless, Hefner, Holland, Middleton, Noble, Patterson, Schaefer, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Wilson - no) (115 - 24 - 2)

SB 2197 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (108 - 31 - 2)

SB 2208 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (107 - 32 - 2)

HB 4606 (Allison, Ashby, K. Bell, Bonnen, Cain, Clardy, Cook, Cyrier, Darby, Dean, Goldman, Harless, Holland, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, and Toth - no) (115 - 24 - 2)

SB 2175 (Allison, K. Bell, Bonnen, Buckley, Cain, Capriglione, Cook, Cyrier, Darby, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Shaheen, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut - no) (113 - 26 - 2)

HB 4609 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut - no) (109 - 30 - 2)

HB 4610 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut - no) (109 - 30 - 2)

HB 4611 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (108 - 31 - 2)

SB 2171 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Tinderholt, Toth, Vasut, and Wilson - no) (109 - 30 - 2)

HB 4614 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Patterson, Sanford, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut - no) (109 - 30 - 2)

HB 4621 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Patterson, Sanford, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut - no) (108 - 31 - 2)

SB 2217 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut - no) (109 - 30 - 2)

HB 4626 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (109 - 30 - 2)

HB 4646 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Metcalf, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (108 - 31 - 2)

HB 4651 (Allison, Ashby, K. Bell, Bonnen, Buckley, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Middleton, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Vasut, and Wilson - no) (108 - 31 - 2)

SB 195 (Cain, Krause, Slawson, Patterson, Toth, Vasut, and Wilson - no) (133 - 6 - 2)

SB 511 (Cain, Krause, Patterson, Toth, and Vasut - no) (134 - 5 - 2)

SB 788 (Cain, Krause, Patterson, Slaton, Slawson, Toth, Vasut, and Wilson - no) (131 - 8 - 2)

SB 792 (Toth - no) (138 - 1 - 2) (Toth requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 885 (Cain, Krause, Patterson, Toth, and Vasut - no) (134 - 5 - 2)

SB 1156 (Cain, Krause, Toth, Vasut, and Wilson - no) (134 - 5 - 2)

SB 1210 (Buckley, Cain, Cook, Cyrier, Ellzey, Gates, Holland, Krause, Middleton, Noble, Patterson, Shaheen, Slawson, Toth, and Vasut - no) (124 - 15 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3607 (Toth - no) (138 - 1 - 2) (Toth requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3009 (Anderson, C. Bell, Bonnen, Burns, Burrows, Cain, Capriglione, Cook, Craddick, Goldman, Krause, Lambert, Landgraf, Leach, Leman, Murr, Noble, Oliverson, Parker, Toth, VanDeaver, Vasut, and Wilson - no) (116 - 23 - 2)

(Speaker in the chair)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Moody on motion of Goldman.

PROVIDING FOR A CONGRATULATORY AND MEMORIAL CALENDAR

Representative Guillen moved to set a congratulatory and memorial calendar for 9 a.m. Friday, May 14.

The motion prevailed.

PROVIDING FOR A LOCAL, CONSENT, AND RESOLUTIONS CALENDAR

Representative Geren moved to set a local, consent, and resolutions calendar for 9 a.m. Friday, May 14.

The motion prevailed.

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 3610 ON THIRD READING
(by Gervin-Hawkins, Sanford, and Middleton)

HB 3610, A bill to be entitled An Act relating to the applicability of certain laws to open-enrollment charter schools.

Representative Gervin-Hawkins moved to postpone consideration of **HB 3610** until the end of the third reading calendar.

The motion prevailed.

HB 3416 ON THIRD READING
(by Darby)

HB 3416, A bill to be entitled An Act relating to indemnity agreements between contractors and subcontractors for services pertaining to certain wells or mines.

HB 3416 was passed by (Record 899): 136 Yeas, 4 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Muñoz; Ramos; Rose; Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Harris; Klick; Pacheco; Toth; Wilson.

STATEMENTS OF VOTE

When Record No. 899 was taken, I was shown voting no. I intended to vote yes.

Muñoz

When Record No. 899 was taken, I was shown voting no. I intended to vote yes.

Ramos

When Record No. 899 was taken, I was in the house but away from my desk. I would have voted yes.

Toth

When Record No. 899 was taken, I was in the house but away from my desk. I would have voted yes.

Wilson

HB 4465 ON THIRD READING
(by Dutton)

HB 4465, A bill to be entitled An Act relating to grants and federal disaster relief funds available to school districts, open-enrollment charter schools, and regional education service centers to provide services to students after a disaster in the state of Texas.

HB 4465 was passed by (Record 900): 113 Yeas, 22 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, M.; Guerra; Guillen; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Raymond; Reynolds; Rogers; Sanford; Schofield; Shine; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; Wilson; Wu.

Nays — Anchia; Cason; Cole; Crockett; González, J.; Goodwin; Harless; Hinojosa; Howard; Lopez; Martinez Fischer; Morales Shaw; Muñoz; Ramos; Rodriguez; Rosenthal; Schaefer; Sherman; Slaton; Talarico; Tinderholt; Zwiener.

Present, not voting — Mr. Speaker(C); Landgraf.

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Biedermann; Bucy; Harris; Pacheco; Romero; Rose; Shaheen; Vo; White.

STATEMENTS OF VOTE

When Record No. 900 was taken, I was in the house but away from my desk. I would have voted yes.

Biedermann

When Record No. 900 was taken, I was shown voting yes. I intended to vote no.

Collier

When Record No. 900 was taken, I was shown voting yes. I intended to vote no.

Israel

When Record No. 900 was taken, I was shown voting yes. I intended to vote no.

Reynolds

When Record No. 900 was taken, I was in the house but away from my desk. I would have voted yes.

Romero

When Record No. 900 was taken, I was in the house but away from my desk. I would have voted no.

Rose

When Record No. 900 was taken, I was in the house but away from my desk. I would have voted yes.

Shaheen

When Record No. 900 was taken, I was shown voting no. I intended to vote yes.

Tinderholt

When Record No. 900 was taken, my vote failed to register. I would have voted yes.

White

HB 3833 ON THIRD READING
(by P. King, Burrows, Shine, Rogers, Harris, et al.)

HB 3833, A bill to be entitled An Act relating to the additional ad valorem tax and interest imposed as a result of a change in the use of certain land.

HB 3833 was passed by (Record 901): 136 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Hefner; Hernandez; Herrero; Holland; Howard; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer;

Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Hinojosa; Rodriguez.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Capriglione; Coleman; Guerra; Harris; Israel; King, K.; Pacheco.

STATEMENTS OF VOTE

When Record No. 901 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 901 was taken, I was in the house but away from my desk. I would have voted no.

Israel

When Record No. 901 was taken, I was shown voting yes. I intended to vote no.

Ramos

HB 2237 ON THIRD READING
(by Burrows, Deshotel, and Romero)

HB 2237, A bill to be entitled An Act relating to mechanic's, contractor's, or materialman's liens.

HB 2237 was passed by (Record 902): 136 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Beckley.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Frullo; Harris; Johnson, J.E.; Pacheco; Rodriguez; Schaefer; Thompson, S.; Toth.

STATEMENT OF VOTE

When Record No. 902 was taken, I was shown voting no. I intended to vote yes.

Beckley

HB 4426 ON THIRD READING
(by T. King)

HB 4426, A bill to be entitled An Act relating to the authority of certain counties to cancel platted subdivisions that have remained undeveloped.

HB 4426 was passed by (Record 903): 134 Yeas, 9 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Cason; Krause; Patterson; Schaefer; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Harris; Pacheco.

STATEMENTS OF VOTE

When Record No. 903 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 903 was taken, I was shown voting yes. I intended to vote no.

Noble

When Record No. 903 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

HB 4242 ON THIRD READING
(by Meyer)

HB 4242, A bill to be entitled An Act relating to the extension of the expiration of certain parts of the Texas Economic Development Act.

HB 4242 was passed by (Record 904): 112 Yeas, 29 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hefner; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Beckley; Biedermann; Cain; Cason; Cook; Craddick; Crockett; Cyrier; Gates; Harless; Holland; Hull; Krause; Middleton; Morales Shaw; Parker; Patterson; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Harris; King, T.; Pacheco; Schofield.

STATEMENTS OF VOTE

When Record No. 904 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 904 was taken, I was shown voting yes. I intended to vote no.

Capriglione

When Record No. 904 was taken, I was shown voting no. I intended to vote yes.

Craddick

When Record No. 904 was taken, I was shown voting yes. I intended to vote no.

Ellzey

When Record No. 904 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 904 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 904 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 904 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 904 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 904 was taken, I was shown voting yes. I intended to vote no.

Noble

When Record No. 904 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 904 was taken, I was shown voting no. I intended to vote yes.

Parker

When Record No. 904 was taken, I was shown voting yes. I intended to vote no.

Ramos

When Record No. 904 was taken, I was shown voting no. I intended to vote yes.

Vasut

HB 1207 ON THIRD READING
(by Guillen, Ramos, and Muñoz)

HB 1207, A bill to be entitled An Act relating to additional optional training and course work for public school principals.

HB 1207 was passed by (Record 905): 103 Yeas, 37 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Bonnen; Cain; Cook; Craddick; Cyrier; Ellzey; Frank; Gates; Goldman; Harless; Hefner; Holland; Hull; Jetton; Klick; Krause; Landgraf; Leman; Middleton; Murr; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Swanson; Thompson, E.; Tinderholt; Toth; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Allen; Beckley; Harris; Pacheco; Schofield.

STATEMENTS OF VOTE

When Record No. 905 was taken, I was in the house but away from my desk. I would have voted yes.

Beckley

When Record No. 905 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 905 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 905 was taken, I was shown voting yes. I intended to vote no.

Metcalf

HB 3731 ON THIRD READING
(by Dutton)

HB 3731, A bill to be entitled An Act relating to public school accountability ratings, including interventions and sanctions administered to a school district, open-enrollment charter school, or district or school campus assigned an unacceptable performance rating.

HB 3731 failed to pass by (Record 906): 65 Yeas, 74 Nays, 2 Present, not voting. (The vote was reconsidered on May 10, and **HB 3731** failed to pass by Record No. 915.)

Yeas — Anderson; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Canales; Capriglione; Cason; Cook; Craddick; Cyrier; Dutton; Ellzey; Frank; Frullo; Gates; Goldman; Hefner; Huberty; Hull; Hunter; Jetton; Johnson, J.D.; Kacal; King, K.; King, P.; Klick; Krause; Larson; Leach; Leman; Metcalf; Meyer; Middleton; Morrison; Murphy; Noble; Oliverson; Parker; Patterson; Paul; Raymond; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Burns; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Israel; Johnson, A.; Johnson, J.E.; Kuempel; Lambert; Landgraf; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murr; Neave; Ordaz Perez; Ortega; Paddie; Perez; Ramos; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Stucky; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Dominguez.

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Campos; Guillen; Harris; King, T.; Pacheco.

STATEMENTS OF VOTE

When Record No. 906 was taken, I was shown voting no. I intended to vote yes.

Allison

When Record No. 906 was taken, I was shown voting no. I intended to vote yes.

Gervin-Hawkins

When Record No. 906 was taken, my vote failed to register. I would have voted no.

Guillen

When Record No. 906 was taken, I was shown voting yes. I intended to vote no.

J.D. Johnson

When Record No. 906 was taken, I was in the house but away from my desk. I would have voted no.

T. King

When Record No. 906 was taken, I was shown voting yes. I intended to vote no.

S. Thompson

HB 3261 ON THIRD READING
(by Huberty)

HB 3261, A bill to be entitled An Act relating to the electronic administration of certain required assessment instruments, measures to support Internet connectivity for purposes of those assessment instruments, and the adoption and administration of certain optional interim assessment instruments.

Amendment No. 1

Representative Minjarez offered the following amendment to **HB 3261**:

Amend **HB 3261** (house committee report) as follows:

(1) On page 4, line 25, between the period and "Each", insert "(a)".

(2) On page 5, between lines 1 and 2, insert the following appropriately lettered subsection:

(____) The agency may recommend, but may not require, that a school district make external keyboards available for student use with tablet devices for the electronic administration of an assessment instrument, including any portion of an assessment instrument that contains constructed response or essay items.

Amendment No. 1 was adopted.

HB 3261, as amended, was passed by (Record 907): 136 Yeas, 4 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa;

Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason; Cole; Longoria; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Crockett; Gervin-Hawkins; Harris; Pacheco; Shaheen.

STATEMENTS OF VOTE

When Record No. 907 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 907 was taken, I was in the house but away from my desk. I would have voted yes.

Shaheen

When Record No. 907 was taken, I was shown voting yes. I intended to vote no.

Slaton

When Record No. 907 was taken, I was shown voting no. I intended to vote yes.

Toth

HB 1231 ON THIRD READING
(by Moody, Oliverson, Jetton, Hull, Meza, et al.)

HB 1231, A bill to be entitled An Act relating to the designation of Eid al-Fitr and Eid al-Adha as optional holidays.

HB 1231 was passed by (Record 908): 122 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner;

Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schofield; Sherman; Shine; Slawson; Spiller; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Burrows; King, P.; Leman; Lozano; Metcalf; Paul; Schaefer; Shaheen; Slaton; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Clardy; Harris; Johnson, J.D.; Larson; Middleton; Morales Shaw; Pacheco; Rose; Smith; Stephenson; White.

STATEMENTS OF VOTE

When Record No. 908 was taken, I was shown voting yes. I intended to vote no.

Ashby

When Record No. 908 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 908 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 908 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 908 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 908 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 908 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 908 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 908 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 908 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 908 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 908 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 908 was taken, I was shown voting yes. I intended to vote no.

VanDeaver

When Record No. 908 was taken, my vote failed to register. I would have voted no.

White

REASON FOR VOTE

Representative Shaheen submitted the following reason for vote to be printed in the journal:

For the vote on **HB 1231**, I believe the state should adopt floating holidays, used by the private sector, that allows employees to celebrate holidays of their choosing, versus the state attempting to name every possible holiday, resulting in limited employee choice.

GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING

The following bills were laid before the house and read third time:

SB 1339 ON THIRD READING
(T. King - House Sponsor)

SB 1339, A bill to be entitled An Act relating to the authority to request attorney general advice on questions relating to actions in which the state is interested.

SB 1339 was passed by (Record 909): 139 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Craddick; Parker.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Bernal; Harris; Pacheco; Slaton.

STATEMENT OF VOTE

When Record No. 909 was taken, I was in the house but away from my desk. I would have voted yes.

Slaton

SB 1373 ON THIRD READING
(White and J.D. Johnson - House Sponsors)

SB 1373, A bill to be entitled An Act relating to the imposition and collection of fines, fees, and court costs in criminal cases.

SB 1373 was passed by (Record 910): 129 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison;

Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Parker; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Canales; Holland; Hunter; Oliverson; Patterson; Smith; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Harris; Hefner; Kacal; Pacheco; Paddie; Sanford; Slaton; Wilson.

STATEMENTS OF VOTE

When Record No. 910 was taken, I was in the house but away from my desk. I would have voted yes.

Slaton

When Record No. 910 was taken, I was shown voting no. I intended to vote yes.

Vasut

When Record No. 910 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

SB 930 ON THIRD READING
(Middleton and Rose - House Sponsors)

SB 930, A bill to be entitled An Act relating to the disclosure of certain information regarding the occurrence of communicable diseases in residential facilities.

SB 930 was passed by (Record 911): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller;

Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Harris; Pacheco; Wilson.

STATEMENT OF VOTE

When Record No. 911 was taken, I was shown voting yes. I intended to vote no.

Schaefer

SB 609 ON THIRD READING
(Morrison - House Sponsor)

SB 609, A bill to be entitled An Act relating to the creation of the Texas music incubator rebate program to provide for rebates of a portion of certain taxes collected from certain music venues and promoters of certain music festivals.

SB 609 was passed by (Record 912): 102 Yeas, 40 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Anderson; Bailes; Beckley; Bernal; Biedermann; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Ashby; Bell, C.; Bell, K.; Bonnen; Burns; Cain; Cason; Cook; Darby; Dean; Frank; Gates; Goldman; Hefner; Holland; Hull; Landgraf; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Harris; Pacheco; VanDeaver.

STATEMENTS OF VOTE

When Record No. 912 was taken, I was shown voting yes. I intended to vote no.

Lambert

When Record No. 912 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 912 was taken, I was in the house but away from my desk. I would have voted no.

VanDeaver

POSTPONED BUSINESS

The following bills were laid before the house as postponed business:

HB 3610 ON THIRD READING
(by Gervin-Hawkins, Sanford, and Middleton)

HB 3610, A bill to be entitled An Act relating to the applicability of certain laws to open-enrollment charter schools.

HB 3610 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representative Huberty offered the following amendment to **HB 3610**:

Amend **HB 3610** on third reading as follows:

Add the following appropriately numbered SECTION to the bill and renumber the SECTIONS of the bill accordingly:

SECTION ____. Section 12.128, Education Code, is amended by adding Subsection (a-2) to read as follows:

(a-2) The owner of property that receives a tax exemption under Subsection (a) shall transfer the amount of tax savings from the exemption to the tenant or reduce the common area maintenance fee in a proportionate amount based upon the square footage of the exempt portion of the property.

(Lozano in the chair)

Amendment No. 1 was adopted.

The vote of the house was taken on final passage of **HB 3610** and the vote was announced yeas 70, nays 67.

A verification of the vote was requested and was granted.

The roll of those voting yea and nay was again called and the verified vote resulted, as follows (Record 913): 65 Yeas, 60 Nays, 2 Present, not voting.

Yeas — Allison; Anchia; Anderson; Bell, C.; Biedermann; Bonnen; Buckley; Bucy; Burrows; Button; Cain; Campos; Cason; Craddick; Cyrier; Dominguez; Dutton; Ellzey; Frank; Gates; Gervin-Hawkins; Goldman; Guillen;

Hefner; Holland; Huberty; Hull; Hunter; Jetton; Johnson, J.D.; King, P.; Klick; Krause; Landgraf; Larson; Leman; Metcalf; Middleton; Minjarez; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Raymond; Sanford; Schaefer; Schofield; Shaheen; Sherman; Slaton; Slawson; Spiller; Swanson; Talarico; Thierry; Tinderholt; Toth; Vasut; White; Wilson; Wu.

Nays — Allen; Ashby; Bailes; Beckley; Bell, K.; Bowers; Burns; Canales; Capriglione; Clardy; Cole; Collier; Cook; Crockett; Darby; Fierro; Geren; González, J.; González, M.; Goodwin; Guerra; Harless; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Kacal; King, T.; Kuempel; Lambert; Lopez; Martinez; Martinez Fischer; Meza; Morales, C.; Morales, E.; Morales Shaw; Neave; Ordaz Perez; Paddie; Perez; Ramos; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Shine; Smith; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle; Zwiener.

Present, not voting — Mr. Speaker; Lozano(C).

Absent, Excused — Moody; Price; Raney; Smithee.

Absent — Bernal; Coleman; Cortez; Davis; Dean; Deshotel; Frullo; Harris; Johnson, J.E.; King, K.; Leach; Longoria; Lucio; Meyer; Muñoz; Ortega; Pacheco; Stucky; Vo.

(Speaker in the chair)

The chair stated that **HB 3610**, as amended, passed by the above vote.

STATEMENT OF VOTE

When Record No. 913 was taken, I was in the house but away from my desk. I would have voted no.

Cortez

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for the remainder of today because of important business:

Coleman on motion of Herrero.

Longoria on motion of Guerra.

Lucio on motion of Guillen.

The following members were granted leaves of absence for the remainder of today because of important business in the district:

Davis on motion of Reynolds.

Muñoz on motion of Guerra.

Vo on motion of Bernal.

HB 3731 - NOTICE GIVEN

At 1:08 p.m., pursuant to the provisions of Rule 7, Section 37(c), of the House Rules, Representative Thierry gave notice that she would, in one hour, move to reconsider the vote by which **HB 3731** failed to pass by Record No. 906.

FIVE-DAY POSTING RULE SUSPENDED

Representative Thierry moved to suspend the five-day posting rule to allow the Committee on Ways and Means to consider **SB 1421** at 10 a.m. or upon final adjournment or recess or bill referral, if permission granted, Monday, May 10 in JHR 140.

The motion prevailed.

Representative Neave moved to suspend the five-day posting rule to allow the Committee on Juvenile Justice and Family Issues to consider **SB 1936** and **SB 2190** at 12 p.m. Monday, May 10 in E2.014.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

At 1:10 p.m., the following committee meeting was announced:

Culture, Recreation, and Tourism, scheduled to meet at 8 a.m. Monday, May 10, will convene at 11 a.m. Monday, May 10.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Ortega on motion of Anchia.

ADJOURNMENT

Representative Lambert moved that the house adjourn until 1 p.m. Monday, May 10 in memory of the Honorable Frank Wayne Calhoun of Taylor County.

The motion prevailed.

The house accordingly, at 1:11 p.m., adjourned until 1 p.m. Monday, May 10.

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 7

Appropriations - **HB 125, HJR 82**

Business and Industry - **SB 291, SB 1588**

Corrections - **HB 870, HB 2442, HB 4214**

County Affairs - **SB 390, SB 1343**

Criminal Jurisprudence - **HB 869, HB 2077, HB 2794, HB 2864, HB 3110, HB 3875, HB 4282, HB 4338**

Culture, Recreation, and Tourism - **HCR 101**, **HCR 103**, **SCR 7**, **SCR 9**, **SCR 11**, **SCR 26**

Defense and Veterans' Affairs - **SB 795**

Energy Resources - **HB 3576**

Higher Education - **HB 1624**

Human Services - **HB 1190**, **HB 4058**, **SB 383**, **SB 1103**, **SB 1138**, **SB 1829**

Insurance - **HB 980**, **HB 1854**, **HB 1907**, **HB 2134**, **HB 2250**, **HB 2269**, **HB 2665**, **HB 2738**, **HB 3028**

International Relations and Economic Development - **HB 3635**, **HB 3767**

Judiciary and Civil Jurisprudence - **HB 1837**, **HB 2393**, **HB 3611**

Juvenile Justice and Family Issues - **SB 285**, **SB 904**, **SB 907**, **SB 1578**

Land and Resource Management - **HB 4107**, **SB 157**, **SB 1987**, **SB 2145**, **SB 2146**, **SB 2147**, **SB 2163**, **SB 2171**, **SB 2172**, **SB 2174**, **SB 2180**, **SB 2197**, **SB 2205**, **SB 2207**, **SB 2208**, **SB 2217**, **SB 2219**

Natural Resources - **HB 2194**, **HB 3253**, **HB 3802**, **HB 3972**, **HB 4618**, **HB 4663**, **SB 2182**

Pensions, Investments, and Financial Services - **HB 1852**, **HB 4266**, **HB 4277**

Public Health - **HB 4015**

Transportation - **HB 554**, **HB 1507**, **HB 2435**, **HB 2933**, **HB 3531**, **HB 3533**, **HB 4201**, **HB 4539**

Urban Affairs - **HB 4328**

ENGROSSED

May 7 - HB 211, HB 359, HB 458, HB 546, HB 757, HB 764, HB 775, HB 913, HB 1069, HB 1237, HB 1423, HB 1501, HB 1676, HB 1753, HB 1900, HB 2149, HB 2281, HB 2331, HB 2485, HB 2525, HB 2556, HB 2633, HB 2728, HB 2911, HB 3073, HB 3107, HB 3418, HB 3459, HB 3482, HB 3626, HB 3662, HB 3669, HB 3774, HB 3927, HB 3963, HB 4066, HB 4272, HB 4294, HB 4437, HB 4612