

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
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VOLUME III

VOLUME III

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HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-FOURTH DAY — MONDAY, MAY 10, 2021

The house met at 1:13 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 914).

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; 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.

Absent, Excused — Raney.

Absent — Pacheco.

The invocation was offered by Representative E. Thompson as follows:

Our good and gracious God, we take solace in that you use imperfect people to do your work. Use us. Give us wisdom and discernment so that we may use our positions to help others. We serve the people. Remind us of that daily, Father, and allow us to forgive others. May we give grace as freely as you do. Allow us to be your hands and feet in order to carry out your work. Father, we thank you for food in a world where many walk in hunger, for faith in a world where many walk in fear, for friends in a world where many walk alone. We ask that you give us this day, Father. Bless us and keep your hand of protection on all the people of this great state. We ask all this in the name above all names. Amen.

The chair recognized Representative Fierro 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 and the remainder of the week because of illness:

Raney on motion of Harless.

(Murr in the chair)

HB 3731 - VOTE RECONSIDERED

Representative Deshotel moved to reconsider the vote by which **HB 3731** failed to pass by Record No. 906 on May 8.

The motion to reconsider prevailed.

HB 3731 ON THIRD READING

(by Dutton)

The chair laid before the house, on its third reading and final passage,

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 was read third time on May 8 and failed to pass by Record No. 906.

HB 3731 failed to pass by (Record 915): 59 Yeas, 82 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Cason; Cook; Craddick; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Hefner; Huberty; Hull; Hunter; Jetton; King, K.; King, P.; Klick; Kuempel; Landgraf; Larson; Leach; Leman; Meyer; Middleton; Morrison; Murphy; Noble; Oliverson; Parker; Patterson; Paul; Raymond; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Nays — Allen; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bernal; Bowers; Bucy; Burrows; Campos; Canales; Clardy; Cole; Coleman; Collier; Crockett; Cyrier; Darby; Davis; Dean; Fierro; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Lambert; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Paddie; Perez; Price; Ramos; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schaefer; Sherman; Shine; Smithee; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Raney.

Absent — Cortez; Gervin-Hawkins; Krause; Pacheco; Sanford; White.

STATEMENTS OF VOTE

When Record No. 915 was taken, I was shown voting no. I intended to vote yes.

Burrows

When Record No. 915 was taken, I was shown voting no. I intended to vote yes.

Cyrier

When Record No. 915 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 915 was taken, I was shown voting yes. I intended to vote present, not voting.

Dominguez

When Record No. 915 was taken, I was in the house but away from my desk. I would have voted yes.

Gervin-Hawkins

When Record No. 915 was taken, my vote failed to register. I would have voted yes.

Krause

When Record No. 915 was taken, my vote failed to register. I would have voted no.

Pacheco

When Record No. 915 was taken, I was in the house but away from my desk. I would have voted yes.

White

(Pacheco now present)

POSTPONED BUSINESS

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

CSHB 3276 ON SECOND READING

(by Parker, Cain, Schofield, Lozano, and Canales)

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, postponed until May 7, and was again postponed until 9 a.m. May 8.

Amendment No. 1

Representative Parker offered the following amendment to **CSHB 3276**:

Amend **CSHB 3276** (house committee printing) as follows:

(1) On page 1, line 7, at the beginning of the line, insert the following:

This section applies to:

(1) a primary election;

(2) the general election for state and county officers; and

(3) an election in which the county clerk serves as the early voting

clerk.

(b)

(2) On page 1, line 9, strike "ballots voted" and substitute "voted ballots".

(3) On page 1, lines 9 through 10, strike "polls close or the time the last voter has voted, whichever is later," and substitute "ballots are delivered to the general custodian of election records".

(4) On page 1, line 11, strike "video recorded is" and substitute "video recording shall be retained in the same manner as".

(5) On page 1, line 12, strike "66.002" and substitute "66.058".

(6) On page 1, line 13, strike "(b)" and substitute "(c)".

(7) On page 1, line 15, strike "Subsection (a)" and substitute "Subsection (b)".

(8) On page 1, strike lines 17 through 19.

(9) On page 1, line 20, strike "adopt rules" and substitute "prescribe procedures".

(10) Strike page 1, line 22 through page 2, line 4.

(11) Add the following SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 31.009, Election Code, is amended by amending Subsection (b) and adding Subsection (c) to read as follows:

(b) If state funds are made available to provide for the security of voted ballots under Section 65.016, the secretary of state shall administer and distribute the funds to counties as appropriate to most effectively facilitate the purpose for which the funds are made available.

(c) The secretary of state shall prescribe any necessary rules and take any appropriate action to implement this section.

SECTION ____. Subchapter A, Chapter 31, Election Code, is amended by adding Section 31.0112 to read as follows:

Sec. 31.0112. VIDEO RECORDING OF COUNTING LOCATIONS FUND. (a) The video recording of counting locations fund is an account in the general fund.

(b) The secretary of state shall establish a grant program to assist counties with the implementation of this section.

(c) If a federal program makes funding available to this state for the purpose of video recording of ballot counting locations, state funds appropriated under this section may be used to meet federal matching requirements under the federal program.

(d) The fund is exempt from the application of Section 403.095, Government Code.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Beckley offered the following amendment to **CSHB 3276**:

Amend **CSHB 3276** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. The governing body of a political subdivision 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 governing body may, but is not required to, implement a provision of this Act using other appropriations available for that purpose.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Clardy offered the following amendment to **CSHB 3276**:

Amend **CSHB 3276** (house committee printing) as follows:

(1) On page 1, lines 8 through 9, strike "all areas containing ballots voted" and substitute "the central counting station".

(2) On page 1, lines 9 through 10, strike "polls close or the time the last voter has voted, whichever is later," and substitute "ballots are delivered to the general custodian of election records".

(3) On page 1, strike lines 13 through 19 and substitute the following:

(b) The general custodian of election records shall maintain for each area recorded under Subsection (a) a log of all visitors to the recorded area.

(c) The log under Subsection (b) shall include for each visitor to the recorded area:

(1) the name of the visitor;

(2) the office, title, or duty of the visitor with respect to the election, if any;

(3) the time the visitor enters the area;

(4) the time the visitor leaves the area; and

(5) the purpose of the visitor's presence.

(4) On page 1, between lines 21 and 22, insert the following:

(e) This section does not apply to a county with a population of less than 100,000.

Amendment No. 3 failed of adoption.

Amendment No. 4

Representative Clardy offered the following amendment to **CSHB 3276**:

Amend **CSHB 3276** (house committee report) on page 1, between lines 21 and 22, by inserting the following:

(e) This section does not apply to a county with a population of less than 100,000.

Amendment No. 4 failed of adoption.

CSHB 3276, 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 was read second time on May 7 and was postponed until 9:45 a.m. today.

CSHB 1556 - POINT OF ORDER

Representative Slaton raised a point of order against further consideration of **CSHB 1556** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

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.

CSHB 1556 - (consideration continued)

Amendment No. 1

Representative Tinderholt offered the following amendment to **CSHB 1556**:

Amend **CSHB 1556** (house committee report) as follows:

- (1) Strike page 1, line 10, through page 5, line 14.
- (2) On page 5, line 20, strike "313.021(1)(F) or (G) [~~313.021(1)(E)~~]" and substitute "313.021(1)(F) [~~313.021(1)(E)~~]".
- (3) On page 5, line 25, strike "[~~and~~]" and substitute "and".
- (4) Strike page 6, lines 2 through 13, and substitute the following:
of the applicant's qualifying investment.
- (5) On page 10, line 13, strike "313.027(a-1), (f)," and substitute "313.027(f)".
- (6) Strike page 10, line 15, through page 11, line 3.
- (7) Renumber the SECTIONS of the bill accordingly.

(Speaker in the chair)

A record vote was requested by Representative Biedermann.

Amendment No. 1 was adopted by (Record 916): 81 Yeas, 61 Nays, 1 Present, not voting.

Yeas — Allen; Ashby; Beckley; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Davis; Dominguez; Ellzey; Frank; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Howard; Hull; Israel; Jetton; King, P.; Krause; Leach; Leman; Longoria; Lopez; Lucio; Martinez Fischer; Meza; Middleton; Minjarez; Morrison; Neave; Oliverson; Pacheco; Parker; Patterson; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Slaton; Stephenson; Swanson; Talarico; Tinderholt; Toth; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Allison; Anchia; Anderson; Bailes; Bell, K.; Burns; Burrows; Cyrier; Darby; Dean; Deshotel; Dutton; Fierro; Frullo; Geren; Goldman; Guerra; Guillen; Holland; Huberty; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Lozano; Martinez; Metcalf; Meyer; Moody; Murphy; Murr; Noble; Ordaz Perez; Ortega; Paddie; Paul; Perez; Price; Raymond; Rogers; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Bell, C.; Morales, C.; Morales, E.; Morales Shaw; Muñoz.

STATEMENTS OF VOTE

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

K. Bell

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 916 was taken, I was shown voting yes. I intended to vote no.

Button

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

Cyrier

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

Goldman

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

Holland

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

J.D. Johnson

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

Lambert

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

Landgraf

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

Metcalf

When Record No. 916 was taken, I was in the house but away from my desk. I would have voted no.

C. Morales

When Record No. 916 was taken, I was in the house but away from my desk. I would have voted no.

E. Morales

When Record No. 916 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 916 was taken, I was in the house but away from my desk. I would have voted yes.

Muñoz

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

Murr

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

Stucky

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

S. Thompson

When Record No. 916 was taken, I was shown voting no. I intended to vote yes.

VanDeaver

Amendment No. 2

Representative Rosenthal offered the following amendment to **CSHB 1556**:

Amend **CSHB 1556** (house committee printing) as follows:

(1) Strike page 4, lines 24 and 25, and substitute the following:

(b) create a number of [~~at least 25~~] new qualifying jobs equal to at least the amount computed by:

(1) subtracting from the market value of the owner's qualified property as described in the agreement between the owner and the school district entered into under this section the appraised value for school district maintenance and operations ad valorem tax purposes of the property;

(2) rounding the amount computed under Sub-sub-subparagraph (1) to the nearest \$1 million;

(3) dividing the amount computed under Sub-sub-subparagraph (2) by \$1 million; and

(4) multiplying the amount computed under Sub-sub-subparagraph (3) by 25;

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

SECTION ____ . Section 313.051(b), Tax Code is amended to read as follows:

(b) The governing body of a school district to which this subchapter applies may enter into an agreement in the same manner as a school district to which Subchapter B applies may do so under Subchapter B, subject to Sections 313.052-313.054. Except as otherwise provided by this subchapter, the provisions of Subchapter B apply to a school district to which this subchapter applies. For purposes of this subchapter, a property owner is required to create a number of [~~at least 10~~] new qualifying jobs as defined by Section 313.021(3) on the owner's qualified property equal to at least the amount computed by:

(1) subtracting from the market value of the owner's qualified property as described in the agreement between the owner and the school district entered into under this section the appraised value for school district maintenance and operations ad valorem tax purposes of the property;

(2) rounding the amount computed under Subdivision (1) to the nearest \$1 million;

(3) dividing the amount computed under Subdivision (2) by \$1 million;
and

(4) multiplying the amount computed under Subdivision (3) by 10.

Amendment No. 2 was withdrawn.

Amendment No. 3

Representative Rosenthal offered the following amendment to **CSHB 1556**:

Amend **CSHB 1556** (house committee printing) as follows:

(1) On page 1, line 10, strike "313.021(1) and (2)," and substitute "313.021(1), (2), and (3),".

(2) On page 5, between lines 14 and 15, insert the following:

(3) "Qualifying job" means a permanent full-time job that:

(A) requires at least 1,600 hours of work a year;

(B) is not transferred from one area in this state to another area in this state;

(C) is not created to replace a previous employee;

(D) is covered by a group health benefit plan for which the business offers to pay at least 80 percent of the premiums or other charges assessed for employee-only coverage under the plan, regardless of whether an employee may voluntarily waive the coverage; ~~and~~

(E) provides retirement benefits; and

(F) pays at least the greater of:

(i) 110 percent of the county average weekly wage for manufacturing jobs in the county where the job is located; or

(ii) the wage required by Section 313.024(d)(2)(A).

(G) ~~(F)~~ In determining whether a property owner has created the number of qualifying jobs required under this chapter, operations, services and other related jobs created in connection with the project, including those employed by third parties under contract, may satisfy the minimum qualifying jobs requirement for the project if the Texas Workforce Commission determines that the cumulative economic benefits to the state of these jobs is the same or greater than that associated with the minimum number of qualified jobs required to be created under this chapter. The Texas Workforce Commission may adopt rules to implement this subsection.

(3) On page 5, line 15, strike "Section 313.024(c), Tax Code, is" and substitute "Sections 313.024(c) and (d), Tax Code, are".

(4) On page 6, between lines 13 and 14, insert the following:

(d) To be eligible for a limitation on appraised value under this subchapter:

(1) ~~is~~ the property owner must create the required number of new qualifying jobs as defined by Section 313.021(3); and

(2) ~~each job [the average weekly wage for all jobs] created by the owner that is [are] not a qualifying job must:~~

(A) pay a wage equal to at least the greater of:

(i) \$15 per hour; or

(ii) the prevailing wage rate in the area for that type of job as determined by the United States Department of Labor in accordance with the Davis-Bacon Act (40 U.S.C Section 3141 et seq.), and its subsequent amendments; and

(B) provide health and retirement benefits [jobs must exceed the county average weekly wage for all jobs in the county where the jobs are located].

Amendment No. 3 was adopted.

Amendment No. 4

Representative Tinderholt offered the following amendment to **CSHB 1556**:

Amend **CSHB 1556** (house committee report) on page 5 by striking lines 15 and 16 and substituting the following:

SECTION 3. Section 313.024, Tax Code, is amended by adding Subsection (b-2) and amending Subsection (c) to read as follows:

(b-2) An entity that uses property for electric power generation is eligible for a limitation on appraised value under this subchapter only if the operator of the generation facility:

(1) pays all costs associated with interconnecting the facility; and

(2) commits to contract for replacement generating capacity to be made available to the relevant independent system operator from a source other than the facility during the highest 72 summer and winter load hours in an amount that is equal to at least 59 percent of the installed capacity of the facility.

Amendment No. 5

Representative Tinderholt offered the following amendment to Amendment No. 4:

Amend the floor amendment to **CSHB 1556** by Tinderholt by striking lines 10-14 and substituting the following:

(2) commits to generate, onsite or through a secured contract for replacement power, at least 59 percent of the installed capacity of the facility during the highest 72 summer and winter load hours.

Amendment No. 5 was adopted.

A record vote was requested by Representative Biedermann.

Amendment No. 4, as amended, failed of adoption by (Record 917): 35 Yeas, 109 Nays, 1 Present, not voting.

Yeas — Ashby; Bell, K.; Biedermann; Cain; Cason; Cook; Cyrier; Frank; Gates; Guillen; Hefner; Holland; Hull; Krause; Leach; Metcalf; Middleton; Morales Shaw; Noble; Oliverson; Patterson; Ramos; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Nays — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Harless; Harris; 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; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Raymond; Reynolds; Rodriguez;

Romero; Rose; Rosenthal; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Bell, C.; Campos; Coleman.

STATEMENTS OF VOTE

When Record No. 917 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 917 was taken, I was shown voting no. I intended to vote yes.

Landgraf

When Record No. 917 was taken, I was shown voting no. I intended to vote yes.

Murr

Amendment No. 6

Representative Rosenthal offered the following amendment to **CSHB 1556**:

Amend **CSHB 1556** (house committee printing) as follows:

(1) On page 5, line 15, strike "Section 313.024(c), Tax Code, is" and substitute "Sections 313.024(c) and (d), Tax Code, are".

(2) On page 6, between lines 13 and 14, insert the following:

(d) To be eligible for a limitation on appraised value under this subchapter:

(1) [;] the property owner must create the required number of new qualifying jobs as defined by Section 313.021(3);

(2) at least 50 percent of all new qualifying jobs as defined by Section 313.021(3) created by the owner must be filled by residents of a county in which the school district is located; and

(3) the average weekly wage for all jobs created by the owner that are not qualifying jobs must exceed the county average weekly wage for all jobs in the county where the jobs are located.

A record vote was requested by Representative Biedermann.

Amendment No. 6 was adopted by (Record 918): 86 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Anderson; Beckley; Bernal; Biedermann; Bowers; Bucy; Campos; Cason; Cole; Coleman; Collier; Cortez; Crockett; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Howard; Hull; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King,

T.; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Martinez; Martinez Fischer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Patterson; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Schofield; Shaheen; Sherman; Slaton; Stephenson; Swanson; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Allison; Anchia; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Clardy; Cook; Craddick; Cyrier; Darby; Frank; Frullo; Geren; Goldman; Harris; Huberty; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Lozano; Lucio; Metcalf; Meyer; Morrison; Murphy; Noble; Oliverson; Paddie; Parker; Paul; Perez; Price; Raymond; Rogers; Sanford; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Thompson, E.; Toth; VanDeaver; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Ellzey; Holland.

STATEMENTS OF VOTE

When Record No. 918 was taken, I was shown voting no. I intended to vote yes.

Ashby

When Record No. 918 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 918 was taken, my vote failed to register. I would have voted no.

Ellzey

When Record No. 918 was taken, I was in the house but away from my desk. I would have voted no.

Holland

When Record No. 918 was taken, I was shown voting no. I intended to vote yes.

Lambert

When Record No. 918 was taken, I was shown voting yes. I intended to vote no.

J. Turner

Amendment No. 7

Representative Tinderholt offered the following amendment to **CSHB 1556**:

Amend **CSHB 1556** (house committee report) on page 8, line 21, by striking "seven" and substituting "30 [~~seven~~]".

A record vote was requested by Representative Biedermann.

Amendment No. 7 was adopted by (Record 919): 134 Yeas, 1 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; 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; Guerra; Guillen; Harless; Harris; Hefner; 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; Leach; Leman; Longoria; Lopez; Lozano; 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; 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, J.; VanDeaver; Vasut; Vo; White; Wilson; Zwiener.

Nays — Meza.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Bucy; Campos; Coleman; Davis; Hernandez; Herrero; Larson; Lucio; Rose; Turner, C.; Walle; Wu.

STATEMENT OF VOTE

When Record No. 919 was taken, I was in the house but away from my desk. I would have voted no.

Rose

Amendment No. 8

Representative Martinez Fischer offered the following amendment to **CSHB 1556**:

Amend **CSHB 1556** (house committee report) as follows:

(1) On page 6, lines 15 and 16, strike "Subsection (a-2)" and substitute "Subsections (a-2) and (d-2)".

(2) On page 10, between lines 12 and 13, insert the following:

(d-2) The governing body of a school district that elects to approve an application under this subchapter may not approve the application unless the approval has first been submitted to the voters at an election held for that purpose and the voters authorize the approval.

Representative Murphy moved to postpone consideration of **CSHB 1556** until 10 a.m. Tuesday, June 1.

The motion prevailed.

SB 374 ON SECOND READING
(Shine - House Sponsor)

SB 374, A bill to be entitled An Act relating to municipal annexation of certain rights-of-way.

SB 374 was considered in lieu of **CSHB 1241**.

SB 374 was read second time.

Amendment No. 1

Representative Shine offered the following amendment to **SB 374**:

Amend **SB 374** (house committee printing) as follows:

(1) On page 1, lines 18 and 19, strike the following:

⋮

(1)

(2) On page 1, line 21, strike "(A)" and substitute "(1)".

(3) On page 1, line 23, strike "(B)" and substitute "(2)".

(4) On page 1, line 24, strike "or a right-of-way described by" and substitute an underlined period.

(5) On page 2, strike lines 1-4.

Amendment No. 1 was adopted.

SB 374, as amended, was passed to third reading. (Leach recorded voting no.)

CSHB 1241 - LAID ON THE TABLE SUBJECT TO CALL

Representative Shine moved to lay **CSHB 1241** on the table subject to call.

The motion prevailed.

CSHB 1418 ON SECOND READING
(by Leach, Gervin-Hawkins, Lucio, Holland, 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, postponed until May 3, and was again postponed until 10 a.m. today.

Representative Leach moved to postpone consideration of **CSHB 1418** until 10 a.m. Wednesday, May 12.

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, postponed until May 3, and was again postponed until 10 a.m. today.

Representative Leach moved to postpone consideration of **CSHB 2579** until 10 a.m. Wednesday, June 2.

The motion prevailed.

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.

CSHB 818 was read second time on May 3 and was postponed until 10 a.m. today.

Representative Cole moved to postpone consideration of **CSHB 818** until 10 a.m. tomorrow.

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.

HB 1776 was read second time on May 3 and was postponed until 10 a.m. today.

Representative K. Bell moved to postpone consideration of **HB 1776** until 3:25 p.m. today.

The motion prevailed.

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.

CSHB 3175 was read second time on May 6 and was postponed until 10 a.m. today.

Representative Morrison moved to postpone consideration of **CSHB 3175** until 10 a.m. tomorrow.

The motion prevailed.

SB 1225 ON SECOND READING
(Paddie, Raymond, and Canales - House Sponsors)

SB 1225, 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.

SB 1225 was considered in lieu of **HB 3627**.

SB 1225 was read second time.

SB 1225 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE HUNTER: For purpose of legislative intent, could you explain how you envision this particular bill working?

REPRESENTATIVE PADDIE: Yes, sir. Governmental entities that are unable to retrieve physical documents because of a catastrophe would be required to provide whatever information they are able to access electronically and follow up with any additional responsible physical documents once the catastrophe is over. If a governmental body has inaccessible information at their physical offices, say as a result of flooding or other catastrophe, the governmental body would be required to release that information as soon as practical after the office is opened or, if necessary, request a ruling from the OAG on the inaccessible information. In making that request, they will let the OAG know it was inaccessible.

HUNTER: Thank you. And would inaccessible information still be subject to the same deadlines as accessible information? In other words, would this bill prejudice a governmental body that is unable to get physically held information because its office flooded?

PADDIE: It is not the intention to prejudice the governmental body because they are closed for a catastrophic event. This bill simply limits the governmental body to indefinitely extend their catastrophe notice by giving them 14 days to recover from a catastrophe. If the office is closed for all purposes because of something like flooding and if people are working remotely, this bill requires them to produce electronic information while the physical office is closed. Once they are back in the office or if they need to, they can file a catastrophe notice so that no deadlines apply while they are recovering from the catastrophe. The point of that recovery is going to be to gather public information request documents.

SB 1225 was passed to third reading.

HB 3627 - LAID ON THE TABLE SUBJECT TO CALL

Representative Paddie moved to lay **HB 3627** on the table subject to call.

The motion prevailed.

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

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

CSHB 3 ON SECOND READING
(by Burrows)

CSHB 3, A bill to be entitled An Act relating to state and local government responses to a pandemic disaster, including the establishment of the Pandemic Disaster Legislative Oversight Committee.

Representative Burrows moved to postpone consideration of **CSHB 3** until 5 p.m. today.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Paddie moved to print remarks between Representative Hunter and Representative Paddie on **SB 1225**.

The motion prevailed.

CONSTITUTIONAL AMENDMENTS CALENDAR
HOUSE JOINT RESOLUTIONS
SECOND READING

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

CSHJR 72 ON SECOND READING
(by Leach, Parker, Noble, Slawson, et al.)

CSHJR 72, A joint resolution proposing a constitutional amendment to prohibit this state or a political subdivision of this state from prohibiting or limiting religious services of religious organizations.

Representative Leach moved to postpone consideration of **CSHJR 72** until 10 a.m. tomorrow.

The motion prevailed.

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

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

CSHB 1396 ON SECOND READING
(by White, et al.)

CSHB 1396, A bill to be entitled An Act relating to law enforcement agencies and policies and procedures affecting peace officers.

Representative White moved to postpone consideration of **CSHB 1396** until 10 a.m. Wednesday, May 12.

The motion prevailed.

CSHB 4387 ON SECOND READING
(by M. González, VanDeaver, Stucky, and Raney)

CSHB 4387, A bill to be entitled An Act relating to the establishment of the Texas Transfer Grant Pilot Program.

Representative Stucky moved to postpone consideration of **CSHB 4387** until 6 p.m. today.

The motion prevailed.

CSHB 1683 ON SECOND READING
(by Landgraf, Guillen, Ellzey, Toth, and E. Morales)

CSHB 1683, A bill to be entitled An Act relating to the enforcement of certain federal laws regulating oil and gas operations within the State of Texas.

Amendment No. 1

Representative Zwiener offered the following amendment to **CSHB 1683**:

Amend **CSHB 1683** (house committee printing) on page 1, between lines 21 and 22, by inserting the following appropriately lettered subsection:

() This section does not prohibit a state agency from entering into a memorandum of agreement with a federal agency to implement a federal law if otherwise authorized by state law, including a memorandum of agreement that authorizes the state agency to execute authority delegated to that state agency by the federal agency.

Amendment No. 1 was adopted.

CSHB 1683, as amended, was passed to engrossment.

(Capriglione now present)

HB 2656 ON SECOND READING
(by Moody)

HB 2656, A bill to be entitled An Act relating to licensing examinations for certain court interpreters.

HB 2656 was passed to engrossment.

CSHB 1810 ON SECOND READING
(by Capriglione)

CSHB 1810, A bill to be entitled An Act relating to maintenance and production of electronic public information under the public information law.

CSHB 1810 was passed to engrossment.

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.

CSHB 4146 ON SECOND READING
(by T. King, Cole, and Rodriguez)

CSHB 4146, A bill to be entitled An Act relating to a restriction on permits authorizing direct discharges of waste or pollutants into water in certain stream segments, stream assessment units, and drainage areas.

Amendment No. 1

Representative T. King offered the following amendment to **CSHB 4146**:

Amend **CSHB 4146** (house committee report) as follows:

(1) Strike page 2, line 20 through page 3, line 2 and substitute the following:

(c) The commission may not issue a new permit authorizing the direct discharge from a domestic wastewater treatment facility of any waste, effluent, or pollutants into a stream segment, stream assessment unit, or drainage area to which this section applies.

(2) On page 3, line 14, strike "or permit amendment".

(3) On page 3, lines 16-17, strike "or permit amendment".

(4) On page 3, line 6, between "discharge" and "of waste" insert "from a domestic wastewater treatment facility".

Amendment No. 1 was adopted.

Amendment No. 2

Representative C. Bell offered the following amendment to **CSHB 4146**:

Amend **CSHB 4146** (house committee report, page 3, between lines 8-9) by adding the following appropriately numbered subdivision and renumbering subsequent subdivisions accordingly:

() a new or amended permit to a public or private entity that authorizes a direct discharge of waste, effluent, or pollutants that:

(A) at a minimum, achieves the following level of effluent treatment:

(i) five milligrams per liter of biochemical oxygen demand, based on a 30-day average;

(ii) five milligrams per liter of total suspended solids, based on a 30-day average;

(iii) two milligrams per liter of ammonia nitrogen, based on a 30-day average;

(iv) 0.5 milligram per liter of phosphorus, based on a 30-day average; and

(B) meets more stringent levels of effluent treatment determined by the commission as necessary to protect receiving water quality on a case-by-case basis;

Amendment No. 2 was adopted. (The vote was reconsidered later today, and Amendment No. 2 failed of adoption by Record No. 923.)

CSHB 4146, as amended, was passed to engrossment. (Anderson recorded voting no.) (The vote was reconsidered later today, and **CSHB 4146**, as amended, passed by Record No. 924.)

HB 2926 ON SECOND READING
(by Parker, Krause, Minjarez, Talarico, et al.)

HB 2926, A bill to be entitled An Act relating to the reinstatement of the parent-child relationship with respect to a person whose parental rights have been involuntarily terminated.

Amendment No. 1

Representative Parker offered the following amendment to **HB 2926**:

Amend **HB 2926** (house committee report) as follows:

(1) On page 2, line 6, and page 4, line 27, between "rights" and the underlined semicolon, insert "and an appeal of the order is not pending".

(2) Strike "written" in each of the following places it appears:

(A) On page 2, line 8; and

(B) On page 5, line 2.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Cook offered the following amendment to **HB 2926**:

Amend **HB 2926** (house committee printing) as follows:

(1) On page 2, between lines 4 and 5, insert the following new subdivision:

(1) the termination of parental rights resulted from a suit filed by the department;

(2) On page 2, lines 5, 7, 8, and 10, renumber subsequent subdivisions of added Section 161.302(b), Family Code, and cross-references to those subdivisions accordingly.

Amendment No. 2 was adopted.

Amendment No. 3

Representatives Darby and Shine offered the following amendment to **HB 2926**:

Amend **HB 2926** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter C, Chapter 161, Family Code, is amended by adding Section 161.2081 to read as follows:

Sec. 161.2081. NOTICE OF TERMINATION FOR CERTAIN RELATIVES. Immediately after a court renders an order terminating the parent-child relationship in a suit filed by the Department of Family and Protective Services, the department shall notify each individual described by Section 102.006(c) who has been identified under Section 262.1095 that:

(1) the parent-child relationship has been terminated; and

(2) the individual has 90 days after the date the order is rendered to file an original suit or a suit for modification requesting managing conservatorship of the child in accordance with Section 102.006(c).

Amendment No. 3 was adopted.

A record vote was requested by Representative Slaton.

HB 2926, as amended, was passed to engrossment by (Record 920): 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; 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; Lucio; Martinez; Martinez Fischer; Metcalf; 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; 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 — Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Lozano; Meyer; Thierry.

STATEMENT OF VOTE

When Record No. 920 was taken, I was in the house but away from my desk. I would have voted yes.

Meyer

SB 1225 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Paddie moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 1225** all joint authors and co-authors for **HB 3627** who sign on to **HB 3627** before **SB 1225** passes the house on third reading.

The motion prevailed.

SB 1615 ON SECOND READING (VanDeaver and Bernal - House Sponsors)

SB 1615, A bill to be entitled An Act relating to the adult high school charter school program.

SB 1615 was considered in lieu of **HB 1942**.

SB 1615 was passed to third reading.

HB 1942 - LAID ON THE TABLE SUBJECT TO CALL

Representative VanDeaver moved to lay **HB 1942** on the table subject to call.

The motion prevailed.

**CSSB 286 ON SECOND READING
(Neave - House Sponsor)**

CSSB 286, A bill to be entitled An Act relating to suits affecting the parent-child relationship and child support, including the payment of spousal maintenance by an obligor ordered to pay child support and the disclaimer of a property interest by a child support obligor.

CSSB 286 was considered in lieu of **HB 2952**.

CSSB 286 was passed to third reading.

HB 2952 - LAID ON THE TABLE SUBJECT TO CALL

Representative Neave moved to lay **HB 2952** on the table subject to call.

The motion prevailed.

**HB 1664 ON SECOND READING
(by White and Guillen)**

HB 1664, A bill to be entitled An Act relating to the reinstatement of eligibility for medical assistance of certain children placed in juvenile facilities.

HB 1664 was passed to engrossment.

**CSHB 692 ON SECOND READING
(by Shine, K. Bell, Darby, C. Bell, et al.)**

CSHB 692, A bill to be entitled An Act relating to retainage requirements for certain public works construction projects.

Amendment No. 1

Representative Darby offered the following amendment to **CSHB 692**:

Amend **CSHB 692** (house committee printing) as follows:

(1) On page 2, line 17, between "the" and "contract", insert "work required to be performed under the".

(2) Strike page 2, lines 18 through 24, and substitute the following:

(b) Except as provided by Subsection (i):

(1) if the total value of a public works contract is less than \$5 million, a governmental entity may not withhold retainage in an amount that exceeds 10 percent of the contract price and the rate of retainage may not exceed 10 percent for any item in a bid schedule or schedule of values for the project, including materials and equipment delivered on site to be installed;

(2) if the total value of a public works contract is \$5 million or more, a governmental entity may not withhold retainage in an amount that exceeds five percent of the contract price and the rate of retainage may not exceed five percent for any item in a bid schedule or schedule of values for the project, including materials and equipment delivered on site to be installed; and

(3) if a public works contract relates to the construction or maintenance of a dam, as that term is defined by Section 423.0045, regardless of the total value of the contract, a governmental entity may not withhold retainage in an amount that exceeds 10 percent of the contract price and the rate of retainage may not exceed 10 percent for any item in a bid schedule or schedule of values for the project, including materials and equipment delivered on site to be installed.

(3) On page 3, line 4, strike "contract described by Subsection (b)" and substitute "public works contract".

(4) On page 3, line 7, strike "than the percentage" and substitute "than the percentage that may be".

(5) On page 3, line 9, strike "Subsection (b)" and substitute "the contract".

(6) On page 3, line 16, between "the" and "contract", insert "work required to be performed under the".

(7) On page 3, line 19, between "the" and "contract", insert "work required to be performed under the".

(8) Strike page 4, lines 1 through 4, and substitute the following:
contractor, or by a person under the direction or control of the prime contractor, failed to comply with the express terms of the contract or if the surety on any outstanding surety bond executed for the contract does not agree to the release of retainage. The governmental entity must provide to the prime contractor written notice of the basis on which the governmental entity is withholding retainage under this subsection. If there is no bona fide dispute between

(9) Strike page 4, lines 13 through 18, and substitute the following:

(g) A governmental entity is not required to accept a prime contractor's offer of compensation under Subsection (f)(2).

(h) Subsection (f) may not be construed to limit either the governmental entity's or prime contractor's right to pursue any remedy available under the express terms of the public works contract or other applicable law.

(10) On page 4, line 19, strike "(h)" and substitute "(i)".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Howard offered the following amendment to **CSHB 692**:

Amend **CSHB 692** (house committee printing) on page 5, between lines 3 and 4, by inserting the following appropriately lettered subsection:

() This section may not be construed as affecting a governmental entity's ability to retain certain amounts due under a contract as required by Chapter 2258.

Amendment No. 2 was adopted.

A record vote was requested by Representative Israel.

CSHB 692, as amended, was passed to engrossment by (Record 921): 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; 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; 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; 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; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Hernandez; Perez; Vasut.

STATEMENTS OF VOTE

When Record No. 921 was taken, I was in the house but away from my desk. I would have voted yes.

Perez

When Record No. 921 was taken, my vote failed to register. I would have voted yes.

Vasut

**HB 854 ON SECOND READING
(by Burns)**

HB 854, A bill to be entitled An Act relating to the punishment for the offense of unlawfully carrying a handgun by a license holder.

HB 854 was passed to engrossment.

(Goldman in the chair)

POSTPONED BUSINESS

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

SB 1776 ON SECOND READING**(K. Bell, Allison, Toth, Harris, et al. - House Sponsors)**

SB 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.

SB 1776 was considered in lieu of **HB 1776**.

SB 1776 was read second time.

Amendment No. 1

Representative K. Bell offered the following amendment to **SB 1776**:

Amend **SB 1776** (house committee report) on page 4, between lines 12 and 13, by inserting the following appropriately lettered subsection:

() If, for a particular semester, fewer than 15 students at a high school campus of a school district or open-enrollment charter school register to enroll in a course required by this section, the district or school is not required to offer the course at that campus for that semester.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Oliverson offered the following amendment to **SB 1776**:

Amend **SB 1776** (house committee report) by striking SECTION 1 and substituting the following:

SECTION 1. Section 1.004, Education Code, is amended to read as follows:

Sec. 1.004. DISPLAY OF NATIONAL MOTTO AND FOUNDING DOCUMENTS BY PUBLIC ELEMENTARY OR SECONDARY SCHOOLS.

(a) In this Section, "founding documents of the United States" means the:

(1) United States Declaration of Independence;

(2) United States Constitution; and,

(3) essays 10 and 57 of the Federalist Papers.

(b) A public elementary or secondary school must ~~[or an institution of higher education as defined by Section 61.003 may]~~ display in a conspicuous place in each building of the school a durable poster or framed copy of the United States national motto, "In God We Trust," and the founding documents of the United States if the poster or copy is:

(1) donated for display at the school; or

(2) purchased from private donation and made available to the school ~~[in each classroom, auditorium, and cafeteria].~~

(c) A public elementary or secondary school may accept and use private donations for the purposes of Subsection (b).

Amendment No. 2 was adopted.

Amendment No. 3

Representative Vasut offered the following amendment to **SB 1776**:

Amend **SB 1776** (house committee report) as follows:

(1) On page 3, line 27 through page 4, line 1, strike "the posting of founding documents under Section 11.172" and substitute "the posting of the documents under Section 1.004"

Amendment No. 3 was adopted.

Amendment No. 4

Representative J.D. Johnson offered the following amendment to **SB 1776**:

Amend **SB 1776** (house committee report) on page 4, at the end of line 8, by inserting the following:

The State Board of Education shall by rule identify the essential knowledge and skills for the course.

Amendment No. 4 was adopted.

Amendment No. 5

Representative Slaton offered the following amendment to **SB 1776**:

Amend **SB 1776** (house committee report) on page 4, line 11, between "Constitution" and the underlined comma, by inserting "including the Tenth Amendment".

Amendment No. 5 was adopted.

Amendment No. 6

Representative Crockett offered the following amendment to **SB 1776**:

Amend **SB 1776** (house committee printing) on page 4, line 12, between "States" and the underlined period, by inserting: , including a discussion of the reason behind the 3/5 compromise in the U.S. Constitution.

Amendment No. 6 was adopted.

Amendment No. 7

Representative Zwiener offered the following amendment to **SB 1776**:

Amend **SB 1776** (house committee report) on page 4, line 12, between "States" and the underlined period, by inserting ", including the peaceful transfer of power".

Amendment No. 7 was adopted.

SB 1776, as amended, was passed to third reading.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Klick requested permission for the Committee on Public Health to meet while the house is in session, at 5 p.m. today, in 1W.14, to consider pending and referred business.

Permission to meet was granted.

HB 1776 - LAID ON THE TABLE SUBJECT TO CALL

Representative K. Bell moved to lay **HB 1776** on the table subject to call.

The motion prevailed.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today because of important business:

Hunter on motion of Lozano.

CSHB 2242 ON SECOND READING

(by Patterson)

CSHB 2242, A bill to be entitled An Act relating to illness or injury leave of absence for county and municipal firefighters and police officers.

Amendment No. 1

Representative Patterson offered the following amendment to **CSHB 2242**:

Amend **CSHB 2242** (house committee printing) as follows:

(1) On page 1, line 8, strike "AND POLICE OFFICERS" and substitute "POLICE OFFICERS, AND EMERGENCY MEDICAL SERVICES PERSONNEL".

(2) On page 1, between lines 9 and 10, add the following appropriately numbered subdivision and renumber subsequent subdivisions and cross-references accordingly:

() "Emergency medical services personnel" has the meaning assigned by Section 773.003, Health and Safety Code.

(3) Strike "or police officer" each time it appears (page 2, lines 3, 16, 18-19, 23, and 26, and page 3, lines 5, 9, 13, 15, and 16) and substitute "police officer, or emergency medical services personnel".

(4) On page 2, lines 10-11, strike "or police officer's" and substitute "police officer's, or emergency medical services personnel's".

Amendment No. 1 was adopted.

CSHB 2242, as amended, was passed to engrossment.

CSHB 4012 ON SECOND READING

(by Bonnen)

CSHB 4012, A bill to be entitled An Act relating to disclosures by certain health benefit plans to enrollees regarding certain preauthorized medical care and health care services.

Amendment No. 1

On behalf of Representative Bonnen, Representative Oliverson offered the following amendment to **CSHB 4012**:

Amend **CSHB 4012** (house committee report) as follows:

(1) On page 1, line 8, strike "DISCLOSURES CONCERNING" and substitute "EXPLANATION OF BENEFITS FOR".

(2) On page 1, strike lines 12 through 14, and renumber the subsequent subdivisions of the subsection accordingly.

(3) On page 1, between lines 23 and 24, insert the following:

(b) This section does not apply to coverage under:

(1) the child health plan program under Chapter 62, Health and Safety Code, or the health benefits plan for children under Chapter 63, Health and Safety Code; or

(2) the state Medicaid program, including a Medicaid managed care program operated under Chapter 533, Government Code.

(4) On page 1, line 24, strike "(b)" and substitute "(c)".

(5) On page 2, line 1, strike "a disclosure" and substitute "an explanation of benefits".

(6) Strike page 2, line 8, through page 3, line 19.

(7) On page 3, line 22, strike "DISCLOSURES CONCERNING" and substitute "EXPLANATION OF BENEFITS FOR".

(8) Strike page 3, line 26, through page 4, line 2, and renumber the subsequent subdivision of the subsection accordingly.

(9) On page 4, line 11, strike "a disclosure" and substitute "an explanation of benefits".

(10) Strike page 4, line 18, through page 6, line 1.

Amendment No. 1 was adopted.

CSHB 4012, as amended, was passed to engrossment. (K. Bell, Darby, Geren, Lambert, and Shine recorded voting no.)

CSHB 3081 ON SECOND READING
(by Krause, Bailes, Martinez, and Noble)

CSHB 3081, A bill to be entitled An Act relating to the issuance of digital tags for the taking of certain animals.

CSHB 3081 was passed to engrossment.

CSHB 4018 ON SECOND READING
(by Capriglione, Guillen, Frank, Shaheen, and E. Morales)

CSHB 4018, A bill to be entitled An Act relating to legislative oversight and funding of improvement and modernization projects for state agency information resources.

Representative T. King moved to postpone consideration of **CSHB 4018** until 8 p.m. today.

The motion prevailed.

CSHB 4210 ON SECOND READING
(by Paul)

CSHB 4210, A bill to be entitled An Act relating to the authority of entities regulated by the Texas Department of Insurance to conduct business electronically.

Amendment No. 1

Representative Paul offered the following amendment to **CSHB 4210**:

Amend **CSHB 4210** (house committee report) on page 4, lines 7 and 8, by striking "Section 35.003, Insurance Code, as amended by this Act, applies" and substituting "Sections 35.003 and 35.004, Insurance Code, as amended by this Act, apply".

Amendment No. 1 was adopted.

Amendment No. 2

On behalf of Representative Lucio, Representative Guillen offered the following amendment to **CSHB 4210**:

Amend **CSHB 4210** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 35.001, Insurance Code, is amended by adding Subdivision (4-a) to read as follows:

(4-a) "Plan sponsor" means a person, other than a regulated entity, who establishes, adopts, or maintains a health benefit plan, including a vision or dental benefit plan, that covers residents of this state, including a plan established, adopted, or maintained by an employer or jointly by an employer and one or more employee organizations, an association, a committee, a joint board of trustees, or any similar group of representatives who establish, adopt, or maintain a plan.

SECTION _____. Chapter 35, Insurance Code, is amended by adding Section 35.0041 to read as follows:

Sec. 35.0041. CONSENT TO ELECTRONIC DELIVERY BY PLAN SPONSOR. (a) The plan sponsor of a health benefit plan, including a vision or dental benefit plan, may, on behalf of a party enrolled in the plan, give the consent required by Section 35.004(c)(1).

(b) Before consenting on behalf of a party, a plan sponsor must:

(1) provide the party with the statements required by Sections 35.004(c)(2) and (c)(3)(A);

(2) confirm that the party routinely uses electronic communications during the normal course of employment; and

(3) provide the party an opportunity to opt out of delivery by electronic means.

SECTION _____. Section 35.0041, Insurance Code, as added by this Act, applies only to a health benefit plan delivered, issued for delivery, or renewed on or after January 1, 2022.

Amendment No. 2 was adopted.

CSHB 4210, as amended, was passed to engrossment.

CSHB 3115 ON SECOND READING**(by Shine)**

CSHB 3115, A bill to be entitled An Act relating to the release of a judgment lien on homestead property.

Amendment No. 1

Representative Shine offered the following amendment to **CSHB 3115**:

Amend **CSHB 3115** (house committee report) as follows:

(1) On page 2, line 6, between "Subsection (b)" and the underlined comma, insert "and a contradicting affidavit is not filed under Subsection (e)".

(2) On page 2, line 9, between "on" and "the", insert "the 31st day after".

(3) On page 8, line 3, strike "abstract of judgment lien recorded and indexed" and substitute "affidavit filed under Section 52.0012(b), Property Code, as amended by this Act".

(4) On page 8, lines 4 and 5, strike "abstract of judgment lien that is recorded and indexed" and substitute "affidavit filed under Section 52.0012(b), Property Code, as amended by this Act".

Amendment No. 1 was adopted.

CSHB 3115, as amended, was passed to engrossment.

CSHB 3485 ON SECOND READING**(by Goodwin)**

CSHB 3485, A bill to be entitled An Act relating to information reported through the Public Education Information Management System and to parents regarding disciplinary measures used by a school district.

Amendment No. 1

Representative Wu offered the following amendment to **CSHB 3485**:

Amend **CSHB 3485** (house committee report) as follows:

(1) On page 2, line 16, strike "and status as receiving special education services" and substitute "status as receiving special education services, and status as being in the conservatorship of the Department of Family and Protective Services".

(2) On page 3, between lines 7 and 8, insert the following appropriately numbered subdivision and renumber subsequent subdivisions accordingly:

() citations for Class C misdemeanors;

Amendment No. 1 was adopted.

CSHB 3485, as amended, was passed to engrossment.

**SB 1776 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative K. Bell moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 1776** all joint authors and co-authors for **HB 1776** who sign on to **HB 1776** before **SB 1776** passes the house on third reading.

The motion prevailed.

CSHB 2912 ON SECOND READING**(by Vasut, Jetton, White, et al.)**

CSHB 2912, A bill to be entitled An Act relating to a violation of the Texas Residential Property Owners Protection Act or a dedicatory instrument by a board member of a property owners' association.

Amendment No. 1

Representative Vasut offered the following amendment to **CSHB 2912**:

Amend **CSHB 2912** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering other SECTIONS of the bill accordingly:

SECTION _____. Chapter 209, Property Code, is amended by adding Section 209.00595 to read as follows:

Sec. 209.00595. RECALL OF BOARD MEMBERS. (a) Members of a property owners' association may require a meeting of the property owners' association for purposes of recalling a director pursuant to Section 22.155(3), Business Organizations Code.

(b) At a special meeting called pursuant to Subsection (a), a director of a property owners' association may be recalled and removed from office under any procedure provided for by Section 22.211, Business Organizations Code.

SECTION _____. Section 209.00595, Property Code, as added by this Act, applies only to an action brought on or after the effective date of this Act. An action brought before the effective date of this Act is governed by the law in effect at that time.

Amendment No. 1 was adopted.

CSHB 2912, as amended, was passed to engrossment.

CSHB 2998 ON SECOND READING**(by Smith)**

CSHB 2998, A bill to be entitled An Act relating to the requirement that certain business entities obtain a license from the Texas Real Estate Commission.

CSHB 2998 was passed to engrossment.

CSHB 3920 ON SECOND READING**(by Dean and Thierry)**

CSHB 3920, A bill to be entitled An Act relating to an application to vote early by mail on the grounds of disability or confinement for child birth.

Representative Dean moved to postpone consideration of **CSHB 3920** until 6:15 p.m. today.

The motion prevailed.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Leach requested permission for the Committee on Judiciary and Civil Jurisprudence to meet while the house is in session, at 5:30 p.m. today, in 3W.15, to consider pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

At 4:56 p.m., the following committee meeting was announced:

Judiciary and Civil Jurisprudence, 5:30 p.m. today, 3W.15, for a formal meeting, to consider pending business.

**HB 3838 ON SECOND READING
(by Dominguez)**

HB 3838, A bill to be entitled An Act relating to the display of emergency and other notices by a governmental entity on the entity's Internet website.

HB 3838 was passed to engrossment.

**CSHB 316 ON SECOND READING
(by Buckley, Harris, Smith, Rogers, M. González, et al.)**

CSHB 316, A bill to be entitled An Act relating to the advertising and labeling of certain food products.

Amendment No. 1

Representative Biedermann offered the following amendment to **CSHB 316**:

Amend **CSHB 316** (house committee printing) in SECTION 2 of the bill as follows:

- (1) In proposed Section 433.005(a)(13), Health and Safety Code (page 6, lines 11-12), strike "of uniform size immediately before the name of the product".
- (2) In proposed Section 433.005(a)(14), Health and Safety Code (page 6, lines 21-22), strike "of uniform size immediately before the name of the product".

Amendment No. 1 was withdrawn.

CSHB 316 was passed to engrossment.

CSHB 4146 - VOTE RECONSIDERED

Representative T. King moved to reconsider the vote by which **CSHB 4146**, as amended, was passed to engrossment.

The motion to reconsider prevailed.

**CSHB 4146 ON SECOND READING
(by T. King, Cole, and Rodriguez)**

The chair laid before the house, on its second reading and passage to engrossment,

CSHB 4146, A bill to be entitled An Act relating to a restriction on permits authorizing direct discharges of waste or pollutants into water in certain stream segments, stream assessment units, and drainage areas.

CSHB 4146 was read second time earlier today and was passed to engrossment, as amended.

Amendment No. 2 - Vote Reconsidered

Representative T. King moved to reconsider the vote by which Amendment No. 2 was adopted.

The motion to reconsider prevailed by (Record 922): 73 Yeas, 66 Nays, 3 Present, not voting.

Yeas — Allen; Anchia; Ashby; Beckley; Bernal; Biedermann; Bowers; Bucy; Burrows; Cain; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Lambert; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Perez; Ramos; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Button; Canales; Cason; Cook; Dean; Ellzey; Frank; Frullo; Gates; Gervin-Hawkins; Harless; Harris; Hefner; Holland; Hull; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Minjarez; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Reynolds; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

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

Absent, Excused — Hunter; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Campos; Huberty; Morales, E.; Morales Shaw; Pacheco.

STATEMENTS OF VOTE

When Record No. 922 was taken, I was in the house but away from my desk. I would have voted yes.

E. Morales

When Record No. 922 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

(Speaker in the chair)

A record vote was requested by Representative Vasut.

Amendment No. 2 failed of adoption by (Record 923): 67 Yeas, 75 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Burrows; Button; Cain; Canales; Cason; Cook; Craddick; Dean; Dutton; Frank; Frullo; Gervin-Hawkins; Harless; Hefner; Hull; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Lozano; Metcalf; Meyer; Middleton; Minjarez; Morrison; Murphy; 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; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Campos; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Cyrier; Davis; Deshotel; Fierro; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Landgraf; Leman; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Smithee; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Hunter; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Darby; Dominguez; Ellzey; Gates.

STATEMENTS OF VOTE

When Record No. 923 was taken, I was shown voting yes. I intended to vote no.

Allison

When Record No. 923 was taken, my vote failed to register. I would have voted yes.

Ellzey

A record vote was requested by Representative C. Bell.

The vote of the house was taken on passage to engrossment of **CSHB 4146** and the vote was announced yeas 75, nays 70.

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 924): 72 Yeas, 69 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Biedermann; Bowers; Bucy; Campos; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Landgraf; Leman; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.;

Morales Shaw; Muñoz; Murr; Neave; Ordaz Perez; Ortega; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Slaton; Smithee; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Cason; Clardy; Cook; Dean; Ellzey; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; Harless; Harris; Hefner; Holland; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Lozano; Metcalf; Meyer; Middleton; Minjarez; Murphy; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Hunter; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Coleman; Huberty; Longoria; Morrison; Perez.

The chair stated that **CSHB 4146**, as amended, passed to engrossment by the above vote.

STATEMENTS OF VOTE

When Record No. 924 was taken, I was shown voting no. I intended to vote yes.

Allison

When Record No. 924 was taken, I was shown voting yes. I intended to vote no.

Hull

When Record No. 924 was taken, I was shown voting no. I intended to vote yes.

Meyer

When Record No. 924 was taken, I was in the house but away from my desk. I would have voted yes.

Perez

When Record No. 924 was taken, I was shown voting yes. I intended to vote no.

Slaton

POSTPONED BUSINESS

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

CSHB 3 ON SECOND READING
(by Burrows)

CSHB 3, A bill to be entitled An Act relating to state and local government responses to a pandemic disaster, including the establishment of the Pandemic Disaster Legislative Oversight Committee.

CSHB 3 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Burrows offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) as follows:

(1) On page 7, line 27, immediately following the underlined semicolon, strike "or".

(2) On page 8, line 2, between "vaccination" and the underlined period, insert the following:

; or

(13) create any new legal duty for a negligence claim or a new cause of action.

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Burrows, Raymond, Middleton, Metcalf, Vasut, and Wilson offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) as follows:

(1) On page 11, line 25, between "(c)" and "and", insert ", (c-1),".

(2) On page 12, between lines 20 and 21, insert the following:

(c-1) a state of pandemic disaster renewed by the governor under Subsection (c) may not continue for more than 120 days unless the governor during that period issues:

(1) a proclamation convening the legislature in special session that begins during that period to consider whether to modify or terminate the executive order or proclamation; or

(2) if the legislature is convened in regular or special session, a message to the legislature requesting the legislature's consideration of whether to modify or terminate the executive order or proclamation.

Amendment No. 2 was adopted.

Amendment No. 3

Representatives Burrows and Rose offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 61.003(6), Education Code, is amended to read as follows:

(6) "Other agency of higher education" means The University of Texas System, System Administration; The University of Texas at El Paso Museum; Texas Epidemic Public Health Institute at The University of Texas Health Science Center at Houston; The Texas A&M University System, Administrative and General Offices; Texas A&M AgriLife Research; Texas A&M AgriLife Extension Service; Rodent and Predatory Animal Control Service (a part of the Texas A&M AgriLife Extension Service); Texas A&M Engineering Experiment Station (including the Texas A&M Transportation Institute); Texas A&M Engineering Extension Service; Texas A&M Forest Service; Texas Division of Emergency Management; Texas Tech University Museum; Texas State University System, System Administration; Sam Houston Memorial Museum; Panhandle-Plains Historical Museum; Cotton Research Committee of Texas; Texas Water Resources Institute; Texas A&M Veterinary Medical Diagnostic Laboratory; and any other unit, division, institution, or agency which shall be so designated by statute or which may be established to operate as a component part of any public senior college or university, or which may be so classified as provided in this chapter.

SECTION ____ Chapter 75, Education Code, is amended by adding Subchapter D to read as follows:

SUBCHAPTER D. TEXAS EPIDEMIC PUBLIC HEALTH INSTITUTE

Sec. 75.301. DEFINITIONS. In this subchapter:

(1) "Board" means the board of regents of The University of Texas System.

(2) "Health science center" means The University of Texas Health Science Center at Houston.

(3) "Institute" means the Texas Epidemic Public Health Institute.

Sec. 75.302. ESTABLISHMENT. The board shall establish and maintain the Texas Epidemic Public Health Institute at the health science center.

Sec. 75.303. ROLE AND SCOPE. The institute shall establish and maintain a public health reserve network of public health professionals, community health workers, state and local public health agencies, health care organizations, universities throughout the state, and other relevant entities and persons for the purpose of coordinating efforts to:

(1) protect public health in this state; and

(2) support pandemic and epidemic disaster preparedness and response components of the state emergency management plan required by Section 418.042, Government Code.

Sec. 75.304. ADMINISTRATION. (a) The administration of the institute is under the direction of the chancellor of The University of Texas System and the board through the president of the health science center.

(b) The Department of State Health Services shall provide the institute with access to relevant and timely data necessary for the institute to perform its duties.

Sec. 75.305. GIFTS, GRANTS, AND DONATIONS. The institute may accept gifts, grants, and donations from any source for the purposes of the institute.

Sec. 75.306. INDEPENDENT FINANCIAL AUDIT FOR REVIEW BY COMPTROLLER. (a) The institute biennially shall commission an independent financial audit of its activities from a certified public accounting firm. The institute shall provide the audit to the comptroller.

(b) The comptroller shall review and evaluate the audit and biennially issue a public report of that review.

Sec. 75.307. APPROPRIATION CONTINGENCY. The board is required to implement a provision of this subchapter only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the board may, but is not required to, implement the provision using other money available to the board for that purpose.

SECTION _____. Section 418.042(a), Government Code, is amended to read as follows:

(a) The division shall prepare and keep current a comprehensive state emergency management plan. The plan may include:

- (1) provisions for prevention and minimization of injury and damage caused by disaster;
- (2) provisions for prompt and effective response to disaster;
- (3) provisions for emergency relief;
- (4) provisions for energy emergencies;
- (5) identification of areas particularly vulnerable to disasters;
- (6) recommendations for zoning, building restrictions, and other land-use controls, safety measures for securing mobile homes or other nonpermanent or semipermanent structures, and other preventive and preparedness measures designed to eliminate or reduce disasters or their impact;
- (7) provisions for assistance to local officials in designing local emergency management plans;
- (8) authorization and procedures for the erection or other construction of temporary works designed to protect against or mitigate danger, damage, or loss from flood, fire, or other disaster;
- (9) preparation and distribution to the appropriate state and local officials of state catalogs of federal, state, and private assistance programs;
- (10) organization of manpower and channels of assistance;
- (11) coordination of federal, state, and local emergency management activities;
- (12) coordination of the state emergency management plan with the emergency management plans of the federal government;
- (13) coordination of federal and state energy emergency plans;
- (14) provisions for providing information to local officials on activation of the Emergency Alert System established under 47 C.F.R. Part 11;
- (15) a database of public facilities that may be used under Section 418.017 to shelter individuals during a disaster, including air-conditioned facilities for shelter during an extreme heat disaster and fortified structures for shelter during a wind disaster;
- (16) provisions for quickly replenishing the food supplies of area food banks or food pantries following a disaster; ~~and~~

- (17) provisions for protecting public health; and
- (18) other necessary matters relating to disasters.

Amendment No. 4

Representative Howard offered the following amendment to Amendment No. 3:

Amend Amendment No. 3 by Burrows to **CSHB 3** as follows:

- (1) On page 2, line 19, strike "and".
- (2) On page 2, line 22, between "Code" and the underlined period, by inserting the following:
; and
- (3) advise and make recommendations to the Pandemic Disaster Legislative Oversight Committee established under Chapter 329, Government Code

Amendment No. 4 was adopted.

Amendment No. 3, as amended, was adopted.

Amendment No. 5

Representative Martinez Fischer offered the following amendment to **CSHB 3**:

Amend **CSHB 3**, on page 2, between lines 15 and 16, by inserting the following:

(c) Notwithstanding Subsection (b), any member of the senate or house of representatives may submit a written request to the joint chairs of the committee to serve as a member of the committee. On receipt of that request by the joint chairs, the member of the legislature becomes a member of the committee.

(Hunter now present)

Amendment No. 5 was withdrawn.

Amendment No. 6

Representative Lucio offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) as follows:

- (1) On page 6, line 20, between "governor" and "to", insert "or the presiding officer of the governing body of a political subdivision".
- (2) On page 8, line 3, between "LAW." and "The", insert "(a)".
- (3) On page 8, between lines 9 and 10, insert the following:
(5) Section 418.108;
- (4) Renumber the subdivisions of added Section 418A.005, Government Code, appropriately (page 8, lines 10-14).
- (5) On page 8, between lines 15 and 16, insert the following:
(b) Notwithstanding Subsection (a)(5), the provisions of Section 418.108 apply to state of pandemic disaster declared under this chapter only to the extent the local declaration is issued for the purposes of applying for, administering, or spending a grant, gift, or payment in aid of pandemic disaster mitigation, preparedness, response, or recovery.

Amendment No. 6 was adopted.

Amendment No. 7

Representatives Hefner, White, Toth, and Oliverson offered the following amendment to **CSHB 3**:

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

(1) On page 8, between lines 2 and 3, insert the following:

Sec. 418A.0045. LIMITATIONS ON MEDICAL PROCEDURES. (a) In this section, "nonelective medical procedure" means a medical procedure, including a surgery, a physical exam, a diagnostic test, a screening, the performance of a laboratory test, and the collection of a specimen to perform a laboratory test, that if not performed within a reasonable time may, as determined in good faith by a patient's physician, result in:

(1) the patient's loss of life; or

(2) a deterioration, complication, or progression of the patient's current or potential medical condition or disorder, including a physical condition or mental disorder.

(b) The governor during a declared state of pandemic disaster may not issue an executive order, proclamation, or regulation that limits or prohibits a nonelective medical procedure.

(c) The governor during a declared state of pandemic disaster may issue an executive order, proclamation, or regulation imposing a temporary limitation or prohibition on a medical procedure other than a nonelective medical procedure only if the limitation or prohibition is reasonably necessary to conserve resources for nonelective medical procedures or resources needed for disaster response. An executive order, proclamation, or regulation issued under this subsection may not continue for more than 15 days unless renewed by the governor.

(d) A person subject to an executive order, proclamation, or regulation issued under this section who in good faith acts or fails to act in accordance with that order, proclamation, or regulation is not civilly or criminally liable and is not subject to disciplinary action for that act or failure to act.

(e) The immunity provided by Subsection (d) is in addition to any other immunity or limitation of liability provided by law.

(f) Notwithstanding any other law, this section does not create a civil, criminal, or administrative cause of action or liability or create a standard of care, obligation, or duty that provides the basis for a cause of action for an act or omission under this section.

(2) On page 10, line 10, immediately following the underlined semicolon, insert "or".

(3) On page 10, line 11, strike "; or" and substitute an underlined period.

(4) On page 10, strike lines 12-14.

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

SECTION _____. Section 418A.0045, Government Code, as added by this Act, applies only to an order, proclamation, or regulation issued on or after the effective date of this Act.

Amendment No. 7 was adopted.

Amendment No. 8

Representative Vasut offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) as follows:

(1) On page 8, line 19, between "PROHIBITION." and "The", insert "(a)".

(2) On page 8, between lines 26 and 27, insert the following:

(b) The governor, the presiding officer of the governing body of a political subdivision, or any other state or local governmental official may not issue an order during a declared state of pandemic disaster or local state of pandemic disaster that mandates the wearing of a face covering.

(3) On page 10, line 10, immediately following the underlined semicolon, insert "or".

(4) On page 10, strike line 11.

(5) On page 10, line 12, strike "(3)" and substitute "(2)".

Amendment No. 8 was adopted. (The vote was reconsidered later today, and Amendment No. 8 failed of adoption by Record No. 925.)

Amendment No. 9

Representative Leach offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) as follows:

(1) On page 8, line 19, strike "PROHIBITION." and substitute "PROHIBITIONS. (a)".

(2) On page 8, between lines 26 and 27, insert the following:

(b) The governor or the presiding officer of the governing body of a political subdivision may not issue an order during a declared state of pandemic disaster or local state of pandemic disaster that requires a public or private golf course to close.

Amendment No. 9 was adopted.

Amendment No. 8 - Vote Reconsidered

Representative Burrows moved to reconsider the vote by which Amendment No. 8 was adopted.

The motion to reconsider prevailed.

AMENDMENT NO. 8 - REMARKS

REPRESENTATIVE VASUT: What this amendment does is simply say that if there's going to be a mask mandate, it has to come from the legislative process, not from an executive order. So this doesn't end mask mandates for all time. It just says that if we're going to have a mask mandate, it will be debated on the floor of this house, and that's where it will be decided.

REPRESENTATIVE ANCHIA: I'm trying to understand the parameters of your amendment. Does that include to local chief executives as well, for example, like county judges and mayors who may be on the frontlines of a pandemic and an outbreak?

VASUT: It does.

ANCHIA: And if, for example, we have another pandemic that is airborne in nature as this one is and as SARS was and as H1N1 was—there was a lot of airborne transmission—and a local mayor or a county judge wanted to issue an order to try to immediately intervene and quarantine a certain population and require masks so that wouldn't spread, your amendment would prohibit that, correct?

VASUT: My amendment would prohibit that under the authority of Chapter 418, Subchapter A. I'm unclear as to the import of Chapter 81 of the Health and Safety Code on that question.

ANCHIA: But just to be clear, so that the body understands, if there is an outbreak in a densely populated area and a mayor or county judge wanted to take an executive action at the insistence of medical professionals and stop the community spread via a mask mandate, or at least interdict it, they would be unable to do that under your amendment. Is that correct?

VASUT: They would be unable to do that by an executive order. That is correct.

ANCHIA: And does that cause you any concern? I happen to represent, along with Representative Crockett, the medical district in Dallas, where we have some of the best minds on earth on epidemiology, medical science, and virology, and if it was their recommendation to a county executive to order a mask mandate to prevent community spread, then a mayor or a county judge would have to wait for a legislative process to occur before trying to interdict that community spread. Is that correct?

VASUT: Correct in the sense that at a statewide level, it would require the legislature to act. At the local level, what's unclear to me is whether or not an ordinance could be adopted by a city council on that point. But regardless, the experience that we have had in this last pandemic has shown us at times when masks may or may not be beneficial. And I just generally trust individuals to make the right choice for themselves and others without the need for an executive order.

ANCHIA: And do you trust individuals or do you trust medical professionals more?

VASUT: I trust individuals when it comes to their individual liberties. Yes, sir.

ANCHIA: And if an individual would be willing to put the rest of the community at risk of transmission and a medical professional is saying we need to interdict that transmission through a mask mandate, you prefer to rely on the judgment of that individual. Is that correct?

VASUT: I prefer to rely upon the deliberative body that is elected by and representative of the people.

ANCHIA: I think I see where you're coming from. Thank you. I think this amendment makes us far less safe in this state for future pandemics.

REPRESENTATIVE MOODY: I'm not going to take a lot of time here, which is also what we shouldn't do when we're facing a deadly pandemic. The struggle we had in communities like mine and communities across this state is that we lacked uniformity, we lacked enforcement, and we lacked the proper messaging to provide the best information to people as quickly as possible in a very chaotic environment. And masks, for some reason, sat at the center of this. And there is no question anymore about the help that these gave to us. It is not debatable anymore. But instead of reinforcing science and reinforcing those decisions going forward and allowing—and I'll be the first to tell you I wasn't excited about what the governor did either. I'm sure we all have our different opinions about one order or another and how you thought it was good or bad. The point is, for certain decisions, you need the executive to be able to make decisions for the safety and security of the entire state. And when it's unknown, the deadliness of the spread and the rapidity of the spread, you need to be able to make these decisions quickly and uniformly. That is one of the powers that I would agree the governor should have in these situations.

So what are we deciding here today? No, we're going to wait. So let's put ourselves in that environment. We're going to wait until the legislature has reconvened. By the way, who decides that? The governor. We're going to wait until the legislature's reconvened so we can decide it here in the middle of what could be a deadlier pandemic. Tell me the wisdom of that. Tell me the wisdom of that. There are some decisions that we have to make quickly, and anyone that has studied the spread of these types of diseases will tell you the quickness by which you act will determine the success or failure of your plans. We have somehow decided to politicize a mask. It's beyond me. I didn't know we could politicize basic science, but here we are. All I ask is that we keep this authority within the Office of the Governor, within the executive, and hope that he is taking on the best medical advice that he can when he's making very difficult and challenging decisions. There's no reason here today to tie our hands on a future situation that we do not know anything about yet. I ask you to vote no on this amendment.

VASUT: Members, people of Texas, I have an abiding faith and confidence in the ability of individuals to make the right decision for themselves and the community without an executive order. We don't always have to have the government tell us what to do. We're capable as individuals of doing what is right. And when it comes to the decision of whether or not to mandate a particular piece of PPE on individual citizens, I believe that that decision should either be left to them voluntarily or made by their elected representatives as a whole through a deliberative process, a deliberative process which I believe, and which I have seen as a member of a city council, can be done quickly. For that reason, I urge you to support this amendment.

A record vote was requested by Representative C. Turner.

The vote of the house was taken on adoption of Amendment No. 8 and the vote was announced yeas 71, nays 70.

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 925): 71 Yeas, 72 Nays, 1 Present, not voting.

Yeas — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Allison; 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.; Kacal; King, T.; Larson; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Coleman; Guillen; Huberty; Longoria.

The chair stated that Amendment No. 8 failed of adoption by the above vote.
(Capriglione now present)

LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Coleman on motion of Walle.

The following member was granted leave of absence temporarily for today because of important business:

Longoria on motion of Hernandez.

CSHB 3 - (consideration continued)

Amendment No. 10

Representative Davis offered the following amendment to CSHB 3:

Amend CSHB 3 (house committee report) as follows:

(1) On page 1, line 21, strike "10" and substitute "14".

(2) On page 2, line 13, strike "and".

(3) On page 2, line 15, between "successor" and the underlined period, insert the following:

(11) two members of the senate to ensure ethnic minority representation on the committee; and

(12) two members of the house of representatives to ensure ethnic minority representation on the committee

Amendment No. 10 was withdrawn.

Amendment No. 11

Representative Leach offered the following amendment to **CSHB 3**:

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

(1) On page 8, line 19, strike "PROHIBITION." and substitute "PROHIBITIONS. (a)".

(2) On page 8, between lines 26 and 27, insert the following:

(b) The governor or the presiding officer of the governing body of a political subdivision may not issue an order during a declared state of pandemic disaster or local state of pandemic disaster that requires a state park to close.

Amendment No. 11 was adopted.

COMMITTEE MEETING ANNOUNCEMENT

At 7:06 p.m., the following committee meeting was announced:

Land and Resource Management, scheduled to meet at 8 a.m. tomorrow, will convene at 9:30 a.m. tomorrow, in the posted location.

CSHB 3 - (consideration continued)

REMARKS ORDERED PRINTED

Representative J. Turner moved to print all remarks on Amendment No. 8 on **CSHB 3**.

The motion prevailed.

Amendment No. 12

Representative Schofield offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (committee printing) as follows:

On page 8, line 23, strike "specific".

Amendment No. 12 was adopted.

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).

CSHB 3 - (consideration continued)

Amendment No. 13

Representative Frank offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) as follows:

(1) On page 8, line 24, immediately following the underlined semicolon, strike "or".

(2) On page 8, line 26, between "capacities" and the underlined period, insert the following:

; or

(3) restricts in-person visitation for residents of:

(A) nursing facilities, assisted living facilities, and intermediate care facilities for individuals with an intellectual disability that are licensed under Subtitle B, Title 4, Health and Safety Code; and

(B) state supported living centers, as defined by Section 531.002, Health and Safety Code

Amendment No. 13 was adopted.

Amendment No. 14

Representative Schofield offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (committee printing) as follows:

(1) On page 8, line 27, insert the following:

Sec. 418A.0071. COMPENSATION FOR GOVERNMENTAL ACTION. (a) Except as provided by Subsection (b), a business owner is entitled to compensation from a political subdivision for losses caused to the owner's business by an order issued by the political subdivision that:

(1) closes a business permanently or temporarily; or

(2) effectively closes a business by:

(A) limiting the business's operations to the extent that the business owner cannot effectively maintain the business; or

(B) ordering customers not to patronize the business.

(b) A business owner is not entitled to compensation under Subsection (a) if the political subdivision can demonstrate that the primary reason for the governmental action was:

(1) a judicial finding that the business:

(A) was a nuisance under Chapter 125, Civil Practice and Remedies Code, Chapter 341 or 343, Health and Safety Code, or common law; or

(B) violated other law; or

(2) a finding that the business or owner failed to:

(A) acquire or maintain a license required by the governmental entity for the business;

(B) file or maintain records required by the secretary of state; or

(C) pay taxes.

Sec. 418A.0072. ACTION AGAINST POLITICAL SUBDIVISION. (a) A business owner may bring an action against a political subdivision for compensation for damages caused to the business by a governmental action described by Section 418A.0071(a).

(b) An action under this chapter may be brought in a district court in any county in which the business is located.

Sec. 418A.0073. WAIVER OF GOVERNMENTAL IMMUNITY; PERMISSION TO SUE. Sovereign and governmental immunity to suit and from liability is waived and abolished to the extent of liability created by Sections 418A.0071 and 0072.

Amendment No. 14 - Point of Order

Representative Moody raised a point of order against further consideration of Amendment No. 14 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER

on Amendment No. 14 to House Bill 3

Announced in the House on May 10, 2021

Representative Moody raises a point of order against further consideration of the Schofield 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 state and local government responses to a pandemic disaster. Floor Amendment No. 1, adopted earlier by the House, expressly provides that the bill does not create any cause of action as a remedy for a violation of the bill's provisions.

The Schofield Amendment would create a cause of action not only for a violation of the bill's provisions but for any governmental action that results in a business's closure. The major purpose of an amendment determines its germaneness. 87 H. Jour. 830 (2021). The purpose of the Schofield Amendment is to create a cause of action. The amendment is not germane.

Accordingly, the point of order is well-taken and sustained.

The ruling precluded further consideration of Amendment No. 14.

(Longoria now present)

Amendment No. 15

Representative Davis offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) as follows:

(1) On page 1, line 21, strike "10" and substitute "14".

(2) On page 2, line 13, strike "and".

(3) On page 2, line 15, between "successor" and the underlined period, insert the following:

; and

(11) two additional members appointed by the lieutenant governor and two additional members appointed by the speaker of the house to ensure ethnic minority representation on the committee from the respective ethnic communities.

Amendment No. 15 was adopted.

Amendment No. 16

Representative Middleton offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee printing) by inserting the following on page 8, between lines 26 and 27:

Sec. 418A.0071. PROHIBITION ON CLOSURE OF PUBLIC BEACHES. During a declared state of pandemic disaster or local state of pandemic disaster governmental entity, including a political subdivision and state agency, may not issue an order, promulgate a rule, adopt or enforce a policy, or otherwise restrict access to a public beach, as defined by Chapter 61, Natural Resources Code.

Amendment No. 17

Representative Lucio offered the following amendment to Amendment No. 16:

Amend Amendment No. 16 by Middleton amending **CSHB 3**, on lines 7 and 8, between "access to" and "a public" by inserting "or a means of accessing".

Amendment No. 17 was adopted.

Amendment No. 16, as amended, was adopted.

Amendment No. 18

Representative Lucio offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) on page 9, between lines 24 and 25, by inserting the following:

(f) The immunity provided by this section applies for nursing facilities licensed under Chapter 242, Health and Safety Code, only with respect to an act or omission that occurred before November 1, 2020.

Amendment No. 18 was adopted.

Amendment No. 19

Representative Moody offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) as follows:

(1) On page 9, line 27, between "to" and "Section", insert "this section and".

(2) On page 10, between lines 4 and 5, insert the following:

(c) An executive order, proclamation, or regulation issued by the governor under this chapter may not suspend a provision in the Code of Criminal Procedure or Penal Code.

Amendment No. 19 was withdrawn.

Amendment No. 20

Representative Schaefer offered the following amendment to **CSHB 3**:

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

(1) On page 11, strike line 11 and substitute the following:

(2) Section 418.0155;

(3) Sections 418.016(a), (b), (c), (d), and (e);

(2) On page 11, line 12, strike "(3)" and substitute "(4)"

(3) On page 11, insert the following between lines 12 and 13 and renumber the remaining subdivisions accordingly:

(5) Section 418.020(c);

(4) On page 11, insert the following between lines 14 and 15:

(c) The governor may not suspend a state agency order or rule except as specifically authorized by this chapter. The governor may suspend the orders or rules of a state agency if strict compliance with the orders or rules would in any way prevent, hinder, or delay necessary action or prompt response in coping with a pandemic disaster.

(d) During a pandemic disaster declared by the governor and notwithstanding any other law, the contracting requirements in Subtitle D, Title 10, that inhibit or prevent prompt response to a pandemic disaster do not apply to a state agency in contracting for goods or services related to the declared pandemic disaster.

(e) On request of a political subdivision, the governor may waive or suspend a deadline imposed by the orders or rules of a state agency on the political subdivision, including a deadline relating to a budget or ad valorem tax, if the waiver or suspension is reasonably necessary to cope with a pandemic disaster.

(f) Under regulations prescribed by the governor, the governor may temporarily suspend or modify for a period of not more than 60 days any public health, safety, zoning, intrastate transportation, or other regulation if by proclamation the governor considers the suspension or modification essential to provide temporary housing or emergency shelter for pandemic disaster victims.

(g) The governor's office, using existing resources, shall compile and maintain a comprehensive list of state agency rules that may require suspension during a pandemic disaster.

(h) On request by the governor's office, a state agency that would be impacted by the suspension of a rule on the list compiled under Subsection (g) shall review the list for accuracy and shall advise the governor's office regarding any rules that should be added to the list.

Amendment No. 20 - Point of Order

Representative Lucio raised a point of order against further consideration of Amendment No. 20 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. 20 was withdrawn.

Amendment No. 21

Representative Collier offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) as follows:

(1) On page 1, line 21, strike "10" and substitute "12".

(2) On page 2, line 13, strike "and".

(3) On page 2, line 15, between "successor" and the underlined period, insert the following:

;

() the chair of the House Committee on Criminal Jurisprudence or its successor; and

() the chair of the Senate Committee on Criminal Justice or its successor

(4) Appropriately number the subdivisions added by item (3) of this amendment.

Amendment No. 21 was adopted.

Amendment No. 22

Representative Martinez Fischer offered the following amendment to **CSHB 3**:

Amend **CSHB 3**, on page 2, between lines 15 and 16, by inserting the following:

(c) Notwithstanding Subsection (b), any member of the senate or house of representatives may submit a written request to the joint chairs of the committee to participate in the committee's proceedings to the extent practical. When participation is not practical, the joint chairs of the committee must establish procedures for requesting members to audit proceedings and must provide to requesting members updates on committee proceedings.

Amendment No. 22 was adopted.

Amendment No. 23

Representative C. Turner offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) on page 12, between lines 20 and 21, by inserting the following:

(c-1) In determining whether to terminate a provision of a proclamation, order, or rule for a declared state of pandemic disaster, the Pandemic Disaster Legislative Oversight Committee established under Chapter 329 must consider whether the provision is based on a recommendation or guideline from the Centers for Disease Control and Prevention, the Department of State Health Services, or any other federal or state health care agency. The committee shall provide a written explanation justifying the terminating of a provision based on a recommendation or guideline described by this subsection.

Amendment No. 23 failed of adoption.

Amendment No. 24

Representative Schofield offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) as follows:

(1) On page 7, line 27, immediately following the underlined semicolon, strike "or".

(2) On page 8, line 2, between "vaccination" and the underlined period, insert the following:

; or

(13) authorize any governmental official to force a business to close or limit the operating capacity or use of a business

(3) On page 10, strike lines 9-10.

(4) On page 10, line 11, strike "(2)" and substitute "(1)".

(5) On page 10, line 12, strike "(3)" and substitute "(2)".

Amendment No. 24 was adopted.

Amendment No. 25

Representative Shaheen offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee report) on page 16, between lines 19 and 20, by inserting the following:

Sec. 418A.152. EMERGENCY MANAGEMENT SYSTEM. The division, in collaboration with other appropriate persons selected by the division, shall:

(1) establish a statewide emergency management system to respond to a declared state of pandemic disaster;

(2) to the extent practicable include private wireless communication, Internet, and cable service providers in the system; and

(3) use the satellite communications equipment and mobile telephone towers of the participating providers under Subdivision (2) to assist in responding to a declared state of pandemic disaster.

Amendment No. 25 was adopted.

Amendment No. 26

Representative Lucio offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Section 418A.103, Government Code, as added by this Act, applies only to a political subdivision the presiding officer of the governing body of which issues an order requiring the closure of a private business in response to a pandemic disaster, as defined by Section 418A.003, Government Code, as added by this Act, on or after the effective date of this Act.

Amendment No. 26 was withdrawn.

Amendment No. 27

Representatives Metcalf and Oliverson offered the following amendment to **CSHB 3**:

Amend **CSHB 3** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. (a) Subchapter A, Chapter 241, Health and Safety Code, is amended by adding Section 241.012 to read as follows:

Sec. 241.012. IN-PERSON HOSPITAL VISITATION DURING PERIOD OF DISASTER. (a) In this section:

(1) "Hospital" means a hospital licensed under this chapter.

(2) "Qualifying official disaster order" means an order, proclamation, or other instrument issued by the governor, another official of this state, or the governing body or an official of a political subdivision of this state declaring a disaster that has infectious disease as the basis for the declared disaster.

(3) "Qualifying period of disaster" means the period of time the area in which a hospital is located is declared to be a disaster area by a qualifying official disaster order.

(4) "Religious counselor" means an individual acting substantially in a pastoral or religious capacity to provide spiritual counsel to other individuals.

(b) A hospital may not during a qualifying period of disaster prohibit in-person visitation with a patient receiving care or treatment at the hospital unless federal law or a federal agency requires the hospital to prohibit in-person visitation during that period.

(c) Notwithstanding Subsection (b), a hospital may during a qualifying period of disaster:

(1) restrict the number of visitors a patient receiving care or treatment at the hospital may receive to not fewer than one;

(2) require a visitor to the hospital to:

(A) complete a health screening before entering the hospital; and

(B) wear personal protective equipment at all times while visiting a patient at the hospital; and

(3) deny entry to or remove from the hospital's premises a visitor who fails or refuses to:

(A) submit to or meet the requirements of a health screening administered by the hospital; or

(B) wear personal protective equipment that meets the hospital's infection control and safety requirements in the manner prescribed by the hospital.

(d) A health screening administered by a hospital under this section must be conducted in a manner that, at a minimum, complies with:

(1) hospital policy; and

(2) if applicable, guidance or directives issued by the commission, the Centers for Medicare and Medicaid Services, or another agency with regulatory authority over the hospital.

(e) Notwithstanding any other law, neither a hospital nor a physician providing health care services on the hospital's premises is subject to civil or criminal liability or an administrative penalty if a visitor contracts an infectious disease while on the hospital's premises during a qualifying period of disaster or, in connection with a visit to the hospital, spreads an infectious disease to any other individual, except where intentional misconduct or gross negligence by the hospital or the physician is shown. A physician who in good faith takes, or fails to take, an action under this section is not subject to civil or criminal liability or disciplinary action for the physician's action or failure to act under this section.

(f) This section may not be construed as requiring a hospital to:

(1) provide a specific type of personal protective equipment to a visitor to the hospital; or

(2) allow in-person visitation with a patient receiving care or treatment at the hospital if an attending physician determines that in-person visitation with that patient may lead to the transmission of an infectious agent that poses a serious community health risk.

(g) A determination made by an attending physician under Subsection (f)(2) is valid for not more than five days after the date the determination is made unless renewed by an attending physician.

(h) If a visitor to a hospital is denied in-person visitation with a patient receiving care or treatment at a hospital because of a determination made by an attending physician under Subsection (f)(2), the hospital shall:

(1) provide each day a written or oral update of the patient's condition to the visitor if the visitor:

(A) is authorized by the patient to receive relevant health information regarding the patient;

(B) has authority to receive the patient's health information under an advance directive or medical power of attorney; or

(C) is otherwise the patient's surrogate decision-maker regarding the patient's health care needs under hospital policy and other applicable law; and

(2) notify the person who receives the daily update required under Subdivision (1) of the estimated date and time at which the patient will be discharged from the hospital.

(i) Notwithstanding any other provision of this section, a hospital may not prohibit in-person visitation by a religious counselor with a patient who is receiving care or treatment at the hospital and who is seriously ill or dying for a reason other than the religious counselor's failure to comply with a requirement described by Subsection (c)(2).

(j) In the event of a conflict between this section and any provision of a qualifying official disaster order, this section prevails.

(b) Notwithstanding any other provision of this Act, this section takes effect September 1, 2021.

Amendment No. 27 was adopted.

A record vote was requested by Representative Biedermann.

CSHB 3, as amended, was passed to engrossment by (Record 926): 92 Yeas, 45 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; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Holland; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, E.; Murphy; Murr; Neave; Noble; Oliverson; Paddie; Patterson; Paul; Raymond; Rogers; Romero; Sanford; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Collier; Crockett; Davis; Dutton; Gervin-Hawkins; González, J.; Goodwin; Herrero; Hinojosa; Howard; Israel; Lopez; Minjarez; Morales, C.; Morales Shaw;

Muñoz; Ordaz Perez; Ortega; Pacheco; Perez; Price; Ramos; Reynolds; Rose; Rosenthal; Schaefer; Sherman; Slaton; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Dean; González, M.; Huberty; Johnson, J.D.; Larson; Martinez Fischer; Morrison; Parker; Rodriguez; White.

STATEMENTS OF VOTE

When Record No. 926 was taken, I was shown voting no. I intended to vote yes.

Collier

When Record No. 926 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

When Record No. 926 was taken, I was shown voting yes. I intended to vote no.

Fierro

When Record No. 926 was taken, I was shown voting no. I intended to vote yes.

J. González

When Record No. 926 was taken, I was in the house but away from my desk. I would have voted yes.

M. González

When Record No. 926 was taken, I was in the house but away from my desk. I would have voted yes.

Huberty

When Record No. 926 was taken, I was shown voting yes. I intended to vote no.

A. Johnson

When Record No. 926 was taken, my vote failed to register. I would have voted yes.

Martinez Fischer

When Record No. 926 was taken, I was shown voting no. I intended to vote yes.

Muñoz

When Record No. 926 was taken, I was in the house but away from my desk. I would have voted no.

Parker

When Record No. 926 was taken, I was in the house but away from my desk. I would have voted no.

Rodriguez

When Record No. 926 was taken, I was shown voting no. I intended to vote yes.

Sherman

When Record No. 926 was taken, I was shown voting no. I intended to vote yes.

Thierry

When Record No. 926 was taken, my vote failed to register. I would have voted yes.

White

REASON FOR VOTE

Representative Parker submitted the following reason for vote to be printed in the journal:

I am opposed to increasing the power of the executive branch and was opposed to **CSHB 3** as originally written. At the time the vote was taken, I was on the floor and speaking with the attorneys who assist members in drafting amendments in an effort to amend the bill. That amendment was accepted on third reading; however, due to the distance between the drafting attorneys and my desk, I was unable to make it back to my desk in order to cast a vote. I would have voted 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).

POSTPONED BUSINESS

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

CSHB 4387 ON SECOND READING

(by M. González, VanDeaver, Stucky, and Raney)

CSHB 4387, A bill to be entitled An Act relating to the establishment of the Texas Transfer Grant Pilot Program.

CSHB 4387 was read second time earlier today and was postponed until this time.

A record vote was requested by Representative Biedermann.

CSHB 4387 was passed to engrossment by (Record 927): 83 Yeas, 61 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Crockett; Davis; Dean; Deshotel; Dominguez; Dutton;

Fierro; Frank; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.E.; King, K.; Lambert; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Cain; Cason; Clardy; Cook; Cyrier; Darby; Ellzey; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Larson; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Geren; Johnson, J.D.; Moody.

STATEMENTS OF VOTE

When Record No. 927 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 927 was taken, I was shown voting no. I intended to vote yes.

T. King

CSHB 3920 ON SECOND READING (by Dean and Thierry)

CSHB 3920, A bill to be entitled An Act relating to an application to vote early by mail on the grounds of disability or confinement for child birth.

CSHB 3920 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Goodwin offered the following amendment to **CSHB 3920**:

Amend **CSHB 3920** (house committee printing) on page 1 by striking lines 17 and 18 and substituting the following:

(2) is expecting to give birth within three weeks before or after election day.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Zwiener offered the following amendment to **CSHB 3920**:

Amend **CSHB 3920** (house committee printing) on page 1, lines 23 and 24, by striking "otherwise prevent the voter from leaving the voter's residence" and substituting "prevent the voter from appearing at the polling place on election day without a likelihood of needing personal assistance or of injuring the voter's health".

Amendment No. 2 was adopted.

COMMITTEE MEETING ANNOUNCEMENT

At 8:41 p.m., the following committee meeting was announced:

Calendars, 9:30 p.m. today, 3W.9, for a formal meeting, to consider a calendar.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Burrows requested permission for the Committee on Calendars to meet while the house is in session, at 9:30 p.m. today, in 3W.9, to consider a calendar.

Permission to meet was granted.

CSHB 3920 - (consideration continued)

Representative Dean moved to postpone consideration of **CSHB 3920** until 10 a.m. Thursday, May 13.

The motion prevailed.

CSHB 4018 ON SECOND READING

(by Capriglione, Guillen, Frank, Shaheen, and E. Morales)

CSHB 4018, A bill to be entitled An Act relating to legislative oversight and funding of improvement and modernization projects for state agency information resources.

CSHB 4018 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Capriglione offered the following amendment to **CSHB 4018**:

Amend **CSHB 4018** (house committee report) as follows:

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

(e) In this section, "state agency" has the meaning assigned by Section 2052.101.

(2) On page 2, line 9, strike "section, "committee"" and substitute:
section:

(1) "Committee"

(3) On page 2, between lines 11 and 12, insert the following:

(2) "State agency" has the meaning assigned by Section 2052.101.

Amendment No. 1 was adopted.

A record vote was requested by Representative Biedermann.

CSHB 4018, as amended, was passed to engrossment by (Record 928): 125 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; 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, T.; Klick; 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; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Burns; Cain; Canales; Cason; Hefner; King, P.; Krause; Landgraf; Middleton; Murr; Parker; Patterson; Slawson; Smith; Swanson; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Metcalf; Schaefer; Slaton.

STATEMENTS OF VOTE

When Record No. 928 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 928 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 928 was taken, my vote failed to register. I would have voted no.

Metcalf

When Record No. 928 was taken, I was shown voting no. I intended to vote yes.

Parker

When Record No. 928 was taken, I was in the house but away from my desk. I would have voted no.

Schaefer

When Record No. 928 was taken, I was in the house but away from my desk. I would have voted no.

Slaton

When Record No. 928 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

GENERAL STATE CALENDAR
(consideration continued)

HB 1987 ON SECOND READING
(by Vasut, et al.)

HB 1987, A bill to be entitled An Act relating to eligibility requirements to hold a political party office.

Amendment No. 1

Representative Vasut offered the following amendment to **HB 1987**:

Amend **HB 1987** (house committee printing) as follows:

(1) On line 5, strike "Section 161.005(a), Election Code, is" and substitute "Sections 161.005(a) and (c), Election Code, are".

(2) Strike line 11 and substitute the following:

~~[(2)]~~ except as provided by Subsection (c), not be a

(3) Strike line 16 and substitute the following:

(c) A candidate for nomination or election to, or the holder of, an elective office of the federal, state, or county government is eligible to serve as an officer [a county or precinct chair] of a political party to which Chapter 181 applies.

(4) Renumber SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Vasut offered the following amendment to **HB 1987**:

Amend **HB 1987** (house committee printing) as follows:

(1) Between lines 15 and 16, insert the following appropriately numbered section and renumber the other sections accordingly:

Section _____. Section 161.005, Election Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) For purposes of this section, the following are officers of a political party: precinct chair, county chair, and a member, vice chair, and chair of a state executive committee of a political party.

Amendment No. 2 was adopted.

HB 1987, as amended, was passed to engrossment.

HB 1476 ON SECOND READING**(by K. Bell, Leach, Cyrier, Romero, and Raymond)**

HB 1476, A bill to be entitled An Act relating to a vendor's remedies for nonpayment of a contract with this state or a political subdivision of this state.

HB 1476 was passed to engrossment.

CSHB 1793 ON SECOND READING**(by J.E. Johnson and Sanford)**

CSHB 1793, A bill to be entitled An Act relating to prohibiting oral releases for automobile insurance claims.

CSHB 1793 was passed to engrossment. (Ashby, K. Bell, Darby, Dean, Geren, Lambert, and Shine recorded voting no.)

SB 1277 ON SECOND READING**(J. Turner - House Sponsor)**

SB 1277, A bill to be entitled An Act 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 1277 was considered in lieu of **HB 4403**.

SB 1277 was passed to third reading. (Ashby, Darby, Dean, Geren, Lambert, and Shine recorded voting no.)

HB 4403 - LAID ON THE TABLE SUBJECT TO CALL

Representative J. Turner moved to lay **HB 4403** on the table subject to call.

The motion prevailed.

CSHB 2822 ON SECOND READING**(by Hull, Oliverson, Guillen, et al.)**

CSHB 2822, A bill to be entitled An Act relating to the availability of antipsychotic prescription drugs under the vendor drug program and Medicaid managed care.

CSHB 2822 was passed to engrossment. (Ashby, K. Bell, Dean, Geren, Leach, and Shine recorded voting no.)

CSHB 4661 ON SECOND READING**(by S. Thompson, Howard, Neave, Goldman, et al.)**

CSHB 4661, A bill to be entitled An Act relating to sexual harassment by lobbyists.

Amendment No. 1

Representative S. Thompson offered the following amendment to **CSHB 4661**:

Amend **CSHB 4661** (house committee printing) as follows:

(1) Strike page 1, line 4, through page 2, line 23.

(2) Strike "305.0281" and substitute "572.103" in each of the following places it appears:

- (A) page 3, line 2;
- (B) page 3, line 8;
- (C) page 3, line 18; and
- (D) page 4, line 1.

(3) On page 4, line 6, strike "shall" and substitute "may, after notice and an opportunity for a hearing before the commission,".

(4) Strike page 4, lines 9 through 14, and substitute the following:

(c) A hearing under Subsection (b) may be held by electronic means.

(5) On page 4, line 17, strike "305.0031" and substitute "572.102".

(6) On page 4, line 21, strike "305.0031(a)(1)(A)" and substitute "572.102(b)(1)(A)".

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

SECTION _____. Chapter 572, Government Code, is amended by adding Subchapter D to read as follows:

SUBCHAPTER D. SEXUAL HARASSMENT

Sec. 572.101. DEFINITION. In this subchapter, "sexual harassment" means an unwelcome sexual advance, a request for a sexual favor, or any other verbal or physical conduct of a sexual nature if:

(1) submission to or rejection of the advance, request, or conduct is used as the basis for a decision in making an expenditure authorized by Chapter 305 or Title 15, Election Code;

(2) the advance, request, or conduct has the purpose or effect of creating an intimidating, hostile, or offensive working environment; or

(3) the advance, request, or conduct unreasonably interferes with a person's exercise or enjoyment of any right, privilege, power, or immunity, either explicitly or implicitly.

Sec. 572.102. SEXUAL HARASSMENT TRAINING REQUIRED. (a) Each member of the legislature, official holding an elected statewide executive branch office, or individual elected to the legislature or a statewide executive branch office shall:

(1) complete a sexual harassment training program approved by the commission not later than the 60th day after each uniform election date in November; and

(2) file with the commission written evidence of completing the program on a form prescribed by the commission.

(b) An individual required to register under Chapter 305 shall:

(1) complete:

(A) an initial sexual harassment training program approved by the commission not later than the 30th day after the date the individual files an initial registration under Section 305.005; and

(B) an additional sexual harassment training program approved by the commission not later than each two-year anniversary of the deadline under Paragraph (A); and

(2) file with the commission written evidence of completing each program on a form prescribed by the commission.

(c) The commission shall approve one or more sexual harassment training programs for purposes of Subsections (a) and (b). The commission may approve a sexual harassment training program that is made available by a house of the legislature to members, officers, and employees of that house.

(d) A sexual harassment training program approved by the commission must provide an individual with written evidence of completion of the program on a form prescribed by the commission.

(e) A sexual harassment training program approved by the commission may be offered online or in-person.

Sec. 572.103. SEXUAL HARASSMENT PROHIBITED. Each member of the legislature, official holding an elected statewide executive branch office, individual elected to the legislature or a statewide executive branch office, or individual required to register under Chapter 305 may not intentionally or knowingly engage in conduct that constitutes sexual harassment.

Amendment No. 2

Representative S. Thompson offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by S. Thompson amending **CSHB 4661** by adding the following:

(1) On page 2, line 17:

or elected to or appointed to a statewide executive branch office shall:

(2) On page 3, lines 20-21:

or elected to or appointed to a statewide executive branch office,

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

CSHB 4661, as amended, was passed to engrossment.

CSHB 4545 ON SECOND READING (by Dutton)

CSHB 4545, A bill to be entitled An Act relating to the assessment of public school students and the purchase of certain instruction-related materials, the establishment of a strong foundations grant program, providing accelerated instruction for students who fail to achieve satisfactory performance on certain assessment instruments, and an accelerated learning and sustainment outcomes bonus allotment under the foundation school program.

Amendment No. 1

Representatives K. King and Krause offered the following amendment to **CSHB 4545**:

Amend **CSHB 4545** (house committee printing) by striking page 1, lines 10 through 22, and renumbering subsequent SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Krause and K. King offered the following amendment to **CSHB 4545**:

Amend **CSHB 4545** (house committee printing) by striking page 15, line 1 through page 17, line 4, and renumbering subsequent SECTIONS of the bill accordingly.

Amendment No. 2 was adopted.

CSHB 4545, as amended, was passed to engrossment. (Ashby, K. Bell, Darby, Dean, Geren, Hefner, Hunter, Lambert, Metcalf, Schaefer, and Shine recorded voting no.)

HB 225 ON SECOND READING

(by S. Thompson, Collier, Hernandez, Krause, et al.)

HB 225, A bill to be entitled An Act relating to the procedure for an application for a writ of habeas corpus based on certain new evidence.

HB 225 was passed to engrossment.

HB 1252 ON SECOND READING

(by Moody, S. Thompson, E. Thompson, et al.)

HB 1252, A bill to be entitled An Act relating to the limitation period for filing a complaint and requesting a special education impartial due process hearing.

HB 1252 was passed to engrossment. (Anderson, K. Bell, and Dean recorded voting no.)

CSHB 1504 ON SECOND READING

(by C. Morales, Wu, Allen, et al.)

CSHB 1504, A bill to be entitled An Act relating to ethnic studies instruction in public schools.

Amendment No. 1

Representative C. Morales offered the following amendment to **CSHB 1504**:

Amend **CSHB 1504** (house committee report) on page 3, line 9, by striking "and" and substituting "or".

Amendment No. 1 was adopted.

CSHB 1504, as amended, was passed to engrossment. (Anderson, Ashby, K. Bell, Darby, Dean, Geren, Lambert, and Shine recorded voting no.)

COMMITTEE MEETING ANNOUNCEMENT

At 9:30 p.m., the following committee meeting was announced:

Public Education, scheduled to meet at 8 a.m. tomorrow, will convene at 9 a.m. tomorrow in the posted location.

CSHB 3979 ON SECOND READING
(by Toth, Leach, Metcalf, Bonnen, Parker, et al.)

CSHB 3979, A bill to be entitled An Act relating to the social studies curriculum in public schools.

Amendment No. 1

Representative Toth offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) as follows:

(1) On page 2, strike lines 6 through 8, and substitute the following:

(h-3) For any social studies course in the required curriculum:

(2) On page 2, lines 9 and 10, strike "current events or widely debated and currently controversial issues" and substitute "a particular current event or widely debated and currently controversial issue".

(3) On page 2, line 12, strike "topics" and substitute "a topic".

(4) On page 2, line 14, strike "those topics" and substitute "the topic".

(5) On page 3, line 1, strike "practicum" and substitute "internship, practicum,".

(6) On page 3, line 18, strike "or sex".

(7) On page 3, line 21, between "character" and "is", insert ", standing, or worth".

CSHB 3979 - POINT OF ORDER

Representative M. González raised a point of order against further consideration of **CSHB 3979** under Rule 8, Section 1(a)(1), of the House Rules on the grounds that the bill caption failed to give reasonable notice of the subject of the bill.

(Smith in the chair)

The point of order was withdrawn.

Amendment No. 1 was adopted.

CSHB 3979 - POINT OF ORDER

Representative M. González raised a point of order against further consideration of **CSHB 3979** under Rule 8, Section 1(a)(1), of the House Rules on the grounds that the bill caption failed to give reasonable notice of the subject of the bill.

(Murr in the chair)

The point of order was withdrawn.

Amendment No. 2

Representative Toth offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) as follows:

(1) On page 4, on line 1, after the underlined semicolon, strike "or"

(2) On page 4, between lines 4 and 5, insert:

(ix) that the advent of slavery in the territory that is now the United States constituted the true founding of the United States; or

(x) that, with respect to their relationship to American values, slavery and racism are anything other than deviations from, betrayals of, or failures to live up to, the authentic founding principles of the United States, which include liberty and equality.

(C) require an understanding of The 1619 Project.

(Speaker in the chair)

A record vote was requested by Representative M. González.

Amendment No. 2 was adopted by (Record 929): 77 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; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Jetton; Kacal; King, P.; Klick; Krause; 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; Bowers; Bucy; Campos; Canales; Cole; 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.; 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 — Coleman; Raney.

Absent — Bernal; Dutton; Frullo; Hunter; King, K.; Kuempel.

STATEMENT OF VOTE

When Record No. 929 was taken, I was in the house but away from my desk. I would have voted yes.

Frullo

REMARKS ORDERED PRINTED

Representative Anchia moved to print all remarks on **CSHB 3979**.

The motion prevailed. [Please refer to the supplement to this journal for the text of the debate on **CSHB 3979**.]

Amendment No. 3

Representative Toth offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. If any provision of this Act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this Act that can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

A record vote was requested by Representative M. González.

Amendment No. 3 was adopted by (Record 930): 77 Yeas, 65 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; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, P.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; 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; 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; 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; Raney.

Absent — Dutton; Frullo; King, K.; Kuempel; Murphy.

STATEMENT OF VOTE

When Record No. 930 was taken, I was in the house but away from my desk. I would have voted yes.

Frullo

CSHB 3979 - POINT OF ORDER

Representative Zwiener raised a point of order against further consideration of **CSHB 3979** 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 point of order was withdrawn.

Amendment No. 4

Representative Ramos offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) on page 2 as follows:

(1) On line 3, strike "and".

(2) On line 5, between "States" and the underlined period, insert the following:
; and

(G) writings from Frederick Douglass's newspaper, the North Star

Amendment No. 4 was adopted.

Amendment No. 5

Representative J.D. Johnson offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee printing) as follows:

(1) On page 2, line 3, strike "and".

(2) On page 2, line 5, between "States" and the underlined period, insert the following appropriately lettered paragraphs and reletter subsequent paragraphs accordingly:

() the Book of Negroes;

() the Fugitive Slave Acts of 1793 and 1850; and

() the Indian Removal Act

Amendment No. 5 was adopted.

CSHB 3979 - POINT OF ORDER

Representative M. González raised a point of order against further consideration of **CSHB 3979** under Rule 4, Section 32(c)(3), of the House Rules on the grounds that the rulemaking authority statement in the bill analysis is incorrect. The point of order was withdrawn.

Amendment No. 6

Representative J.D. Johnson offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee printing) as follows:

(1) On page 1, line 17, strike "and".

(2) On page 2, line 5, between "States" and the underlined period, insert the following appropriately numbered subdivision and renumber subsequent subdivisions of the subsection accordingly:

; and

() historical documents related to the civic accomplishments of marginalized populations, including documents related to:

- (A) the Chicano movement;
- (B) women's suffrage and equal rights;
- (C) the civil rights movement;
- (D) the Snyder Act of 1924; and
- (E) the American labor movement

Amendment No. 6 was adopted.

Amendment No. 7

Representatives Talarico and Toth offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee printing) as follows:

(1) On page 1, line 17, strike "and".

(2) On page 2, line 5, between "States" and the underlined period, insert the following:
; and

(5) The history of white supremacy, including but not limited to the institution of slavery, the eugenics movement, and the Ku Klux Klan, and the ways in which it is morally wrong

Amendment No. 7 was adopted.

Amendment No. 8

Representative Slaton offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) on page 2 as follows:

(1) On line 3, strike "and".

(2) On line 5, between "States" and the underlined period, insert the following:
; and

(G) Thomas Jefferson's letter to the Danbury Baptists

Amendment No. 8 was adopted.

Amendment No. 9

Representative Sherman offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) as follows:

(1) On page 1, line 17, strike "and".

(2) On page 2, line 5, between "States" and the underlined period, insert the following:
; and

(5) the history and importance of the civil rights movement, including the following documents:

(A) Martin Luther King Jr.'s Letter from Birmingham Jail and I Have a Dream speech;

(B) the federal Civil Rights Act of 1964 (42 U.S.C. Section 2000a et seq.);

(C) the United States Supreme Court's decision in Brown v. Board of Education;

(D) the Emancipation Proclamation;

(E) the Universal Declaration of Human Rights; and

(F) the Thirteenth, Fourteenth, and Fifteenth Amendments to the United States Constitution

(G) the United States Court of Appeals for the Ninth Circuit decision in Mendez v. Westminster;

(H) Frederick Douglass's Narrative of the Life of Frederick Douglass, an American Slave

(I) The life and work Cesar Chavez

(J) The life and work of Dolores Huerta

Amendment No. 9 was adopted.

Amendment No. 10

Representative J. González offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) as follows:

(1) On page 1, line 17, strike "and".

(2) On page 2, line 5, between "States" and the underlined period, insert the following:
; and

(5) to the history and importance of the women's suffrage movement, including the following documents:

(A) the federal Voting Rights Act of 1965 (52 U.S.C. Section 10101 et seq.);

(B) the Fifteenth, Nineteenth, and Twenty-Sixth Amendments to the United States Constitution;

(C) Abigail Adam's letter Remember the Ladies;

(D) the works of Susan B. Anthony; and

(E) the Declaration of Sentiments

Amendment No. 10 was adopted.

Amendment No. 11

Representative Ramos offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) on page 2 as follows:

(1) On line 3, strike "and".

(2) On line 5, between "States" and the underlined period, insert the following:
; and

(G) William Still's Underground Railroad Records

Amendment No. 11 was adopted.

Amendment No. 12

Representative Reynolds offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) on page 2 by striking lines 4 and 5 and substituting the following lettered paragraph:

() the writings of and about the founding fathers and mothers and other founding persons of the United States, including the writings of and about:

- (i) George Washington;
- (ii) Ona Judge;
- (iii) Thomas Jefferson;
- (iv) Sally Hemings; and
- (v) any other founding persons of the United States.

Amendment No. 13

Representative Reynolds offered the following amendment to Amendment No. 12:

Amend the Reynolds Amendment on page 1, line 6, by striking "and about".

Amendment No. 13 was adopted.

Amendment No. 12, as amended, was adopted.

Amendment No. 14

Representative Goodwin offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) by striking page 2, line 6 through page 4, line 4 and substituting the following:

(h-3) For courses in the social studies curriculum in Texas history, United States history, world history, government, civics, social studies, or other similar subjects, a teacher, administrator, or other employee of a state agency, school district, or open-enrollment charter school may not:

(1) be required to engage in training, orientation, or therapy that presents any form of race or sex stereotyping or blame on the basis of race or sex; and

(2) require or make part of a course the concept that:

(A) one race or sex is inherently superior to another race or sex;

(B) an individual, by virtue of the individual's race or sex, is inherently racist, sexist, or oppressive, whether consciously or unconsciously;

(C) an individual should be discriminated against or receive adverse treatment solely or partly because of the individual's race or sex;

(D) members of one race or sex cannot and should not attempt to treat others without respect to race or sex;

(E) an individual's moral character is necessarily determined by the individual's race or sex;

(F) an individual, by virtue of the individual's race or sex, bears responsibility for actions committed in the past by other members of the same race or sex;

(G) an individual should feel discomfort, guilt, anguish, or any other form of psychological distress on account of the individual's race or sex; or

(H) meritocracy or traits such as a hard work ethic are racist or sexist or were created by members of a particular race to oppress members of another race.

A record vote was requested by Representative M. González.

Amendment No. 14 failed of adoption by (Record 931): 64 Yeas, 82 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; 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; 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; Goldman; 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; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Gervin-Hawkins.

STATEMENTS OF VOTE

When Record No. 931 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 931 was taken, I was shown voting no. I intended to vote yes.

T. King

Amendment No. 15

Representative Zwiener offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) on page 2, line 17, by striking "may not" and substituting "may, so long as the district, school, or teacher, does not prescribe a point of view,".

MIDNIGHT

The proceedings continued after 12 a.m. and the following actions occurred on Tuesday, May 11:

A record vote was requested by Representative M. González.

Amendment No. 15 failed of adoption by (Record 932): 47 Yeas, 69 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Campos; Collier; Cortez; Crockett; González, M.; Goodwin; Guerra; Guillen; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; 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).

Absent, Excused — Coleman; Raney.

Absent — Bucy; Burns; Burrows; Canales; Cole; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; González, J.; Hernandez; Huberty; Israel; King, K.; King, T.; Larson; Longoria; Lucio; Morales, C.; Morales Shaw; Paddie; Perez; Shine; Smithee; Thompson, S.; Walle.

STATEMENTS OF VOTE

When Record No. 932 was taken, I was in the house but away from my desk. I would have voted no.

Burns

When Record No. 932 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 932 was taken, I was in the house but away from my desk. I would have voted no.

Cyrier

When Record No. 932 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 932 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

Amendment No. 16

Representative J.D. Johnson offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee printing) as follows:

(1) On page 2, line 15, immediately following the underlined semicolon, insert "and".

(2) Strike page 2, line 16, through page 3, line 3, and substitute the following:

(3) a teacher, administrator, or other employee of a

A record vote was requested by Representative M. González.

Amendment No. 16 failed of adoption by (Record 933): 65 Yeas, 81 Nays, 1 Present, not voting.

Yeas — 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; 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; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; 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; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Thompson, S.

Amendment No. 17

Representative M. González offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee printing) as follows:

(1) On page 2, strike lines 19 through 23 and substitute the following:

(A) work for, affiliation with, or service learning in association with any organization engaged in lobbying for legislation at the federal, state, or local level; or

(2) On page 2, line 27, strike "or" and substitute "and".

(3) On page 3, strike lines 1 and 2.

A record vote was requested by Representative M. González.

Amendment No. 17 failed of adoption by (Record 934): 63 Yeas, 81 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; 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; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; 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; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Dominguez; Raymond; Thompson, S.

Amendment No. 18

Representatives Collier, Neave, and Thierry offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) by striking added Section 28.002(h-2)(4)(D), Education Code (page 1, line 24 through page 2, line 1), and renumbering the paragraphs of the section accordingly.

Amendment No. 18 was adopted.

Amendment No. 19

Representative Capriglione offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) on page 3, lines 2 and 3, strike "and (4)" and substitute:

"a state agency, school district, or school may not teach, instruct, or train any administrator, teacher, staff member, or employee to adopt any of the following concepts:

- (A) one race or sex is inherently superior to another race or sex;
- (B) an individual, by virtue of his or her race or sex, is inherently racist, sexist, or oppressive, whether consciously or unconsciously;
- (C) an individual should be discriminated against or receive adverse treatment solely or partly because of the individual's race;
- (D) members of one race cannot or should not attempt to treat others without respect to race;
- (E) an individual's moral standing or worth is necessarily determined by his or her race or sex;
- (F) an individual, by virtue of his or her race or sex, bears responsibility for actions committed in the past by other members of the same race or sex;
- (G) an individual should feel discomfort, guilt, anguish, or any other form of psychological distress on account of his or her race or sex;
- (H) meritocracy or traits such as a hard work ethic are racist or sexist, or were created by members of a particular race to oppress members of another race;
- (I) fault, blame, or bias should be assigned to a race or sex, or to members of a race or sex because of their race or sex; and
- (5) "

Amendment No. 19 - Point of Order

Representative Zwiener raised a point of order against further consideration of Amendment No. 19 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. 19 was withdrawn.

Amendment No. 20

Representative E. Morales offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) on page 1, between lines 14 and 15, by inserting the following appropriately numbered subdivision and renumbering subsequent subdivisions accordingly:

() the history of Native Americans;

Amendment No. 20 was adopted.

Amendment No. 21

Representative Herrero offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee printing) as follows:

(1) On page 1, line 17, strike "and"

(2) On page 2, line 5, between "States" and the underlined period, insert the following appropriately numbered subdivision and renumber subsequent subdivisions of the subsection accordingly:

; and

() the life and works of Dr. Hector P. Garcia;

() the American GI Forum;

() the League of United Latin American Citizens;

() Hernandez vs. Texas (1954),

Amendment No. 21 was adopted.

Amendment No. 22

Representative Anchia offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) as follows:

(1) On page 1, line 17, strike "and".

(2) On page 2, line 5, between "States" and the underlined period, insert the following:

; and

(5) the history of January 6, 2021, insurrection and how it was a stain on American history

A record vote was requested by Representative M. González.

Amendment No. 22 failed of adoption by (Record 935): 54 Yeas, 81 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Campos; Canales; Collier; Cortez; Crockett; Deshotel; Dominguez; Dutton; Fierro; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Johnson, A.; Johnson, J.D.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; 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.

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; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Beckley; Cole; Davis; Gervin-Hawkins; González, J.; Guillen; Howard; Israel; Johnson, J.E.; Minjarez; Raymond; Thompson, S.

STATEMENTS OF VOTE

When Record No. 935 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 935 was taken, I was in the house but away from my desk. I would have voted yes.

Guillen

Amendment No. 23

Representatives Burns and Collier offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) on page 1, lines 22 and 23, by striking "including Essays 10 and 51".

Amendment No. 23 was adopted.

Amendment No. 24

Representative M. González offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) by striking page 3, line 3 through page 4, line 4, and substituting the following appropriately numbered subdivision:

() a teacher, administrator, or other employee of a state agency, school district, or open-enrollment charter school may not be required to engage in training, orientation, or therapy that presents any form of race or sex stereotyping or blame on the basis of race or sex.

A record vote was requested by Representative M. González.

Amendment No. 24 failed of adoption by (Record 936): 57 Yeas, 81 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Johnson, A.; Johnson, J.D.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; 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; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Beckley; Dutton; Gervin-Hawkins; González, J.; Howard; Israel; Johnson, J.E.; Minjarez; Thompson, S.

STATEMENT OF VOTE

When Record No. 936 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

Amendment No. 25

Representative Anchia offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee printing) as follows:

(1) On page 1, line 5, strike "(h-2), (h-3), and (h-4)" and substitute "(h-2) and (h-3)".

(2) On page 4, strike lines 5 through 9.

A record vote was requested by Representative M. González.

Amendment No. 25 failed of adoption by (Record 937): 59 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Huberty; Johnson, A.; Johnson, J.D.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales

Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; 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.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Lemans; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Beckley; Gervin-Hawkins; González, J.; Howard; Israel; Johnson, J.E.; Minjarez; Thompson, S.

STATEMENT OF VOTE

When Record No. 937 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

Amendment No. 26

Representative Talarico offered the following amendment to **CSHB 3979**:

Amend **CSHB 3979** (house committee report) as follows:

(1) On page 1, line 5, strike "and (h-4)" and substitute "(h-4), and (h-5)".

(2) On page 4, between lines 9 and 10, insert the following:

(h-5) A school district or open-enrollment charter school may not implement, interpret, or enforce any rules or student code of conduct in a manner that would result in the punishment of a student for discussing, or have a chilling effect on student discussion of, the concepts described by Subsection (h-3)(4).

Amendment No. 26 was adopted.

CSHB 3979 - POINT OF ORDER

Representative Rose raised a point of order against further consideration of **CSHB 3979** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

A record vote was requested by Representative Herrero.

CSHB 3979, as amended, was passed to engrossment by (Record 938): 81 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; 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; 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; Bernal; Bowers; Bucy; Canales; Cole; Collier; Cortez; Deshotel; Dominguez; Dutton; Fierro; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Johnson, A.; Johnson, J.D.; King, T.; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Beckley; Campos; Crockett; Davis; Gervin-Hawkins; González, J.; Guillen; Howard; Israel; Johnson, J.E.; Morales Shaw; Pacheco; Reynolds; Thompson, S.

STATEMENTS OF VOTE

When Record No. 938 was taken, I was temporarily out of the house chamber. I would have voted no.

Gervin-Hawkins

When Record No. 938 was taken, my vote failed to register. I would have voted no.

Guillen

When Record No. 938 was taken, my vote failed to register. I would have voted no.

Morales Shaw

RECESS

Representative Metcalf moved that the house recess until 10 a.m. today.

The motion prevailed.

The house accordingly, at 1:28 a.m. Tuesday, May 11, recessed until 10 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

Monday, May 10, 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 533 | Shine | SPONSOR: Bettencourt |
| Relating to ad valorem tax sales of personal property seized under a tax warrant. | | |
| HB 654 | Lucio III | SPONSOR: Johnson |
| Relating to the rule against perpetuities. | | |
| (Amended) | | |
| HB 1622 | Guillen | SPONSOR: Hughes |
| Relating to reporting of early voting rosters. | | |
| HB 1699 | Raney | SPONSOR: Buckingham |
| Relating to the taking of unbanded pen-reared pheasant and quail by certain landowners. | | |
| HB 1905 | Harris | SPONSOR: Taylor |
| Relating to relieving regional water planning groups of certain duties. | | |
| HCR 87 | Darby | SPONSOR: Nichols |
| In memory of former state representative John Clifford Otto. | | |
| HCR 88 | Stephenson | SPONSOR: Kolkhorst |
| Congratulating Merle Reue Hudgins of Wharton on receiving the Yellow Rose of Texas Award. | | |
| HCR 100 | Craddick | SPONSOR: Seliger |
| Congratulating Maria M. Ramirez on her retirement from the Texas Health and Human Services Commission. | | |
| HCR 102 | Craddick | SPONSOR: Seliger |
| Commending James Fuller for his service to Midland as an educator, administrator, and school board trustee. | | |

SCR 43 Hughes

In memory of Michael Phillip Smith of Tyler.

THE SENATE HAS CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

SB 43 (30 Yeas, 0 Nays)

SB 44 (28 Yeas, 2 Nays)

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 1438

Senate Conferees: Bettencourt - Chair/Creighton/Hinojosa/Perry/Schwertner

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER

Austin, Texas

Monday, May 10, 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 957 Zaffirini

Relating to the denial or reduction of an award otherwise payable under the Crime Victims' Compensation Act.

SB 1020 Hughes

Relating to the reimbursement of state employees for groceries consumed while traveling on official state business.

SB 2028 Kolkhorst

Relating to the Medicaid program, including the administration and operation of the Medicaid managed care program.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 8

Appropriations - **SB 1605**

Corrections - **SCR 1**

Elections - **SB 155, SB 1387**

Homeland Security and Public Safety - **HB 821**

Insurance - **HB 2668**

Land and Resource Management - **HB 1878, SB 2162**

Pensions, Investments, and Financial Services - **HB 3472, HB 3929**

Public Health - **HB 3711**

State Affairs - **HB 623, HB 1373, HB 1743, HB 1817, HB 2156, HB 3759, HB 4473, HCR 7, HR 253, SB 1225**

Transportation - **SB 730, SB 1124**

ENGROSSED

May 8 - HB 189, HB 269, HB 273, HB 278, HB 349, HB 466, HB 504, HB 506, HB 532, HB 981, HB 1014, HB 1075, HB 1115, HB 1207, HB 1217, HB 1231, HB 1321, HB 1361, HB 1475, HB 1497, HB 1726, HB 1863, HB 2056, HB 2107, HB 2145, HB 2209, HB 2235, HB 2237, HB 2272, HB 2274, HB 2345, HB 2428, HB 2445, HB 2521, HB 2566, HB 2645, HB 2700, HB 2708, HB 2721, HB 2758, HB 2807, HB 2811, HB 2835, HB 2850, HB 2903, HB 2936, HB 2947, HB 2951, HB 3006, HB 3009, HB 3018, HB 3026, HB 3033, HB 3088, HB 3114, HB 3135, HB 3256, HB 3324, HB 3366, HB 3387, HB 3400, HB 3413, HB 3416, HB 3481, HB 3496, HB 3514, HB 3565, HB 3566, HB 3570, HB 3597, HB 3607, HB 3682, HB 3690, HB 3773, HB 3821, HB 3833, HB 3855, HB 3864, HB 3953, HB 3957, HB 3986, HB 4048, HB 4056, HB 4080, HB 4149, HB 4153, HB 4158, HB 4166, HB 4242, HB 4295, HB 4305, HB 4426, HB 4429, HB 4454, HB 4465, HB 4477, HB 4564, HB 4571, HB 4572, HB 4583, HB 4585, HB 4588, HB 4594, HB 4606, HB 4609, HB 4610, HB 4611, HB 4614, HB 4621, HB 4626, HB 4646, HCR 24

SIGNED BY THE GOVERNOR

May 8 - HB 1195, HCR 77

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-FOURTH DAY (CONTINUED) — TUESDAY, MAY 11, 2021

The house met at 10:23 a.m. and was called to order by the speaker.

The invocation was offered by Representative Pacheco as follows:

I humbly am going to recite a prayer by the late Representative Barbara Jordan at the National Prayer Breakfast in 1978: "Let us bow our heads, close our eyes, and open our hearts to the one who is greater than we. We are so human and inadequate to the task which is ours: to serve as your trustees for the benefit of your people. Help us to be mindful that we are not alone. When we need wisdom, we need only to ask for it. You have promised to bestow it liberally. When we are weak, and if we are patient, you will renew our strength. Strengthen us." Amen.

The chair recognized Representative K. Bell 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. 18).

ADDRESS BY REPRESENTATIVE DARBY

The chair recognized Representative Darby who addressed the house, speaking as follows:

Last night in the community of Eden, two Concho County officers were tragically shot and killed in the line of duty while responding to a call. At this time, the names of the officers have not been released, but I ask that you please join me in a moment of silence to honor these two heroes and lift their families up in prayer for God's comfort and healing. And I ask that when we adjourn today, we do so in memory of these two dedicated officers.

REMARKS ORDERED PRINTED

Representative Canales moved to print remarks by Representative Darby.

The motion prevailed.

(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 130 (by Rodriguez and Guillen), A bill to be entitled An Act relating to a highway toll exemption for public school buses. (Bonnen, Burrows, Leach, Oliverson, and Spiller recorded voting no.)

CSHB 297 (by Murr), A bill to be entitled An Act relating to inservice training on prevention of abuse, neglect, and illegal, unprofessional, and unethical conduct provided by certain health care facilities. (Bonnen, Burrows, Leach, Oliverson, and Spiller recorded voting no.)

HB 671 (by Martinez), A bill to be entitled An Act relating to establishment of the disaster identification system for a declared state of disaster. (Anderson, C. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Schaefer, Shaheen, Slaton, Slawson, Swanson, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 697 (by Rosenthal and Geren), A bill to be entitled An Act relating to requiring entities that provide mental health services to veterans or veterans' families to provide military informed care or military cultural competency training to certain entity personnel to accept a grant from a state agency. (Anderson, C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cyrier, Gates, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Smith, Spiller, Swanson, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 746 (by Bernal), A bill to be entitled An Act relating to installment payments of ad valorem taxes imposed on residence homesteads in certain counties. (C. Bell, Burns, Cyrier, Dean, Goldman, Hefner, Holland, Landgraf, Metcalf, Murr, Patterson, Schaefer, Slaton, Tinderholt, and VanDeaver recorded voting no.)

HB 750 (by Burns), A bill to be entitled An Act relating to requiring a school district to post the district's employment policy on the district's Internet website. (Goldman, Hefner, Holland, Landgraf, Metcalf, Murr, Patterson, Shaheen, and VanDeaver recorded voting no.)

HB 751 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: Allison, Button, Harless, Goldman, and Shaheen.)

HB 911 (by Patterson, Buckley, Schaefer, Ellzey, and E. Morales), A bill to be entitled An Act relating to the issuance of specially marked driver's licenses and personal identification certificates to veterans. (Bonnen, Burrows, Harris, Leach, Oliverson, and Spiller recorded voting no.)

HB 1126 (by Anchia), A bill to be entitled An Act relating to an application for a writ of habeas corpus in certain felony cases. (Anderson, Bonnen, Buckley, Burrows, Cain, Gates, Harris, Krause, Leach, Middleton, Oliverson, Patterson, Slawson, Smith, Spiller, Swanson, Toth, Vasut, and Wilson recorded voting no.)

HB 1127 (by Anchia), A bill to be entitled An Act relating to an application for a writ of habeas corpus in a community supervision case. (Anderson, Buckley, Cain, Gates, Harris, Krause, Middleton, Patterson, Slawson, Swanson, Toth, Vasut, and Wilson recorded voting no.)

HB 1206 (by Guillen), A bill to be entitled An Act relating to permissible uses of the instructional materials and technology allotment. (Biedermann, Clardy, Harris, Patterson, and Tinderholt recorded voting no.)

CSHB 1290 (by Reynolds), A bill to be entitled An Act relating to the authority of a county assistance district to perform district functions outside the district. (Allison, Anderson, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 1367 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: Allison, Button, Harless, Goldman, and Shaheen.)

HB 1482 (by J.D. Johnson), A bill to be entitled An Act relating to measures to assist students enrolled at public institutions of higher education who are homeless or who are or were in foster care. (C. Bell, K. Bell, Biedermann, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Sanford, Schaefer, Shaheen, Slaton, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 1613 (by Lopez), A bill to be entitled An Act relating to the requirement for certain public school teachers and principals to attend a literacy achievement academy or otherwise demonstrate proficiency in reading instruction. (Bonnen, Burns, Burrows, Cain, Gates, Goldman, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Shaheen, Slawson, Smith, Spiller, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 1719 (by Reynolds), A bill to be entitled An Act relating to a potential erosion notice to purchasers of real property in a commercial or residential development in certain counties. (Ashby, C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cook, Cyrier, Ellzey, Gates, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Slaton, Smith, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

SB 941 (E. Morales - House Sponsor), in lieu of **HB 1908**, A bill to be entitled An Act relating to the adoption of a state scenic byways program. (C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Murr, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Slaton, Spiller, Swanson, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Representative E. Morales moved to lay **HB 1908** on the table subject to call, and the motion prevailed.

CSHB 1935 (by Bucy, Price, Guillen, and Talarico), A bill to be entitled An Act relating to emergency refills of insulin and insulin-related equipment or supplies. (Anderson, Buckley, Cain, Gates, Hull, Krause, Middleton, Slawson, Swanson, Toth, Vasut, and Wilson recorded voting no.)

HB 1959 (by Swanson and Reynolds), A bill to be entitled An Act relating to the maintenance of records and charging of fees by a notary public; increasing the amount of certain fees. (Allison, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Shine, Slaton, Slawson, Smith, Smithee, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 1966 (by S. Thompson), A bill to be entitled An Act relating to the designation of July as Uterine Fibroids Awareness Month. (Bonnen, Buckley, Burrows, Cain, Gates, Harris, Hull, Krause, Leach, Oliverson, Shaheen, Slaton, Slawson, Spiller, Swanson, Toth, Vasut, and Wilson recorded voting no.)

CSHB 1967 (by S. Thompson), A bill to be entitled An Act relating to a database of information about women with uterine fibroids and to uterine fibroid education and research. (Anderson, C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Gates, Goldman, Harris, Hefner, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 2108 (by Wu), A bill to be entitled An Act relating to the waiver of jurisdiction and discretionary transfer of a child from a juvenile court to a criminal court. (K. Bell, Harless, Harris, Lambert, Leman, Patterson, Slaton, and Tinderholt recorded voting no.)

CSHB 2148 (by Stephenson, Reynolds, and Ramos), A bill to be entitled An Act relating to notification by the Texas Commission on Environmental Quality of accidental discharge or spill threatening certain public water systems. (Harris, Middleton, and Patterson recorded voting no.)

The chair moved **HB 2244** until the end of today's local, consent, and resolutions calendar.

HB 2251 (by Hernandez and Coleman), A bill to be entitled An Act relating to matching fund requirements for an entity to receive a community collaborative grant. (Allison, Anderson, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Smithee, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 1

Representative Hernandez offered the following amendment to **HB 2251**:

Amend **HB 2251** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Section 539.003, Government Code, is amended to read as follows:

Sec. 539.003. ACCEPTABLE USES OF GRANT MONEY. An entity shall use money received from a grant made by the department and private funding sources for the establishment or expansion of a community collaborative[; ~~provided that the collaborative must be self-sustaining within seven years~~]. Acceptable uses for the money include:

- (1) the development of the infrastructure of the collaborative and the start-up costs of the collaborative;
- (2) the establishment, operation, or maintenance of other community service providers in the community served by the collaborative, including intake centers, detoxification units, sheltering centers for food, workforce training centers, microbusinesses, and educational centers;
- (3) the provision of clothing, hygiene products, and medical services to and the arrangement of transitional and permanent residential housing for persons served by the collaborative;
- (4) the provision of mental health services and substance abuse treatment not readily available in the community served by the collaborative;
- (5) the provision of information, tools, and resource referrals to assist persons served by the collaborative in addressing the needs of their children; and
- (6) the establishment and operation of coordinated intake processes, including triage procedures, to protect the public safety in the community served by the collaborative.

SECTION _____. Section 539.007, Government Code, is amended to read as follows:

Sec. 539.007. REDUCTION AND CESSATION OF FUNDING. The department shall establish processes by which the department may reduce or cease providing funding to an entity if the community collaborative operated by the entity does not meet the outcome measures selected by the entity for the collaborative under Section 539.005 [~~or is not self-sustaining after seven years~~]. The department shall redistribute any funds withheld from an entity under this section to other entities operating high-performing collaboratives on a competitive basis.

SECTION _____. The changes in law made by this Act apply to a grant awarded on or after the effective date of this Act. A grant awarded under a provision amended by this Act is governed by the law in effect on the date the grant was awarded, and the former law is continued in effect for that purpose.

Amendment No. 1 was adopted.

CSHB 2295 (by Wu), A bill to be entitled An Act relating to allowing certain counties to cease operation of a juvenile justice alternative education program. (Buckley, Cain, Gates, Harris, Krause, Leman, Patterson, Slaton, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 2357 (by Reynolds), A bill to be entitled An Act relating to an exception from required disclosure of information related to certain crime victims. (Craddick, Dean, Harris, Leman, Middleton, Parker, Patterson, and Price recorded voting no.)

CSHB 2380 (by Smith and Oliverson), A bill to be entitled An Act relating to participation by videoconference at informal proceedings of the Texas Medical Board. (Patterson and Slaton recorded voting no.)

CSHB 2424 (by Murr, Cain, Lambert, Shine, and Patterson), A bill to be entitled An Act relating to the exclusion of certain conveyances from classification as pretended sales.

HB 2503 (by Guillen), A bill to be entitled An Act relating to procedures governing a regional mobility authority in relation to certain federal public transportation funding. (C. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cyrier, Dean, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 2539 (by J. Turner, Harless, E. Morales, and Capriglione), A bill to be entitled An Act relating to the distribution of funds designated for the low-income vehicle repair assistance, retrofit, and accelerated vehicle retirement program. (Allison, Anderson, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 2545 (by Thierry, Patterson, and Romero), A bill to be entitled An Act relating to health benefit plan coverage of hearing aids and cochlear implants for certain individuals. (C. Bell, K. Bell, Biedermann, Buckley, Burns, Cain, Cason, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Noble, Schaefer, Shaheen, Slaton, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 2618 was transferred to the Committee on Calendars.

SB 763 (Cook, Anchia, S. Thompson, Rose, Goldman, et al. - House Sponsors), in lieu of **HB 2637**, A bill to be entitled An Act relating to the creation of the urban air mobility advisory committee. (C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cyrier, Gates, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 1

Representative Cook offered the following amendment to **SB 763**:

Amend **SB 763** (house committee report) on page 1, between lines 17 and 18, by inserting the following appropriately numbered subdivisions and renumbering the subdivisions of added Section 21.004(b), Transportation Code, and any cross-references accordingly:

- commercial airport representatives;
- vertical takeoff and landing operators;

Amendment No. 1 was adopted.

Representative Cook moved to lay **HB 2637** on the table subject to call, and the motion prevailed.

HB 2688 (by VanDeaver), A bill to be entitled An Act relating to the term of office for certain trustees of an independent school district. (Patterson and Spiller recorded voting no.)

The chair moved **HB 2701** until the end of today's local, consent, and resolutions calendar.

CSHB 2709 (by J.E. Johnson), A bill to be entitled An Act relating to the county in which an application for court-ordered mental health services must be filed. (K. Bell, Biedermann, Bonnen, Buckley, Burrows, Cain, Clardy, Gates, Harless, Harris, Hull, Krause, Leach, Middleton, Noble, Oliverson, Patterson, Slaton, Slawson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 2748 (by Ellzey), A bill to be entitled An Act relating to the enforcement of commercial motor vehicle safety standards in certain municipalities. (Buckley, Burns, Cain, Cyrier, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Slaton, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 2754 (by Allen, Cole, and Collier), A bill to be entitled An Act relating to post-release housing for inmates released on parole or to mandatory supervision. (Allison, Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Paul, Sanford, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Spiller, Stucky, Swanson, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 2756 (by Allen, Bernal, and Collier), A bill to be entitled An Act relating to the donation of food by public school campuses. (Slaton and Smithee recorded voting no.)

Amendment No. 1

Representative Bernal offered the following amendment to **HB 2756**:

Amend **HB 2756** (house committee report) as follows:

- (1) On page 1, line 5, strike "(b), (c), and (d)" and substitute "(b) and (c)".
- (2) On page 2, strike lines 10 through 17.

Amendment No. 1 was adopted.

CSHB 2803 (by S. Thompson, et al.), A bill to be entitled An Act relating to a commercial landlord's or tenant's remedies regarding certain unlawful activities in a multiunit commercial property. (Biedermann, Bonnen, Burns, Burrows, Harris, Landgraf, Leach, Middleton, Murr, Oliverson, Patterson, Sanford, Shaheen, Slaton, Smith, Spiller, and VanDeaver recorded voting no.)

CSHB 2831 (by White and Spiller), A bill to be entitled An Act relating to the confinement in county jail of persons with intellectual or developmental disabilities. (C. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Schaefer, Shaheen, Slaton, 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.)

CSHB 2851 (by Lucio), A bill to be entitled An Act relating to the consideration of modeled sustained groundwater pumping in the adoption of desired future conditions in groundwater conservation districts. (Allison, C. Bell, K. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Sanford, Schaefer, Shaheen, Slaton, 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.)

CSHB 2975 (by Hull, Oliverson, Cain, Moody, Bernal, et al.), A bill to be entitled An Act relating to prohibiting the physical restraint of or use of chemical irritants on certain public school students by peace officers and school security personnel under certain circumstances. (Ashby, Darby, Geren, Harris, Price, Shine, Slaton, Smith, and Stucky recorded voting no.)

HB 2988 (by Minjarez, Middleton, P. King, Hull, and Vasut), A bill to be entitled An Act relating to copayments required by a health maintenance organization or preferred provider benefit plan for visiting physical therapists. (C. Bell, Noble, Patterson, Schaefer, Slaton, and Tinderholt recorded voting no.)

CSHB 3005 (by Ramos), A bill to be entitled An Act relating to annulment of a marriage on the grounds of concealed divorce. (Anderson, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cyrier, Dean, Gates, Goldman, Harless, Harris, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Shaheen, Slaton, Slawson, Smith, Spiller, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 3007 (by Ramos), A bill to be entitled An Act relating to annulment of a marriage on the grounds of fraud, duress, or force. (Anderson, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Craddick, Cyrier, Gates, Goldman, Harless, Harris, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Price, Schaefer, Shaheen, Slaton, Slawson, Smith, Spiller, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 3098 (by Cason, Lopez, et al.), A bill to be entitled An Act relating to conducting certain medical examinations using telemedicine under the workers' compensation system. (Bonnen, Burrows, Leach, Oliverson, Patterson, Smith, and Spiller recorded voting no.)

HB 3153 (by Harris), A bill to be entitled An Act relating to the designation of State Highway 22 in Navarro County as the Dr. Kent Rogers Memorial Highway. (Swanson recorded voting no.)

HB 3203 (by Dutton), A bill to be entitled An Act relating to alternative times of possession under a standard possession order in a suit affecting the parent-child relationship. (Lambert, Noble, and Patterson recorded voting no.)

SB 1860 (Neave - House Sponsor), in lieu of **HB 3273**, A bill to be entitled An Act relating to creating an electronic application system for state student financial assistance. (K. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Murr, Patterson, Shaheen, Slaton, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Representative Neave moved to lay **HB 3273** on the table subject to call, and the motion prevailed.

HB 3301 (by Landgraf), A bill to be entitled An Act relating to the designation of a portion of State Highway 302 in Winkler County as the Hazel and Margie Thompson Memorial Highway.

CSHB 3319 (by Meyer, Stucky, et al.), A bill to be entitled An Act relating to certain measures to promote compliance with and improve public awareness of the state's move over or slow down law concerning the passing of certain vehicles. (C. Bell, Biedermann, Buckley, Burns, Cain, Cyrier, Gates, Goldman,

Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Slaton, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 3322 (by Metcalf), A bill to be entitled An Act relating to the selection and administration of an appraisal review board in certain counties; authorizing a fee. (Darby, Dean, Geren, Holland, Patterson, Shine, Slaton, Smithee, and Stucky recorded voting no.)

CSHB 3374 (by Pacheco, Patterson, Campos, et al.), A bill to be entitled An Act relating to the requirement to compare and verify signatures when renting a motor vehicle. (Parker, Price, and Slaton recorded voting no.)

CSHB 3417 (by Fierro), A bill to be entitled An Act relating to the regulation of manufactured homes. (Ashby, Cyrier, Darby, Dean, Geren, Goldman, Hefner, Holland, Lambert, Metcalf, Middleton, Noble, Patterson, Shaheen, Shine, Smithee, and Stucky recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 3422 (by Morrison), A bill to be entitled An Act relating to restrictions under disaster remediation contracts; providing a civil penalty. (Patterson, Slaton, and Tinderholt recorded voting no.)

CSHB 3449 (by Price), A bill to be entitled An Act relating to the membership of a public school concussion oversight team and the removal of a public school student from an interscholastic athletic activity on the basis of a suspected concussion. (Slaton recorded voting no.)

CSHB 3456 (by White), A bill to be entitled An Act relating to inclusion of funds received by certain educational institutions or programs in foundation school program funds for purposes of certain budget reductions. (Patterson, Slaton, and Tinderholt recorded voting no.)

HB 3469 (by Hinojosa), A bill to be entitled An Act relating to certain notice requirements and filing requirements in court proceedings involving persons with mental illness. (C. Bell, Buckley, Burns, Cain, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Schaefer, Shaheen, Slaton, 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.)

CSHB 3489 (by Parker, Dutton, Ordaz Perez, Buckley, and Price), A bill to be entitled An Act relating to development of guidelines for the use of digital devices in public schools and a school district or open-enrollment charter school policy for the effective integration of those devices. (Patterson and Slaton recorded voting no.)

CSHB 3504 (by Lambert and Darby), A bill to be entitled An Act relating to repairs made pursuant to a tenant's notice of intent to repair and the refund of a tenant's security deposit. (C. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman,

Hefner, Holland, Krause, Landgraf, Metcalf, Murr, Noble, Patterson, Schaefer, Slaton, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 3512 (by Canales, Murr, and Kacal), A bill to be entitled An Act relating to highway memorial signs for certain deceased peace officers.

HB 3521 (by Hunter), A bill to be entitled An Act relating to the definition of coercion for purposes of trafficking of persons.

CSHB 3551 (by Craddick), A bill to be entitled An Act relating to the release of data purchased by the Texas Department of Transportation. (Patterson and Swanson recorded voting no.)

CSHB 3584 (by Murr, Krause, Allison, Burns, Ashby, et al.), A bill to be entitled An Act relating to monuments, markers, medallions, and antiquities controlled by or in the custody of the Texas Historical Commission; authorizing civil penalties. (Collier, Crockett, and Hinojosa recorded voting no.)

CSHB 3660 (by White and Collier), A bill to be entitled An Act relating to youth diversion programs for children accused of certain fine-only offenses and related criminal justice matters; authorizing and imposing fees and fines. (Allison, K. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Metcalf, Murr, Shaheen, Slaton, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 3722 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: Tinderholt, Biedermann, Toth, Patterson, and Slawson.)

CSHB 3742 (by Capriglione, Oliverson, and Smithee), A bill to be entitled An Act relating to a prohibition on the use of genetic information gathered from direct-to-consumer genetic tests by a long-term care benefit plan issuer or a life insurance company. (Cason, Patterson, and Slaton recorded voting no.)

HB 3744 (by Capriglione and Cain), A bill to be entitled An Act relating to the prohibited use or dissemination of certain private or false information; providing a civil penalty; creating a criminal offense; increasing a criminal penalty. (Darby, Geren, Patterson, Shine, Slaton, Stucky, and Tinderholt recorded voting no.)

HB 3756 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: C. Turner, Beckley, Goodwin, Israel, and Meza.)

CSHB 3818 (by Guillen), A bill to be entitled An Act relating to payments associated with certain medical examinations under the workers' compensation system; imposing a fee. (Allison, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cook, Craddick, Cyrier, Dean, Ellzey, Gates, Goldman, Harless, Harris,

Hefner, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Patterson, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 3819 (by Klick), A bill to be entitled An Act relating to a public school district policy providing that a school nurse may administer prescription asthma medicine to a student. (Bonnen, Burrows, Leach, and Oliverson recorded voting no.)

CSHB 3859 (by Guillen), A bill to be entitled An Act relating to the issuance of specialty license plates for recipients of certain Texas military awards. (Bonnen, Buckley, Burrows, Cain, Gates, Krause, Leach, Oliverson, Slaton, Smith, Spiller, Toth, Vasut, and Wilson recorded voting no.)

CSHB 3868 (by Murr, Swanson, Bucy, Cain, A. Johnson, et al.), A bill to be entitled An Act relating to the presidential electors of this state. (Slaton recorded voting no.)

CSHB 3897 (by S. Thompson), A bill to be entitled An Act relating to fees levied by municipalities and counties for alcoholic beverage permits and licenses. (Harris, Middleton, Patterson, Slaton, and Swanson recorded voting no.)

CSHB 3898 (by Anchia), A bill to be entitled An Act relating to the funding of public retirement systems. (Anderson, Buckley, Burns, Cain, Clardy, Craddick, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Leman, Metcalf, Murr, Sanford, 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.)

CSHB 3922 (by Oliverson), A bill to be entitled An Act relating to information provided by health care providers and hospitals to certain patients regarding pharmaceutical manufacturer patient assistance programs for insulin. (Slaton and Tinderholt recorded voting no.)

HB 3932 (by Bernal and Guillen), A bill to be entitled An Act relating to the establishment of the State Advisory Council on Educational Opportunity for Military Children. (Anderson, C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Spiller, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 3949 (by Martinez), A bill to be entitled An Act relating to the authority of the Texas Department of Transportation to sell a portion of a state highway to an airport, inland port, or seaport. (Anderson, C. Bell, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Slaton, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Amendment No. 1

Representative Martinez offered the following amendment to **CSHB 3949**:

Amend **CSHB 3949** (house committee report) on page 1 of the bill by striking lines 8 through 12 and substituting the following:

Sec. 202.034. SALE OF CERTAIN STATE HIGHWAYS ABUTTING PORT OF ENTRY AT INTERNATIONAL BRIDGE. (a) Notwithstanding any other law, the department may enter into an agreement to sell a portion of a state highway that abuts a privately owned port of entry at an international bridge to the owner or operator of the port of entry.

Amendment No. 1 was adopted.

CSHB 3964 (by Hull), A bill to be entitled An Act relating to construction of certain laws prohibiting discrimination, distinctions, inducements, rebates, and certain other conduct related to property and casualty insurance. (Dean, Lambert, Patterson, and Slaton recorded voting no.)

CSHB 3976 (by Collier), A bill to be entitled An Act relating to the authorized activities of a manufacturer's agent's warehousing permit holder. (Anderson, Buckley, Burns, Cain, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harris, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Noble, Patterson, Sanford, Shaheen, Slawson, 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.)

CSSB 445 (Canales - House Sponsor), in lieu of **HB 3992**, A bill to be entitled An Act relating to the use of a flashing warning signal light and certain other equipment by a person operating a school bus. (Slaton recorded voting no.)

Representative Canales moved to lay **HB 3992** on the table subject to call, and the motion prevailed.

HB 4004 (by Rogers, Shine, and K. King), A bill to be entitled An Act relating to a study by Texas A&M University of the appraisal of agricultural land for ad valorem tax purposes. (Buckley, Burns, Cain, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Shaheen, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 4025 (by Rodriguez), A bill to be entitled An Act relating to applicability of civil service status to emergency medical services personnel in certain municipalities. (K. Bell, Harless, Slaton, Smith, Spiller, and Tinderholt recorded voting no.)

CSHB 4068 (by Parker), A bill to be entitled An Act relating to the eligibility of certain public retirement systems for police and fire fighters to participate in the Texas Municipal Retirement System. (Slaton recorded voting no.)

CSHB 4073 (by Smith), A bill to be entitled An Act relating to the operation of a vehicle or combination of vehicles on a state highway or farm or ranch road at a weight that exceeds the maximum weight authorized for the road; imposing a

criminal penalty. (Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Metcalf, Murr, Patterson, Shaheen, Slaton, Tinderholt, 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.)

HB 4074 (by Hunter and Collier), A bill to be entitled An Act relating to the collection and use of suicide data by the statewide behavioral health coordinating council. (Buckley, Cain, Cyrier, Gates, Hefner, Krause, Slaton, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4087 (by Burns), A bill to be entitled An Act relating to the enforcement of commercial motor vehicle safety standards in certain municipalities. (Oliverson, Patterson, Slaton, and Tinderholt recorded voting no.)

CSHB 4094 (by Frank), A bill to be entitled An Act relating to certain procurements by the Department of Family and Protective Services. (Slaton recorded voting no.)

HB 4096 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 4113 (by Talarico), A bill to be entitled An Act relating to the confidentiality of juvenile justice information. (Harris, Oliverson, and Slaton recorded voting no.)

CSHB 4131 (by Parker, Anchia, Stephenson, Capriglione, and Perez), A bill to be entitled An Act relating to the self-directed and semi-independent status of the State Securities Board; authorizing fees. (Allison, K. Bell, Buckley, Cain, Cyrier, Gates, Harless, Hefner, Holland, Krause, Patterson, Sanford, Schaefer, Shaheen, Slaton, Swanson, 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.)

CSHB 4140 (by Coleman), A bill to be entitled An Act relating to issues affecting counties and certain other governmental entities and residents. (Allison, Anderson, Ashby, K. Bell, Buckley, Burns, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Paul, Sanford, Schaefer, Shaheen, Shine, Slaton, Slawson, Smithee, Stucky, Swanson, E. Thompson, 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.)

HB 4269 (by Hull and Meyer), A bill to be entitled An Act relating to the procedure to be used by an appraisal review board to conduct a hearing on a protest. (Lambert recorded voting no.)

HB 4279 (by Dominguez), A bill to be entitled An Act relating to the eligibility of the Windham School District to participate in the Jobs and Education for Texans (JET) Grant Program. (Buckley, Burns, Cain, Clardy,

Cyrier, Gates, Goldman, Holland, Krause, Lambert, Landgraf, Leman, Metcalf, Murr, Patterson, Shaheen, Slaton, Slawson, 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.)

CSHB 4354 (by Coleman), A bill to be entitled An Act relating to the administration of medication to certain persons in the custody of a sheriff. (Anderson, K. Bell, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Harris, Holland, Hull, Krause, Lambert, Landgraf, Metcalf, Middleton, Murr, Patterson, Shaheen, Slaton, Slawson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 4356 (by Ashby), A bill to be entitled An Act relating to the qualifications of directors of certain municipal development districts. (Allison, K. Bell, Buckley, Cain, Cyrier, Gates, Hefner, Krause, Patterson, Sanford, Shaheen, Slaton, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4374 (by Cyrier), A bill to be entitled An Act relating to the use of executory contracts for the purchase of land to be used as a residence in certain counties. (C. Bell, Patterson, Schaefer, and Slaton recorded voting no.)

Amendment No. 1

Representative Cyrier offered the following amendment to **CSHB 4374**:

Amend **CSHB 4374** (house committee printing) on page 1, line 17 by striking "measuring 20 acres or less".

Amendment No. 1 was adopted.

HB 4450 (by Raymond and Guillen), A bill to be entitled An Act relating to training on emergency management for members of the emergency management council and state emergency response commission. (Anderson, Bonnen, Burns, Burrows, Cain, Clardy, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 4471 (by Goldman and Howard), A bill to be entitled An Act relating to examination fees for the review and approval of public securities and related proceedings and funding for victims assistance and sexual assault prevention services.

HB 4471 - REMARKS

REPRESENTATIVE GOLDMAN: This bill puts money into the Texas Crime Victims' Compensation Fund.

Amendment No. 1

Representative Goldman offered the following amendment to **HB 4471**:

Amend **HB 4471** (house committee printing) as follows:

(1) On page 1, line 6, between "amended" and "to", insert "by amending Subsection (c) and adding Subsection (f)".

(2) Strike page 1, lines 8 through 15.

(3) On page 1, line 16, strike "and (e)".

(4) Strike page 1, line 23 through page 2, line 12 and substitute the following:

(f) The revenue attributable to fees collected under this section during a state fiscal biennium that is not otherwise appropriated in the General Appropriations Act for that state fiscal biennium may be appropriated to the attorney general only for the purpose of administering victim-related services and sexual assault programs.

(5) On page 2, line 14, strike "bond approval" and substitute "record of proceedings".

(6) On page 2, line 15, strike "bond approval" and substitute "record of proceedings".

(7) On page 2, line 16, strike "govnerend" and substitute "governed".

(8) On page 2, line 17, strike "bond" and substitute "record".

GOLDMAN: This removes Section (e). There was a typo, and it has nothing to do with this bill and statute.

Amendment No. 1 was adopted.

REPRESENTATIVE ISRAEL: I intend to speak for 10 minutes to take this bill back to Local and Consent. It's been a difficult session, so thank you for your attention. And I will speak on the bill. I suppose I'll start with I talked to some of the folks involved with this bill, and it's got some troubling language and some language changes that I feel comfortable that I'm doing the right thing today. **HB 4471**, I'll read the bill first—it's short—and then go into some of the background on it.

It states: "If the issuer is a non-profit corporation, the nonrefundable examination fee required by this section is equal to one-fourth of one percent of the principal amount of the public security to which the record of proceedings relates. The attorney general may adopt rules necessary to administer this section." The new text that's underlined states: "Fees collected by the attorney general under this section shall be deposited in the state treasury and expended as provided in the General Appropriations Act. Fees collected in excess of amounts provided in the General Appropriations Act may be appropriated back to the attorney general for the purpose of administering victim-related services and sexual assault programs." This is inserted into existing text. Section 2 is the subsequent text: "The changes in law made by this Act apply only to a bond approval submitted to the attorney general on or after the effective date of this Act. A bond approval submitted to the attorney general before the effective date of this Act is governed by the law in effect on the date the bond was submitted, and the former law is continued in effect for that purpose." This Act would take effect September 1, 2021.

The floor amendment was a technical cleanup amendment. It removed Section 1202.004(e) from the bill, a section which was inadvertently added during the drafting process, not underlined, missed at each step of the drafting and review process, and completely unrelated to the intent of this bill. We strike (e) and (f) in this section, a section which was inadvertently added during the drafting process—again, to repeat—missed at each step of the drafting and review process, and completely unrelated to the intent of this bill. We added (f)—

REPRESENTATIVE CAPRIGLIONE: I have some questions for you. I see that you're opposing this bill, and this is one of the things that came up during the COVID-19 pandemic. As you're aware, this particular crime fund is used to help victims of trafficking and sexual assault. And what happened during the pandemic is that, as you know, a lot of different businesses were closed, and some of those businesses were businesses that have fees or other items that go into this fund. And so during the interim what we saw is that this fund was running a deficit, effectively, in terms of its ability to provide help to women, primarily, who are victims of sexual assault. And so we needed to find a way to make sure to get those services and that support that were not going to these female victims. And so I guess I'm trying to understand why you're trying to not allow us to fund those much-needed, critical, and I would say, assumed, services.

ISRAEL: Well, thank you for the question. I think we do a lot of things in this building to make us feel good about what we're doing but don't always have—

CAPRIGLIONE: I'm sorry, this isn't a feel-good deal. This is help and support for women who have been sexually assaulted. This isn't a feel-good. This is money that goes to nonprofits. I'm just sitting here shocked, and I mean that. I mean, I get it, kind of, but on this bill, it is something that I had helped work on during the interim. And when you see that because of COVID-19 that we have these funds, a lot of funds, and most of them come from dedicated revenue sources, and because of the pandemic, this fund specifically was hurt more than others. So we did everything we could, and we wanted to continue to do everything we could, to help these victims.

ISRAEL: Well, I suppose I just see it differently, Representative. I hear what you're saying. There's so much that we could do that we want to do in these 140 days, and we've run out of time. And this is a situation in which the money is going—

CAPRIGLIONE: I'm sorry, what do you mean by we've run out of time? I think we only run out of time in about three minutes.

ISRAEL: The money is going to the General Appropriations Act and the fees collected in excess, I'll stress the word—may—be given to the Office of the Attorney General.

CAPRIGLIONE: They may be given. They may be given because, obviously, we want to make sure that that fund is fully funded. The purpose of this—

ISRAEL: Representative Capriglione, it is permissive and it's only if the money is available. So I think you're making this into a—

CAPRIGLIONE: This is the country's largest crime victim compensation program. The country's largest crime victim compensation program—we need to be able to fund this.

ISRAEL: It is funded.

CAPRIGLIONE: It can't be funded if there's—

ISRAEL: This is not defunding the crime victims' fund.

CAPRIGLIONE: It does not provide a stable source. Currently, COVID-19 caught us unaware on a lot of dedicated funds that we have, and I hope, obviously, like everyone else, COVID-19 or anything like that doesn't happen again. But we need to make sure there's a Plan B in something as important and critical as this. If you don't mind, there's some other questions.

ISRAEL: I was finishing my—

CAPRIGLIONE: I think some other folks have questions.

ISRAEL: My statement to you is that these are fees that are collected in excess that may be given to the Office of the Attorney General.

REPRESENTATIVE KRAUSE: I'll try to talk really fast because Representative Israel, I hope you will withdraw your contention of this bill in the next minute and 58 seconds. I have **HB 3185** that passed unanimously out of the Appropriations Committee. And what we're trying to do is make sure that some of the folks who are traumatized at the point of their attack or anything that has gone on, who don't feel like they can talk to law enforcement at that time, who can't give a statement, whether it's at the hospital or at the scene of the crime, we don't want them to be ineligible for the program. These are, as Representative Capriglione said, some women in some very tough circumstances and who find themselves in tough places. If you kill this bill, then we won't be able to give them the help that they need. In fact, I've been working with Representative Ann Johnson and I've worked with Representative Donna Howard on adding relocation services in there for some sexual assault survivors. And so if we don't have this bill, we can't increase the program to help out those women in that very, very incredibly important place. So I know there's not that much time left. I would implore you to withdraw and to stop talking so we can pass this bill to help out survivors of domestic abuse.

ISRAEL: I visited with Representative Howard about this bill in particular, and I feel comfortable in what I'm doing right now.

REPRESENTATIVE HOWARD: Representative Israel, you know that this is a fund that we really want to be supporting, right? Absolutely?

ISRAEL: Yes, so many of us have worked on it session after session.

HOWARD: Yes, and part of the challenge we were having with the actual funding of this particular method—Representative Goldman was going to be helping me change this, but it has not happened yet—is that the fees were not going to be coming out of financial institutions, as we had thought, but instead were coming out of homeless and hospitals and higher education. And we've

been hearing from the stakeholders now that they were not supportive of this once they found out where the money was coming from. Now clearly, he was going to help to change that, but that hadn't happened yet. So right now, as it stands, this is money coming out of—

HB 4471 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.

REMARKS ORDERED PRINTED

Representative Middleton moved to print all remarks on **HB 4471**.

The motion prevailed.

CSHB 4474 (by Parker, Anchia, Stephenson, Capriglione, Perez, et al.), A bill to be entitled An Act relating to the control of virtual currency and the rights of purchasers who obtain control of virtual currency for purposes of the Uniform Commercial Code. (Allison, K. Bell, Cain, Cyrier, Gates, Harless, Hefner, Hull, Krause, Patterson, Sanford, Slaton, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4485 (by Guillen), A bill to be entitled An Act relating to the release of a defendant arrested for a misdemeanor punishable by fine only. (Allison, K. Bell, Buckley, Cain, Cook, Craddick, Cyrier, Ellzey, Gates, Harless, Harris, Krause, Leman, Noble, Parker, Paul, Price, Sanford, Shaheen, Slaton, Slawson, E. Thompson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4563 (by Guillen), A bill to be entitled An Act relating to notice of the form to be used by a person to request a written statement stating whether there are any delinquent ad valorem taxes owed by the person to certain taxing units. (Patterson recorded voting no.)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Coleman on motion of Herrero.

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR (consideration continued)

HB 4568 (by Holland), A bill to be entitled An Act relating to the Rockwall County Juvenile Board. (Buckley, Cain, Dean, Gates, Krause, Patterson, Toth, Vasut, and Wilson recorded voting no.)

HB 4604 (by Dutton), A bill to be entitled An Act relating to the authority of the Barrett Management District to impose an assessment. (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Shine, Slaton, Smithee, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HCR 15 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.

HCR 23 (by Murr), A bill to be entitled An Act designating Llano as the official Barrel Racing Capital of Texas for a 10-year period beginning in 2021.

HCR 23 was adopted by (Record 939): 137 Yeas, 8 Nays, 2 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; 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; Minjarez; 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; Schofield; Shaheen; Sherman; Shine; 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; Hull; Middleton; Oliverson; Patterson; Slaton; Slawson; Vasut.

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

Absent, Excused — Coleman; Raney.

Absent — Beckley.

STATEMENTS OF VOTE

When Record No. 939 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

When Record No. 939 was taken, I was shown voting yes. I intended to vote no.

Toth

HCR 32 (by Reynolds), A bill to be entitled An Act designating Missouri City as the official Hip-Hop Capital of Texas for a 10-year period beginning in 2021.

HCR 32 was adopted by (Record 940): 124 Yeas, 22 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; 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; 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; Meyer; Meza; Middleton; Minjarez; 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; Schofield; Sherman; Shine; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bell, C.; Cain; Cason; Cook; Harris; Hefner; Holland; Hull; Krause; Metcalf; Oliverson; Patterson; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Tinderholt; Toth; Vasut; White.

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

Absent, Excused — Coleman; Raney.

STATEMENTS OF VOTE

When Record No. 940 was taken, I was shown voting yes. I intended to vote no.

Harless

When Record No. 940 was taken, I was shown voting yes. I intended to vote no.

Wilson

SCR 11 (E. Morales - House Sponsor), in lieu of **HCR 33**, A bill to be entitled An Act designating Fort Davis as the official Highest Town in Texas for a 10-year period beginning in 2021.

SCR 11 was adopted by (Record 941): 129 Yeas, 17 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; 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; 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; Meyer; Meza; Middleton; Minjarez; 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; Schofield; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Cason; Harris; Hefner; Holland; Hull; Krause; Metcalf; Oliverson; Patterson; Shaheen; Slaton; Slawson; Smith; Swanson; Toth; Vasut.

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

Absent, Excused — Coleman; Raney.

STATEMENT OF VOTE

When Record No. 941 was taken, I was shown voting yes. I intended to vote no.

Wilson

Representative E. Morales moved to lay **HCR 33** on the table subject to call, and the motion prevailed.

HCR 46 (by Hunter), A bill to be entitled An Act designating April as Beach Safety and Rip Current Awareness Month for a 10-year period beginning in 2021.

HCR 46 was adopted by (Record 942): 143 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; 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; 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; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; 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 — Patterson; Slawson; Toth.

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

Absent, Excused — Coleman; Raney.

STATEMENTS OF VOTE

When Record No. 942 was taken, I was shown voting no. I intended to vote yes.

Patterson

When Record No. 942 was taken, I was shown voting no. I intended to vote yes.

Slawson

When Record No. 942 was taken, I was shown voting no. I intended to vote yes.

Toth

HCR 61 (by Leman), A bill to be entitled An Act designating the Texas star mushroom as the official State Mushroom of Texas.

HCR 61 was adopted by (Record 943): 117 Yeas, 27 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; Campos; Canales; Capriglione; Clardy; Cole; 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; Harless; 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; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smithee; Spiller; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bonnen; Cain; Cason; Cook; Gates; Goldman; Harris; Hefner; Holland; Huberty; Krause; Metcalf; Middleton; Noble; Oliverson; Patterson; Schaefer; Shaheen; Slaton; Slawson; Smith; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent — Morales Shaw; Stephenson.

STATEMENT OF VOTE

When Record No. 943 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

HCR 62 (by Hunter and Pacheco), A bill to be entitled An Act designating the second Monday in October as Indigenous Peoples' Day for a 10-year period beginning in 2021.

HCR 62 was adopted by (Record 944): 124 Yeas, 21 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; Clardy; Cole; Collier; 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; 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; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Capriglione; Cason; Cook; Craddick; Harris; Hefner; Hull; Krause; Middleton; Noble; Parker; Price; Schaefer; Shaheen; Slaton; Slawson; Smithee; Tinderholt; Vasut.

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

Absent, Excused — Coleman; Raney.

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 944 was taken, I was shown voting no. I intended to vote yes.

Hull

When Record No. 944 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 944 was taken, I was shown voting yes. I intended to vote no.

Sanford

When Record No. 944 was taken, I was shown voting yes. I intended to vote no.

Toth

CSHCR 71 (by Lopez, Anchia, Minjarez, Raymond, Martinez Fischer, et al.), A bill to be entitled An Act urging Congress to bestow on Marcelino Serna the Congressional Medal of Honor.

CSHCR 71 was adopted by (Record 945): 144 Yeas, 0 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; 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; 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.

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

Absent, Excused — Coleman; Raney.

Absent — Slaton.

CSHCR 83 (by Parker), A bill to be entitled An Act designating June 2 as Italian Heritage Day for a 10-year period beginning in 2021.

CSHCR 83 was adopted by (Record 946): 144 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; 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; 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; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Swanson.

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

Absent, Excused — Coleman; Raney.

STATEMENTS OF VOTE

When Record No. 946 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 946 was taken, I was shown voting no. I intended to vote yes.

Swanson

When Record No. 946 was taken, I was shown voting yes. I intended to vote no.

Toth

HR 885 (by Metcalf), A bill to be entitled An Act electing the children of house members to the office of mascot.

HR 885 was adopted by (Record 947): 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; 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; Wilson; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

HR 886 (by Metcalf), A bill to be entitled An Act designating the grandchildren of house members as honorary mascots.

HR 886 was adopted by (Record 948): 145 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; 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; 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; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Toth.

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

Absent, Excused — Coleman; Raney.

STATEMENT OF VOTE

When Record No. 948 was taken, I was shown voting no. I intended to vote yes.

Toth

CSSB 160 (Darby - House Sponsor), A bill to be entitled An Act relating to county road reports. (Buckley, Burns, Cain, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Shaheen, 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 211 (Landgraf - House Sponsor), A bill to be entitled An Act relating to judicial review of acts by the Texas Commission on Environmental Quality. (K. Bell, Harless, Patterson, Slaton, and Tinderholt recorded voting no.)

SB 460 (Raymond - House Sponsor), A bill to be entitled An Act relating to designating the 11th day of each month as Buddy Check Day. (Dean, Harris, Patterson, Sanford, and Spiller recorded voting no.)

SB 510 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 600 (T. King - House Sponsor), A bill to be entitled An Act relating to an inventory of dams controlled by river authorities. (K. Bell, Harless, Middleton, Patterson, Slaton, and Tinderholt recorded voting no.)

SB 633 was previously passed to third reading in lieu of **HB 1285** on May 8.

SB 634 (Anderson - House Sponsor), 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. (Patterson and Schaefer recorded voting no.)

SB 692 (Smithee - House Sponsor), A bill to be entitled An Act relating to access to certain financial records by the guardianship abuse, fraud, and exploitation deterrence program. (Patterson and Slaton recorded voting no.)

SB 780 was previously passed to third reading in lieu of **HB 2210** on May 8.

SB 858 (Davis - House Sponsor), A bill to be entitled An Act relating to the disclosure of information collected by a metropolitan rapid transit authority, regional transportation authority, municipal transit department, or coordinated county transportation authority under the public information law. (Allison, Anderson, K. Bell, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Metcalf, Murr, Patterson, Toth, VanDeaver, and Wilson recorded voting no.)

SB 879 was previously passed to third reading in lieu of **HB 998** on May 8.

SB 886 (Romero - House Sponsor), A bill to be entitled An Act relating to the provision of citizenship assistance to veterans by the Texas Veterans Commission. (C. Bell, Price, and Schaefer recorded voting no.)

SB 901 (Landgraf - House Sponsor), A bill to be entitled An Act relating to the enforcement of commercial motor vehicle safety standards in certain counties. (Middleton, Patterson, and Slaton recorded voting no.)

Amendment No. 1

Representative Wilson offered the following amendment to **SB 901**:

Amend **SB 901** (house committee printing) as follows:

(1) Strike page 1, line 18.

(2) On page 2, line 1, between "year" and the period, insert the following:

; or

(6) a county with a population of more than 40,000 and less than 300,000 that is adjacent to a county described by Subdivision (4)

Amendment No. 1 was adopted.

CSSB 906 (Murr - House Sponsor), A bill to be entitled An Act relating to the civil commitment of sexually violent predators.

SB 941 was previously passed to third reading in lieu of **HB 1908**.

SB 952 (Walle and Reynolds - House Sponsors), 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. (Allison, Anderson, K. Bell, Buckley, Cain, Clardy, Cyrier, Gates, Harless, Harris, Krause, Middleton, Slaton, Slawson, 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.)

SB 1056 (Wu - House Sponsor), A bill to be entitled An Act relating to criminal liability for reporting false information to draw an emergency response; creating an offense. (Slaton recorded voting no.)

Amendment No. 1

Representative Wu offered the following amendment to **SB 1056**:

Amend **SB 1056** (house committee report) as follows:

(1) Strike SECTION 1 of the bill (page 1, line 5, though page 3, line 1) and substitute the following:

SECTION 1. Chapter 42, Penal Code, is amended by adding Section 42.0601 to read as follows:

Sec. 42.0601. FALSE REPORT TO INDUCE EMERGENCY RESPONSE.

(a) A person commits an offense if:

(1) the person makes a report of a criminal offense or an emergency or causes a report of a criminal offense or an emergency to be made to a peace officer, law enforcement agency, 9-1-1 service as defined by Section 771.001, Health and Safety Code, official or volunteer agency organized to deal with emergencies, or any other governmental employee or contractor who is authorized to receive reports of a criminal offense or emergency;

(2) the person knows that the report is false;

(3) the report causes an emergency response from a law enforcement agency or other emergency responder; and

(4) in making the report or causing the report to be made, the person is reckless with regard to whether the emergency response by a law enforcement agency or other emergency responder may directly result in bodily injury to another person.

(b) An offense under this section is a Class A misdemeanor, except that the offense is:

(1) a state jail felony if it is shown on the trial of the offense that the defendant has previously been convicted two or more times of an offense under this section; or

(2) a felony of the third degree if:

(A) the false report was of a criminal offense to which a law enforcement agency or other emergency responder responded; and

(B) a person suffered serious bodily injury or death as a direct result of lawful conduct arising out of that response.

(c) If conduct constituting an offense under this section also constitutes an offense under another section of this code, the actor may be prosecuted under either section or both sections.

(d) This section may not be construed in any manner to conflict with 47 U.S.C. Section 230 or 42 U.S.C. Section 1983.

(2) On page 3, line 4, strike "SWATTING. The offense of swatting" and substitute "FALSE REPORT TO INDUCE EMERGENCY RESPONSE. An offense under Section 42.0601, Penal Code,".

(3) On page 3, line 7, strike "communicated" and substitute "made".

(4) On page 3, line 8, between "agency" and "responded", insert "or other emergency responder".

(5) On page 4, line 9, strike "22.14" and substitute "42.0601".

(6) On page 4, lines 9 and 10, strike "been previously adjudicated for conduct in violation of" and substitute "previously been adjudicated as having engaged in conduct violating".

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

SECTION _____. Article 42.037, Code of Criminal Procedure, is amended by adding Subsection (w) to read as follows:

(w) If a defendant is convicted of an offense under Section 42.0601, Penal Code, the court may order the defendant to make restitution to an entity for the reasonable costs of the emergency response by that entity resulting from the false report.

SECTION _____. Article 42.014(a), Code of Criminal Procedure, is amended to read as follows:

(a) In the trial of an offense under Title 5, Penal Code, or Section 28.02, 28.03, ~~[or]~~ 28.08, or 42.0601, Penal Code, the judge shall make an affirmative finding of fact and enter the affirmative finding in the judgment of the case if at the guilt or innocence phase of the trial, the judge or the jury, whichever is the trier of fact, determines beyond a reasonable doubt that the defendant intentionally selected the person against whom the offense was committed, or intentionally selected the person's property that was damaged or affected as a result of the offense, because of the defendant's bias or prejudice against a group identified by race, color, disability, religion, national origin or ancestry, age, gender, or sexual preference or by status as a peace officer or judge.

Amendment No. 1 was adopted.

SB 1093 (Metcalf and Ellzey - House Sponsors), A bill to be entitled An Act relating to the administration of a veterans treatment court program.

SB 1130 (Geren - House Sponsor), A bill to be entitled An Act relating to the provision of certain massage therapy instruction using distance learning. (Buckley, Cain, Gates, Krause, Patterson, Price, Toth, Vasut, and Wilson recorded voting no.)

SB 1226 (Geren and Talarico - House Sponsors), A bill to be entitled An Act relating to the authorized activities of a holder of a brewpub license. (Cyrier and Patterson recorded voting no.)

SB 1480 (Guillen - House Sponsor), A bill to be entitled An Act 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. (Allison, K. Bell, Buckley, Cain, Cyrier, Darby, Gates, Geren, Harless, Harris, Krause, Middleton, Patterson, Shine, Slaton, Slawson, Smithee, Stucky, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Amendment No. 1

Representative Guillen offered the following amendment to **SB 1480**:

Amend **SB 1480** (house committee printing) as follows:

- (1) On page 6, line 7, following the underlined semicolon, insert "and".
- (2) On page 6, line 9, strike "; and" and substitute an underlined period.
- (3) On page 6, strike lines 10-11.
- (4) On page 11, strike lines 19-21, and renumber subsequent sections of added Chapter 171, Government Code, and cross-references to those sections accordingly.
- (5) Strike "felony of the third degree" and substitute "Class A misdemeanor" in each of the following places in which it appears:
 - (A) page 14, lines 10-11; and
 - (B) page 14, lines 17-18.
- (6) On page 14, line 21, strike "ATTENDANCE AT" and substitute "[ATTENDANCE AT]".
- (7) On page 16, line 3, strike "successfully complete [~~attend~~]" and substitute "attend".
- (8) On page 23, line 11, strike "attending" and substitute "[~~attending~~]".
- (9) On page 25, line 9, strike "attending" and substitute "[~~attending~~]".

Amendment No. 1 was adopted.

SB 1643 was previously passed to third reading in lieu of **HB 2722** on May 8.

SB 1783 (C. Turner - House Sponsor), A bill to be entitled An Act relating to a fee collected by a landlord in lieu of a security deposit. (Anderson, Buckley, Cain, Cason, Clardy, Cyrier, Dean, Gates, Harris, Krause, Middleton, Patterson, Slaton, Slawson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 1818 (Landgraf - House Sponsor), A bill to be entitled An Act relating to a defense under the Solid Waste Disposal Act for persons engaged in certain scrap metal recycling transactions. (Buckley, Cain, Cyrier, Gates, Krause, Patterson, Slaton, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 1986 was previously passed to third reading in lieu of **HB 4569** on May 8.

SB 2175 was previously passed to third reading in lieu of **HB 4607** on May 8.

SCR 17 (Herrero, Muñoz, Parker, Capriglione, and Toth - House Sponsors), A bill to be entitled An Act urging Congress to repeal the Government Pension Offset and the Windfall Elimination Provision of the Social Security Act.

SCR 17 was adopted by (Record 949): 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; 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.; 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.; 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.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

Absent — Gates; Johnson, J.E.; Morales Shaw; Turner, J.

STATEMENTS OF VOTE

When Record No. 949 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 949 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 949 was taken, I was in the house but away from my desk. I would have voted yes.

J. Turner

HB 2244 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 six members gave notice of their objection: Davis, Crockett, Reynolds, Bowers, J.D. Johnson, and Rose.)

CSHB 2701 (by Slaton, Guillen, Biedermann, Raymond, et al.), A bill to be entitled An Act relating to the requirement that individuals joining the Texas National Guard sign a notice regarding active combat duty. (C. Bell, Bonnen, Burrows, Leach, Oliverson, Sanford, Schaefer, Shaheen, Smith, and Spiller recorded voting no.)

**SB 763 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Canales moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 763** all joint authors and co-authors for **HB 2637** who sign on to **HB 2637** before **SB 763** passes the house on third reading.

The motion prevailed.

ADJOURNMENT

Representative Geren moved that the house adjourn until 2 p.m. today.

The motion prevailed.

The house accordingly, at 12:57 p.m., adjourned until 2 p.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. 18

**HB 533, HB 1622, HB 1699, HB 1905, HCR 87, HCR 88, HCR 100,
HCR 102**

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-FIFTH DAY — TUESDAY, MAY 11, 2021

The house met at 2:18 p.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 950).

Present — Mr. Speaker; 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; Lemman; 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; 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 — Coleman; Raney.

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).

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 951): 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; Capriglione; 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; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Padden; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talavico; 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 — Coleman; Raney.

Absent — Fierro; Minjarez; Smithee.

STATEMENT OF VOTE

When Record No. 951 was taken, I was in the house but away from my desk. I would have voted yes.

Fierro

HB 3098 (Bonnen, Burrows, Leach, Oliverson, Patterson, Smith, and Spiller - no) (136 - 7 - 2)

HB 130 (Bonnen, Burrows, Leach, Oliverson, and Spiller - no) (138 - 5 - 2)

HB 297 (Bonnen, Burrows, Leach, Oliverson, and Spiller - no) (138 - 5 - 2)

HB 671 (Anderson, C. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Schaefer, Shaheen, Slaton, Slawson, Swanson, Toth, VanDeaver, Vasut, and Wilson - no) (118 - 25 - 2)

HB 697 (Anderson, C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cyrier, Gates, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Smith, Spiller, Swanson, Toth, VanDeaver, Vasut, and Wilson - no) (111 - 32 - 2)

HB 746 (C. Bell, Burns, Cyrier, Dean, Goldman, Hefner, Holland, Landgraf, Metcalf, Murr, Patterson, Schaefer, Slaton, Tinderholt, and VanDeaver - no) (128 - 15 - 2)

HB 750 (Goldman, Hefner, Holland, Landgraf, Metcalf, Murr, Patterson, Shaheen, and VanDeaver - no) (134 - 9 - 2)

HB 911 (Bonnen, Burrows, Harris, Leach, Oliverson, and Spiller - no) (137 - 6 - 2)

HB 1126 (Anderson, Bonnen, Buckley, Burrows, Cain, Gates, Harris, Krause, Leach, Middleton, Oliverson, Patterson, Slawson, Smith, Spiller, Swanson, Toth, Vasut, and Wilson - no) (124 - 19 - 2)

HB 1127 (Anderson, Buckley, Cain, Gates, Harris, Krause, Middleton, Patterson, Slawson, Swanson, Toth, Vasut, and Wilson - no) (130 - 13 - 2)

HB 1206 (Biedermann, Clardy, Harris, Patterson, and Tinderholt - no) (138 - 5 - 2)

HB 1290 (Allison, Anderson, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (100 - 43 - 2)

HB 1482 (C. Bell, K. Bell, Biedermann, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leman, Metcalf, Middleton, Murr, Sanford, Schaefer, Shaheen, Slaton, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (113 - 30 - 2)

HB 1613 (Bonnen, Burns, Burrows, Cain, Gates, Goldman, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Shaheen, Slawson, Smith, Spiller, Toth, VanDeaver, Vasut, and Wilson - no) (117 - 26 - 2)

HB 1719 (Ashby, C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cook, Cyrier, Ellzey, Gates, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Slaton, Smith, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (107 - 36 - 2)

SB 941 (C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Murr, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Slaton, Spiller, Swanson, Toth, VanDeaver, Vasut, and Wilson - no) (113 - 30 - 2)

HB 1935 (Anderson, Buckley, Cain, Gates, Hull, Krause, Middleton, Slawson, Swanson, Toth, Vasut, and Wilson - no) (131 - 12 - 2)

HB 1959 (Allison, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Shine, Slaton, Slawson, Smith, Smithee, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (100 - 43 - 2)

HB 1966 (Bonnen, Buckley, Burrows, Cain, Gates, Harris, Hull, Krause, Leach, Oliverson, Shaheen, Slaton, Slawson, Spiller, Swanson, Toth, Vasut, and Wilson - no) (125 - 18 - 2)

HB 1967 (Anderson, C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Gates, Goldman, Harris, Hefner, Hull, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Toth, VanDeaver, Vasut, and Wilson - no) (111 - 32 - 2)

HB 2108 (K. Bell, Harless, Harris, Lambert, Leman, Patterson, Slaton, and Tinderholt - no) (135 - 8 - 2)

HB 2148 (Harris, Middleton, and Patterson - no) (140 - 3 - 2)

HB 2251 (Allison, Anderson, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Shine, Slaton, Smithee, Spiller, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (102 - 41 - 2)

HB 2295 (Buckley, Cain, Gates, Harris, Krause, Leman, Patterson, Slaton, Tinderholt, Toth, Vasut, and Wilson - no) (131 - 12 - 2)

HB 2357 (Craddick, Dean, Harris, Leman, Middleton, Parker, Patterson, and Price - no) (135 - 8 - 2)

HB 2380 (Patterson and Slaton - no) (141 - 2 - 2)

HB 2424

HB 2503 (C. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cyrier, Dean, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (108 - 35 - 2)

HB 2539 (Allison, Anderson, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (103 - 40 - 2)

HB 2545 (C. Bell, K. Bell, Biedermann, Buckley, Burns, Cain, Cason, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Noble, Schaefer, Shaheen, Slaton, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (113 - 30 - 2)

SB 763 (C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cyrier, Gates, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (110 - 33 - 2)

HB 2688 (Patterson and Spiller - no) (141 - 2 - 2)

HB 2709 (K. Bell, Biedermann, Bonnen, Buckley, Burrows, Cain, Clardy, Gates, Harless, Harris, Hull, Krause, Leach, Middleton, Noble, Oliverson, Patterson, Slaton, Slawson, Tinderholt, Toth, Vasut, and Wilson - no) (120 - 23 - 2)

HB 2748 (Buckley, Burns, Cain, Cyrier, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Slaton, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (122 - 21 - 2)

HB 2754 (Allison, Ashby, C. Bell, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Paul, Sanford, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Spiller, Stucky, Swanson, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (95 - 48 - 2)

HB 2756 (Slaton and Smithee - no) (142 - 1 - 2)

HB 2803 (Biedermann, Bonnen, Burns, Burrows, Harris, Landgraf, Leach, Middleton, Murr, Oliverson, Patterson, Sanford, Shaheen, Slaton, Smith, Spiller, and VanDeaver - no) (126 - 17 - 2)

HB 2831 (C. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Schaefer, Shaheen, Slaton, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (120 - 23 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2851 (Allison, C. Bell, K. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Sanford, Schaefer, Shaheen, Slaton, T.nderholt, Toth, VanDeaver, Vasut, and Wilson - no) (116 - 27 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2975 (Ashby, Darby, Geren, Harris, Price, Shine, Slaton, Smith, and Stucky - no) (134 - 9 - 2)

HB 2988 (C. Bell, Noble, Patterson, Schaefer, Slaton, and Tinderholt - no) (137 - 6 - 2)

HB 3005 (Anderson, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cyrier, Dean, Gates, Goldman, Harless, Harris, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Shaheen, Slaton, Slawson, Smith, Spiller, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (111 - 32 - 2)

HB 3007 (Anderson, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Craddick, Cyrier, Gates, Goldman, Harless, Harris, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Price, Schaefer, Shaheen, Slaton, Slawson, Smith, Spiller, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (107 - 36 - 2)

HB 3153 (Swanson - no) (142 - 1 - 2)

HB 3203 (Lambert, Noble, and Patterson - no) (140 - 3 - 2)

SB 1860 (K. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Murr, Patterson, Shaheen, Slaton, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (120 - 23 - 2)

HB 3301

HB 3319 (C. Bell, Biedermann, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Slaton, Toth, VanDeaver, Vasut, and Wilson - no) (119 - 24 - 2)

HB 3322 (Darby, Dean, Geren, Holland, Patterson, Shine, Slaton, Smithee, and Stucky - no) (135 - 8 - 2)

HB 3374 (Parker, Price, and Slaton - no) (140 - 3 - 2)

HB 3417 (Ashby, Cyrier, Darby, Dean, Geren, Goldman, Hefner, Holland, Lambert, Metcalf, Middleton, Noble, Patterson, Shaheen, Shine, Smithee, and Stucky - no) (127 - 16 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3422 (Patterson, Slaton, and Tinderholt - no) (140 - 3 - 2)

HB 3449 (Slaton - no) (142 - 1 - 2)

HB 3456 (Patterson, Slaton, and Tinderholt - no) (140 - 3 - 2)

HB 3469 (C. Bell, Buckley, Burns, Cain, Gates, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Schaefer, Shaheen, Slaton, Toth, VanDeaver, Vasut, and Wilson - no) (122 - 21 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3489 (Patterson and Slaton - no) (141 - 2 - 2)

HB 3504 (C. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Metcalf, Murr, Noble, Patterson, Schaefer, Slaton, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (120 - 23 - 2)

HB 3512

HB 3521

HB 3551 (Patterson and Swanson - no) (141 - 2 - 2)

HB 3584 (Collier, Crockett, and Hinojosa - no) (140 - 3 - 2)

HB 3660 (Allison, K. Bell, Buckley, Burns, Cain, Cyrier, Gates, Goldman, Harless, Hefner, Holland, Krause, Landgraf, Metcalf, Murr, Shaheen, Slaton, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (121 - 22 - 2)

HB 3742 (Cason, Patterson, and Slaton - no) (140 - 3 - 2)

HB 3744 (Darby, Geren, Patterson, Shine, Slaton, Stucky, and Tinderholt - no) (136 - 7 - 2)

HB 3818 (Allison, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cook, Craddick, Cyrier, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Hull, Krause, Landgraf, Leach, Lemman, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Patterson, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (103 - 40 - 2)

HB 3819 (Bonnen, Burrows, Leach, and Oliverson - no) (139 - 4 - 2)

HB 3859 (Bonnen, Buckley, Burrows, Cain, Gates, Krause, Leach, Oliverson, Slaton, Smith, Spiller, Toth, Vasut, and Wilson - no) (129 - 14 - 2)

HB 3868 (Slaton - no) (142 - 1 - 2)

HB 3897 (Harris, Middleton, Patterson, Slaton, and Swanson - no) (138 - 5 - 2)

HB 3898 (Anderson, Buckley, Burns, Cain, Clardy, Craddick, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Lemman, Metcalf, Murr, Sanford, Shaheen, Slaton, Swanson, Toth, VanDeaver, Vasut, and Wilson - no) (119 - 24 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3922 (Slaton and Tinderholt - no) (141 - 2 - 2)

HB 3932 (Anderson, C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Spiller, Toth, VanDeaver, Vasut, and Wilson - no) (111 - 32 - 2)

HB 3949 (Anderson, C. Bell, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Schaefer, Shaheen, Slaton, Toth, VanDeaver, Vasut, and Wilson - no) (120 - 23 - 2)

HB 3964 (Dean, Lambert, Patterson, and Slaton - no) (139 - 4 - 2)

HB 3976 (Anderson, Buckley, Burns, Cain, Clardy, Cook, Cyrier, Ellzey, Gates, Goldman, Harris, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Noble, Patterson, Sanford, Shaheen, Slawson, Toth, VanDeaver, Vasut, and Wilson - no) (117 - 26 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 445 (Slaton - no) (142 - 1 - 2)

HB 4004 (Buckley, Burns, Cain, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Shaheen, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (123 - 20 - 2)

HB 4025 (K. Bell, Harless, Slaton, Smith, Spiller, and Tinderholt - no) (137 - 6 - 2)

HB 4068 (Slaton - no) (142 - 1 - 2)

HB 4073 (Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Metcalf, Murr, Patterson, Shaheen, Slaton, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (122 - 21 - 2) (Leach and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4074 (Buckley, Cain, Cyrier, Gates, Hefner, Krause, Slaton, Tinderholt, Toth, Vasut, and Wilson - no) (132 - 11 - 2)

HB 4087 (Oliverson, Patterson, Slaton, and Tinderholt - no) (139 - 4 - 2)

HB 4094 (Slaton - no) (142 - 1 - 2)

HB 4113 (Harris, Oliverson, and Slaton - no) (140 - 3 - 2)

HB 4131 (Allison, K. Bell, Buckley, Cain, Cyrier, Gates, Harless, Hefner, Holland, Krause, Patterson, Sanford, Schaefer, Shaheen, Slaton, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (123 - 20 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4140 (Allison, Anderson, Ashby, K. Bell, Buckley, Burns, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Paul, Sanford, Schaefer, Shaheen, Shine, Slaton, Slawson,

Smithee, Stucky, Swanson, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (99 - 44 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4269 (Lambert - no) (142 - 1 - 2)

HB 4279 (Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Holland, Krause, Lambert, Landgraf, Leman, Metcalf, Murr, Patterson, Shaheen, Slaton, Slawson, Toth, VanDeaver, Vasut, and Wilson - no) (121 - 22 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4354 (Anderson, K. Bell, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Harris, Holland, Hull, Krause, Lambert, Landgraf, Metcalf, Middleton, Murr, Patterson, Shaheen, Slaton, Slawson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (116 - 27 - 2)

HB 4356 (Allison, K. Bell, Buckley, Cain, Cyrier, Gates, Hefner, Krause, Patterson, Sanford, Shaheen, Slaton, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (126 - 17 - 2)

HB 4374 (C. Bell, Patterson, Schaefer, and Slaton - no) (139 - 4 - 2)

HB 4450 (Anderson, Bonnen, Burns, Burrows, Cain, Clardy, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Toth, VanDeaver, Vasut, and Wilson - no) (115 - 28 - 2)

HB 4474 (Allison, K. Bell, Cain, Cyrier, Gates, Harless, Hefner, Hull, Krause, Patterson, Sanford, Slaton, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (126 - 17 - 2)

HB 4485 (Allison, K. Bell, Buckley, Cain, Cook, Craddick, Cyrier, Ellzey, Gates, Harless, Harris, Krause, Leman, Noble, Parker, Paul, Price, Sanford, Shaheen, Slaton, Slawson, E. Thompson, Tinderholt, Toth, Vasut, and Wilson - no) (117 - 26 - 2)

HB 4563 (Patterson - no) (142 - 1 - 2)

HB 4568 (Buckley, Cain, Dean, Gates, Krause, Patterson, Toth, Vasut, and Wilson - no) (134 - 9 - 2)

HB 4604 (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Oliverson, Patterson, Sanford, Schaefer, Shaheen, Shine, Slaton, Smithee, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (100 - 43 - 2)

SB 160 (Buckley, Burns, Cain, Cyrier, Gates, Goldman, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Patterson, Shaheen, Toth, VanDeaver, Vasut, and Wilson - no) (124 - 19 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 211 (K. Bell, Harless, Patterson, Slaton, and Tinderholt - no) (138 - 5 - 2)

SB 460 (Dean, Harris, Patterson, Sanford, and Spiller - no) (138 - 5 - 2)

SB 600 (K. Bell, Harless, Middleton, Patterson, Slaton, and Tinderholt - no) (137 - 6 - 2)

SB 634 (Patterson and Schaefer - no) (141 - 2 - 2)

SB 692 (Patterson and Slaton - no) (141 - 2 - 2)

SB 858 (Allison, Anderson, K. Bell, Buckley, Burns, Cain, Clardy, Cyrier, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Metcalf, Murr, Patterson, Toth, VanDeaver, and Wilson - no) (120 - 23 - 2)

SB 886 (C. Bell, Price, and Schaefer - no) (140 - 3 - 2)

SB 901 (Middleton, Patterson, and Slaton - no) (140 - 3 - 2)

SB 906

SB 952 (Allison, Anderson, K. Bell, Buckley, Cain, Clardy, Cyrier, Gates, Harless, Harris, Krause, Middleton, Slaton, Slawson, Tinderholt, Toth, Vasut, and Wilson - no) (125 - 18 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1056 (Slaton - no) (142 - 1 - 2)

SB 1093

SB 1130 (Buckley, Cain, Gates, Krause, Patterson, Price, Toth, Vasut, and Wilson - no) (134 - 9 - 2)

SB 1226 (Cyrier and Patterson - no) (141 - 2 - 2)

SB 1480 (Allison, K. Bell, Buckley, Cain, Cyrier, Darby, Gates, Geren, Harless, Harris, Krause, Middleton, Patterson, Shine, Slaton, Slawson, Smithee, Stucky, Tinderholt, Toth, Vasut, and Wilson - no) (122 - 21 - 2)

SB 1783 (Anderson, Buckley, Cain, Cason, Clardy, Cyrier, Dean, Gates, Harris, Krause, Middleton, Patterson, Slaton, Slawson, Tinderholt, Toth, Vasut, and Wilson - no) (125 - 18 - 2)

SB 1818 (Buckley, Cain, Cyrier, Gates, Krause, Patterson, Slaton, Tinderholt, Toth, Vasut, and Wilson - no) (132 - 11 - 2)

HB 2701 (C. Bell, Bonnen, Burrows, Leach, Oliverson, Sanford, Schaefer, Shaheen, Smith, and Spiller - no) (133 - 10 - 2)

(Speaker in the chair)

**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

Pursuant to a previous motion, the following member was granted leave of absence for the remainder of today to attend a meeting of the Conference Committee on **SB 1**:

Walle on motion of Goldman.

**MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING**

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

**HB 3 ON THIRD READING
(by Burrows)**

HB 3, A bill to be entitled An Act relating to state and local government responses to a pandemic disaster, including the establishment of the Pandemic Disaster Legislative Oversight Committee.

Amendment No. 1

Representatives Howard, Rodriguez, Martinez Fischer, Minjarez, Morrison, Huberty, Price, Muñoz, and Kuempel offered the following amendment to **HB 3**:

Amend **HB 3** on third reading by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Notwithstanding any other law, if this state receives from the federal government an amount of \$1 billion or more related to disaster or pandemic relief response after the governor has signed and the comptroller of public accounts has certified **SB 1**, Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), or similar law, the expenditure of any of that money appropriated for the state fiscal biennium ending August 31, 2021, or for the state fiscal biennium beginning September 1, 2021, is contingent on the approval of that expenditure by the House Appropriations Committee and Senate Finance Committee in joint or separate hearings not later than 120 days after the enactment of the federal legislation authorizing the disbursement of the money. Federal money described by this section may not be spent until the secretary of

the senate and the chief clerk of the house of representatives certify to the comptroller of public accounts that public hearings were held by those committees on the subject of the approval.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Parker offered the following amendment to **HB 3**:

Amend **HB 3** on third reading on page 18, by striking lines 15 through 24, and substituting the following:

(c-1) A state of pandemic disaster renewed by the governor under Subsection (c) may not continue unless, on or before the 90th day after the date the state of pandemic disaster is initially declared, the governor:

(1) if the legislature is convened in regular or special session, issues a message to the legislature requesting the legislature's consideration and determination, not later than the 30th day after the date the message is issued, of whether to modify or terminate the executive order or proclamation declaring the state of pandemic disaster; or

(2) if the legislature is not convened in regular or special session, issues a proclamation convening the legislature in a special session that begins not later than the 30th day after the date the proclamation is issued for the legislature to consider whether to modify or terminate the executive order or proclamation declaring the state of pandemic disaster.

(c-2) The governor must provide notice of a proclamation convening the legislature under Subsection (c-1) not later than the 60th day after the state of pandemic disaster is initially declared.

Amendment No. 2 was adopted.

HB 3 - REMARKS

REPRESENTATIVE C. TURNER: First, let me say that this bill has a lot of good intentions, and I sincerely appreciate Chairman Burrows for his work on this bill over the last several months. He and I visited about it several times, and I think he's brought it a long way over that period of time, and he's worked with a lot of members leading up to today and yesterday and through today and yesterday to continue to improve this bill. I sincerely appreciate that, and I hope the whole body does. But there's one, in my view, fatal flaw that this bill has that just can't be ignored, and that's the continuation of an attack on local control and our local leaders. So this bill is the house's blueprint for pandemic response. And to me, that means we should support adopting the best practices in dealing with the pandemic as we've done for the last year-and-a-half or had to deal with for the last year-and-a-half, whether that comes from a republican governor or a democratic county judge. Unfortunately, that's not what's happened in this body. Time and again this session, whether it's for pandemic response or elections efforts or public safety or any number of other issues that we've debated in recent weeks, there is this continuing attack on local officials, specifically county judges and mayors of Texas' largest cities.

But think about when it came to this pandemic. It was our local officials who took the lead. For example, in Dallas County, Judge Clay Jenkins, and in Harris County, Judge Lina Hidalgo, time and again took tough, decisive actions, at times unpopular actions, but they saved lives during this pandemic. Think about the stay-at-home orders last March. Judge Jenkins and Judge Hidalgo both issued those orders on March 23. Many members of this body and the house democratic caucus sent a letter to Governor Abbott imploring him to do the same the next day on March 24. The governor eventually did two weeks later on April 2. When the science became crystal clear that masks help slow the spread of the disease and help to save lives and reduce hospitalizations, again it was Judge Jenkins and Judge Hidalgo in Dallas and Harris Counties, respectively, who issued those orders on June 19, 2020. Governor Abbott followed, and I'm glad he followed, but it was two weeks later on July 2 that he took that action. And those judges were not alone. Mayor Sylvester Turner, our former colleague—Mayor Turner of Houston—was outspoken and has continued to show great leadership on this issue. In Bexar County, Judge Nelson Wolff is the one who solved the governor's complex executive order riddle on mask mandates. And my county judge who's a republican, Judge Glen Whitley, stepped up when our community needed him to take decisive action to help save lives and slow the spread of COVID-19.

But how are we saying thanks to them for their leadership? We're taking every step imaginable to limit their ability to manage a crisis in their communities, a job that they are sworn to do. So members, it seems like we go out of our way again and again, time and time again, to punish local officials, be they democrats or republicans, for doing their jobs, for keeping Texans safe, for listening to science, for trusting doctors and setting aside political agendas and what may be popular in a moment to do what they can do to help the people they serve.

And so this bill is unique because we aren't changing all disaster response statute. We're creating a parallel disaster response system specifically for pandemic disasters in which an infectious disease impacts at least one-fourth of Texas counties. And you could argue there's no better time to embrace local control than in this exact type of disaster situation. There's no better time to allow each county across the state facing such a challenge to identify what works best in their region and take local action accordingly. Instead, we continue to ignore the good work of local officials and their staffs who have worked endless hours over the last year to keep their communities safe. So we can't set aside good ideas just because they come from a locally elected official, even when those local officials happen to be democrats. I know that some of them are republicans. It's shortsighted to take that approach. It's wrong for Texas. It's wrong for our communities and for our districts. And that's why I would urge you to vote no on this bill.

REPRESENTATIVE SCHAEFER: Go back with me to last year. Do you remember the phone calls that you got? I remember some of the phone calls that I received. One in particular from a woman who cut hair, with three kids—she's the sole provider for the family. She'd been unable to get her unemployment

application through—no money. And she's listening to the news and she's hearing the governor of Texas use the word "jail" in the same sentence about going to work. Members, this bill does not restore the checks and balances that are required under our Constitution. We are drifting. Let me remind you of what the Texas Constitution says. Article I, Section 28 in our Bill of Rights: "No power of suspending laws in this state shall be exercised except by the legislature." Let me remind you of Article II, separation of powers—the legislature makes the law; the executive enforces it; the judicial branch calls balls and strikes.

We had a situation last year where the governor did two things simultaneously that are unconstitutional. He took those statutes that gave people a right to work and he said, "I'm suspending them." You can't work even though the law says you can, says you can sell alcohol, says you can open up your barbershop—suspending the law against the Constitution. Moreover, he created a crime. He literally went into Chapter 418 of the Government Code and said, I'm going to create a crime, right there in the Government Code, in the state plan. And I'm going to charge my law enforcement officers, the TABC, TDLR, and other places to enforce that crime.

So members, we've already made up our minds on this bill. But I'm telling you, I'm against this bill because this bill is unconstitutional. This bill creates a commission that would ratify the governor's unconstitutional acts. This bill creates a commission where we would delegate lawmaking authority to this commission, this committee in this bill. Where in the Constitution do we have the ability to delegate our lawmaking authority? Where? It's not there. It's not our power to give. Even if you think it's a good idea, it's not a power we have to give. So we are drifting, members. We are drifting away from the fundamental law school 101 basics, separation of powers. The legislature makes the laws, the executive enforces them, and the judicial branch applies them. That's not what this bill does. This bill takes us away from the Texas Constitution and what we were founded upon. So I'm hopeful, members, that this session we will have another opportunity to see a bill before this body that would put us back on track. But this bill is not it. And for that reason, members, I do oppose **HB 3**.

HB 3, as amended, was passed by (Record 952): 104 Yeas, 39 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; González, J.; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Holland; Howard; 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; Metcalf; Meyer; Middleton; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Romero; Sanford; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Allen; Anchia; Beckley; Bell, K.; Bernal; Bowers; Bucy; Campos; Crockett; Davis; Fierro; González, M.; Goodwin; Herrero; Hinojosa; Israel; Johnson, A.; Lopez; Martinez; Martinez Fischer; Minjarez; Morales Shaw; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Schaefer; Sherman; Slaton; Thompson, S.; Toth; Turner, C.; Turner, J.; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Gervin-Hawkins; Johnson, J.D.; Meza.

STATEMENTS OF VOTE

When Record No. 952 was taken, I was shown voting no. I intended to vote yes.

K. Bell

When Record No. 952 was taken, I was shown voting yes. I intended to vote no.

Cole

When Record No. 952 was taken, I was in the house but away from my desk. I would have voted no.

Gervin-Hawkins

When Record No. 952 was taken, I was shown voting yes. I intended to vote no.

J. González

When Record No. 952 was taken, I was in the house but away from my desk. I would have voted yes.

Meza

When Record No. 952 was taken, I was shown voting no. I intended to vote yes.

Sherman

When Record No. 952 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 952 was taken, I was shown voting yes. I intended to vote no.

Vo

REMARKS ORDERED PRINTED

Representative Israel moved to print remarks by Representative C. Turner on **HB 3**.

The motion prevailed.

**GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING**

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

**HB 3276 ON THIRD READING
(by Parker, Cain, Schofield, Lozano, and Canales)**

HB 3276, A bill to be entitled An Act relating to the security of voted ballots.

HB 3276 was passed by (Record 953): 105 Yeas, 38 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Deshotel; Dominguez; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Goodwin; Harless; Harris; Hefner; Herrero; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, E.; Morales Shaw; Morrison; Murphy; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson; Zwiener.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Campos; Cole; Collier; Crockett; Davis; Dutton; Fierro; González, J.; González, M.; Guerra; Guillen; Hernandez; Hinojosa; Johnson, A.; King, T.; Lopez; Martinez Fischer; Minjarez; Morales, C.; Muñoz; Ordaz Perez; Price; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Talarico; Turner, C.; Turner, J.; Vo; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Dean; Gervin-Hawkins; Murr.

STATEMENTS OF VOTE

When Record No. 953 was taken, I was shown voting no. I intended to vote yes.

Beckley

When Record No. 953 was taken, I was shown voting no. I intended to vote yes.

Bowers

When Record No. 953 was taken, I was in the house but away from my desk. I would have voted no.

Gervin-Hawkins

When Record No. 953 was taken, I was shown voting no. I intended to vote yes.

Guillen

When Record No. 953 was taken, I was in the house but away from my desk. I would have voted yes.

Murr

When Record No. 953 was taken, I was shown voting yes. I intended to vote no.

Thierry

HB 1683 ON THIRD READING

(by Landgraf, Guillen, Ellzey, Toth, and E. Morales)

HB 1683, A bill to be entitled An Act relating to the enforcement of certain federal laws regulating oil and gas operations within the State of Texas.

HB 1683 was passed by (Record 954): 110 Yeas, 33 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biëdermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.E.; 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; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Price; 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; Zwiener.

Nays — Anchia; Bernal; Bowers; Bucy; Canales; Cole; Collier; Crockett; Davis; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Israel; Lopez; Martinez Fischer; Meza; Morales, C.; Morales Shaw; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner, C.; Turner, J.; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Johnson, J.D.; Kacal; Perez.

STATEMENTS OF VOTE

When Record No. 954 was taken, I was shown voting yes. I intended to vote no.

Neave

When Record No. 954 was taken, I was shown voting yes. I intended to vote no.

Thierry

HB 2656 ON THIRD READING
(by Moody)

HB 2656, A bill to be entitled An Act relating to licensing examinations for certain court interpreters.

HB 2656 was passed by (Record 955): 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; 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; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

STATEMENT OF VOTE

When Record No. 955 was taken, I was shown voting yes. I intended to vote no.

Harless

HB 1810 ON THIRD READING**(by Capriglione)**

HB 1810, A bill to be entitled An Act relating to maintenance and production of electronic public information under the public information law.

HB 1810 was passed by (Record 956): 144 Yeas, 0 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; 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; 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; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Beckley; Pacheco.

REMARKS ORDERED PRINTED

Representative Biedermann moved to print remarks by Representative Schaefer on **HB 3**.

The motion prevailed.

HB 2926 ON THIRD READING**(by Parker, Krause, Minjarez, Talarico, et al.)**

HB 2926, A bill to be entitled An Act relating to the reinstatement of the parent-child relationship with respect to a person whose parental rights have been involuntarily terminated.

Amendment No. 1

Representative Parker offered the following amendment to **HB 2926**:

Amend **HB 2926** on third reading by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 262.1095(a), Family Code, is amended 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 to each adult the department is able to identify and locate who is:

(A) related to the child within the fourth [~~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.

SECTION _____. Section 262.114, Family Code, is amended by adding Subsection (d) to read as follows:

(d) In making a placement decision for a child, the department shall give preference to persons in the following order:

(1) a person related to the child by blood, marriage, or adoption;

(2) a person with whom the child has a long-standing and significant relationship;

(3) a foster home; and

(4) a general residential operation.

Amendment No. 1 was adopted.

HB 2926, as amended, was passed by (Record 957): 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; Craddock; 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; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

HB 1664 ON THIRD READING
(by White and Guillen)

HB 1664, A bill to be entitled An Act relating to the reinstatement of eligibility for medical assistance of certain children placed in juvenile facilities.

HB 1664 was passed by (Record 958): 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; Canales; Capriglione; Clardy; Cole; 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; 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; 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; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wilson; Wu; Zwiener.

Nays — Cain; Cason; Harris; Hefner; Klick; Krause; Leman; Middleton; Oliverson; Patterson; Schofield; Slawson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Frullo.

STATEMENT OF VOTE

When Record No. 958 was taken, I was shown voting yes. I intended to vote no.

Metcalf

HB 692 ON THIRD READING

(by Shine, K. Bell, Darby, C. Bell, et al.)

HB 692, A bill to be entitled An Act relating to retainage requirements for certain public works construction projects.

HB 692 was passed by (Record 959): 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.; 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; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Goodwin.

STATEMENT OF VOTE

When Record No. 959 was taken, I was in the house but away from my desk. I would have voted yes.

Goodwin

HB 854 ON THIRD READING

(by Burns)

HB 854, A bill to be entitled An Act relating to the punishment for the offense of unlawfully carrying a handgun by a license holder.

Amendment No. 1

Representative Romero offered the following amendment to **HB 854**:

Amend **HB 854** on third reading in SECTION 1 of the bill, in amended Section 46.035(g), Penal Code, by striking "personally given notice by oral communication" and substituting "personally given notice by oral or written communication".

Amendment No. 1 - Point of Order

Representative Vasut 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.

Amendment No. 1 was adopted.

HB 854, as amended, was passed by (Record 960): 92 Yeas, 53 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; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Hefner; Herrero; Holland; Hull; Hunter; Jetton; 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; 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.

Nays — Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Collier; Crockett; Davis; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Martinez Fischer; 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; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

(Speaker in the chair)

HB 2242 ON THIRD READING**(by Patterson, Shaheen, Krause, Perez, et al.)**

HB 2242, A bill to be entitled An Act relating to illness or injury leave of absence for county and municipal firefighters and police officers.

HB 2242 was passed by (Record 961): 133 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; Campos; Canales; Capriglione; Cason; Clardy; 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; 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.; 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; 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; Vo; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Cook; Gates; Hefner; Klick; Leman; Schaefer; Slaton; Spiller; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Cole.

STATEMENTS OF VOTE

When Record No. 961 was taken, I was shown voting no. I intended to vote yes.

Cook

When Record No. 961 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 961 was taken, I was shown voting no. I intended to vote yes.

Toth

HB 4012 ON THIRD READING
(by **Bonnen**)

HB 4012, A bill to be entitled An Act relating to disclosures by certain health benefit plans to enrollees regarding certain preauthorized medical care and health care services.

HB 4012 was passed by (Record 962): 128 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; 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; 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; 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; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Cook; Dean; Hefner; Hunter; Krause; Leman; Noble; Romero; Shine; Slaton; Slawson; Smith; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Wilson.

STATEMENTS OF VOTE

When Record No. 962 was taken, I was shown voting yes. I intended to vote no.

Thierry

When Record No. 962 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

HB 3081 ON THIRD READING
(by **Krause, Bailes, Martinez, Noble, and Canales**)

HB 3081, A bill to be entitled An Act relating to the issuance of digital tags for the taking of certain animals.

HB 3081 was passed by (Record 963): 138 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; 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; Howard; Huberty; Hull; Hunter; Israel; 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; Moody; Morales, C.; 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; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; White; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Burns; Holland; King, K.; Morales, E.; Morales Shaw; Ortega; Stephenson; Wilson.

STATEMENTS OF VOTE

When Record No. 963 was taken, I was in the house but away from my desk. I would have voted yes.

Burns

When Record No. 963 was taken, I was in the house but away from my desk. I would have voted yes.

Holland

When Record No. 963 was taken, I was in the house but away from my desk. I would have voted yes.

E. Morales

When Record No. 963 was taken, I was in the house but away from my desk. I would have voted present, not voting.

Morales Shaw

When Record No. 963 was taken, I was in the house but away from my desk. I would have voted yes.

Wilson

HB 4210 ON THIRD READING**(by Paul)**

HB 4210, A bill to be entitled An Act relating to the authority of entities regulated by the Texas Department of Insurance to conduct business electronically.

HB 4210 was passed by (Record 964): 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.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; Parkér; 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; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Johnson, J.E.

HB 3115 ON THIRD READING**(by Shine)**

HB 3115, A bill to be entitled An Act relating to the release of a judgment lien on homestead property.

HB 3115 was passed by (Record 965): 145 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; 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; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Buckley.

HB 3485 ON THIRD READING
(by Goodwin, Bernal, Wu, and Israel)

HB 3485, A bill to be entitled An Act relating to information reported through the Public Education Information Management System and to parents regarding disciplinary measures used by a school district.

HB 3485 was passed by (Record 966): 86 Yeas, 60 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Crockett; Cyrier; Davis; Deshotel; Dominguez; Dutton; Ellzey; 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, T.; Klick; 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; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Shaheen; Sherman; Swanson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; White; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Darby; Dean; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Kacal; King, K.; King, P.; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

STATEMENTS OF VOTE

When Record No. 966 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 966 was taken, I was shown voting yes. I intended to vote no.

Shaheen

HB 2912 ON THIRD READING

(by Vasut, Jetton, White, et al.)

HB 2912, A bill to be entitled An Act relating to a violation of the Texas Residential Property Owners Protection Act or a dedicatory instrument by a board member of a property owners' association.

HB 2912 was passed by (Record 967): 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; Lemman; 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; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

HB 2998 ON THIRD READING

(by Smith)

HB 2998, A bill to be entitled An Act relating to the requirement that certain business entities obtain a license from the Texas Real Estate Commission.

HB 2998 was passed by (Record 968): 142 Yeas, 0 Nays, 4 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; Howard; Huberty; 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; 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; 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; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Harris; Holland; Israel.

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 968 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 968 was taken, I was shown voting yes. I intended to vote present, not voting.

Toth

HB 3838 ON THIRD READING (by Dominguez)

HB 3838, A bill to be entitled An Act relating to the display of emergency and other notices by a governmental entity on the entity's Internet website.

HB 3838 was passed by (Record 969): 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; 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.; 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; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Dutton; Morales Shaw.

STATEMENT OF VOTE

When Record No. 969 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

HB 316 ON THIRD READING

(by Buckley, Harris, Smith, Rogers, M. González, et al.)

HB 316, A bill to be entitled An Act relating to the advertising and labeling of certain food products.

HB 316 was passed by (Record 970): 124 Yeas, 21 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; 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; Holland; Huberty; 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; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; White; Wu.

Nays — Anchia; Beckley; Bernal; Biedermann; Bucy; Cain; Cason; Craddick; Crockett; Davis; Hinojosa; Israel; Lopez; Morales Shaw; Ordaz Perez; Reynolds; Rose; Talarico; Toth; Wilson; Zwiener.

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

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

STATEMENTS OF VOTE

When Record No. 970 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 970 was taken, I was shown voting no. I intended to vote yes.

Wilson

When Record No. 970 was taken, I was shown voting yes. I intended to vote no.

Wu

HB 4146 ON THIRD READING

(by T. King, Cole, and Rodriguez)

HB 4146, A bill to be entitled An Act relating to a restriction on permits authorizing direct discharges of waste or pollutants into water in certain stream segments, stream assessment units, and drainage areas.

HB 4146 was passed by (Record 971): 82 Yeas, 61 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bernal; Biedermann; Bowers; Buckley; Bucy; Campos; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Geren; González, J.; González, M.; Goodwin; Guerra; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Lambert; Landgraf; Lemán; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Rogers; Romero; Rose; Sherman; Shine; Smithee; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; White; Wilson; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Cook; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Hefner; Holland; Hull; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Larson; Leach; Longoria; Metcalf; Middleton; Morrison; Murphy; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond;

Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Gervin-Hawkins; Guillen; Minjarez.

STATEMENTS OF VOTE

When Record No. 971 was taken, I was shown voting yes. I intended to vote no.

Noble

When Record No. 971 was taken, I was shown voting no. I intended to vote yes.

Toth

HB 4387 ON THIRD READING

(by M. González, VanDeaver, Stucky, and Raney)

HB 4387, A bill to be entitled An Act relating to the establishment of the Texas Transfer Grant Pilot Program.

Representative Stucky moved to postpone consideration of **HB 4387** until 4:30 p.m. today.

The motion prevailed.

HB 4018 ON THIRD READING

(by Capriglione, Guillen, Frank, Shaheen, and E. Morales)

HB 4018, A bill to be entitled An Act relating to legislative oversight and funding of improvement and modernization projects for state agency information resources.

HB 4018 was passed by (Record 972): 120 Yeas, 22 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Bonnen; 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; 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; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose;

Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Smith; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Wu; Zwiener.

Nays — Bell, K.; Bowers; Cain; Cason; Frullo; Holland; Leman; Metcalf; Middleton; Murr; Pacheco; Patterson; Shaheen; Slaton; Slawson; Spiller; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Bell, C.; Biedermann; Hefner.

STATEMENTS OF VOTE

When Record No. 972 was taken, my vote failed to register. I would have voted yes.

C. Bell

When Record No. 972 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

When Record No. 972 was taken, I was shown voting no. I intended to vote yes.

Bowers

When Record No. 972 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 972 was taken, I was in the house but away from my desk. I would have voted yes.

Hefner

When Record No. 972 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 972 was taken, I was shown voting present, not voting. I intended to vote yes.

Martinez

When Record No. 972 was taken, I was shown voting yes. I intended to vote no.

Schaefer

HB 1987 ON THIRD READING
(by Vasut, et al.)

HB 1987, A bill to be entitled An Act relating to eligibility requirements to hold a political party office.

HB 1987 was passed by (Record 973): 103 Yeas, 42 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; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Harris; Hefner; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Metcalf; Meyer; Middleton; Minjarez; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Allen; Beckley; Bowers; Cole; Collier; Crockett; Davis; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Johnson, A.; Johnson, J.D.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Thompson, S.; Turner, C.; Turner, J.; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — King, T.

STATEMENT OF VOTE

When Record No. 973 was taken, I was shown voting yes. I intended to vote no.

Thierry

HB 1476 ON THIRD READING
(by K. Bell, Leach, Cyrier, Romero, and Raymond)

HB 1476, A bill to be entitled An Act relating to a vendor's remedies for nonpayment of a contract with this state or a political subdivision of this state.

HB 1476 was passed by (Record 974): 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; 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; 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; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Cason; Reynolds.

HB 1793 ON THIRD READING
(by J.E. Johnson and Sanford)

HB 1793, A bill to be entitled An Act relating to prohibiting oral releases for automobile insurance claims.

HB 1793 was passed by (Record 975): 93 Yeas, 53 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Burns; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; 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; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Smith; Smithee; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; White; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Gates; Goldman; Harris; Hefner; Holland; Hunter; King, P.; Klick; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murphy; Murr; Noble; Paddie; Parker; Patterson; Paul; Rogers; Schaefer; Shaheen; Shine; Slaton; Slawson; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

STATEMENT OF VOTE

When Record No. 975 was taken, I was shown voting yes. I intended to vote no.

Burns

HB 2822 ON THIRD READING (by Hull, Oliverson, Guillen, et al.)

HB 2822, A bill to be entitled An Act relating to the availability of antipsychotic prescription drugs under the vendor drug program and Medicaid managed care.

HB 2822 was passed by (Record 976): 112 Yeas, 32 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bernal; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; 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; Kuempel; Lambert; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rosenthal; Sanford; Shaheen; Sherman; Slawson; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Burns; Cain; Cook; Darby; Dean; Geren; Harris; Holland; Krause; Landgraf; Metcalf; Middleton; Murr; Noble; Paul; Rogers; Rose; Schaefer; Schofield; Shine; Slaton; Smith; Spiller; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 976 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 976 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 976 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 976 was taken, I was shown voting no. I intended to vote yes.

Rose

HB 4661 ON THIRD READING

(by S. Thompson, Howard, Neave, Goldman, et al.)

HB 4661, A bill to be entitled An Act relating to sexual harassment by lobbyists.

ADDRESS BY REPRESENTATIVE S. THOMPSON

The chair recognized Representative S. Thompson who addressed the house, speaking as follows:

We heard this bill that deals with sexual harassment and ethics. And for a long time in this building, persons have worked and they've been under a lot of pressure because of that conduct. And it's not only women—men, as well. I'm going to pause and let you look at yourselves and give yourselves a pat on the back because you've done something in this bill that no state legislature since the history of the Republic of Texas has ever done to make this place a sexual harassment-free place for men and women to work. We know that we had some incidents where a person alleged conduct that may have proven not true. But you know what happened?

We had a person who took this very spot that I'm standing in and talked about the kind of conduct that we were going to operate under the pink dome. And not only talked about it and gave a speech but went into action. And I was able to file this bill with the help of several of you in this room who helped to put the pieces together. And nobody would have ever believed that we would be gutsy enough, number one, to have a leader to stand up for women in this state and say that enough is enough. And it wasn't pillow talk. It was because it was the right thing to do for a leader of this body. It was the right thing to do for the people who work in this state legislature, this building that we hold as a hallowed place to work. And I'm not saying he did it because his wife told him. He did it because it was the right thing to do. And I'm going to ask you to join me in

applauding him for standing up for decency and for integrity and for standing up—because you know it wasn't something real popular that you could go back home and say, "look what I took a vote on"—but he took a statesman position.

And then I want you to pat yourselves on the back for being statesmen, because you never looked at this bill yesterday and said, "Will I get reelected if I vote for this bill? Will my constituents vote me out of office? Will I make a bad mark on the scorecard that's going to go into my district?" No, you didn't do that. You stood up for decency, integrity, and principles. And I want to congratulate this legislative body because you were the first body—the first body in the 87th Legislature—that took a stand for decency and for people who work for us no matter who they may be. They said, "Well, they're going to punish the lobbyists." We put ourselves under this bill, and we put the executive branch under this bill. And we said if we want accountability, we're going to stand for it and we're going to make sure that everyone else does the same thing. Everyone does the same thing. And I'm proud to serve with each and every one of you because you stood for the right thing, not because it was popular, because it was right to do.

HB 4661 was passed by (Record 977): 145 Yeas, 2 Nays, 0 Present, not voting.

Yeas — 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; 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.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; White; Wilson; Wu; Zwiener.

Nays — Schaefer; Tinderholt.

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

STATEMENT OF VOTE

When Record No. 977 was taken, I was shown voting yes. I intended to vote no.

Biedermann

REASONS FOR VOTE

Representative Schaefer submitted the following reason for vote to be printed in the journal:

I support the intent of this bill to address sexual harassment. However, the deficiency in due process for an accused citizen requires me to oppose the bill. The bill is focused on persons who are exercising a First Amendment right under the U.S. Constitution. Given the gravity of the constitutional right which could be stripped from a person who has been charged, but not convicted, I believe stronger due process measures should be included. I would have voted yes if the bill provided for stronger due process safeguards.

Representative Tinderholt submitted the following reason for vote to be printed in the journal:

Fundamentally, I agree with the intent behind Representative S. Thompson's bill. The entire culture around the Capitol needs to change, regardless of any individual allegation. To be clear, I am not opposed to requiring legislators, lobbyists, or the executive branch from completing sexual harassment training. That is a needed reform.

Where **HB 4661** goes wrong for me is that it authorizes the director of the Texas Ethics Commission, an unelected, executive branch official with no judicial responsibilities, to restrict the speech of individuals without court involvement. In the United States of America, we all deserve a presumption of innocence.

In fact, there was an occurrence just this session that refocused legislators on this important issue. The individual who had an allegation brought against him was fully exonerated by the Department of Public Safety and the Travis County District Attorney's Office in five days. Had the policy established under this bill been in place, the director of the Texas Ethics Commission could have inflicted undue and irreparable harm on this individual.

I am proud the legislature has finally decided to act on this issue. If this bill were changed to apply only to those convicted or found to have committed the alleged actions by a court, I would support it. In fact, those found guilty of any sexual offense in and around the Capitol should be permanently banned from registering as a lobbyist. Short of that, I must register against this bill.

HB 4545 ON THIRD READING **(by Dutton)**

HB 4545, A bill to be entitled An Act relating to the assessment of public school students and the purchase of certain instruction-related materials, the establishment of a strong foundations grant program, providing accelerated instruction for students who fail to achieve satisfactory performance on certain assessment instruments, and an accelerated learning and sustainment outcomes bonus allotment under the foundation school program.

Amendment No. 1

Representative K. King offered the following amendment to **HB 4545**:

Amend **HB 4545** on third reading as follows:

(1) In added Section 28.0211(a-4), Education Code, strike "Supplemental instruction provided by a school district under Subsection (a-1)(2)" and substitute "A district may only provide supplemental instruction under this section if funds available for the purpose are provided to the district. Supplemental instruction provided under this section".

(2) In added Section 28.0211(a-6), Education Code, strike "and may provide" and substitute "and shall provide".

(3) In added Section 29.0881(e), Education Code, strike subdivisions (1) and (2) and substitute the following:

(1) financially support or train or otherwise prepare educators and other staff;

(2) pay for agreements with other entities to provide prekindergarten services; or

(3) pay for accelerated instruction provided under Section 28.0211 or 28.0217.

(4) In added Section 39A.064(c), Education Code, strike "A district or school that does not comply adequately shall be subject to other interventions in accordance with this chapter, including the appointment of a conservator under Section 39A.102.".

HB 4545 - REMARKS

REPRESENTATIVE HUBERTY: Chairman King, there was some confusion, I think, about this. We've got all kinds of bills that are floating around here. We know that there were two pots of money that came into the stated funds that were passed. One was ESSER II money that came in in December that we're dealing with and the school finance bill, **HB 1525**, that's been voted out of the committee in the senate and will come to the floor and come back to us. And that will have about \$5 billion in additional money that's going in.

REPRESENTATIVE K. KING: Correct.

HUBERTY: There's also ESSER III money that came in a relief fund that was passed under the new administration in January that was roughly \$12 billion or so, of which \$11 billion went directly to schools with no accountability. Is that correct?

K. KING: That is 100 percent correct.

HUBERTY: And by law, every state was allowed to hold back 10 percent of funds to be used for incentive programs. Is that not correct?

K. KING: That is correct.

HUBERTY: Okay, and so what this bill does is it creates the incentive programs as allowed under federal guidelines, and what Chairman Dutton is doing is using those funds. And what you're doing with your amendment is allowing us to distribute those funds to low-performing schools and mostly, as we see it,

Title I campuses and for children of color that we're talking about, to get them up. And we spent a lot of time last session, if my memory serves me correctly, with **HB 3** looking at improving reading and getting kids at grade level. Is that not correct?

K. KING: That is correct.

HUBERTY: And so what we're trying to do and what we're trying to accomplish in working with everybody here is—and we understand where everybody's at on the tests and all the other things associated with that—creating baselines. And we're not asking them to take a new test. Is that correct?

K. KING: That is correct.

HUBERTY: We didn't have accountability last year. We don't have accountability this year. Is that correct?

K. KING: That's correct.

HUBERTY: So we have data points that we're going to be using to be able to distribute those funds in grant programs. That is permissive. Is that not correct?

K. KING: That is correct.

HUBERTY: That's what the bill does, and if we don't pass this bill, the \$230 million is going to do what?

K. KING: It's going to sit in TEA.

HUBERTY: It's going to sit with TEA. So this bill allows us to get additional resources into the classroom to help the kids that need it the most, especially the ones that are falling behind. Is that not correct?

K. KING: Absolutely, Mr. Chairman. I drafted this amendment and the two we put on this bill yesterday because we can debate accountability and how we do assessments in this state from now on. I don't want to stop the kids that need it the most from getting the \$230 million.

HUBERTY: That's right.

K. KING: Because I certainly don't think it needs to sit in a bank account at TEA and do nothing.

HUBERTY: That's right. And so we have additional resources in addition to that, so there's another 750 that's probably out there for additional programs that are in different bills that we're looking through this process as we continue. So I don't want people to be confused. And the concern that I've seen is that you have superintendents out there who are, "Oh, just send us the money. We'll do it." Well, that's money that we're allowed to use to incentivize the districts to drive outcomes. That's what we're looking for. Is that not right?

K. KING: That is correct.

HUBERTY: Thank you very much for your amendment. I think it's a great amendment. I appreciate you working with everybody standing up there to get this done. I think it's important for people to understand the difference of what this is doing and what the goal is.

Amendment No. 1 was adopted.

REPRESENTATIVE DARBY: Just to follow up, we heard a couple of amendments yesterday and today from Ken King, and I think this moves the bill in a great direction. Several of us had problems with tying the funding to the accountability of the STAAR test. So I just wanted to reemphasize what Chairman Metcalf said and that you'll do everything in your power to hold the line and keep the commitments we've made with the Ken King amendments in your bill.

REPRESENTATIVE DUTTON: Yes, I will do that. Now, I just want to say that we can't let this \$250 million sit in TEA. That would be a travesty, and I think you all share that concern with me. So that's the one thing I want to do, and I know I have your assurance that when we try to do everything we can to get this money to the kids who need it most, you will join me in doing that.

DARBY: Well, we thank you for your commitment and making sure the schoolchildren get that money to them. And I also celebrate the commitment of Ken King and those behind you in making sure we get that money without being tied to the accountability.

DUTTON: Right, and we listened to the members in here, so that's why we did this, to make sure that we could accommodate all of the different points of view around here to make sure that we got this money directly to the kids who need it the most.

HB 4545, as amended, failed to pass by (Record 978): 62 Yeas, 78 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Biedermann; Bonnen; Buckley; Cain; Campos; Cason; Cook; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gervin-Hawkins; Goldman; Huberty; Hull; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Larson; Leach; Leman; Longoria; Meyer; Middleton; Moody; Morales, E.; Morrison; Murphy; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Perez; Raymond; Sanford; Schofield; Shaheen; Shine; Slaton; Stephenson; Talarico; Thompson, E.; Toth; Turner, J.; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burns; Button; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Crockett; Davis; Fierro; Gates; Geren; González, J.; González, M.; Goodwin; Guerra; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lambert; Landgraf; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meza; Minjarez; Morales, C.; Morales Shaw; Muñoz; Murr; Neave; Ordaz Perez; Ortega; Pacheco;

Price; Ramos; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schaefer; Sherman; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Thompson, S.; Tinderholt; Turner, C.; Vo; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Bell, C.; Burrows; Guillen; King, T.; Thierry.

STATEMENTS OF VOTE

When Record No. 978 was taken, I was shown voting no. I intended to vote yes.

Button

When Record No. 978 was taken, I was in the house but away from my desk. I would have voted no.

Guillen

When Record No. 978 was taken, I was shown voting no. I intended to vote yes.

Harless

When Record No. 978 was taken, I was shown voting present, not voting. I intended to vote no.

Hunter

When Record No. 978 was taken, I was shown voting yes. I intended to vote no.

Parker

REMARKS ORDERED PRINTED

Representative Neave moved to print remarks by Representative S. Thompson on **HB 4661**.

The motion prevailed.

Representative Huberty moved to print remarks between Representative K. King, Representative Dutton, Representative Darby, and Representative Huberty on **HB 4545**.

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. 2).

HB 4545 - MOTION TO RECONSIDER SPREAD ON JOURNAL

On motion of Representative S. Thompson, the motion to reconsider the vote by which **HB 4545** failed to pass was spread on the journal.

HB 225 ON THIRD READING**(by S. Thompson, Collier, Hernandez, Krause, et al.)**

HB 225, A bill to be entitled An Act relating to the procedure for an application for a writ of habeas corpus based on certain new evidence.

HB 225 was passed by (Record 979): 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; 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; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; 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; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Dominguez; Lozano; Stephenson.

STATEMENT OF VOTE

When Record No. 979 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

HB 1252 ON THIRD READING**(by Moody, S. Thompson, E. Thompson, et al.)**

HB 1252, A bill to be entitled An Act relating to the limitation period for filing a complaint and requesting a special education impartial due process hearing.

HB 1252 was passed by (Record 980): 95 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Bailes; Beckley; Bernal; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Cason; Cole; Collier; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; 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, K.; Kuempel; Landgraf; 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; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slaton; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wu; Zwiener.

Nays — Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Cain; Capriglione; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; King, P.; Klick; Krause; Lambert; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Price; Rogers; Schaefer; Shaheen; Slawson; Smith; Spiller; Stucky; Swanson; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Anderson; Cortez; Geren; King, T.

STATEMENTS OF VOTE

When Record No. 980 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

When Record No. 980 was taken, I was in the house but away from my desk. I would have voted yes.

Cortez

HB 1504 ON THIRD READING

(by C. Morales, Wu, Allen, Huberty, J.D. Johnson, et al.)

HB 1504, A bill to be entitled An Act relating to ethnic studies instruction in public schools.

HB 1504 was passed by (Record 981): 81 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; 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, P.; Kuempel; Larson; 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; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Smith; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; Klick; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Anderson; Geren; Hunter; King, T.; Morrison; Schofield.

STATEMENTS OF VOTE

When Record No. 981 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

When Record No. 981 was taken, I was in the house but away from my desk. I would have voted yes.

Hunter

When Record No. 981 was taken, I was shown voting yes. I intended to vote no.

P. King

HB 3979 ON THIRD READING

(by Toth, Leach, Metcalf, Bonnen, Parker, et al.)

HB 3979, A bill to be entitled An Act relating to the social studies curriculum in public schools.

Amendment No. 1

Representative Toth offered the following amendment to **HB 3979**:

Amend **HB 3979** on third reading in Subdivision (h-4) of the bill by striking "(h-3)" and substituting "(h-3)(3)".

Amendment No. 1 was adopted.

Amendment No. 2

Representatives VanDeaver and Shaheen offered the following amendment to **HB 3979**:

Amend **HB 3979** on third reading, in added Section 28.002(h-3)(3), Education Code, by striking added paragraph (A) and redesignating the remaining paragraphs accordingly.

Amendment No. 2 was adopted.

REMARKS ORDERED PRINTED

Representative Collier moved to print all remarks on **HB 3979**.

The motion prevailed. [Please refer to the supplement to the Day 44 journal for the text of the debate on **HB 3979**.]

HB 3979, as amended, was passed by (Record 982): 79 Yeas, 65 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; Frank; Fruilo; Gates; Geren; Goldman; 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; 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; 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; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Huberty.

STATEMENT OF VOTE

When Record No. 982 was taken, I was shown voting present, not voting. I intended to vote yes.

Ellzey

**GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING**

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

**SB 374 ON THIRD READING
(Shine - House Sponsor)**

SB 374, A bill to be entitled An Act relating to municipal annexation of certain rights-of-way.

SB 374 was passed by (Record 983): 121 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; Button; Cain; 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; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Wu; Zwiener.

Nays — Cason; Hefner; Holland; Hull; Krause; Metcalf; Middleton; Murr; Patterson; Rose; Sanford; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Huberty; Johnson, J.D.; Morales Shaw; Vo.

STATEMENTS OF VOTE

When Record No. 983 was taken, I was shown voting yes. I intended to vote no.

Cain

When Record No. 983 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 983 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 983 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

SB 1225 ON THIRD READING**(Paddie, Raymond, and Canales - House Sponsors)**

SB 1225, 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.

SB 1225 was passed by (Record 984): 141 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; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Eilzey; 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; 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; 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; White; Wilson; Wu; Zwiener.

Nays — Canales.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Huberty; Johnson, J.D.; Larson; Meza.

STATEMENT OF VOTE

When Record No. 984 was taken, I was shown voting no. I intended to vote yes.

Canales

SB 1615 ON THIRD READING**(VanDeaver and Bernal - House Sponsors)**

SB 1615, A bill to be entitled An Act relating to the adult high school charter school program.

SB 1615 was passed by (Record 985): 124 Yeas, 19 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; 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; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; 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; Oliverson; 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; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wilson; Wu; Zwiener.

Nays — Cain; Cook; Harless; Harris; Hefner; Holland; Klick; Krause; Landgraf; Murr; Noble; Patterson; Schaefer; Shaheen; Slaton; Slawson; Swanson; Toth; Vasut.

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

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Huberty; Johnson, J.D.

STATEMENTS OF VOTE

When Record No. 985 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 985 was taken, I was shown voting present, not voting. I intended to vote yes.

Leman

When Record No. 985 was taken, I was shown voting no. I intended to vote yes.

Schaefer

SB 286 ON THIRD READING (Neave - House Sponsor)

SB 286, A bill to be entitled An Act relating to suits affecting the parent-child relationship and child support, including the payment of spousal maintenance by an obligor ordered to pay child support and the disclaimer of a property interest by a child support obligor.

SB 286 was passed by (Record 986): 141 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; 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; 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; 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; White; Wilson; Wu; Zwiener.

Nays — Cason; Harless; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Huberty; Johnson, J.D.

STATEMENT OF VOTE

When Record No. 986 was taken, I was shown voting no. I intended to vote yes.

Toth

SB 1776 ON THIRD READING

(K. Bell, Allison, Toth, Harris, et al. - House Sponsors)

SB 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.

Amendment No. 1

Representative J. Turner offered the following amendment to **SB 1776**:

Amend **SB 1776** on third reading in SECTION 1 of the bill, in amended Section 1.04(a)(3), Education Code, by striking "57" and substituting "51".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Collier offered the following amendment to **SB 1776**:

Amend **SB 1776** on third reading in SECTION 3 of the bill, in added Section 28.0111(b), Education Code, by striking "including the tenth amendment" and substituting ", including each amendment to that constitution".

Amendment No. 2 was adopted.

Amendment No. 3

Representative M. González offered the following amendment to **SB 1776**:

Amend **SB 1776** on third reading in SECTION 3 of the bill, in added Section 28.0111(b), Education Code, immediately before the underlined period, by inserting ", and the Native Americans' influence on the founding principles and documents of the United States".

Amendment No. 3 was adopted.

SB 1776, as amended, was passed by (Record 987): 137 Yeas, 5 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; 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; 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; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; 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; Vo; White; Wilson; Wu; Zwiener.

Nays — Bowers; Crockett; Morales Shaw; Pacheco; Rose.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Gervin-Hawkins; Huberty; Johnson, J.D.; Murphy.

STATEMENTS OF VOTE

When Record No. 987 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 987 was taken, I was shown voting yes. I intended to vote no.

S. Thompson

SB 1277 ON THIRD READING
(J. Turner - House Sponsor)

SB 1277, A bill to be entitled An Act 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 1277 was passed by (Record 988): 108 Yeas, 37 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; 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; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; 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; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Wu; Zwiener.

Nays — Biedermann; Bonnen; Cain; Capriglione; Cason; Cook; Dean; Gates; Goldman; Harless; Harris; Hefner; Holland; Krause; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Johnson, J.D.

STATEMENTS OF VOTE

When Record No. 988 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 988 was taken, I was shown voting no. I intended to vote yes.

Vasut

POSTPONED BUSINESS

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

HB 416 ON SECOND READING
(by Walle, Reynolds, et al.)

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.

HB 416 was read second time on May 6 and was postponed until 10 a.m. today.

Representative Reynolds moved to postpone consideration of **HB 416** until 10 p.m. today.

The motion prevailed.

HB 4387 ON THIRD READING
(by M. González, VanDeaver, Stucky, and Raney)

HB 4387, A bill to be entitled An Act relating to the establishment of the Texas Transfer Grant Pilot Program.

HB 4387 was read third time earlier today and was postponed until this time.

HB 4387 was passed by (Record 989): 78 Yeas, 65 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burns; Button; Campos; Canales; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Kuempel; Lambert; Longoria; 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; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Biedermann; Bonnen; Buckley; Burrows; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, K.; King, P.; Krause; Landgraf; Larson; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Cole; Herrero; Klick.

STATEMENTS OF VOTE

When Record No. 989 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 989 was taken, I was shown voting yes. I intended to vote no.

Button

When Record No. 989 was taken, I was in the house but away from my desk. I would have voted yes.

Cole

SB 1588 ON SECOND READING (C. Turner - House Sponsor)

SB 1588, A bill to be entitled An Act relating to the powers and duties of certain property owners' associations.

SB 1588 was considered in lieu of **CSHB 3367**.

SB 1588 was read second time.

SB 1588 - POINT OF ORDER

Representative Slaton raised a point of order against further consideration of **SB 1588** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

COMMITTEE MEETING ANNOUNCEMENT

At 5:56 p.m., the following committee meeting was announced:

Calendars, 6:30 p.m. today, 3W.15, for a formal meeting, to consider a calendar.

SB 1588 - (consideration continued)

SB 1588 - RECOMMITTED

Representative C. Turner moved to recommit **SB 1588** to the Committee on Business and Industry.

The motion prevailed.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Burrows requested permission for the Committee on Calendars to meet while the house is in session, at 6:30 p.m. today, in 3W.15, to consider a calendar.

Permission to meet was granted.

SB 530 ON SECOND READING
(Cole - House Sponsor)

SB 530, A bill to be entitled An Act relating to the prosecution and punishment of the criminal offense of harassment; creating a criminal offense.

SB 530 was considered in lieu of **CSHB 818**.

SB 530 was read second time and was passed to third reading. (Darby, Dean, Rogers, and Shine recorded voting no.)

CSHB 818 - LAID ON THE TABLE SUBJECT TO CALL

Representative Cole moved to lay **CSHB 818** on the table subject to call.

The motion prevailed.

SB 1295 ON SECOND READING
(Morrison - House Sponsor)

SB 1295, A bill to be entitled An Act relating to financial support and incentives for comprehensive regional universities.

SB 1295 was considered in lieu of **CSHB 3175**.

SB 1295 was read second time and was passed to third reading. (Dean, Leach, and Shine recorded voting no.)

CSHB 3175 - LAID ON THE TABLE SUBJECT TO CALL

Representative Morrison moved to lay **CSHB 3175** on the table subject to call.

The motion prevailed.

SJR 27 ON SECOND READING
(Leach, Parker, Noble, Slawson, et al. - House Sponsors)

SJR 27, A joint resolution proposing a constitutional amendment to prohibit this state or a political subdivision of this state from prohibiting or limiting religious services of religious organizations.

SJR 27 was considered in lieu of **CSHJR 72**.

SJR 27 was read second time.

SJR 27 - REMARKS

REPRESENTATIVE LEACH: **SJR 27** very simply proposes a constitutional amendment making it explicitly clear that the state or any political subdivision of the state cannot close down or limit our houses of worship or religious services. Period. That's what it does. It's simple and it's straightforward, but it is vitally important. I would argue that it's one of the most important things we might do this session is to protect the fundamental rights of our fellow Texans to practice their faith, to congregate with fellow believers, to attend church or mosque or synagogue, to meet with fellow believers in prayer and worship and service to their citizens. In many cases across this nation over the past year and even in some instances here in the State of Texas, we've seen a shocking violation from

some government officials of those fundamental rights to practice our faith. And it's my hope that the members of this body can take a firm stand in conjunction with our colleagues in the senate, who voted 29-2 in support of this SJR, to send a loud message to the people of Texas, no matter what faith they may practice or whether they have no faith at all, and also to the rest of this country that here in Texas we're going to stand strong for people of faith and for their rights to practice their faith as they choose and as they deem fit, whether it's at a time of emergency, crisis, pandemic or in a time of peace and calm. And so with that, members, it's simple and straightforward.

REPRESENTATIVE CANALES: If you look behind me, the words say, "In God we trust." The Bible says that man does not live on bread alone but from every word that comes from the mouth of the Lord, our God. Receiving the word of God, the Bible says, is the only place and the only way that you can get faith. And as a Catholic, I can tell you that failing to attend Sunday mass in my religion is a mortal sin. What does that mean? It means your soul dies. So I will tell you that no government, no mayor, no governor, no one should be able to keep you from going to church. We've heard a lot of hypotheticals—nuclear disasters, pandemics. Yeah, that might be the place you want to be. All we have, in what I believe, is our everlasting soul. And to commit a mortal sin and to be denied the privilege to worship God is not something the government should ever have its hand in. So the reality is here we have a chance. If it's dangerous and you want to go to church, well, by God, you go to church. I will tell you this. Stand up for people like me and for people that believe. You heard Representative Leach say this isn't just about Christians. This is about mosques. This is about all people of faith. Don't deny people the one thing that truly matters, the hereafter. Support this measure.

SJR 27 was adopted by (Record 990): 108 Yeas, 33 Nays, 3 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; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bowers; Bucy; Cole; Collier; Crockett; Davis; Deshotel; González, J.; González, M.; Goodwin; Hinojosa; Israel; Johnson, A.; Johnson, J.E.; Lopez; Meza; Morales, C.; Ortega; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Talarico; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Johnson, J.D.; Morales Shaw; Perez.

STATEMENTS OF VOTE

When Record No. 990 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 990 was taken, I was in the house but away from my desk. I would have voted no.

Perez

When Record No. 990 was taken, I was shown voting no. I intended to vote yes.

Talarico

REMARKS ORDERED PRINTED

Representative Holland moved to print remarks by Representative Canales on **SJR 27**.

The motion prevailed.

CSHJR 72 - LAID ON THE TABLE SUBJECT TO CALL

Representative Leach moved to lay **CSHJR 72** on the table subject to call.

The motion prevailed.

MAJOR STATE CALENDAR

HOUSE BILLS

SECOND READING

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

HB 1550 ON SECOND READING

(by Cyrier)

HB 1550, A bill to be entitled An Act relating to the continuation and functions of the Texas Commission on Law Enforcement.

Representative Cyrier moved to postpone consideration of **HB 1550** until 11 a.m. tomorrow.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Krause moved to print remarks by Representative Leach on **SJR 27**.

The motion prevailed.

**SJR 27 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Paddie moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SJR 27** all joint authors and co-authors for **HJR 72**.

The motion prevailed.

**MAJOR STATE CALENDAR
SENATE BILLS
SECOND READING**

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

**SB 700 ON SECOND READING
(Cyrier - House Sponsor)**

SB 700, A bill to be entitled An Act relating to the continuation and functions of the Texas Parks and Wildlife Department.

Amendment No. 1

Representative Slaton offered the following amendment to **SB 700**:

Amend **SB 700** (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 11, Parks and Wildlife Code, is amended by adding Section 11.006 to read as follows:

Sec. 11.006. LIMITATION ON ADOPTION OF RULES, REGULATIONS, AND PROCLAMATIONS. (a) Before the commission may adopt a new rule, regulation, or proclamation related to an activity regulated by the department, the commission must repeal two existing rules, regulations, or proclamations related to any activity regulated by the department.

(b) The department shall prominently display on the department's Internet website the number of rules, regulations, and proclamations adopted and repealed in accordance with Subsection (a).

Amendment No. 1 failed of adoption.

Amendment No. 2

On behalf of Representative Martinez, Representative Bailes offered the following amendment to **SB 700**:

Amend **SB 700** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 43.621(a), Parks and Wildlife Code, is amended to read as follows:

(a) The department shall establish a program for the issuance of permits under this subchapter. In accordance with that program, the department shall ~~may~~ issue a permit for the management of the wild mule deer population to each applicant who satisfies the requirements for a permit.

SECTION _____. (a) The Parks and Wildlife Department shall adopt rules to implement Section 43.621(a), Parks and Wildlife Code, as amended by this Act, not later than September 1, 2022.

(b) A person is not required to hold a permit for the management of the wild mule deer population as required under Subchapter R-1, Chapter 43, Parks and Wildlife Code, before January 1, 2023.

A record vote was requested by Representative Bailes.

Amendment No. 2 failed of adoption by (Record 991): 54 Yeas, 85 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Bailes; Beckley; Biedermann; Cain; Canales; Cason; Clardy; Cole; Crockett; Darby; Frullo; González, J.; González, M.; Guerra; Harless; Harris; Herrero; Hinojosa; Hunter; Johnson, J.E.; King, K.; King, P.; Kuempel; Larson; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Minjarez; Moody; Morales, E.; Morrison; Muñoz; Neave; Ordaz Perez; Paddie; Patterson; Raymond; Rodriguez; Rosenthal; Shine; Slaton; Slawson; Smithee; Stephenson; Toth; Turner, C.; Vasut; White; Wilson; Wu.

Nays — Anchia; Anderson; Ashby; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Capriglione; Collier; Cook; Cortez; Craddick; Cyrier; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; Goodwin; Guillen; Hefner; Hernandez; Holland; Howard; Huberty; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Kacal; King, T.; Klick; Krause; Landgraf; Leach; Leman; Lucio; Metcalf; Meyer; Meza; Middleton; Morales, C.; Murphy; Murr; Noble; Oliverson; Ortega; Parker; Paul; Perez; Price; Ramos; Reynolds; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Sherman; Smith; Spiller; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Turner, J.; VanDeaver; Vo; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Campos; Dutton; Lambert; Morales Shaw; Pacheco; Rose; Thierry.

STATEMENTS OF VOTE

When Record No. 991 was taken, I was shown voting no. I intended to vote yes.

Middleton

When Record No. 991 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 991 was taken, I was shown voting yes. I intended to vote no.

Patterson

When Record No. 991 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 991 was taken, I was shown voting yes. I intended to vote no.

Wilson

SB 700 was passed to third reading.

**SB 1093 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Murr moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 1093** all joint authors and co-authors for **HB 408**.

The motion prevailed.

**CONSTITUTIONAL AMENDMENTS CALENDAR
HOUSE JOINT RESOLUTIONS
SECOND READING**

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

**CSHJR 4 ON SECOND READING
(by Kacal, Price, Lambert, and Murr)**

CSHJR 4, A joint resolution proposing a constitutional amendment authorizing the denial of bail under some circumstances to a person accused of a violent or sexual offense or of continuous trafficking of persons, and requiring the denial of bail to a person accused of capital murder or a sexual offense involving a victim younger than 17 years of age under most circumstances.

Amendment No. 1

Representative Moody offered the following amendment to **CSHJR 4**:

Amend **CSHJR 4** (house committee printing) as follows:

(1) On page 1, line 9, strike "Sections 11d and 11e" and substitute "Section 11d".

(2) On page 1, between lines 12 and 13, insert "by clear and convincing evidence".

(3) On page 2, lines 2-3, strike "not otherwise required by this section or by general law".

(4) Strike page 2, line 8, through page 3, line 4.

(5) On page 3, lines 10-13, strike ", and requiring the denial of bail to a person accused of capital murder or a sexual offense involving a victim younger than 17 years of age under most circumstances".

Amendment No. 1 was adopted.

CSHJR 4 - POINT OF ORDER

Representative Crockett raised a point of order against further consideration of **CSHJR 4** under Rule 4, Section 32(c)(5), of the House Rules. The point of order was overruled and the speaker submitted the following ruling:

RULING BY THE SPEAKER

on House Joint Resolution 4

Announced in the House on May 11, 2021

Representative Crockett raises a point of order against further consideration of **CSHJR 4** under Rule 4, Section 32(c)(5), of the House Rules on the grounds that the comparison statement of the bill analysis is materially misleading.

Ms. Crockett argues that the comparison statement omits any mention of the changes made by the committee substitute to the introduced measure's ballot language for the proposed constitutional amendment.

The committee substitute made several substantial changes to the introduced measure. All of those changes are adequately summarized by the detailed comparison section.

Under Texas law, a joint resolution's ballot language must give fair notice to the voter of the purpose of the proposed amendment. *Hill v. Evans*, 414 S.W.2d 684, 692 (Tex. Civ. App.—Austin 1967, writ ref'd n.r.e.). Otherwise, the amendment could be declared void by the courts. *See id.* at 692-693. It is a fundamental principle that where a committee substitute changes the content of a joint resolution, the ballot language must be updated to give the required fair notice. In these circumstances, this background assumption is not required to be stated in the comparison section.

Accordingly, the point of order is respectfully overruled.

CSHJR 4, as amended, was adopted by (Record 992): 104 Yeas, 35 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; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Ellzey; Frank; Frullo; Gates; Geren; Goldman; González, M.; 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; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Moody; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Perez; Price; Raymond; Rodriguez; Rogers; Sanford; Schaefer; Schofield;

Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson; Wu.

Nays — Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Crockett; Davis; González, J.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Longoria; Lopez; Lucio; Minjarez; Morales, C.; Morales Shaw; Ortega; Ramos; Reynolds; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Walle.

Absent — Dutton; Fierro; Gervin-Hawkins; Guerra; Guillen; Pacheco; Romero.

STATEMENTS OF VOTE

When Record No. 992 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 992 was taken, I was shown voting no. I intended to vote yes.

Campos

When Record No. 992 was taken, I was shown voting yes. I intended to vote no.

Collier

When Record No. 992 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 992 was taken, I was in the house but away from my desk. I would have voted no.

Guerra

When Record No. 992 was taken, I was shown voting yes. I intended to vote no.

Sherman

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 2222** at 8 a.m. tomorrow in E2.026.

The motion prevailed.

ADJOURNMENT

Representative Darby moved that the house adjourn until 10 a.m. tomorrow in memory of Samuel Leonard and Stephen Jones of Concho County.

The motion prevailed. (Cason and Slaton recorded voting no.)

The house accordingly, at 7:23 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

HCR 106 (By Paul), In memory of Alayna Kay McDonald.
To Resolutions Calendars.

SB 123 to Public Education.

SB 171 to Human Services.

SB 318 to Business and Industry.

SB 348 to Public Education.

SB 576 to State Affairs.

SB 594 to Environmental Regulation.

SB 1071 to Pensions, Investments, and Financial Services.

SB 1082 to Public Education.

SB 1167 to Land and Resource Management.

SB 1169 to County Affairs.

SB 1227 to Higher Education.

SB 1232 to Appropriations.

SB 1629 to Human Services.

SB 1847 to Human Services.

SB 1854 to Ways and Means.

SB 1919 to Ways and Means.

SB 2166 to Land and Resource Management.

SB 2222 to Homeland Security and Public Safety.

SB 2233 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
Tuesday, May 11, 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 317 Murr SPONSOR: Miles
Relating to prohibiting discrimination against living organ donors by certain insurers.

HB 1759 Krause SPONSOR: Hancock
Relating to the operation of vehicles and certain equipment at railroad grade crossings when on-track equipment is approaching.

HB 2494 Metcalf SPONSOR: Nichols
Relating to the election of emergency services commissioners in certain emergency services districts.

HB 2533 Darby SPONSOR: Nichols
Relating to the performance of a real property evaluation for use by certain financial institutions.
(Committee Substitute)

HB 2586 Thierry SPONSOR: Hall
Relating to an annual audit of the independent organization certified for the ERCOT power region.

HB 2723 Meyer SPONSOR: Bettencourt
Relating to public notice of the availability on the Internet of property-tax-related information.
(Committee Substitute)

HB 2749 Ellzey SPONSOR: Birdwell
Relating to the enforcement of commercial motor vehicle safety standards in certain counties.

HB 3067 Buckley SPONSOR: Buckingham
Relating to the designation of State Highway 195 as a portion of the national Purple Heart Trail.

THE SENATE HAS CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

SB 346 (27 Yeas, 3 Nays)

SB 538 (30 Yeas, 0 Nays)

SB 1338 (30 Yeas, 0 Nays)

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 295

Senate Conferees: Perry - Chair/Huffman/Hughes/Kolkhorst/Nelson

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Tuesday, May 11, 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 970 Kolkhorst
Relating to the repeal of certain provisions related to health and human services.

SB 1090 Buckingham
Relating to certain regulations adopted by governmental entities regarding land-use restrictions and building products, materials, or methods used in the construction or renovation of residential or commercial buildings.

SB 2011 Menéndez
Relating to the criminal offense of interference with child custody and a peace officer's duties with respect to that offense.

SB 2122 Hughes
Relating to itemized billing for health care services and supplies provided by health care providers.

SB 2243 Hinojosa
Relating to approval for certain projects related to bridges over the Rio Grande.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 10

Appropriations - **HB 3185, SB 1263**

Business and Industry - **HB 3852, SB 22**

Corrections - **HB 2388, HB 3621**

County Affairs - **HB 3447, SB 58**

Criminal Jurisprudence - **HB 462, HB 687, HB 2146, HB 3934, SB 162, SB 237, SB 281, SB 312, SB 516, SB 530, SB 1047**

Culture, Recreation, and Tourism - **SB 1585**

Elections - **HB 160, HB 661, HB 2993**

Higher Education - **HB 2279, SB 1277, SB 1295, SB 1860**

Homeland Security and Public Safety - **HB 1108, SB 198**

Human Services - **HB 3761, HB 4047, HB 4169**

Judiciary and Civil Jurisprudence - **HJR 165, SB 219**

Land and Resource Management - **HB 4667, SB 2164, SB 2216**

Licensing and Administrative Procedures - **HB 3718**

Natural Resources - **HB 4636, SB 630, SB 905, SB 1117, SB 1441**

Pensions, Investments, and Financial Services - **HB 1889, HB 2284, HB 4078, HB 4368, HB 4643, HJR 104**

Public Health - **SB 184, SB 199, SB 284, SB 1414**

State Affairs - **HB 2246, HB 2671, SB 282, SJR 27**

Transportation - **HB 1209, SB 763, SB 1055, SB 1550**

Urban Affairs - **HB 4229, SB 804, SB 877, SB 1679**

Ways and Means - **HB 59, HB 321, HB 3223**

ENGROSSED

May 10 - HB 1027, HB 2172, HB 2433, HB 2496, HB 3261, HB 3610, HB 4651

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-SIXTH DAY — WEDNESDAY, MAY 12, 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 993).

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; 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; 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 — Raney.

Absent — Herrero; Martinez Fischer.

The invocation was offered by Representative Walle as follows:

God, thank you for allowing us to wake up this morning to be present on this day and to gather together for the greater good for our communities and neighbors. On this Wednesday, Lord, on this Wednesday morning and moving forward the rest of this month, God, may you be upon us in this chamber to unify our strengths to help those most vulnerable in this state. May your love embrace us, your light shine upon us, and your wisdom empower us to lead this state with integrity and honor and to base our decisions and actions not on personal or political gain but on the needs of our constituents, neighbors, and individuals across this state. We pray your peace will produce humility within us and that our actions will reflect your works more than words on a page ever will. I also want to give a special prayer to those loved ones no longer with us, like my Abuelita

Polly, who sat in chair 24 in 2009 to watch me get sworn into office. I love you, Abuelita. And a special prayer for Gabe, our food manager in the back in the member's lounge, whose father passed away last year. Y que Dios los cubre con sus bendiciones. It is in your name we pray. Amen.

The chair recognized Representative Bailes 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 the remainder of today and the remainder of the week because of important business:

Coleman on motion of Walle.

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. 19).

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.)

MAJOR STATE CALENDAR SENATE BILLS THIRD READING

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

SB 700 ON THIRD READING (Cyrier - House Sponsor)

SB 700, A bill to be entitled An Act relating to the continuation and functions of the Texas Parks and Wildlife Department.

SB 700 was passed by (Record 994): 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; 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; Hinojosa; Holland; Howard; Huberty; 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; 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; 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; Raney.

Absent — Canales; Herrero; Hunter; Martinez Fischer; Rodriguez; Slaton.

STATEMENTS OF VOTE

When Record No. 994 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 994 was taken, I was temporarily out of the house chamber. I would have voted yes.

Herrero

When Record No. 994 was taken, I was temporarily out of the house chamber. I would have voted yes.

Martinez Fischer

When Record No. 994 was taken, I was in the house but away from my desk. I would have voted no.

Slaton

**GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING**

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

**SB 530 ON THIRD READING
(Cole - House Sponsor)**

SB 530, A bill to be entitled An Act relating to the prosecution and punishment of the criminal offense of harassment; creating a criminal offense.

SB 530 was passed by (Record 995): 89 Yeas, 51 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Cyrier; Davis; Deshotel; Dominguez; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Hinojosa; Howard; Hunter; Israel; Johnson, A.;

Johnson, J.D.; Johnson, J.E.; King, T.; Kuempel; Lambert; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Smith; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Bell, C.; Biedermann; Bonaen; Buckley; Burns; Cain; Cason; Cook; Craddick; Darby; Dean; Ellzey; Gates; Goldman; Harris; Hefner; Holland; Hull; Jetton; Kacal; King, P.; Klick; Krause; Landgraf; Leach; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Rogers; Schaefer; Shaheen; Shine; Slaton; Slawson; Smithee; Spiller; Swanson; Thompson, E.; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Capriglione; Dutton; Herrero; Huberty; King, K.; Martinez Fischer; Tinderholt.

STATEMENTS OF VOTE

When Record No. 995 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 995 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 995 was taken, I was temporarily out of the house chamber. I would have voted yes.

Herrero

When Record No. 995 was taken, I was shown voting no. I intended to vote yes.

Hull

When Record No. 995 was taken, I was shown voting no. I intended to vote yes.

Jetton

When Record No. 995 was taken, I was temporarily out of the house chamber. I would have voted yes.

Martinez Fischer

When Record No. 995 was taken, I was shown voting yes. I intended to vote no.

Sanford

When Record No. 995 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 995 was taken, I was in the house but away from my desk. I would have voted no.

Tinderholt

**SB 1295 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Murphy moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 1295** all joint authors and co-authors for **HB 3175**.

The motion prevailed.

**SB 1295 ON THIRD READING
(Morrison - House Sponsor)**

SB 1295, A bill to be entitled An Act relating to financial support and incentives for comprehensive regional universities.

SB 1295 was passed by (Record 996): 119 Yeas, 26 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; 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; 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; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Slawson; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, K.; Biedermann; Button; Cain; Cason; Dean; Gates; Hefner; Holland; Krause; Landgraf; Leman; Murr; Noble; Patterson; Schaefer; Shaheen; Shine; Slaton; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Herrero; Martinez Fischer.

STATEMENTS OF VOTE

When Record No. 996 was taken, I was shown voting no. I intended to vote yes.

Button

When Record No. 996 was taken, I was shown voting yes. I intended to vote no.

Cyrrier

When Record No. 996 was taken, I was temporarily out of the house chamber. I would have voted yes.

Herrero

When Record No. 996 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 996 was taken, I was temporarily out of the house chamber. I would have voted yes.

Martinez Fischer

POSTPONED BUSINESS

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

HB 416 ON SECOND READING (by Walle, Reynolds, et al.)

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.

HB 416 was read second time on May 6, postponed until 10 a.m. May 11, and was again postponed until 10 p.m. May 11.

Representative Walle moved to postpone consideration of **HB 416** until 10 a.m. Tuesday, June 1.

The motion prevailed.

CSSB 219 ON SECOND READING

(Leach, Gervin-Hawkins, Lucio, Holland, et al. - House Sponsors)

CSSB 219, 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.

CSSB 219 was considered in lieu of **CSHB 1418**.

CSSB 219 was read second time.

Amendment No. 1

Representative Leach offered the following amendment to **CSSB 219**:

Amend **CSSB 219** (house committee printing) as follows:

(1) On page 8, line 17, strike "The changes" and substitute "Except as provided by Subsection (c) of this section, the changes".

(2) On page 9, between lines 3 and 4, insert the following:

(c) The changes in law made by this Act to Section 473.003, Transportation Code, as added by Chapter 382 (**HB 2899**), Acts of the 86th Legislature, Regular Session, 2019, are intended to clarify existing law and apply to a contract entered into before, on, or after the effective date of this Act.

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

SECTION ____ . Section 473.003, Transportation Code, as added by Chapter 382 (**HB 2899**), Acts of the 86th Legislature, Regular Session, 2019, is amended by adding Subsection (c-1) to read as follows:

(c-1) This section does not apply to a design-build contract.

CSSB 219 - REMARKS

REPRESENTATIVE J. TURNER: Representative Leach, I just wanted to see if I could take a second to see if I do understand what's in the amendment. It came up kind of quickly. Can you walk us through what's in this amendment, please?

REPRESENTATIVE LEACH: Yes, Representative Turner. I was following the motto that if you can see the door, get off the floor. So I was trying to move quickly, but I don't want to obfuscate the purpose of the amendment. It's very simple. It simply makes it clear that it does not apply to design-build projects that are procured by TxDOT.

J. TURNER: Is that the only change in the amendment? That one line at the very bottom? I just didn't have a chance to look at it.

LEACH: Yes, Representative Turner. That's correct.

REPRESENTATIVE ROMERO: Chairman Leach, help me understand what your amendment did in terms of, as you mentioned, TxDOT. As you know, there was a pretty major accident in Fort Worth, probably one of the largest collisions, with 130 car accidents. Tell me, what did this do in a scenario to either absolve—is this going to be the engineer, architect, or the entity here? I'm trying to understand what might have happened right now.

LEACH: Thank you for the question. The committee substitute that came out of the senate changed our house language or did its own thing with respect to which projects and which contractual arrangements this bill applied to. We, via the bill that's in front of you today, narrowed that term to "design-build" projects, which you're very familiar with. And the amendment in front of you today just very simply makes sure that TxDOT design-build projects are also covered by the bill. That's all it does.

ROMERO: And the bill previously? I'm asking you to guide me through your bill, and I apologize here that I didn't read it, at least what you're describing. How would a situation like what happened in my district, where there's a question about the safety of that design-build project—through your amendment, did we help or did we not help in determining what finally is going to happen in that type of situation?

LEACH: So Representative, I don't know the specifics about that contract. If it was design-build, then—

ROMERO: It was.

LEACH: Okay, if it was a design-build contract, then this bill does not address that specifically. Those design-build contracts are still protected and, in fact, encouraged under Texas law, whether it's for TxDOT or other commercial construction projects. What the bill does, and I want to make sure—I think we're still on the amendment, and so I'm happy to still talk about the amendment specifically. Very simply put, the design-build contracts are still protected under Texas law, and this bill, including the amendment, makes sure that that's protected.

J. TURNER: I'm back again just to make sure that I do understand a little bit more about the amendment. Though as I read the amendment—lines 5 through 10 of the amendment if you have it there in front of you—am I correct that it does add to the bill the language in lines 6 through 10?

LEACH: It adds that to the bill. Yes, sir.

J. TURNER: Okay, so that language as I read it here, and I haven't had a chance, of course, to study this very much, but I just want to make sure that we understand it. It says, "The changes in law made by this Act to Section 473.003, Transportation Code, as added by Chapter 382 (**HB 2899**), Acts of the 86th Legislature, Regular Session, 2019, are intended to clarify existing law and apply to a contract entered into before, on, or after the effective date of this Act." Correct?

LEACH: Correct.

J. TURNER: Okay, so if—and I'm just reading this cold, so if you could help me understand it. Am I understanding correctly that this amendment would mean that the new provisions of this law would go back and change all existing contracts? Or am I misunderstanding that?

LEACH: No, you're not intentionally misunderstanding. I've probably not informed you as simply and as clearly as I can. So there was a floor amendment on the senate side, Representative Turner, that actually changed the term "design-build" contract to "involved contractor" contract, something I've actually never heard of in construction law. Okay? So the bill in front of you today, without the amendment, changed the term back to design-build contract, which as you know is a term of art in the construction industry. What this amendment does is it's really a clarifying amendment, Representative Turner, for TxDOT

design-build contracts. TxDOT brought us a concern that perhaps those existing contracts were not excluded from the provisions of the bill. And that's what this amendment does, is clarify that those contracts are still protected.

J. TURNER: Okay, I appreciate you helping me understand this. So the change that's in lines 6 through 10, that we just read, only applies to that one subject and not to the broader provisions of the bill? Is that correct?

LEACH: The key term in lines 6 through 10 is really starting on the very end of line 8. These changes in the bill "are intended to clarify existing law" and, yes, "apply to a contract entered into before, on, or after the effective date." This does not change. This amendment protects existing law and protects those existing contracts, Representative Turner.

J. TURNER: So existing contracts—you're saying that this amendment does not have the effect of changing existing contracts?

LEACH: Correct.

REPRESENTATIVE J.E. JOHNSON: So this bill came through our committee, and my question to you, Mr. Leach, is one of the concerns that I had in the committee discussion of this was how it would affect residential homeowners. And the way the original bill was filed, if a person wants to remodel their home and if they hire a contractor to—say I want a new carport but there's not an architect or an engineer plan and the contractor builds it. Then, technically, the plan is designed by the homeowner and there's no repercussions for a faulty build. And I know that you put in a provision that says if there's a known defect, the contractor must disclose. But were there any other amendments made in the senate to address the concerns of residential homeowners in this bill?

LEACH: Representative Johnson, I'm happy to answer your question, but I do think we're still on the amendment. And so I want to answer your questions about the larger bill, but can I move adoption of the amendment and then we get back to the bill?

J.E. JOHNSON: Oh, absolutely.

Amendment No. 1 was adopted.

(Martinez Fischer now present)

J.E. JOHNSON: I'd like to make sure that the body understands the impact on homeowner claims. I think as far as commercial claims go, this bill is a great bill. If you have an informed architect, an informed builder, an informed commercial customer, all of their information—they're level. But my concern is always on the homeowner, who may not have that same level of information as a builder, where there's an architect not involved and they do a direct build with a builder and there's not set plans. How does that affect the homeowner when they have a problem with the build and the design? Because they say, "Hey, I want this shower moved over here. I want this patio changed." But there's not plans. What's the recourse for when the builder says, "Hey, man, I just did what you wanted"?

LEACH: Representative Johnson, I actually share your exact same concern and question. So just 30 minutes ago before we came on the floor, I got on the phone with the home builders and with the contractors just to make sure I fully understand my own bill and how it applies to residential construction contracts. And I do. And there's a very simple answer. The Residential Construction Liability Act, RCLA, which you're very familiar with, governs and overrides. There's actually text in RCLA—Property Code, Section 27.002(b)—that it overrides all other statutes.

J.E. JOHNSON: Would you be amenable to an amendment to your bill, then, that accepts residential homeowners' claims since you're saying another statute applies? Because I think in the commercial space, this is a very good bill and it's fair. It levels the playing field. But it's not fair in the residential space. So would you be willing to accept an amendment that restricts this applicability to residential claims since you're claiming there's another statute that applies?

LEACH: Well, I don't think that's necessary. And I have made an agreement to all those stakeholders we've been working with not to amend the bill or accept any amendments today. So I'm not going to, but I'm happy to have this legislative intent entered into the journal. I think it's very clear in RCLA. You know RCLA. You're very familiar with RCLA and that the purpose of that statute is to protect homeowners and to address exactly what you're talking about. We can have a conversation, and I think we should have a conversation, about whether it adequately does so. But it's very clear for purposes of this bill that RCLA still governs the relationship between a homeowner, a home builder, and any design professional that is involved in the construction of that home.

J.E. JOHNSON: Well, I would beg to disagree just because I think there could be some misconstruction from the judicial point of view because here we're passing a bill subsequent to RCLA that seems to be in conflict with that because this does not address the residential build. Again, I think in terms of the commercial space, there's a level playing field between all the parties, and so this is a great bill. But I'm very concerned about the disproportionate impact on residential properties, and I just think that it causes confusion in the statutes and confusion as to the judicial application of which law is going to govern. And I just have a lot of concerns about what the impact of this is going to be on our homeowners who are trying to get their homes fixed as a result of the storm, who are dealing with builders directly where there's not set plans, and the implication and the liability limitations that that's going to put on builders as far as homeowners' claims are concerned.

LEACH: Well, I haven't heard from any practitioners who practice in the area of residential construction law who've brought this concern to me. And I don't necessarily disagree with your concern, but I trust the members of the bar and the judges. We require folks, whether it's new construction of a single-family residence, whether people are actually designing and building their own home, or whether they're substantially improving their property, there are documents and

information given to them at that time that RCLA controls. In the very text of the Property Code it is very explicit that RCLA controls. And so I get your point. I don't disagree with you, but I don't think we need it for purposes of this bill.

J.E. JOHNSON: So just for clarity then, for the purposes of legislative intent, it is not your intent that this legislation applies to residential builds between a single homeowner and a builder directly. Is that correct?

LEACH: My intent of this bill is that RCLA, which is very detailed and very designed—specifically, the intent of that statute, as I said, is to govern that relationship and provide a recourse and liability. I mean, it sets it all out there for you. My intent is that that statute still controls.

REPRESENTATIVE COLLIER: Chair Leach, thank you so much for taking my questions earlier before we started on the bill. I just want to ask some clarifying questions about liability. So earlier, you were talking to Representative Turner about your amendment, and it said any contracts that were entered into on, before, or after the effective date. So would that mean—now that this is on your bill, does that mean that existing claims that are filed in court will be subject to this new standard or this new provision in your bill?

LEACH: Are you talking about the amendment specifically?

COLLIER: Yes.

LEACH: So again, what that amendment does, Madam Chair Collier, is it simply protects existing design-build contracts. That amendment was brought to us by TxDOT. I believe that the bill was clear and fine as is, but TxDOT had a concern that they wanted it to be explicitly clear that those existing design-build contracts were protected. So we agreed to accept the TxDOT amendment that makes that clearer for their satisfaction.

COLLIER: And then the last question I have deals with school districts. How does this bill, **CSSB 219**, impact construction projects for school districts?

LEACH: This bill will apply to the construction of schools and other buildings across the state with the exception of those residences that Representative Johnson and I just talked about. And so I think, as Representative Johnson correctly said, this creates more of a level playing field between the owner—which in that instance would be the school district very likely—and the contractor and the design professional. And so they would fall under the parameters of this bill should it become law.

COLLIER: Okay, so based on my understanding, if a school district has a claim for some type of design or some type of problem with the construction project, they still would be able to pursue a claim against the designer or the architect or engineer as well as the contractor and the standard would be that the contractor knew that there was a defect or should have known using ordinary diligence. Is that correct?

LEACH: Should have discovered using ordinary diligence.

COLLIER: Should have. So it doesn't preclude claims against contractors?

LEACH: Not at all.

COLLIER: You're just providing the basis of what the standard is. It's like a "should" or "should have" known.

LEACH: Yes, absolutely. This does nothing to prevent or build some sort of wall between who the owner of a construction project can bring a claim against. If it's a construction defect for which the contractor should be liable, then that contractor's going to be liable. If it's a design defect for which a design professional should be liable, then that design professional is going to be liable.

COLLIER: Unless the contractor knew or should have discovered.

LEACH: If the contractor knew or using ordinary diligence should have known, then that's going to be a fact question for the court. Contractors are not going to be able to escape liability by having plans in front of them or by constructing a load bearing wall where they know for sure a post should be. If using ordinary diligence—again, they should have known—then they've got to bring that to the attention of the owner or the design professional and work together to make sure the contracts are built safely or on time or under budget. But at the same time, if it's a design issue that the contractor did not know about and should not have known about and it's clearly a design issue, then the contractor's not going to be forced to be responsible for that, which under current law is what's happening. And that's what this bill is intended to fix

REMARKS ORDERED PRINTED

Representative Collier moved to print all remarks on **CSSB 219**.

The motion prevailed.

REPRESENTATIVE LUCIO: I'm happy to joint author this bill with you and try to provide some clarity and a means to have responsible construction and a path moving forward on responsible operation. So regarding the residential side, there's an overwhelming majority of homes where the builder is responsible for both production of the plans and building the homes, right? Those are kind of like your spec homes.

LEACH: That's correct.

LUCIO: And those are volume builders. Would you agree?

LEACH: That's right, yes.

LUCIO: So if we're looking at a design or construction defect, you're looking at the same person.

LEACH: In most cases, yes.

LUCIO: In most cases, right. But for custom homes where there's an outside architect, the RCLA is still in play as a civil procedure for construction defects for one- or two-family homes. But in short, it would apply to everything but could factor only into a dispute between design professional and builder. The RCLA states that to the extent of conflict between that chapter and any other law,

that chapter prevails. So concerns for residential home design and construction, those aren't going to be changed for the large majority of the claims that may happen after passage of this legislation.

LEACH: That's correct, yes.

LUCIO: So we're dealing with construction in commercial circumstances where there's definitely a sophisticated architect, a sophisticated owner, and a sophisticated construction builder GC. And we're trying to provide consistency and clarity in how contractors can do their business responsibly and those that are harmed by bad contractors can have remedy.

LEACH: That's correct—clarity, consistency, fairness—and it brings us in line with the vast majority of other states who beat us to the punch on this one.

REPRESENTATIVE ROSENTHAL: I apologize if this has been covered. I'm having a hard time hearing but I want to get this loud and clear so that everyone hears. I believe I heard you talk about the lines of responsibility between design, construction, and supply, right? Help me make sure that my understanding is correct. So if the intent of the bill is that the constructor is only responsible for the part of the work that they do, and so in other words, if the design is messed up from the start coming off the drawing board—and you know I'm a designer—then it should be the designer who's responsible for that, right?

LEACH: Correct.

ROSENTHAL: Designers should be responsible for design. If the design was good as certified by the engineer and the constructor makes an error in constructing, they should be responsible for that, right?

LEACH: That's correct.

ROSENTHAL: So if it's not built according to the design, that's on the constructor. If the material supplied is not what they said it was, so the constructor buys materials requesting a certain spec and whatever is provided doesn't meet that, then it's the supplier that's responsible, right?

LEACH: That's correct.

CSSB 219, as amended, was passed to third reading. (Ellzey recorded voting no.)

CSHB 1418 - LAID ON THE TABLE SUBJECT TO CALL

Representative Leach moved to lay **CSHB 1418** on the table subject to call.

The motion prevailed.

CSHB 1396 ON SECOND READING

(by White, et al.)

CSHB 1396, A bill to be entitled An Act relating to law enforcement agencies and policies and procedures affecting peace officers.

CSHB 1396 was read second time on May 10 and was postponed until 10 a.m. today.

Representative White moved to postpone consideration of **CSHB 1396** until 10 a.m. Saturday, July 16, 2022.

The motion prevailed.

HB 1550 ON SECOND READING
(by Cyrier)

HB 1550, A bill to be entitled An Act relating to the continuation and functions of the Texas Commission on Law Enforcement.

HB 1550 was read second time on May 11 and was postponed until 11 a.m. today.

Representative Cyrier moved to postpone consideration of **HB 1550** until 10 a.m. Thursday, June 3.

The motion prevailed.

(Herrero now present)

(Harris in the chair)

MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING

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

CSHB 2730 ON SECOND READING
(by Deshotel, Burns, Geren, K. King, Canales, et al.)

CSHB 2730, A bill to be entitled An Act relating to the acquisition of real property by an entity with eminent domain authority and the regulation of easement or right-of-way agents.

A record vote was requested by Representative Canales.

CSHB 2730 was passed to engrossment by (Record 997): 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; Canales; Capriglione; 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; 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; 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 — Craddick.

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

Absent, Excused — Coleman; Raney.

Absent — Rogers.

STATEMENT OF VOTE

When Record No. 997 was taken, I was in the house but away from my desk. I would have voted yes.

Rogers

CSHB 2275 ON SECOND READING

(by Zwiener, Huberty, Oliverson, Frank, Paddie, et al.)

CSHB 2275, A bill to be entitled An Act relating to the creation and uses of the critical infrastructure resiliency fund and the eligibility of certain water-related projects for state financial assistance.

Amendment No. 1

Representative Zwiener offered the following amendment to **CSHB 2275**:

Amend **CSHB 2275** (house committee report) as follows:

(1) On page 1, lines 14 and 15, strike "without further legislative appropriation".

(2) On page 2, line 19, between "infrastructure" and the underlined semicolon, insert "and demand response technology".

(3) On page 5, lines 23 and 24, strike "institutions licensed under Chapter 242" and substitute "nursing facilities, as defined by Section 242.301".

(4) On page 11, strike lines 2 through 10 and substitute the following appropriately numbered SECTION:

SECTION _____. This Act takes effect January 1, 2022.

Amendment No. 1 was adopted.

Amendment No. 2

Representative E. Thompson offered the following amendment to **CSHB 2275**:

Amend **CSHB 2275** (house committee report) by striking page 5, lines 22 through 26, substituting the following appropriately lettered subsections, and relettering subsequent subsections accordingly:

() The division may use the account only to make matching grants to eligible institutions for purchasing reserve power supply, such as on-site generation and energy storage systems, necessary to:

(1) sustain critical medical care; or

(2) maintain the air temperature in the institution's facilities at not less than 68 degrees Fahrenheit or more than 81 degrees Fahrenheit for at least 72 hours during a power outage.

() An institution is eligible to receive a matching grant under this section only if the institution is:

- (1) licensed under Chapter 242, Health and Safety Code; or
- (2) an assisted living facility, as defined by Section 247.002, Health and Safety Code.

Amendment No. 2 was adopted.

(Speaker in the chair)

Representative Zwiener moved to postpone consideration of **CSHB 2275** until 12:30 p.m. today.

The motion prevailed.

**CONSTITUTIONAL AMENDMENTS CALENDAR
HOUSE JOINT RESOLUTIONS
SECOND READING**

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

**CSHJR 99 ON SECOND READING
(by Canales, Ashby, Kuempel, K. King, Geren, et al.)**

CSHJR 99, A joint resolution proposing a constitutional amendment authorizing a county to finance the development or redevelopment of transportation or infrastructure in unproductive, underdeveloped, or blighted areas in the county; authorizing the issuance of bonds and notes.

CSHJR 99 was adopted by (Record 998): 127 Yeas, 15 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; 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; 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; 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; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Beckley; Biedermann; Cain; Cason; Cook; Ellzey; Hefner; Middleton; Noble; Patterson; Paul; Shaheen; Slaton; Slawson; Vasut.

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

Absent, Excused — Coleman; Raney.

Absent — Capriglione; Frank; Pacheco; Wilson.

STATEMENTS OF VOTE

When Record No. 998 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 998 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 998 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 998 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 998 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 998 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 998 was taken, I was in the house but away from my desk. I would have voted yes.

Pacheco

When Record No. 998 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 998 was taken, I was shown voting yes. I intended to vote no.

Schofield

When Record No. 998 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 998 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

When Record No. 998 was taken, I was shown voting yes. I intended to vote no.

Toth

CSHJR 82 ON SECOND READING
(by Craddick, Raymond, Darby, Landgraf, and Paddie)

CSHJR 82, A joint resolution proposing a constitutional amendment 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.

CSHJR 82 was adopted by (Record 999): 129 Yeas, 12 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; 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; 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; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; 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; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Beckley; Cain; Cason; Hefner; Leach; Middleton; Schaefer; Shaheen; Slaton; Slawson; Smith; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Ellzey; Hernandez; Lozano; Lucio; Pacheco; Turner, C.

STATEMENTS OF VOTE

When Record No. 999 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 999 was taken, I was in the house but away from my desk. I would have voted yes.

Ellzey

When Record No. 999 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

When Record No. 999 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 999 was taken, I was shown voting yes. I intended to vote no.

Vasut

HJR 141 ON SECOND READING
(by Goldman)

HJR 141, A joint resolution proposing a constitutional amendment to authorize a political subdivision other than a school district to establish a limitation on the amount of ad valorem taxes that the political subdivision may impose on the residence homesteads of persons who are disabled or elderly and their surviving spouses.

Amendment No. 1

Representative Shine offered the following amendment to **HJR 141**:

Amend **HJR 141** (house committee printing) on page 3, line 6, after "under this subsection.", by inserting the following:

This subsection does not apply to a district created under Article XVI, Section 59, or Article III, Section 52, of this constitution that has outstanding bonds, notes, or other obligations.

Amendment No. 1 was adopted.

HJR 141, as amended, was adopted by (Record 1000): 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; 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; 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; 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; Raney.

Absent — Lozano; Pacheco.

STATEMENTS OF VOTE

When Record No. 1000 was taken, I was shown voting no. I intended to vote yes.

Cason

When Record No. 1000 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

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.

COMMITTEE MEETING ANNOUNCEMENT

At 12:39 p.m., the following committee meeting was announced:

Higher Education, scheduled to meet at 8 a.m. tomorrow, will convene at 9 a.m. tomorrow in the posted location.

PROVIDING FOR AN ADDENDUM TO LOCAL, CONSENT, AND RESOLUTIONS CALENDAR

On motion of Representative Geren and by unanimous consent, the Committee on Local and Consent Calendars was granted permission to add **HB 4667**, **HB 4368**, and **HB 4555** in an addendum to the local, consent, and resolutions calendar set for 9 a.m. Friday, May 14.

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. 10).

RECESS

Representative Metcalf moved that the house recess until 2 p.m. today.

The motion prevailed.

The house accordingly, at 12:48 p.m., recessed until 2 p.m. today.

AFTERNOON SESSION

The house met at 2:13 p.m. and was called to order by the speaker.

POSTPONED BUSINESS

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

CSHB 2275 ON SECOND READING

(by **Zwiener, Huberty, Oliverson, Frank, Paddie, et al.**)

CSHB 2275, A bill to be entitled An Act relating to the creation and uses of the critical infrastructure resiliency fund and the eligibility of certain water-related projects for state financial assistance.

CSHB 2275 was read second time earlier today, amendments were offered and disposed of, and **CSHB 2275** was postponed until this time.

Amendment No. 3

Representatives Patterson and Toth offered the following amendment to **CSHB 2275**:

Amend **CSHB 2275** (house committee report) as follows:

(1) In each of the following places, between "supply" and the underlined comma, insert "that is reliable during an extreme weather event":

- (A) on page 4, line 12;
- (B) on page 5, line 24; and
- (C) on page 6, line 22.

(2) On page 5, strike lines 10 through 14 and substitute the following appropriately lettered subsection:

() The division shall condition each grant awarded under this section on the grant recipient:

(1) providing funds from non-state sources in a total amount at least equal to 10 percent of the grant amount, with at least five percent of the recipient's match coming from local sources; and

(2) reimbursing the division for the amount of the grant if the recipient ceases operation or relocates before the fifth anniversary of the date on which the project for which the grant was made is completed.

(3) On page 6, strike lines 7 through 11 and substitute the following appropriately lettered subsection:

() The division shall condition each grant awarded under this section on the grant recipient:

(1) providing funds from non-state sources in a total amount at least equal to 10 percent of the grant amount, with at least five percent of the recipient's match coming from local sources; and

(2) reimbursing the division for the amount of the grant if the recipient ceases operation or relocates before the fifth anniversary of the date on which the project for which the grant was made is completed.

(4) On page 7, strike lines 20 through 24 and substitute the following appropriately lettered subsection:

() The division shall condition each grant awarded under this section on the grant recipient:

(1) providing funds from non-state sources in a total amount at least equal to 10 percent of the grant amount, with at least five percent of the recipient's match coming from local sources; and

(2) reimbursing the division for the amount of the grant if the recipient ceases operation or relocates before the fifth anniversary of the date on which the project for which the grant was made is completed.

Amendment No. 3 was adopted.

CSHB 2275, 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 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.

Amendment No. 1

Representative Vasut offered the following amendment to CSHB 547:

Amend CSHB 547 (house committee report) as follows:

(1) On page 1, line 8, strike "HOME-SCHOOLED" and substitute "CERTAIN".

(2) Strike page 1, lines 10 and 11, and substitute the following:

(a) In this section, "non-enrolled student" means a student who receives instruction as described by Section 29.916(a)(1) from a nonpublic school.

(3) On page 1, between lines 11 and 12, insert the following appropriately lettered subsection and reletter subsequent subsections and cross-references to those subsections accordingly:

() Nothing in this section may be construed to affect the holding in Texas Educ. Agency v. Leeper, 893 S.W.2d 432 (Tex. 1994), classifying home schools as private schools. The legislature finds that a home school is a private school for purposes of this section.

(3) Strike "home-schooled student" in each instance in which it appears in the bill and substitute "non-enrolled student".

(4) On page 2, line 19, strike "home schooled student's" and substitute "non-enrolled student's".

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Romero and J.D. Johnson offered the following amendment to **CSHB 547**:

Amend **CSHB 547** (house committee report) on page 2, between lines 2 and 3, by inserting the following appropriately lettered subsection and relettering subsequent subsections and cross-references to those subsections accordingly:

() A home-schooled student may only participate in a league activity for the school in the school district that the student would be eligible to attend based on the student's residential address. A home-schooled student who seeks to participate in a league activity on behalf of a school shall be required to establish minimum proof of residency acceptable to the district in the same manner as an applicant to attend a school in the district under Section 25.001.

Amendment No. 2 was adopted.

Amendment No. 3

Representative E. Thompson offered the following amendment to **CSHB 547**:

Amend **CSHB 547** (house committee report) on page 2, by striking lines 7 through 18 and substituting the following:

activity, a home-schooled student must demonstrate academic proficiency by performing satisfactorily on assessment instruments required under Section 39.023 for students enrolled in the equivalent grade level at the public school in which the student seeks to participate in the league activity.

Amendment No. 3 - Point of Order

Representative Schofield 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.

(Dean in the chair)

The point of order was withdrawn.

A record vote was requested by Representative Bailes.

Amendment No. 3 failed of adoption by (Record 1001): 48 Yeas, 93 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Beckley; Bowers; Canales; Clardy; Cole; Collier; Crockett; Darby; Davis; Frullo; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Herrero; Kacal; King, K.; Kuempel; Lambert; Larson; Martinez Fischer; Muñoz; Paddie; Perez; Price; Ramos; Reynolds; Rodriguez; Rogers; Rose; Rosenthal; Sherman; Shine; Smith; Spiller; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Walle.

Nays — Anchia; Anderson; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Cason; Cook; Cortez; Craddick; Cyrier; Deshotel; Dominguez; Dutton; Frank; Gates; Gervin-Hawkins; Goldman; Harris; Hefner; Hernandez; Hinojosa; Holland;

Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, P.; Klick; Krause; Landgraf; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Parker; Patterson; Paul; Raymond; Romero; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smithee; Stephenson; Swanson; Talarico; Tinderholt; Toth; Vasut; Vo; White; Wilson; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Ashby; Ellzey; Fierro; King, T.

STATEMENTS OF VOTE

When Record No. 1001 was taken, my vote failed to register. I would have voted no.

Ellzey

When Record No. 1001 was taken, I was shown voting yes. I intended to vote no.

Smith

(Speaker in the chair)

Amendment No. 4

Representative E. Thompson offered the following amendment to **CSHB 547**:

Amend **CSHB 547** (house committee report) on page 2, line 23, between "year" and the underlined comma, insert "or beginning at an earlier time on request by the coach of the activity".

Amendment No. 4 was adopted.

Amendment No. 5

Representatives K. King, Bailes, Frullo, Price, Kuempel, and Larson offered the following amendment to **CSHB 547**:

Amend **CSHB 547** (house committee report) on page 4, between lines 3 and 4, by inserting the following appropriately lettered subsection and relettering subsequent subsections and cross-references to those subsections accordingly:

() Notwithstanding any other law, a home-schooled student who participates in a league activity under this section is subject to the immunization requirements of Section 38.001 in the same manner as a public school student.

Amendment No. 6

Representative Cain offered the following amendment to Amendment No. 5:

Amend Amendment No. 5 to **CSHB 547** (house committee printing) as follows:

(1) On line 7, between "requirements" and "of", insert "and exceptions".

Amendment No. 6 was adopted.

A record vote was requested by Representative Bailes.

Amendment No. 5, as amended, was adopted by (Record 1002): 111 Yeas, 31 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; 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; Israel; Jetton; Johnson, A.; 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.; Morrison; Muñoz; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bonnen; Burrows; Cason; Crockett; Davis; Goldman; Hefner; Holland; Hull; Hunter; Klick; Krause; Landgraf; Leman; Metcalf; Middleton; Murphy; Pacheco; Patterson; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Cain; Johnson, J.D.; Morales Shaw; Smith.

STATEMENTS OF VOTE

When Record No. 1002 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 1002 was taken, I was in the house but away from my desk. I would have voted no.

Cain

When Record No. 1002 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 1002 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1002 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 1002 was taken, I was shown voting yes. I intended to vote no.

Paul

Amendment No. 7

Representative Canales offered the following amendment to **CSHB 547**:

Amend **CSHB 547** (house committee report) as follows:

(1) On page 1, line 7, strike "Section 33.0832" and substitute "Sections 33.0832 and 33.08321".

(2) On page 4, between lines 3 and 4, insert the following:

Sec. 33.08321. ACCESS TO UNIVERSITY INTERSCHOLASTIC LEAGUE SPONSORED ACTIVITIES FOR STUDENTS UNDER SUPERVISION OF TEXAS JUVENILE JUSTICE DEPARTMENT. (a) The University Interscholastic League shall provide students receiving educational services under the supervision of the Texas Juvenile Justice Department with the opportunity to participate in activities sponsored by the league in the same manner that the league provides the opportunity to participate to students enrolled in public schools.

(b) The University Interscholastic League shall enter into a memorandum of understanding with the Texas Juvenile Justice Department regarding the policies governing:

(1) the conditions of eligibility for students under the supervision of the department in activities sponsored by the league, including:

(A) age of students eligible to participate;

(B) academic performance requirements for students; and

(C) standards of behavior for students;

(2) the appropriate league in which students under the supervision of the department will participate; and

(3) the duties of the department regarding other policies of the league, including fees, insurance, and transportation.

Amendment No. 7 was adopted.

CSHB 547 - REMARKS

REPRESENTATIVE COLLIER: I just want to get some clarifying information. Earlier, there was an amendment by Representative Romero that said that the home-schooled student would be required to attend the school within their attendance zone.

REPRESENTATIVE FRANK: That's correct. Again, that's one of those that was in the bill because they participate in the same way that the UIL does attendance zones with the public schools. But that, I guess, clarified that we really meant what we said in the bill.

COLLIER: Absolutely. So does this mean that those parents would be precluded from applying for an intradistrict transfer? So right now, a parent can apply for a transfer to a different school within the school district. So does this bill preclude that?

FRANK: If approved by the school board, they could. But it would have to be approved by the school board just the same as a public school student.

COLLIER: Okay, so they can apply for intradistrict transfer?

FRANK: Yes. We're not intending to make it harder on them than we are on the public school. We're intending to put them in the same category as the public school.

COLLIER: And then also during your bill layout, you said that a school district can opt in to include homeschooled students in the participation of UIL sports, correct?

FRANK: The bill language is very clear that a school district may allow this. They do not have to allow this. That is a change that was made in committee from the original filed bill. It becomes "may." It is permissive. So yes, they can opt in or opt out.

COLLIER: So how would a home-schooling parent know that a school district is opting in? Would this be a resolution that the school board passed?

FRANK: Trust me, homeschooled students will find out stuff like that. I mean, ask the 4-H places. They can actually participate in 4-H. They find out. I hadn't really been worried about that.

COLLIER: I just wanted to make sure because if a school district decides not to opt in, I want to make sure that everyone is aware of that. And then if a school board says they're not going to opt in this year, can they do it the following year?

FRANK: I believe the school board—I believe it would be open to that. They may do it, and there's no time frames in there. Honestly, my hope is that school districts want to allow kids that are in their community, whose parents are paying taxes—my hope is that school districts actually want kids in their schools. That is my hope. But if they don't, they don't have to. But right now, the bill simply says school districts may.

COLLIER: Okay, so can they change it from year to year?

FRANK: I believe they can change it whenever they want to. That's what my reading of it would be.

REPRESENTATIVE VANDEAVER: You and I have had a lot of discussions about this, and I truly appreciate your passion. I just wanted to ask a couple of questions, and these are not questions, necessarily, to convince anyone to vote for or to vote against. I think everyone is going to vote their conscience on this. But I do want to clarify a couple of things. With the amendments that have been put on this bill, a student must live within the attendance zone of the school they are going to participate in. Is that correct?

FRANK: Yes, the school and the district.

VANDEAVER: And also according to this bill, a student has to have been homeschooled for the previous year prior to coming into the UIL activity. Is that correct?

FRANK: Can you say that again? They had to have been homeschooled?

VANDEAVER: Yes.

FRANK: So there's a provision that's kind of a protection to keep—what we didn't want in the bill was to have somebody who's in school opt out to say they were schooled, right? And so if you're playing sports and you say, "I'm going to go be homeschooled," they are not allowed to play for the rest of that year. We wanted that in the bill. Is that what you were referring to?

VANDEAVER: Yes. So basically, I guess it's not totally accurate to say they have to be homeschooled. But they cannot be in public school for the year prior to opting in to the UIL activity, right?

FRANK: Yes, that's correct.

VANDEAVER: So I guess my question is, and I think I asked you about this in committee, are you familiar with the previous athletic participation form that UIL currently uses in schools?

FRANK: I'm not.

VANDEAVER: That's a form that is required when a student comes into a school district and is going to participate in UIL activities. The sending school and the receiving school have to complete this form. And basically they answer the questions: Was this student enrolled in your school previously? Did they participate in athletics? And then they ask a very important important question. They ask: In your opinion, did this student move for athletic purposes? And so the purpose of that is to keep a child who goes to a school and who maybe is on a team that is not very successful and the neighboring school looks like they might win the state championship this year—well, I want to go be on that team. And it's to prevent that from happening. So I guess my question is, what is the safeguard to keep a home-schooled student who has been homeschooled for the previous five years from moving into a district—the parent establishes residence in that

district but they choose the district because they're going to be state champions this year—and that child wants to play on that team? What is to prevent that from happening?

FRANK: They do have to satisfy the residency requirements, and they would be subject to the same requirements of moving for athletic reasons as the traditional public school student. I don't know that there's anything that would prevent—and doesn't now prevent—somebody from moving to a better team.

VANDEAVER: Well, there is something now that would prevent them from being able to play varsity sports for a year when they do that. And I'm just asking, what is the safeguard that would keep a home-schooled student from being able to immediately play for a varsity team when they come into the school?

FRANK: The bill is asking UIL to promulgate those rules. I don't know exactly what rules they're going to put in place, but I fully expect, based on my knowledge of UIL, they will make them at least as stringent as they have for the public school student.

VANDEAVER: Right. Well, under the current rules for UIL, it is the coach and the superintendent at the previous school that would complete this form and that would certify that this child did not move for athletic purposes. So I just have a hard time envisioning if the child was homeschooled for the last six years, who is going to certify that this child did not move for athletic purposes?

FRANK: The parent or the person that homeschools them would be the one doing that.

VANDEAVER: So the parent is going to be the one who would certify that we just happened to pick this address, this was the home that we wanted to buy, and we moved here not knowing that this team was probably going to be state champions this year?

FRANK: Yes. I mean, they're going to be subject to the same—as much as possible—the same rules as the public school students.

VANDEAVER: Thank you, I appreciate it. And I wanted just to clarify this bill only deals with UIL activities. A child cannot participate in FFA activities, 4-H activities, National Honor Society.

FRANK: Well, this bill specifically only includes UIL activities. Keep in mind, 4-H is a separate organization, and 4-H already allows homeschoolers to participate. So those organizations will make their own decisions. I really would hope if you're an educational organization, you're actually trying to pull more kids to you and educate. That's what I'm hoping—to give the opportunity to the schools in Texas.

VANDEAVER: But this bill does not provide a student the opportunity to participate in FFA?

FRANK: This bill does not. This is UIL.

A record vote was requested by Representative Herrero.

CSHB 547, as amended, was passed to engrossment by (Record 1003): 78 Yeas, 65 Nays, 1 Present, not voting.

Yeas — Anchia; Anderson; Bernal; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Campos; Canales; Cason; Cortez; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; Guillen; Harris; Hefner; Howard; Huberty; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; King, P.; Klick; Krause; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Middleton; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Parker; Patterson; Paul; Perez; Raymond; Rodriguez; Romero; Sanford; Schaefer; Shaheen; Slaton; Smithee; Stephenson; Swanson; Talarico; Thierry; Tinderholt; Toth; Turner, C.; Vasut; Vo; Wilson; Wu; Zwiener.

Nays — Allen; Allison; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bowers; Bucy; Burns; Clardy; Cole; Collier; Cook; Craddick; Cyrier; Darby; Davis; Dean; Geren; González, J.; González, M.; Goodwin; Guerra; Harless; Hernandez; Herrero; Hinojosa; Holland; Hull; Hunter; Johnson, A.; Kacal; King, K.; King, T.; Kuempel; Lambert; Landgraf; Larson; Lemar; Lopez; Martinez Fischer; Meyer; Meza; Morales, C.; Muñoz; Murr; Paddie; Price; Ramos; Rogers; Rose; Rosenthal; Sherman; Shine; Slawson; Smith; Spiller; Stucky; Thompson, E.; Thompson, S.; Turner, J.; VanDeaver; Walle; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent, Excused, Committee Meeting — Capriglione.

Absent — Crockett; Reynolds; Schofield.

STATEMENTS OF VOTE

When Record No. 1003 was taken, I was in the house but away from my desk. I would have voted no.

Crockett

When Record No. 1003 was taken, I was shown voting no. I intended to vote yes.

M. González

When Record No. 1003 was taken, I was shown voting no. I intended to vote yes.

White

REMARKS ORDERED PRINTED

Representative Collier moved to print remarks between Representative Frank and Representative Collier on **CSHB 547**.

The motion prevailed.

Representative Collier moved to print remarks between Representative Frank and Representative VanDeaver on **CSHB 547**.

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. 1).

**HB 3333 ON SECOND READING
(by Smithee)**

HB 3333, A bill to be entitled An Act relating to limitations periods in arbitration proceedings.

HB 3333 was passed to engrossment.

**HB 3789 ON SECOND READING
(by Guillen, et al.)**

HB 3789, A bill to be entitled An Act relating to the statute of limitations for tampering with certain physical evidence.

HB 3789 was passed to engrossment.

**HB 805 ON SECOND READING
(by Huberty, Muñoz, Guillen, Raymond, Martinez, et al.)**

HB 805, A bill to be entitled An Act relating to certain increases in benefits under the firefighters' relief and retirement fund in certain municipalities.

HB 805 was passed to engrossment.

**CSHB 2014 ON SECOND READING
(by Lucio and Shine)**

CSHB 2014, A bill to be entitled An Act relating to the system for appraising property for ad valorem tax purposes.

Amendment No. 1

Representative Shine offered the following amendment to **CSHB 2014**:

Amend **CSHB 2014** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 403.303(d), Government Code, is amended to read as follows:

(d) A protesting school district may appeal a determination of a protest by the comptroller to a district court of Travis County by filing a petition with the court. An owner of property subject to the determination of the protest may, with the written approval of the protesting school district, join the school district as a party to the appeal. An appeal must be filed not later than the 30th day after the date the school district receives notification of a final decision on a protest. The ~~[Review is conducted by the]~~ court shall review de novo the comptroller's determination of the protest sitting without a jury. The court shall order specific changes to the property value study ~~[remand the determination to the comptroller]~~ if on the review the court determines ~~[discovers that substantial rights of the school district have been prejudiced, and]~~ that:

(1) the comptroller has acted arbitrarily and without regard to the facts;
or

(2) the finding of the comptroller is not reasonably supported by a preponderance of the [substantial] evidence introduced before the court at the hearing.

SECTION _____. Section 403.303(d), Government Code, as amended by this Act, applies to an 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 that is pending on the effective date of this Act or is filed on or after the effective date of this Act.

SECTION _____. The comptroller of public accounts is required to implement the change in law made by this Act to Section 403.303(d), Government Code, only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the comptroller may, but is not required to, implement the change in law made by this Act to Section 403.303(d), Government Code, using other appropriations available for that purpose.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Rodriguez offered the following amendment to **CSHB 2014**:

Amend **CSHB 2014** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 1.071(b), Tax Code, is amended to read as follows:

(b) Notwithstanding Subsection (a), if a person files a written request with the collector or taxing unit that a refund owed to the person be sent to a particular address, the collector or taxing unit shall send the refund to the address stated in the request. The collector or taxing unit:

(1) may require that the written request be notarized; or

(2) may require that the written request include a copy of the requestor's driver's license or state-issued personal identification certificate.

Amendment No. 2 was adopted.

CSHB 2014, as amended, was passed to engrossment.

SB 833 ON SECOND READING (Paddie - House Sponsor)

SB 833, A bill to be entitled An Act relating to a sales tax refund for sales tax overpayments by certain oil or gas severance taxpayers.

SB 833 was considered in lieu of **HB 1346**.

SB 833 was passed to third reading.

HB 1346 - LAID ON THE TABLE SUBJECT TO CALL

Representative Paddie moved to lay **HB 1346** on the table subject to call.

The motion prevailed.

HB 525 ON SECOND READING
(by Shaheen, Dean, et al.)

HB 525, A bill to be entitled An Act relating to the protection of religious organizations.

Amendment No. 1

Representative Shaheen offered the following amendment to **HB 525**:

Amend **HB 525** (house committee report) on page 2, line 8, by striking "that" and substituting "open to the public that".

Amendment No. 1 was adopted.

HB 525, as amended, was passed to engrossment.

SB 1911 ON SECOND READING
(Rose - House Sponsor)

SB 1911, A bill to be entitled An Act relating to the content of an application for Medicaid.

SB 1911 was considered in lieu of **HB 4343**.

(Capriglione now present)

SB 1911 was passed to third reading.

HB 4343 - LAID ON THE TABLE SUBJECT TO CALL

Representative Rose moved to lay **HB 4343** on the table subject to call.

The motion prevailed.

HB 3629 ON SECOND READING
(by Bonnen and Button)

HB 3629, A bill to be entitled An Act relating to the date a deferral or abatement of the collection of ad valorem taxes on the residence homestead of an elderly or disabled person or disabled veteran expires.

HB 3629 was passed to engrossment.

CSHB 144 ON SECOND READING
(by M. González)

CSHB 144, A bill to be entitled An Act relating to supplemental information required for inclusion with a written statement of an individualized education program developed for certain public school students who received special education services during the 2019-2020 or 2020-2021 school year.

CSHB 144 was passed to engrossment.

CSHB 3916 ON SECOND READING
(by Goldman)

CSHB 3916, A bill to be entitled An Act relating to the interconnection and operation of certain distributed electric generation facilities.

Representative Goldman moved to postpone consideration of **CSHB 3916** until 10 a.m. tomorrow.

The motion prevailed.

CSHB 170 ON SECOND READING
(by Ortega and Morrison)

CSHB 170, A bill to be entitled An Act relating to the hours for public consumption of alcoholic beverages.

CSHB 170 was passed to engrossment. (Ashby, Dean, and Shine recorded voting no.)

CSHB 2168 ON SECOND READING
(by Krause)

CSHB 2168, A bill to be entitled An Act relating to ticket sales for charitable raffles conducted by the charitable foundations of certain professional sports teams.

Amendment No. 1

Representative Krause offered the following amendment to **CSHB 2168**:

Amend **CSHB 2168** (house committee printing) on page 1 as follows:

(1) On line 14, between "raffle" and the underlined period, insert the following:
, restricted by a virtual geographic boundary or other similar technology that limits the raffle ticket sales to only the home venue

(2) On line 16, strike "located in this state" and substitute "present at the home venue".

Amendment No. 1 was adopted.

CSHB 2168, as amended, was passed to engrossment. (Ashby, Dean, and Shine recorded voting no.)

CSHB 2204 ON SECOND READING
(by S. Thompson)

CSHB 2204, A bill to be entitled An Act relating to the conduct of charitable bingo.

Amendment No. 1

Representative S. Thompson offered the following amendment to **CSHB 2204**:

Amend **CSHB 2204** (house committee printing) as follows:

(1) On page 8, line 10, between "subchapter" and the period, insert "2 including any necessary reconciliation of a prize fee held by the commission that is due to a municipality or county".

(2) On page 8, line 16, strike "at any time".

(3) On page 8, line 18, strike "but not" and substitute "and".

Amendment No. 1 was adopted.

CSHB 2204, as amended, was passed to engrossment. (Ashby, Dean, and Shine recorded voting no.)

CSHB 1838 ON SECOND READING
(by **M. González, Schaefer, et al.**)

CSHB 1838, A bill to be entitled An Act relating to intelligence databases for combinations and criminal street gangs.

CSHB 1838 was passed to engrossment. (Dean recorded voting no.)

CSHB 1885 ON SECOND READING
(by **Harris and Gates**)

CSHB 1885, A bill to be entitled An Act relating to restrictions on municipal regulation in certain areas.

Representative Harris moved to postpone consideration of **CSHB 1885** until 5:30 p.m. today.

The motion prevailed.

HB 2405 ON SECOND READING
(by **Rodriguez**)

HB 2405, A bill to be entitled An Act relating to the municipal regulation of housing for homeless individuals provided by a religious organization.

HB 2405 was passed to engrossment.

CSSB 696 ON SECOND READING
(**Guillen - House Sponsor**)

CSSB 696, A bill to be entitled An Act relating to the imposition, rate, and use of hotel occupancy taxes in certain counties and municipalities; authorizing certain counties to impose a hotel occupancy tax; reducing the maximum rate of the hotel occupancy tax imposed by certain counties.

CSSB 696 was considered in lieu of **HB 1764**.

CSSB 696 was passed to third reading. (Anderson and Dean recorded voting no.)

HB 1764 - LAID ON THE TABLE SUBJECT TO CALL

Representative Guillen moved to lay **HB 1764** on the table subject to call.

The motion prevailed.

CSHB 1686 ON SECOND READING
(by **Cortez, Wilson, Toth, Rodriguez, et al.**)

CSHB 1686, A bill to be entitled An Act relating to the regulation of food production on single-family residential lots by a municipality or property owners' association.

Amendment No. 1

Representative Rodriguez offered the following amendment to **CSHB 1686**:

Amend **CSHB 1686** (house committee report) as follows:

(1) On page 1, strike lines 21 through 23 and substitute the following:
including:

(1) a requirement that the growing area be maintained in good condition if visible from the street faced by the lot or from an adjoining lot; and

(2) a requirement for the trimming or removal of a tree as necessary for the maintenance of a utility easement.

(2) On page 3, strike lines 18 through 20 and substitute the following:
including:

(1) a requirement that the growing area be maintained in good condition if visible from the street faced by the lot or from an adjoining lot; and

(2) a requirement for the trimming or removal of a tree as necessary for the maintenance of a utility easement.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Rodriguez offered the following amendment to **CSHB 1686**:

Amend **CSHB 1686** (house committee report) as follows:

(1) On page 2, line 20, strike "or".

(2) On page 2, line 23, strike the underlined period and substitute "; or".

(3) On page 2, between lines 23 and 24, insert the following:

(7) a requirement that the fowls or rabbits may only be kept in the side or rear yard of a residence.

(4) On page 4, line 15, strike "or".

(5) On page 4, line 18, strike the underlined period and substitute "; or".

(6) On page 4, between lines 18 and 19, insert the following:

(7) a requirement that the fowls or rabbits may only be kept in the side or rear yard of a residence.

Amendment No. 2 was adopted.

CSHB 1686, as amended, was passed to engrossment.

**HB 3016 ON SECOND READING
(by Moody and Murr)**

HB 3016, A bill to be entitled An Act relating to the prohibited suspension of a provision of the Code of Criminal Procedure or Penal Code during a declared state of disaster.

Amendment No. 1

Representative Schaefer offered the following amendment to **HB 3016**:

Amend **HB 3016** (house committee printing) on page 1, line 14, between "Code" and the underlined period, insert "or create or have the effect of creating an offense not provided for in the Code of Criminal Procedure or Penal Code".

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, of the House Rules on the grounds that the amendment is not germane.

(Burns in the chair)

The point of order was withdrawn.

Amendment No. 1 was withdrawn.

Amendment No. 2

Representative Tinderholt offered the following amendment to **HB 3016**:

Amend **HB 3016** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering SECTIONS of the bill as appropriate:

SECTION _____. Section 418.004, Government Code, is amended by adding Subdivision (11-a) to read as follows:

(11-a) "Regulatory statute" means a statute prescribing the procedures for conducting state business for a state agency in the executive branch of state government with authority to regulate persons engaged in an activity or occupation.

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.

HB 3016 was passed to engrossment.

HB 1861 ON SECOND READING

(by Cortez)

HB 1861, A bill to be entitled An Act relating to the requirements for interlocal contracts.

HB 1861 was passed to engrossment. (Ashby recorded voting no.)

SB 1138 ON SECOND READING

(Noble, Frank, Swanson, Shaheen, and Meza - House Sponsors)

SB 1138, A bill to be entitled An Act relating to a study on streamlining public safety net programs to reduce costs and improve outcomes for recipients under the programs.

SB 1138 was considered in lieu of **HB 1886**.

SB 1138 - REMARKS

REPRESENTATIVE ROMERO: I've got a question and concern and I want to make sure it's addressed in the study. Is it your intent in the study to address unexpended funds as well?

REPRESENTATIVE NOBLE: Well, I don't understand exactly what you mean by unexpended funds since these are federal dollars that we have a certain amount of state dollars that go into there, so I'm not exactly sure. I'm talking about the monies that we're already using. That's why we're asking the Legislative Budget Board to do this. This is probably a 30,000-foot view instead of a ground-level view of these programs that we can all use to evaluate if they are doing the job they need to do and, frankly, how much is being lost to everyone in red tape.

ROMERO: So in your concerns for addressing money that may be lost, what my question is about is funds that the state has already received but hasn't distributed to Texas families. I want to ensure and I'm asking is your intent also—because if we want better outcomes, the only way for a lot of these families to have better outcomes is to have the resources to move forward. And if we have not been allocating those funds to those families or distributing those funds, is it your intent also to look and address where we as a state have not distributed those funds to families and why maybe some of the red tape is some of our own fault?

NOBLE: I have heard that especially where it comes to our TANF funds, that we're not using those specifically to address emergency needs, which is what it's for. So absolutely, I would love to see how those funds are being used, both at the level with the needs and if we are misappropriating them with our studies and whatnot.

ROMERO: So to your point, the TANF funds, you're stating that those dollars are not being spent correctly. Is that by Texas families, you're saying, when they distribute them?

NOBLE: No, I'm talking about us carving stuff out to use TANF funds for. I'm talking about us legislatively, actually.

ROMERO: How much do you—

NOBLE: I actually don't know yet. That's why I'm asking for this study, and I think that all of us will be able to benefit from the information that this study will garner. Again, this is not ground level digging in. This is the 30,000 foot level. That's why I asked that it be done by our Legislative Budget Board and not an outside audit or something else, because I want it to be something that, first of all, doesn't cost us money to do, and with out Legislative Budget Board, there's no fiscal note for this study. And also because we need to have this information. By the way, you don't know this about me, but I ran the food pantry clothes closet at my church for 17 years as a volunteer. So I have a heart for hurting people, and I want to make sure that we're doing things the right way to really help folks.

ROMERO: I actually did know that. You brought that to my attention before in regard to the food pantry. So you know food insecurity is a problem and has a major impact.

NOBLE: I do know it's a problem.

ROMERO: But going back to one of the points you made earlier, you brought up TANF funds. Can you speak to how many dollars the State of Texas has now in TANF funds that have not been distributed?

NOBLE: I am not advised. And you know what? Maybe this study will give us that information.

ROMERO: If that number were in the hundreds of millions of dollars, do you believe that we should be more direct in our instruction of this study to why those dollars were not spent and why we weren't maximizing our return for Texas families with those dollars?

NOBLE: I am not asking for conclusions except for efficiency and effectiveness. And if your conclusion is where we get with what the LBB brings us, then hallelujah. I'm not going to make predictions today of where that 30,000-foot look will lead us, but I am certainly excited about the opportunity of seeing what we have and how we're doing. You know, when we look at our state agencies, we do a deep dig on how we're doing with our state monies when we put things under sunset. We really never do that with these federal programs. And this is certainly not a sunset for that, but it's a beginning point to see if there's a deeper dive and a deeper dig that's needed.

ROMERO: I'd like to get you to talk to me specifically about what your goal is, then, if we're not also looking at dollars that we're not spending. Because I'm troubled that we're looking for maybe where we're misusing funds, and it sounds to me a lot like what we're looking for is problems and how to cut costs rather than looking at the dollars that we have now and how those dollars should be helping our families move forward. Let me just move on for a minute. I've still got a few more questions. Mr. Speaker, I apologize I'm going on for so long. But Representative, going back to food, since you spent time in a food pantry, is your intent to also look at delivery programs of food to families and whether or not we are addressing that moving forward doing the right thing?

NOBLE: Again, this is not looking to expand any part of these at this point. This is just seeing what we have in place and how we're doing it now. I think what you're talking about may be something that we're already doing, and maybe it's something we can improve on. But that is not the purpose of this specific bill. It's probably a great bill. It's probably just not—it's not this bill.

ROMERO: So maybe I'm just going to have to get you to help me understand then. Are you just looking at how many dollars we have? What specifically is your study asking?

NOBLE: In the bill, we really spell out the things we want them to examine and the results we want to know about. And it is how much, how we're doing, how many are reaching the recipients, the employment status, the marital status. These are some things that kind of help us see, especially for our safety net programs that are a helping hand to help somebody get back on their feet, are they doing that? I would love to find that out. And if they're not, then how do we really make them more effective? But more importantly, there are some folks that depend on us for their very lives like our adult IDD population. And you know

what? We need to make sure we're getting this right because they need us in ways that no one else does. And so that's my heart, is to make sure that we're doing this effectively and efficiently in whatever way we're doing it. And I think you're kind of wanting to concentrate on one or two of these safety nets, but really there's seven of them that we do as a state.

ROMERO: There's some more questions, but I'm going to stop here. I just want to make sure, Representative Noble, that what we're looking at here is not just the families and how they're being spent but how we as a state have—and I think it's really important. I was shocked. I never filed a bill in Human Services before, but when I see that we're sitting on hundreds of millions of dollars post-COVID and that we are not distributing those dollars and you have a study that is to address effectiveness, I don't see how that study that is specifically—

NOBLE: Now, are you talking about monies that are coming into these seven safety net programs? Because I believe what you're talking about may be a different program altogether.

ROMERO: I'm talking about TANF.

NOBLE: And that may well be. Again, maybe that is something that we should encourage the agency to include in this report. I would be amiable to that, to making sure that we find out if it's—

ROMERO: What I'm getting at, Representative Noble, is that as a business owner, I can't think of any dollar that I've ever made and have not immediately reinvested into my business. And when I think of dollars being sent down from the feds and we're not immediately reinvesting in our families, helping them with their upward mobility, and we're sitting on those dollars—I really want to know and I believe you want to know and that's why you filed this bill.

NOBLE: You are 100 percent right. I do want to know. I want to know, are we getting it right? Are we getting it right? And you are right. That is something that we need to know as a body. That wasn't the focus when I wrote this bill. My focus was kind of, you know, my mindset was saying we really do a deep dig when we look at how we do our state agencies, and we just never have an opportunity to do that with this federal money. And I think it's an appropriate time to try that.

ROMERO: And the reason for my questions, again, Representative Noble, is just to make sure that your legislative intent for this bill is that we dive down into making sure that all those federal dollars that come down are maximized and in the pockets of our families.

REPRESENTATIVE ROSENTHAL: I do have a couple of questions about this one. Are you aware that every Texan registered against your bill in committee?

NOBLE: No, I actually didn't see that.

ROSENTHAL: So this bill, to me, the intent looks like we're trying to trim this sort of spending. Is that the aim of the bill?

NOBLE: Absolutely. My intent is very clear and that is to look at how much is lost in government red tape and overhead and how we can simplify and streamline and improve the outcomes of these programs for our neediest Texans. It's so important to me that we do this right.

ROSENTHAL: So how much Texas money goes into these programs? It's mostly federally funded, right?

NOBLE: It's our neediest Texans that benefit from them.

ROSENTHAL: I'm sorry, I couldn't hear you.

NOBLE: It's our neediest Texans that benefit from them.

ROSENTHAL: Okay, that was not my question. I do appreciate that position, though. The question was, how much Texas budget money goes into these programs? Aren't they primarily federally funded?

NOBLE: They are. But do you know what? As someone said earlier today, all tax dollars come out of taxpayers' pockets. Whether it's federal money or state money, it's still tax dollars.

ROSENTHAL: Okay, how were the particular programs on this list chosen for this? So we're looking at—

NOBLE: These are our seven federal safety net programs.

ROSENTHAL: Aren't these the programs that are intended to benefit the weakest, the most needy, the ones that need help the most?

NOBLE: Absolutely.

ROSENTHAL: So you'll forgive that it appears that this is an effort to curtail those programs. So let me ask you—

NOBLE: Again, please hear my heart.

ROSENTHAL: Shouldn't we be looking to help these families as much as possible, especially in the wake of economic downturn? People have lost their homes and lost their livelihoods.

NOBLE: Thank you for mentioning that because actually, the reason I wanted it to go back five years is because we know that there's kind of an anomaly last year with COVID. And so I wanted to kind of see trends with and without COVID, and that's why it covers a five-year span.

ROSENTHAL: Very good. Are there any programs that are run by the federal government and/or the State of Texas that provide food, medical, and financial assistance to individuals who qualify based solely on need that are not included in this bill? Do you know of any?

NOBLE: Not that I'm aware of. I may have missed something, but I tried really hard to make sure that we were looking at all of them.

ROSENTHAL: Is it true that this study is going to research the marital status of beneficiaries?

NOBLE: Oh, and I really debated whether to have that in there or not. I really debated whether to include that or not, but some people really seem to think that that would help us understand if we were helping single moms well or not. And so that's—and we tried to make it really general demographics, so it's not, you know.

ROSENTHAL: So you don't find that to be an infringement on the privacy of these families at all?

NOBLE: Mainly because it's a 30,000-foot view and not an individual-ID'd kind of view.

ROSENTHAL: So the Legislative Budget Board, presumably, is going to do the study, right?

NOBLE: They're going to gather the information from the various departments of the state that already oversee these programs.

ROSENTHAL: And there's no fiscal note, right?

NOBLE: There's no fiscal note.

ROSENTHAL: Who pays for the work?

NOBLE: Well, you and I do because, you know, they're working really hard right now, but in the interim, this is a good use of the LBB's time.

ROSENTHAL: Did you know that the Senate and House Human Services Committees held days-long hearings on these issues in the '90s?

NOBLE: I wasn't here. Well, neither were you, actually.

ROSENTHAL: I didn't ask if you were here. I asked if you were knew about the history.

NOBLE: No, I actually did not know about that.

ROSENTHAL: At the time in the '90s when those hearings were conducted by then-Comptroller John Sharp, there was a similar research project done, the Texas Performance Review, with the aim to ensure that the project was a major undertaking involving many state agencies. Are you aware that that effort resulted in a report called *Partnership for Independence*?

NOBLE: I was not advised. But you know that was 20 years ago, I guess? The way you said it?

ROSENTHAL: I think the point is that if we're not aware of the history, we're doomed to make the same mistakes over and over again. Wouldn't you agree? So if we end up with a report in the '90s where these programs don't end up with a substantive change or any help to these families, what makes you think this time around would be any different?

NOBLE: Because you, Mr. Rosenthal, and I are here now.

ROSENTHAL: Are you and I going to be conducting the study, ma'am?

NOBLE: No, but we will be able to look at the study and see if there are other things that we need to look into. And that's why I wanted it to be available in plenty of time for us to make adjustments if needed before the next legislative session meets.

ROSENTHAL: I'm just going to say I am very concerned that this goes after programs for the neediest.

COMMITTEE MEETING ANNOUNCEMENT

At 5:09 p.m., the following committee meeting was announced:

Natural Resources, 5:45 p.m. today, 3W.15, for a formal meeting, to consider pending and referred business.

COMMITTEE GRANTED PERMISSION TO MEET

Representative T. King requested permission for the Committee on Natural Resources to meet while the house is in session, at 5:45 p.m. today, in 3W.15, to consider pending and referred business.

Permission to meet was granted.

SB 1138 - (consideration continued)

REPRESENTATIVE HOWARD: Representative Noble, I think we all share your goal here of wanting to make sure what we're doing is efficient. Are you aware of the fact that we already have a process in place for the LBB, the Strategic Fiscal Review?

NOBLE: So this bill is very specific to some questions that we want to be provided. It's a little different from that. But I have not looked at that particular—what did you call it?

HOWARD: It's called the the Strategic Fiscal Review. We've had it in place for a few years now—several sessions, actually—and it's actually an extremely thorough review. In fact, if you don't remember this, it's "a tool for comprehensive budgetary analysis of states agencies and programs . . . on the most appropriate and efficient means of funding the operations of the state." Anyway, it's got a long list of things and it's a very in-depth look at the benefit analysis and the costs and efficiencies within an agency.

NOBLE: That's really good to know. Since we've asked them to do this, that will fit really well into their wheelhouse, then.

HOWARD: But, I mean, we already have a process in place. I'm just asking why we need something additional when we already have something.

NOBLE: I have not seen these questions answered by that process. And I am looking forward to all of us having those answers in the days ahead.

HOWARD: And I appreciate that. I think that's part of the challenge of being able to share what happens in committees. For instance, Appropriations, in Article II, which Chairman Capriiglione chaired, we had multiple discussions with several members here that are on that subcommittee about these very things throughout

this entire time that we were meeting. There actually was a special committee of Appropriations that was looking at exactly what you're talking about, too. I'm going to pass the mic to someone else who can talk about that.

REPRESENTATIVE MINJAREZ: Thank you for all of your hard work on your bill. I appreciate the aim that you're taking. But specifically, I think the issue I have is, were you aware that the Appropriations Committee had a subcommittee dealing with strategic fiscal review and federal funds for this particular session?

NOBLE: I was not advised.

MINJAREZ: Were you aware that Representative Cecil Bell was the chair and that I am the vice-chair of said committee?

NOBLE: So I'm not advised on that. However, I think that this particular bill deserves the opportunity to have this deep dive done by the LBB during the interim because there are just answers to these questions that we don't have today.

MINJAREZ: I think one of the most important aspects of what you're trying to do here that I hope will be considered is looking into those programs where yes, there are funds available, but they have not been distributed to families in need. For example, I laid out a bill in your committee where there are TANF funds, a one-time \$1,000 payment where there is no fiscal note to the state, that would be available to kinship families that are very poor in the State of Texas. Do you recall that?

NOBLE: I do recall that.

MINJAREZ: And so I thank you for your work, but I do hope that that will be considered in this study.

REMARKS ORDERED PRINTED

Representative Minjarez moved to print remarks between Representative Noble and Representative Romero, Representative Rosenthal, Representative Howard, and Representative Minjarez on **SB 1138**.

The motion prevailed.

SB 1138 - POINT OF ORDER

Representative Rosenthal raised a point of order against further consideration of **SB 1138** under Rule 12, Section 1(b), of the House Rules on the grounds that the bill did not properly underline or bracket and strike through language amending an existing statute. The point of order was withdrawn.

COMMITTEE MEETING ANNOUNCEMENT

At 5:24 p.m., the following committee meeting was announced:

Resolutions Calendars, 6 p.m. today, 1W.14, for a formal meeting, to consider a calendar.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Guillen requested permission for the Committee on Resolutions Calendars to meet while the house is in session, at 6 p.m. today, in 1W.14, to consider a calendar.

Permission to meet was granted.

SB 1138 - (consideration continued)

Amendment No. 1

Representative Goodwin offered the following amendment to **SB 1138**:

Amend **SB 1138** (house committee printing) as follows:

(1) On page 3, line 25, strike "and".

(2) Between page 3, line 27, and page 4, line 1, insert the following:

(K) the number and percentage of residents of this state, including a statement disaggregating the number and percentage of residents who are under 18 years of age, who:

(i) are experiencing poverty or food insecurity; and

(ii) may have avoided poverty or food insecurity as a result of the programs; and

(L) the extent to which greater investment in the programs may decrease the number of residents of this state who are experiencing poverty or food insecurity, including a statement disaggregating those residents who are under 18 years of age;

Amendment No. 1 was adopted.

Representative Noble moved to postpone consideration of **SB 1138** until 6:30 p.m. today.

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. 2).

CSHB 1929 ON SECOND READING

(by Wilson)

CSHB 1929, A bill to be entitled An Act relating to the breach of development agreement contracts governing land in the extraterritorial jurisdiction of certain municipalities.

CSHB 1929 was passed to engrossment.

CSHB 3583 ON SECOND READING

(by Paddie)

CSHB 3583, A bill to be entitled An Act relating to energy savings performance contracts.

Amendment No. 1

Representative Paddie offered the following amendment to **CSHB 3583**:

Amend **CSHB 3583** (house committee report) on page 1, line 13, by striking "design, new construction, or new capacity expansion" and substituting "design or new construction".

Amendment No. 1 was adopted.

CSHB 3583, as amended, was passed to engrossment.

HB 2569 ON SECOND READING
(by Cortez and Toth)

HB 2569, A bill to be entitled An Act relating to the dates a retail fireworks permit holder may sell fireworks to the public.

HB 2569 was passed to engrossment.

CSHB 2641 ON SECOND READING
(by Rodriguez and Ortega)

CSHB 2641, A bill to be entitled An Act relating to annually adjusting for inflation the maximum amount of a motor vehicle excluded in determining eligibility for the supplemental nutrition assistance program.

Amendment No. 1

Representative Landgraf offered the following amendment to **CSHB 2641**:

Amend **CSHB 2641** (house committee printing) on page 2, between lines 3 and 4 by inserting the following:

(c) In calculating the maximum amount of the fair market value of a motor vehicle described by Subsection (a) that may be excluded and notwithstanding Subsection (b), the commission shall ensure that the maximum excluded amounts of the first household vehicle and each additional household vehicle remain proportionate to each other in the same proportion as the excluded amounts for those vehicles in effect on August 31, 2021.

Amendment No. 1 was adopted.

CSHB 2641, as amended, was passed to engrossment. (Anderson, Ashby, Dean, and Shine recorded voting no.)

POSTPONED BUSINESS

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

CSHB 1885 ON SECOND READING
(by Harris and Gates)

CSHB 1885, A bill to be entitled An Act relating to restrictions on municipal regulation in certain areas.

CSHB 1885 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Harris offered the following amendment to **CSHB 1885**:

Amend **CSHB 1885** (house committee report) on page 1, line 15, between "(2)" and "Section 212.002,", by inserting "Chapter 216 or".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Zwiener offered the following amendment to **CSHB 1885**:

Amend **CSHB 1885** (house committee report) on page 1, line 16, by striking "217.042,", and substituting "217.042, 229.053, 229.054,".

Amendment No. 2 was adopted.

Amendment No. 3

Representative Canales offered the following amendment to **CSHB 1885**:

Amend **CSHB 1885** (house committee report) on page 1, by striking lines 4 through 23 and substituting the following:

SECTION 1. Subchapter A, Chapter 215, Local Government Code, is amended by adding Section 215.007 to read as follows:

Sec. 215.007. RESTRICTION ON MUNICIPAL REGULATION. (a) Notwithstanding any other law, a municipality may not adopt or enforce within the municipality or the municipality's extraterritorial jurisdiction an ordinance, rule, or regulation that establishes requirements for an individual to possess a license or registration certificate issued by the municipality to engage in the occupation, if the person is required to obtain a license or registration certificate from a state agency, department, board, or commission that authorizes the person to engage in that occupation. An ordinance that violates this subsection is void and unenforceable.

(b) This section does not limit the authority of a municipality to adopt or enforce:

(1) a zoning regulation or zoning district boundary adopted under Chapter 211 or 231;

(2) a restriction on the location where authorized business activity may be engaged in;

(3) an ordinance, order, regulation, law, or policy that regulates a credit access business, as defined by Section 393.601, Finance Code;

(4) a requirement on a towing company or vehicle storage facility, as defined by Section 2308.002, Occupations Code, adopted for the purpose of facilitating an incident management tow, as defined by that section, and storing the towed vehicle;

(5) an ordinance, order, regulation, law, or policy that protects the health or safety of persons;

(6) an ordinance, order, regulation, law, or policy relating to terms of employment in contracts or agreements entered into between a private entity, including an organization representing employees of the municipality, and a municipality;

(7) an ordinance, order, regulation, law, or policy relating to terms of employment for employees of a municipality;

(8) an ordinance, order, regulation, law, or policy that prohibits discrimination; or

(9) an ordinance or regulation that regulates an activity or structure under Chapter 216.

Amendment No. 4

Representative Anderson offered the following amendment to Amendment No. 3:

Amend Amendment No. 3 by Canales to **CSHB 1885** (house committee report) by adding the following appropriately numbered subdivision to added Section 215.007(b), Local Government Code:

() an ordinance or regulation that regulates a game room as defined by Section 234.131.

Amendment No. 4 was adopted.

Amendment No. 3 - Point of Order

Representative C. Turner 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.

Amendment No. 3, as amended, was withdrawn.

A record vote was requested by Representative Martinez.

CSHB 1885, as amended, was passed to engrossment by (Record 1004): 79 Yeas, 60 Nays, 2 Present, not voting.

Yeas — Allison; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Cain; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dominguez; Ellzey; Frank; Frullo; Gates; Geren; Goldman; González, M.; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Jetton; Kacal; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Lucio; Metcalf; Meyer; Middleton; Morales, C.; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Raymond; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Zwiener.

Nays — Allen; Anchia; Anderson; Beckley; Bernal; Bowers; Bucy; Button; Campos; Canales; Cole; Collier; Crockett; Davis; Deshotel; Fierro; Gervin-Hawkins; González, J.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Larson; Longoria; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu.

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

Absent, Excused — Coleman; Raney.

Absent — Dutton; Hunter; King, K.; Rogers; Slawson; White; Wilson.

STATEMENTS OF VOTE

When Record No. 1004 was taken, I was shown voting yes. I intended to vote no.

Allison

When Record No. 1004 was taken, I was shown voting no. I intended to vote yes.

Anderson

When Record No. 1004 was taken, I was in the house but away from my desk. I would have voted yes.

Hunter

When Record No. 1004 was taken, I was in the house but away from my desk. I would have voted yes.

Rogers

When Record No. 1004 was taken, my vote failed to register. I would have voted yes.

Slawson

When Record No. 1004 was taken, I was in the house but away from my desk. I would have voted yes.

White

When Record No. 1004 was taken, my vote failed to register. I would have voted yes.

Wilson

(Speaker in the chair)

HB 1927 - WITH SENATE AMENDMENTS

Representative Schaefer called up with senate amendments for consideration at this time,

HB 1927, A bill to be entitled An Act 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.

HB 1927 - POINT OF ORDER

Representative C. Turner raised a point of order against further consideration of the senate amendments to **HB 1927** under Rule 11, Section 2, of the House Rules on the grounds that Senate Amendment No. 14 is not germane. The point of order was withdrawn.

POSTPONED BUSINESS

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

SB 1138 ON SECOND READING

(Noble, Frank, Swanson, Shaheen, and Meza - House Sponsors)

SB 1138, A bill to be entitled An Act relating to a study on streamlining public safety net programs to reduce costs and improve outcomes for recipients under the programs.

SB 1138 was read second time earlier today, amendments were offered and disposed of, and **SB 1138** was postponed until this time.

Amendment No. 2

Representative A. Johnson offered the following amendment to **SB 1138**:

Amend **SB 1138** on page 4, between lines 5 and 6, by inserting the following appropriately numbered subdivision:

() a cost-benefit analysis of the historical impact of the state's failure to adopt Medicaid expansion under the Patient Protection and Affordable Care Act (Pub. L. No. 111-148)

AMENDMENT NO. 2 - REMARKS

REPRESENTATIVE A. JOHNSON: I ask at this point that we consider the impact of not having expanded Medicaid expansion. We are looking at, as Ms. Noble has said, the impact of the safety net and how that—

Amendment No. 2 - Point of Order

Representative Vasut 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.

A. JOHNSON: I recognize that what the bill author is trying to do, as she has said, is look at the evaluation of safety net programs and how they impact Texas revenue, assistance, monies appropriated, and federal monies that may have been received. It is illogical to evaluate these programs without evaluating the impact of our failure to expand Medicaid and what monies have been left off the table, what programs could've been provided. And so Ms. Noble has told me the reason that we are looking at this is to get information and to make decisions in the future. This is the biggest decision that we are failing to address and, in part, because we refuse to provide the information that could allow us to make an informed decision. We are one of just a handful of states that refuse to acknowledge and address this issue. And so all it a study, and all it the same information that we're asking for around Medicaid and how that would our Texas citizens and our economic impact.

REPRESENTATIVE J.E. JOHNSON: As you're aware, if the State of Texas actually undertakes Medicaid expansion, we could provide coverage for millions of Texans who desperately need health care. Is that right?

A. JOHNSON: Representative Johnson, you're also right, and you bring up a great point. I proudly represent House District 134, which is the Texas Medical Center. And the challenge is that I live in the shadows of the greatest medical center in the world and there are many people around me that can't walk in the door.

J.E. JOHNSON: And it's really important that we undertake this study because one of the issues about expanding coverage for so many millions of Texans that don't have health care is we have the opportunity to draw down almost \$5.5 billion in federal funding that the people of Texas have paid for in our property taxes and our income taxes that we're not getting the benefit of, right?

A. JOHNSON: You're absolutely right. We are one of 11 states that have refused over the last decade to accept our money. I hear all the time this is taxpayer money. You're right. We pay our taxes, and that money goes to D.C. to come back for the needy. But we on a political position have said, I don't want my money back. And so I live in an area where we have high property taxes and I have insurance. And when I had my small business and my insurance, I paid out the nose because we pay for the uncompensated cost one way or another. It's the right thing to do for humans and the economic impact of this state.

J.E. JOHNSON: What your amendment does is we're fulfilling a promise to millions of Texans to at least find out the answer. Don't we owe it to ourselves and the millions of Texans in this state that do not have access to health care and also to the many, many health medical professionals, doctors and nurses, who are providing indigent care without compensation? We owe it to them to do a study to see what it would do to our state. How would it benefit? We're just seeking information so that we as a body can make more informed decisions, hopefully next session, about addressing, finally, the uninsured problems that we have in our state. Is that right?

A. JOHNSON: That's exactly right. And this is a study by the LBB to provide us information. If we're wrong, you'll be able to hold it up and say you guys were wrong.

J.E. JOHNSON: Representative, you have a great amendment. I hope everyone supports it.

REPRESENTATIVE BUCY: Representative, just to be clear, this bill is looking backward. It's looking at different programs to see what the impact has been. And so your goal here with this amendment is to look, since the Affordable Care Act was passed, what would've happened in Texas if we had expanded Medicaid.

A. JOHNSON: That's exactly right, and it tracks where the author says that her intent is to look at the historical impact of our cost in the safety net program. There is no bigger safety net program than Medicaid, and so to not look at that denies us the ability to make an informed decision for our people and our economy going forward.

BUCY: So I see estimates all the time about the numbers that would've been covered, the number of dollars that we would've brought back home of our tax dollars, and you hear ranges from \$5.5 billion to \$10 billion a year, maybe more in a post-pandemic, and anywhere from 1.9 million Texans, 2.2 million Texans. So you're trying to look back and see what those actual numbers are so when we have a conversation in the future about it, we'll have real data from this study.

A. JOHNSON: That's exactly right. Nonpartisan data. Nonpartisan data so that we can make an informed decision in the future. It is just a study by a nonpartisan organization to look at the actual facts.

REPRESENTATIVE M. GONZÁLEZ: So the bill talks about a cost-benefit analysis. You're doing a cost-benefit analysis on how Medicaid expansion would've impacted Texas over the last five years. Is that accurate?

A. JOHNSON: That's exactly right.

M. GONZÁLEZ: And so all we're saying is we want information and data. Should anybody be against that?

A. JOHNSON: I don't believe so, and that's exactly as the bill author said. This bill has gotten overwhelming support, and as she was talking about what she wanted to review, you couldn't help but think about, "That's right." And if we're going to look at safety net programs, then we've got to look at Medicaid as well. And so I agree with her. Let's look at safety net programs, and this is the biggest one and would have the biggest economic impact on our state, potentially.

M. GONZÁLEZ: That's a key word, "potentially." We hear from some of our colleagues that Medicaid expansion would cost the state, in fact, and if that's the truth, then the cost-benefit analysis will demonstrate that. So people on both sides of the aisle, from all political spectrums, should want to have the accurate data to support what they are saying on this house floor. Is that accurate?

A. JOHNSON: Absolutely right. This amendment would allow us to take out the guessing game. It would allow the Legislative Budget Board to do an independent analysis of the historical aspect of the decision so that we can make a better informed decision when whoever comes back here in 2022. And that's good for Texas.

M. GONZÁLEZ: I appreciate you trying to get us accurate information from a nonbiased source on things that impact Texans, especially on this issue which impacts the most Texans.

REPRESENTATIVE BECKLEY: I think I might have missed it, but is this going to go back five years like the studies in the bill, the other studies that are being done in the bill?

A. JOHNSON: This will track everything that Representative Noble wants to do and just adds an additional element to the safety net structure that she has defined, which specifically references the chapter on Medicaid. And so let's take her at her word. All we want is information, and we're just going to compare apples to apples.

BECKLEY: And this is going to go back five years as well?

A. JOHNSON: The exact same amount of time that she wants it.

BECKLEY: So we'll have how much we lost during the pandemic as well as the four years prior to the pandemic?

A. JOHNSON: We will, and I also—

BECKLEY: Well, we're not out of the pandemic.

A. JOHNSON: And I agree with her. We have big policy decisions to make. And when I talk with folks and say: Did you know that we have the highest rate of uninsured children in the nation—Texas is number one. We're number one in the highest rate of uninsured children in the nation—they're appalled. And so we, just like she wants to do, let's get all the information that we need to figure out how do we solve that stain on who we are as a state and how we treat our children. When I live next to the medical center—and it's not a question of if they could have access to care where I live—it's a question of if we want to get it to children. And so I agree with her. Let's review, but let's review everything.

BECKLEY: And did you know that one of my hospitals in my district, which I have two of, almost went bankrupt during the pandemic? And one of the main things, when I was talking to them, is because we did not take the Medicaid expansion.

A. JOHNSON: And you raise a great point. Constituents, businesses, doctors, hospitals, they always tell us that. And this study will determine if they're right so that we can make an informed decision that they are begging us to make. But we keep saying we're not sure if that's going to cost us money or if that's going to save us money.

Representative Noble moved to postpone consideration of **SB 1138** until 7:45 p.m. today.

The motion prevailed.

**HB 1927 - HOUSE REFUSES TO CONCUR
IN SENATE AMENDMENTS
CONFERENCE COMMITTEE APPOINTED**

Representative Schaefer called up with senate amendments for consideration at this time,

HB 1927, A bill to be entitled An Act 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.

Representative Schaefer 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 1927**.

The motion prevailed.

The chair announced the appointment of the following conference committee, on the part of the house, on **HB 1927**: Schaefer, chair; White, Canales, Guillen, and Burrows.

REMARKS ORDERED PRINTED

Representative Goodwin moved to all remarks on Amendment No. 2 on **SB 1138**.

The motion prevailed.

GENERAL STATE CALENDAR
(consideration continued)

HB 2664 ON SECOND READING
(by Martinez and Reynolds)

HB 2664, A bill to be entitled An Act relating to the authority of an independent school district to change the date of the general election and terms for officers.

Amendment No. 1

Representatives Martinez and Schofield offered the following amendment to **HB 2664**:

Amend **HB 2664** as follows:

On page 1, line 9, between "trustees" and the period, insert "until the date the November election is canvassed"

Amendment No. 1 was adopted.

HB 2664, as amended, was passed to engrossment. (Dean recorded voting no.)

CSHB 3656 ON SECOND READING
(by C. Turner, et al.)

CSHB 3656, A bill to be entitled An Act relating to the classification of certain construction workers and the eligibility of those workers for unemployment benefits; providing penalties.

CSHB 3656 was passed to engrossment. (Anderson and Dean recorded voting no.)

CSHB 2742 ON SECOND READING
(by Reynolds and Guillen)

CSHB 2742, A bill to be entitled An Act relating to the reentry and reintegration programs provided by the Texas Department of Criminal Justice.

CSHB 2742 was passed to engrossment. (Anderson, Dean, and Shine recorded voting no.)

POSTPONED BUSINESS

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

SB 1138 ON SECOND READING**(Noble, Frank, Swanson, Shaheen, and Meza - House Sponsors)**

SB 1138, A bill to be entitled An Act relating to a study on streamlining public safety net programs to reduce costs and improve outcomes for recipients under the programs.

SB 1138 was read second time earlier today, amendments were offered and disposed of, and **SB 1138** was postponed until 6:30 p.m., and was again postponed until this time. Amendment No. 2 was pending at the time of postponement.

AMENDMENT NO. 2 - REMARKS

NOBLE: The purpose of this bill is to look at how our current safety net programs have performed and if those existing programs are efficient and effective. This amendment has nothing to do with the purpose of this study, therefore I will be voting no on this amendment.

J.E. JOHNSON: I'm speaking in favor of this amendment because it is time, long due, that this body address the horrific state of the uninsured in the State of Texas. We have an opportunity and a responsibility to provide affordable health care to the millions of Texans that do not have it. We are on our way out of the most serious health pandemic that this state and this nation and the world, in fact, has ever faced, and we have done nothing to address health care access to the millions of people that this state needs. This amendment is critical to provide information to guide us. I think many of you have preconceived notions about what expanding Medicaid would do and the consequences, and as a result, you're not supporting a very needed, necessary program that saves Texans' lives. I do not understand how you can be a pro-life conservative and not support this initiative because it is fundamental to the health care of so many people who need it. I strongly urge us to vote yes on this because we deserve the answers that this study will provide us to guide us in the future.

A. JOHNSON: As I said earlier, I'm honored to represent the medical center. This is about our community. This is about Texas. This is about the fact that we have the highest rate of uninsured children in the nation. This is about the fact that we are losing rural hospitals at a rapid rate. I know you know it because I hear you talking in the hallways about the decision and how it's impacting your constituents. And I know that you know that truth—knowledge is power. And all this amendment asks for is to do a study. And I know you know doctors. And I know you know doctors who recognize that this has an economic impact on them as well. This is a question that is not only something that is inherently the right thing to do for our citizens but it might be the right thing to do for our Texas economy. We'll know if we do the study. And if we don't, we're denying our citizens nonpartisan policy. If we don't study it, we're just digging in on partisanship. And so I beg you, on behalf of the highest rate of uninsured children in the nation, vote yes on this amendment and let's get the knowledge.

A record vote was requested by Representative Herrero.

Amendment No. 2 failed of adoption by (Record 1005): 70 Yeas, 77 Nays, 1 Present, not voting.

Yeas — 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.; Kacal; 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 — 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; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Amendment No. 3

Representative Romero offered the following amendment to **SB 1138**:

Amend **SB 1138** (house committee printing) as follows:

(1) On page 2, strike lines 11 and 12 and substitute the following:

(2) improving outcomes for recipients under the programs, including:

(A) early childhood outcomes for child recipients or children of recipients;

(B) health outcomes for recipients; and

(C) reduction in food insecurity for recipients; and

(2) On page 3, line 25, strike "and".

(3) Strike page 3, line 27 through page 4, line 3 and substitute the following:

application for benefits and approval under each program; and

(K) the amount of unspent money available under the Temporary Assistance for Needy Families program that the legislature could appropriate for use under the program by eligible persons in this state and recommendations for the use of that money for the purposes of:

(i) reducing poverty and food insecurity among program recipients;

(ii) making quality and affordable childcare accessible to low-income citizens of this state; and

(iii) improving program recipients' health outcomes;

(2) a cost-benefit analysis that compares the costs of providing each program with the program's effectiveness at:

- (A) transitioning recipients to self-sufficiency;
- (B) achieving positive early childhood outcomes for child recipients or children of recipients;
- (C) improving the health outcomes of recipients; and
- (D) reducing food insecurity among recipients; and

Amendment No. 3 was adopted.

A record vote was requested by Representative Anchia.

SB 1138, as amended, was passed to third reading by (Record 1006): 83 Yeas, 62 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; Goldman; Goodwin; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Parker; Patterson; Paul; Raymond; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson; Zwiener.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Price; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Guerra; Paddie.

STATEMENTS OF VOTE

When Record No. 1006 was taken, I was shown voting yes. I intended to vote no.

Dutton

When Record No. 1006 was taken, I was shown voting yes. I intended to vote no.

Zwiener

HB 1886 - LAID ON THE TABLE SUBJECT TO CALL

Representative Noble moved to lay **HB 1886** on the table subject to call.

The motion prevailed.

**GENERAL STATE CALENDAR
(consideration continued)**

**HB 3221 ON SECOND READING
(by Leach and Holland)**

HB 3221, A bill to be entitled An Act relating to the accrual of a cause of action for purposes of certain laws governing certain construction liability claims.

HB 3221 was passed to engrossment.

**CSHB 2793 ON SECOND READING
(by J.D. Johnson, Sherman, Wu, et al.)**

CSHB 2793, A bill to be entitled An Act relating to parole determinations and individual treatment plans for inmates.

CSHB 2793 was passed to engrossment. (Anderson recorded voting no.)

**CSHB 4212 ON SECOND READING
(by Moody and Rose)**

CSHB 4212, A bill to be entitled An Act relating to procedures regarding defendants who are or may be persons with a mental illness or intellectual disability.

Amendment No. 1

Representative Moody offered the following amendment to **CSHB 4212**:

Amend **CSHB 4212** (house committee printing) on page 3, line 22, by striking "(a)" and substituting "(b)".

Amendment No. 1 was adopted.

CSHB 4212, as amended, was passed to engrossment.

**HB 2802 ON SECOND READING
(by Dean, Guillen, and Lozano)**

HB 2802, A bill to be entitled An Act relating to the administration of public school assessment instruments and the temporary suspension of certain accountability determinations for public schools in a school year in which public school operations are disrupted as a result of a declared disaster and the requirement to use those assessment instruments as a criterion for promotion or graduation of a public school student.

HB 2802 was passed to engrossment.

**SB 232 ON SECOND READING
(Davis - House Sponsor)**

SB 232, A bill to be entitled An Act relating to service of expert reports for health care liability claims.

SB 232 was considered in lieu of **HB 3984**.

SB 232 was passed to third reading. (Anderson, Ashby, and Dean recorded voting no.)

HB 3984 - LAID ON THE TABLE SUBJECT TO CALL

Representative Davis moved to lay **HB 3984** on the table subject to call.

The motion prevailed.

HB 3388 ON SECOND READING

(by E. Thompson)

HB 3388, A bill to be entitled An Act relating to information regarding state agency vehicle fleets.

HB 3388 was passed to engrossment.

HB 2950 ON SECOND READING

(by Smith)

HB 2950, A bill to be entitled An Act relating to the composition of and actions transferred by the judicial panel on multidistrict litigation.

Amendment No. 1

Representative Smith offered the following amendment to **HB 2950**:

Amend **HB 2950** (house committee report) by striking page 1, line 12, through page 2, line 3, and renumbering the SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

HB 2950, as amended, was passed to engrossment.

HB 2711 ON SECOND READING

(by Hinojosa, Murphy, and Guillen)

HB 2711, A bill to be entitled An Act relating to the continuation of a residence homestead exemption from ad valorem taxation while the owner is temporarily absent because of service outside of the United States as a foreign service officer employed by the United States Department of State.

HB 2711 was passed to engrossment.

CSHB 2344 ON SECOND READING

(by Zwiener, Bernal, VanDeaver, Buckley, Lozano, et al.)

CSHB 2344, A bill to be entitled An Act relating to authorizing the use of a writing portfolio assessment to assess writing performance for public school students.

Amendment No. 1

Representative Zwiener offered the following amendment to **CSHB 2344**:

Amend **CSHB 2344** (house committee report) on page 2, line 12, by striking "may" and substituting "shall".

Amendment No. 1 was adopted.

A record vote was requested by Representative Biedermann.

CSHB 2344, as amended, was passed to engrossment by (Record 1007): 94 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Cain; Campos; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Gates; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.E.; Kacal; King, T.; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Patterson; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Slawson; Smith; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Bell, C.; Biedermann; Bonnen; Burns; Capriglione; Cason; Cook; Craddick; Cyrier; Ellzey; Frank; Frullo; Gervin-Hawkins; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Middleton; Murphy; Murr; Noble; Oliverson; Parker; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Spiller; Swanson; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Canales; Johnson, J.D.; Moody; Morrison.

STATEMENTS OF VOTE

When Record No. 1007 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1007 was taken, I was shown voting no. I intended to vote yes.

Harless

When Record No. 1007 was taken, I was shown voting no. I intended to vote yes.

Harris

When Record No. 1007 was taken, I was shown voting no. I intended to vote yes.

Metcalf

When Record No. 1007 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 1007 was taken, I was shown voting yes. I intended to vote no.

E. Thompson

HB 2821 ON SECOND READING**(by White)**

HB 2821, A bill to be entitled An Act relating to the diversion of certain foster youth from the juvenile justice system, including through emergency behavior intervention by certain persons providing foster care services.

Amendment No. 1

Representative White offered the following amendment to **HB 2821**:

Amend **HB 2821** (house committee printing) as follows:

(1) On page 2, lines 3 and 4, strike "Section 42.0426(b), Human Resources Code, is amended" and substitute "Section 42.0426, Human Resources Code, is amended by amending Subsection (b) and adding Subsection (b-1)".

(2) On page 2, between lines 15 and 16, insert the following:

(b-1) The crisis response training required by Subsection (b)(1) may be conducted jointly with local law enforcement to maximize the effectiveness of the training.

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

SECTION _____. The change in law made by this Act to Section 42.0426(b), Human Resources Code, is intended to permit a residential child-care facility to supplement existing training requirements in effect before the effective date of this Act and to conduct the training outside of the existing training curricula. Section 42.0426, Human Resources Code, as amended by this Act, may not be construed as requiring the purchase of a new training program or as requiring additional training hours.

Amendment No. 1 was adopted.

HB 2821, as amended, was passed to engrossment.

CSHB 3121 ON SECOND READING**(by J. Turner, Price, and Coleman)**

CSHB 3121, A bill to be entitled An Act relating to a voluntary quality standards certification process for certain private residential psychiatric treatment facilities that provide treatments and services to youth; imposing fees; authorizing civil and administrative penalties.

Amendment No. 1

Representative J. Turner offered the following amendment to **CSHB 3121**:

Amend **CSHB 3121** (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 known as Alec's Law.

Amendment No. 1 was adopted.

CSHB 3121, as amended, was passed to engrossment. (Anderson, Dean, and Shine recorded voting no.)

HB 4355 ON SECOND READING
(by Krause and Gates)

HB 4355, A bill to be entitled An Act relating to providing children committed to the Texas Juvenile Justice Department and prisoners serving a sentence in a county jail with certain documents on discharge or release.

Amendment No. 1

Representative Krause offered the following amendment to **HB 4355**:

Amend **HB 4355** (house committee printing) on page 6 as follows:

(1) On line 6, immediately following "certificate" insert "or driver's license".

(2) On line 9, strike "or".

(3) On line 9, between "Government Code," and "is", insert "or Section 521.1421, Transportation Code,".

Amendment No. 1 was adopted.

HB 4355, as amended, was passed to engrossment.

HB 3141 ON SECOND READING
(by Dominguez, Cain, Harris, and Price)

HB 3141, A bill to be entitled An Act relating to requiring the disclosure of fees charged for the sale of concert and other event tickets.

HB 3141 was passed to engrossment. (Anderson recorded voting no.)

CSHB 1984 ON SECOND READING
(by Vasut, Gates, Cook, E. Morales, et al.)

CSHB 1984, A bill to be entitled An Act relating to the duration of a special open hunting season for game animals and certain game birds restricted to persons under 17 years old.

CSHB 1984 was passed to engrossment.

CSHB 3286 ON SECOND READING
(by Schofield and Gates)

CSHB 3286, A bill to be entitled An Act relating to the overnight parking of a commercial motor vehicle near certain apartment complexes.

Amendment No. 1

Representative Schofield offered the following amendment to **CSHB 3286**:

Amend **CSHB 3286** (house committee report) by adding the following language to the bill:

On page 2, line 17, before the beginning of SECTION 2, insert a new Subsection (g) as follows: "(g) Section 545.3075 does not apply to public right-of-ways that are part of the state highway system."

Amendment No. 1 was adopted.

CSHB 3286, as amended, was passed to engrossment.

CSSB 1263 ON SECOND READING
(C. Bell - House Sponsor)

CSSB 1263, A bill to be entitled An Act relating to funding for the Texas emissions reduction plan.

CSSB 1263 was considered in lieu of **HB 3294**.

CSSB 1263 was passed to third reading.

HB 3294 - LAID ON THE TABLE SUBJECT TO CALL

Representative C. Bell moved to lay **HB 3294** on the table subject to call.

The motion prevailed.

HB 4545 - NOTICE GIVEN

Pursuant to the provisions of Rule 7, Section 43, of the House Rules, Representative Dutton gave notice that he would, on the next legislative day, call from the journal the motion to reconsider the vote by which **HB 4545** failed to pass on May 11.

CSHB 3162 ON SECOND READING
(by Martinez)

CSHB 3162, A bill to be entitled An Act relating to a certificate of merit in certain actions against certain licensed or registered professionals.

CSHB 3162 was passed to engrossment.

HB 782 ON SECOND READING
(by Swanson, et al.)

HB 782, A bill to be entitled An Act relating to requirements for certain petitions requesting an election and ballot propositions.

HB 782 - POINT OF ORDER

Representative Anchia raised a point of order against further consideration of **HB 782** under Rule 8, Section 1(a), of the House Rules on the grounds that the bill caption failed to give reasonable notice of the subject of the bill.

(Harris in the chair)

The point of order was withdrawn.

Representative Swanson moved to postpone consideration of **HB 782** until 10 a.m. Saturday, December 25.

The motion prevailed.

CSHB 3298 ON SECOND READING
(by Allison and Guillen)

CSHB 3298, A bill to be entitled An Act relating to the establishment of a computer science strategic advisory committee and the essential knowledge and skills of the technology applications curriculum.

Amendment No. 1

Representative M. González offered the following amendment to **CSHB 3298**:

Amend **CSHB 3298** by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter J, Chapter 21, Education Code, is amended by adding Section 21.466 to read as follows:

Sec. 21.466. COMPUTER SCIENCE AND TECHNOLOGY APPLICATIONS PROFESSIONAL DEVELOPMENT GRANT PROGRAM.

(a) In this section, "institution of higher education" has the meaning assigned by Section 61.003.

(b) The commissioner shall establish a competitive professional development grant program to encourage teachers to:

(1) obtain computer science certification; and

(2) continue professional development in coding, computational thinking, cybersecurity, and computer science education.

(c) From money appropriated for the purpose, the commissioner shall make grants to eligible providers that offer:

(1) professional development for classroom teachers to ensure teachers maintain a working knowledge of current computer industry standard tools and resources; and

(2) training for computer science certification for teachers in accordance with certification requirements adopted by the State Board for Educator Certification.

(d) To be eligible to receive a grant under this section, a provider must:

(1) be an institution of higher education, regional education service center, or school district or partnership of multiple school districts or a nonprofit entity approved by the commissioner that has demonstrated experience in providing professional development through a statewide network; and

(2) meet eligibility standards established by commissioner rule.

(e) An eligible provider receiving a grant under this section must:

(1) provide the training or professional development described by Subsection (c) and establish professional development hubs in each education service center region;

(2) serve high-need campuses;

(3) have established partnerships with institution of higher education faculty with expertise in cybersecurity, computing, and computer science education; and

(4) develop partnerships with computer industry professionals.

(f) The commissioner may adopt rules as necessary to implement this section.

SECTION _____. Not later than December 31, 2021, the commissioner of education shall establish the grant program required under Section 21.466, Education Code, as added by this Act.

Amendment No. 1 was adopted.

CSHB 3298, as amended, was passed to engrossment.

CSHB 3959 ON SECOND READING
(by Buckley, Guillen, Bailes, and Cyrier)

CSHB 3959, A bill to be entitled An Act relating to the establishment of the Texas youth livestock show grant program.

Amendment No. 1

Representative Buckley offered the following amendment to **CSHB 3959**:

Amend **CSHB 3959** (house committee report) as follows:

(1) Strike "department" in each instance in which the term appears in the bill and substitute "office of the governor".

(2) On page 2, line 3, after the underlined period, insert "Not more than 10 percent of the money in the account may be used to promote and encourage donations to the fund."

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Buckley, Burns, Anderson, Murr, Ellzey, K. Bell, Geren, Cyrier, K. King, Price, Spiller, Smith, Ashby, Kacal, Rogers, Harris, and Leman offered the following amendment to **CSHB 3959**:

Amend **CSHB 3959** (house committee report) as follows:

(1) On page 1, strike lines 19-22, and substitute the following:
this section if the livestock show is part of a county or state youth livestock validation program and has Texas 4-H and Texas FFA engagement or sanction.

(2) On page 2, line 8, strike "and".

(3) On page 2, line 10, strike "." and substitute "; and".

(4) On page 2, between lines 10-11, insert the following:

(4) money received from the federal government that may be used for a purpose described by Subsection (a) and that is transferred or deposited to the credit of the fund by the legislature.

(5) Strike page 2, line, 15, and substitute the following appropriately numbered SECTION:

SECTION ____ . 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. 2 was adopted.

CSHB 3959, as amended, was passed to engrossment. (Dean recorded voting no.)

CSHB 1156 ON SECOND READING
(by Thierry, Leach, K. Bell, Crockett, et al.)

CSHB 1156, A bill to be entitled An Act relating to creating the criminal offense of financial abuse of an elderly individual.

CSHB 1156 was passed to engrossment.

CSSB 19 ON SECOND READING
(Capriglione - House Sponsor)

CSSB 19, A bill to be entitled An Act relating to prohibited contracts with companies that discriminate against the firearm or ammunition industries.

CSSB 19 was considered in lieu of **HB 2558**.

Amendment No. 1

Representative Capriglione offered the following amendment to **CSSB 19**:

Amend **CSSB 19** (house committee report) as follows:

(1) On page 1, line 17, after the underlined period, insert "The term does not include a sole proprietorship."

(2) Strike page 1, line 22, through page 2, line 9, and substitute the following:

(i) refuse to engage in the trade of any goods or services with the entity or association based solely on its status as a firearm entity or firearm trade association;

(ii) refrain from continuing an existing business relationship with the entity or association based solely on its status as a firearm entity or firearm trade association; or

(iii) terminate an existing business relationship with the entity or association based solely on its status as a firearm entity or firearm trade association; and

(B) does not include:

(i) the established policies of a merchant, retail seller, or platform that restrict or prohibit the listing or selling of ammunition, firearms, or firearm accessories; and

(ii) a company's refusal to engage in the trade of any goods or services, decision to refrain from continuing an existing business relationship, or decision to terminate an existing business relationship:

(aa) to comply with federal, state, or local law, policy, or regulations or a directive by a regulatory agency; or

(bb) for any traditional business reason that is specific to the customer or potential customer and not based solely on an entity's or association's status as a firearm entity or firearm trade association.

(3) On page 3, strike lines 9-12, and substitute the following:

Sec. 2274.002. PROVISION REQUIRED IN CONTRACT. (a) This section applies only to a contract that:

(1) is between a governmental entity and a company with at least 10 full-time employees; and

(2) has a value of at least \$100,000 that is paid wholly or partly from public funds of the governmental entity.

(4) On page 3, line 13, between "by" and "Section", insert "Subsection (c) and".

(5) On page 3, strike lines 17-24, and substitute the following:

(1) does not have a practice, policy, guidance, or directive that discriminates against a firearm entity or firearm trade association; and

(2) will not discriminate during the term of the contract against a firearm entity or firearm trade association.

(c) Subsection (b) does not apply to a governmental entity that:

(1) contracts with a sole-source provider; or

(2) does not receive any bids from a company that is able to provide the written verification required by that subsection.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Beckley offered the following amendment to **CSSB 19**:

Amend **CSSB 19** (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 Snowflake Protection Act.

A record vote was requested by Representative Cain.

Amendment No. 2 failed of adoption by (Record 1008): 62 Yeas, 80 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; 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.; King, T.; Longoria; 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; Smithee; Talarico; Thierry; Thompson, S.; Turner, C.; 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; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; 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; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent — Anchia; Dean; Perez; Walle.

CSSB 19, as amended, was passed to third reading.

HB 2558 - LAID ON THE TABLE SUBJECT TO CALL

Representative Capriglione moved to lay **HB 2558** on the table subject to call.

The motion prevailed.

HB 3673 ON SECOND READING

(by J.D. Johnson, S. Thompson, Klick, Oliverson, et al.)

HB 3673, A bill to be entitled An Act relating to the establishment of a sickle cell disease registry.

HB 3673 was passed to engrossment. (Ashby, Dean, and Shine recorded voting no.)

SB 804 ON SECOND READING

(Cortez - House Sponsor)

SB 804, A bill to be entitled An Act relating to the authority of a municipality to add property to a common characteristic public improvement district.

SB 804 was considered in lieu of **HB 3546**.

Amendment No. 1

Representative Schofield offered the following amendment to **SB 804**:

Amend **SB 804** as follows:

On page 1, line 23, insert the following and renumber subsequent sections accordingly:

(b) Notwithstanding Subsection (a), no newly constructed hotel property may be added to the district unless the record owner of the property consents to its inclusion.

Amendment No. 1 was adopted.

SB 804, as amended, was passed to third reading.

HB 3546 - LAID ON THE TABLE SUBJECT TO CALL

Representative Cortez moved to lay **HB 3546** on the table subject to call.

The motion prevailed.

CSHB 100 ON SECOND READING

(by Gervin-Hawkins)

CSHB 100, A bill to be entitled An Act relating to a notarized affidavit requesting a municipal animal control authority to manage dangerous dogs and aggressive dogs in the municipality's extraterritorial jurisdiction.

CSHB 100 was passed to engrossment.

CSHB 2095 ON SECOND READING

(by Wilson)

CSHB 2095, A bill to be entitled An Act relating to water research conducted by The University of Texas Bureau of Economic Geology.

Amendment No. 1

Representative Wilson offered the following amendment to **CSHB 2095**:

Amend **CSHB 2095** (house committee report) on page 1, between lines 8 and 9, by inserting the following:

Sec. 39.0100. SHORT TITLE. This chapter may be cited as the Texas Water Information Network Exchange program.

Amendment No. 1 was adopted.

CSHB 2095, as amended, was passed to engrossment.

HB 156 ON SECOND READING

(by Ortega, Moody, M. González, Fierro, and Ordaz Perez)

HB 156, A bill to be entitled An Act relating to the authorization by referendum of an optional county fee on vehicle registration in certain counties.

HB 156 was passed to engrossment. (Ashby, Dean, and Shine recorded voting no.)

HB 3598 ON SECOND READING

(by Leach and Rodriguez)

HB 3598, A bill to be entitled An Act relating to increasing the minimum term of imprisonment and changing the eligibility for community supervision, mandatory supervision, and parole for persons convicted of intoxication manslaughter.

Representative Goldman moved to postpone consideration of **HB 3598** until 10:25 p.m. today.

The motion prevailed.

SB 337 ON SECOND READING

(Dominguez - House Sponsor)

SB 337, A bill to be entitled An Act 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 337 was considered in lieu of **HB 1884**.

SB 337 was passed to third reading.

HB 1884 - LAID ON THE TABLE SUBJECT TO CALL

Representative Dominguez moved to lay **HB 1884** on the table subject to call.

The motion prevailed.

HB 1781 ON SECOND READING

(by Krause and Martinez)

HB 1781, A bill to be entitled An Act relating to the propagation of breeder deer by cloning.

HB 1781 - POINT OF ORDER

Representative Cyrier raised a point of order against further consideration of **HB 1781** under Rule 8, Section 1(d), of the House Rules on the grounds that the bill caption is inaccurate. The point of order was withdrawn.

Representative Krause moved to postpone consideration of **HB 1781** until 10 a.m. Sunday, November 7.

The motion prevailed.

HB 4293 ON SECOND READING

(by Hinojosa, Krause, Moody, Leach, and J. González)

HB 4293, A bill to be entitled An Act relating to the creation of a court reminder program for criminal defendants.

HB 4293 was passed to engrossment.

CSHB 1568 ON SECOND READING

(by Middleton, Buckley, K. Bell, Krause, et al.)

CSHB 1568, A bill to be entitled An Act relating to the school district property value study conducted by the comptroller of public accounts.

CSHB 1568 - REMARKS

REPRESENTATIVE BERNAL: It seems that sometimes my role here is to make sure we all understand what we're doing. And so I wanted, if you could, to talk about the fiscal note of the bill. And not just to schools, although I appreciate that, but what it would mean to all the other taxing jurisdictions.

REPRESENTATIVE MIDDLETON: Right, fiscal note is an estimate, obviously, because the state, doesn't really—I mean there are grants, of course. But for other political subdivisions besides school districts, like cities, counties, special purpose districts, that's just an estimate by the comptroller's office.

BERNAL: What's the estimate?

MIDDLETON: It's quite large. I've got the updated one right here, and it's based on one assumption that I do not think is entirely accurate, that values would decrease at a half percent per year. We don't know that. We haven't seen that, at least in my area, except for once after a hurricane when there's a large amount of damage to improvements, where the improvement value goes down. It's rare for values to go down. This bill really is addressing when values are going up and when our local CADs disagree with how much the comptroller is saying they should go up.

BERNAL: Okay, I appreciate the explanation, and I actually like the spirit of the bill. But as with all of our other bills, there is a fiscal note that's associated with it, not just for schools but for the other taxing jurisdictions. And I'm wondering if you could tell us what that is.

MIDDLETON: Right, so it's estimated for counties at \$59 million, \$64 million for cities, and \$51 million for special purpose districts. But that's an estimate that I don't think is, frankly, accurate because one, it's assuming a half percent decrease per year. That's also assuming that they keep the tax rate the same as the valuations go down, which I don't believe they'll go down either.

BERNAL: And so what was it for schools?

MIDDLETON: For schools it was \$197 million.

BERNAL: And that's per year?

MIDDLETON: Per year estimate, yes.

BERNAL: Okay, so at least according to the comptroller—despite your objections and your dispute over the assumptions and the way that it was calculated—the comptroller says that this bill will cost close to \$2 billion a year? Is that fair?

MIDDLETON: Well, that's over a number of years. That's only in values, too. So here's the issue that they're not building in here is what we've done with the two and a half percent limit for M&O for school districts and then also the three and a half percent limit for the large cities and counties. So that doesn't build that into this equation. Because what would happen, say, for example, in a large city, right, say the value went down that half a percent, which I disagree with, but let's assume that they're right. Then that means with that three and a half percent, you could actually raise the tax rate four percent, right, under what we passed with SB 2 last session.

BERNAL: Did you register your objections to the assumptions with—

MIDDLETON: I brought it up in committee. My tax assessor mentioned it as well that she strongly disagreed. I mean, we know there's some tax savings, but these numbers are based on estimates that we really can't project on that half a percent because I don't believe that's accurate. I mean, we haven't seen values go down like that, and I don't believe our CADs are going to artificially do that.

BERNAL: Well, let's go to what we're asking the body to do. Because here we are on the floor about to vote, and so we have a decision to make. Right now, your bill as estimated by the comptroller has a fiscal note of close to \$2 billion a year. You disagree with the assumptions that have been made in the calculations. However, if this bill passes out of here and becomes law, what assurances—what guardrails—exist to make sure that we haven't made some kind of mistake? How are we supposed to know that we're not doing something that would result exactly as the comptroller has predicted or calculated? Because you want our support, and I understand that. But you understand that this leap of faith is a very, very expensive leap of faith. Would you agree?

MIDDLETON: I'll tell you what is expensive is when the values go up every year and our school districts object and our CAD objects but they can't do anything because of the five percent margin of error. So they're stuck with

imputing that higher value, and they're punished because of that, and a lot of them have to sue. This doesn't even build into account all of the legal fees that have to go into that.

BERNAL: I don't disagree with anything you're saying, but I am saying that the comptroller has said that you've got close to a \$2 billion fiscal note. You disagree with that, I understand, but you're still asking for us to vote not knowing what it's going to look like or what's going to happen. And by the way, \$2 billion in this building is both not a lot and quite a bit. I had a bill where I got a fiscal note of a million and a half dollars and that prevented me from getting it here. So here you are with a bill that has a fiscal note of close to \$2 billion. You disagree with the calculation, but you haven't given us any assurances that were we to vote for it and pass it, that that won't end up being what's happening. So I'm asking you in a real way to tell all these folks how we know we're not going to be depleting our cash funds by \$2 billion a year, which would be about \$4 billion a biennium, which is greater, by the way, than the deficit we were facing after COVID.

MIDDLETON: This doesn't lower funding. This increases the funding to our schools \$21 million a year and they are still able to raise the tax rate. The only result that this could have is it could possibly lower the increase in values, but they still have the tool to raise the tax rate. This doesn't take away that tool. So the fiscal note for them if they chose to raise the tax rate is nothing. It's up to each local city. It's up to each local county. It's up to each local special purpose district to decide that. They can choose to raise the rate or they can choose not to. It is up to them.

BERNAL: But Representative, you understand what I'm saying. You understand—and I mean this in the most sincere way—you understand my point, which is there is no way for us to know or verify that because all we have to go on is the statement and testimony you're giving now. There's literally nothing for us to go on to know that that's the case. How would you suggest we go about being responsible and voting for this where all we have to go on is the one body that's responsible for costing out these bills saying it's going to cost \$2 billion a year and \$4 billion over a biennium?

MIDDLETON: Because we're leaving the decision on whether or not this has a fiscal impact on each city, county, school district, and special purpose district. We're leaving that to them. They are welcome to raise the rates if they want to or not. It is up to them. It is their decision. They could vote tomorrow to lower rates without this bill and would lower their revenue. That's up to them.

BERNAL: I understand. You understand what I'm saying—

Amendment No. 1

Representative P. King offered the following amendment to **CSHB 1568**:

Amend **CSHB 1568** (house committee printing) on page 2 as follows:

(1) On line 1, strike "Section 403.302(c)" and substitute "Sections 403.302(c) and (d)".

(2) Between lines 16 and 17, insert the following:

(d) For the purposes of this section, "taxable value" means the market value of all taxable property less:

(1) the total dollar amount of any residence homestead exemptions lawfully granted under Section 11.13(b) or (c), Tax Code, in the year that is the subject of the study for each school district;

(2) one-half of the total dollar amount of any residence homestead exemptions granted under Section 11.13(n), Tax Code, in the year that is the subject of the study for each school district;

(3) the total dollar amount of any exemptions granted before May 31, 1993, within a reinvestment zone under agreements authorized by Chapter 312, Tax Code;

(4) subject to Subsection (e), the total dollar amount of any captured appraised value of property that:

(A) is within a reinvestment zone created on or before May 31, 1999, or is proposed to be included within the boundaries of a reinvestment zone as the boundaries of the zone and the proposed portion of tax increment paid into the tax increment fund by a school district are described in a written notification provided by the municipality or the board of directors of the zone to the governing bodies of the other taxing units in the manner provided by former Section 311.003(e), Tax Code, before May 31, 1999, and within the boundaries of the zone as those boundaries existed on September 1, 1999, including subsequent improvements to the property regardless of when made;

(B) generates taxes paid into a tax increment fund created under Chapter 311, Tax Code, under a reinvestment zone financing plan approved under Section 311.011(d), Tax Code, on or before September 1, 1999; and

(C) is eligible for tax increment financing under Chapter 311, Tax Code;

(5) the total dollar amount of any captured appraised value of property that:

(A) is within a reinvestment zone:

(i) created on or before December 31, 2008, by a municipality with a population of less than 18,000; and

(ii) the project plan for which includes the alteration, remodeling, repair, or reconstruction of a structure that is included on the National Register of Historic Places and requires that a portion of the tax increment of the zone be used for the improvement or construction of related facilities or for affordable housing;

(B) generates school district taxes that are paid into a tax increment fund created under Chapter 311, Tax Code; and

(C) is eligible for tax increment financing under Chapter 311, Tax Code;

(6) the total dollar amount of any exemptions granted under Section 11.251 or 11.253, Tax Code;

(7) the difference between the comptroller's estimate of the market value and the productivity value of land that qualifies for appraisal on the basis of its productive capacity, except that the productivity value estimated by the comptroller may not exceed the fair market value of the land;

(8) the portion of the appraised value of residence homesteads of individuals who receive a tax limitation under Section 11.26, Tax Code, on which school district taxes are not imposed in the year that is the subject of the study, calculated as if the residence homesteads were appraised at the full value required by law;

(9) a portion of the market value of property not otherwise fully taxable by the district at market value because of action required by statute, including Section 23.01(e), Tax Code, or the constitution of this state, other than Section 11.311, Tax Code, that, if the tax rate adopted by the district is applied to it, produces an amount equal to the difference between the tax that the district would have imposed on the property if the property were fully taxable at market value and the tax that the district is actually authorized to impose on the property, if this subsection does not otherwise require that portion to be deducted;

(10) the market value of all tangible personal property, other than manufactured homes, owned by a family or individual and not held or used for the production of income;

(11) the appraised value of property the collection of delinquent taxes on which is deferred under Section 33.06, Tax Code;

(12) the portion of the appraised value of property the collection of delinquent taxes on which is deferred under Section 33.065, Tax Code;

(13) the amount by which the market value of a residence homestead to which Section 23.23, Tax Code, applies exceeds the appraised value of that property as calculated under that section; and

(14) the total dollar amount of any exemptions granted under Section 11.35, Tax Code.

(Speaker in the chair)

REMARKS ORDERED PRINTED

Representative Walle moved to print remarks between Representative Bernal and Representative Middleton on **CSHB 1568**.

The motion prevailed.

Amendment No. 1 was adopted.

CSHB 1568, as amended, was passed to engrossment.

HB 16 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Hernandez called up with senate amendments for consideration at this time,

HB 16, A bill to be entitled An Act relating to the sale of wholesale indexed products by retail electric providers.

Representative Hernandez moved to concur in the senate amendments to **HB 16**.

The motion to concur in the senate amendments to **HB 16** prevailed by (Record 1009): 123 Yeas, 24 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; Clardy; Cole; Collier; 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; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; 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; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Cain; Cason; Cook; Dean; Gates; Harris; Hefner; Hull; King, P.; Krause; Noble; Patterson; Sanford; Schaefer; Slaton; Slawson; Smithee; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

STATEMENTS OF VOTE

When Record No. 1009 was taken, I was shown voting yes. I intended to vote no.

Capriglione

When Record No. 1009 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1009 was taken, I was shown voting yes. I intended to vote no.

Middleton

Senate Committee Substitute

CSHB 16, A bill to be entitled An Act relating to the regulation of certain retail electric products.

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

SECTION 1. Subchapter C, Chapter 39, Utilities Code, is amended by adding Section 39.110 to read as follows:

Sec. 39.110. WHOLESALE INDEXED PRODUCTS PROHIBITED. (a) In this section, "wholesale indexed product" means a retail electric product in which the price a customer pays for electricity includes a direct pass-through of real-time settlement point prices determined by the independent organization certified under Section 39.151 for the ERCOT power region.

(b) An aggregator, a broker, or a retail electric provider may not offer a wholesale indexed product to a residential or small commercial customer.

(c) An aggregator, a broker, or a retail electric provider may enroll a customer other than a residential and small commercial customer in a wholesale indexed product only if the provider, aggregator, or broker obtains before the customer's enrollment an acknowledgment signed by the customer that the customer accepts the potential price risks associated with a wholesale indexed product.

(d) An acknowledgment required by Subsection (c) must include the following statement, in clear, boldfaced text:

"I understand that the volatility and fluctuation of wholesale energy pricing may cause my energy bill to be multiple times higher in a month in which wholesale energy prices are high. I understand that I will be responsible for charges caused by fluctuations in wholesale energy prices."

(e) An acknowledgment required by Subsection (c) may be included as an addendum to a contract.

(f) A retail electric provider that provides a wholesale indexed product to a customer must keep on file the acknowledgment required by Subsection (c) for each customer while the customer is enrolled with the retail electric provider in the wholesale indexed product.

SECTION 2. Section 39.112, Utilities Code, is amended to read as follows:

Sec. 39.112. NOTICE OF EXPIRATION AND PRICE CHANGE. (a) In this section, "fixed rate product" means a retail electric product with a term of at least three months for which the price for each billing period, including recurring charges, does not change throughout the term of the contract, except that the price may vary to reflect actual changes in transmission and distribution utility charges, changes to ERCOT or Texas Regional Entity administrative fees charged to loads, or changes to federal, state, or local laws that result in new or modified fees or costs that are not within the retail electric provider's control.

(b) A retail electric provider shall provide a residential customer who has a fixed rate product with at least three ~~one~~ written notices ~~notice~~ of the date the fixed rate product will expire. The notices ~~notice~~ must be provided during the last third of the contract period and in intervals that allow for, as practicable, even distribution of the notices throughout the last third of the contract period. The final notice for a contract with a period of more than four months must be provided at least 30 days before the date that the contract will expire. The final notice for a contract with a period of less than four months must be provided at least 15 days before the date that the contract will expire.

(c) The retail electric provider must provide each notice required by Subsection (b) to the customer by mail at the customer's billing address, unless the customer has opted to receive communications electronically from the retail electric provider.

(d) If the retail electric provider has access to customer contact information that allows the provider to send the customer a text message or call the customer, and the customer has agreed to receive notices by text message or call, the retail electric provider may provide additional notice to the customer by text message or call of the date the fixed rate product will expire. Notice provided by text message or call does not constitute notice under Subsection (b).

(e) A notice required by Subsection (b) must:

(1) for a notice provided by mail, [be sent to the customer's billing address by mail at least 30, but not more than 60, days preceding the date the contract will expire;

[(2) be sent to the customer's e-mail address, if available to the provider and if the customer has agreed to receive notices electronically, at least 30, but not more than 60, days preceding the date the contract will expire;

[(3) include in a manner visible from ~~on~~ the outside of the envelope in which the notice is sent, a statement that reads: "Contract Expiration Notice. See Enclosed.";

(2) [(4)] if included with a customer's bill, be printed on a separate page or included as a separate document; [and]

(3) [(5)] include a description of any fees or charges associated with the early termination of the customer's fixed rate product; and

(4) describe any renewal offers the retail electric provider chooses to make available to the customer and identify methods by which the customer may obtain the contract documents for each of the offered products.

(f) The final notice provided under Subsection (b) must include the pricing terms for the default renewal product required by Subsection (h).

(g) [(e)] A retail electric provider shall include on each billing statement, in boldfaced and underlined text, the end date of the fixed rate product.

(h) Except as provided by Subsection (j), if a customer does not select another retail electric product before the expiration of the customer's contract term with a retail electric provider, the provider shall automatically serve the customer through a default renewal product that the customer may cancel at any time without a fee. The default renewal product must be:

(1) a month-to-month product in which the price the customer pays for electricity may vary between billing cycles; and

(2) based on clear terms designed to be easily understood by the average customer.

(i) A retail electric provider shall include in each contract for service the terms of the default renewal product that the customer will automatically be enrolled in under Subsection (h) if the customer does not select another retail electric product before the expiration of the contract term.

(j) If a retail electric provider does not provide notice of the expiration of a customer's contract with the provider in accordance with this section and the customer does not select another retail electric product before the expiration of the customer's contract term with the provider, the retail electric provider must continue to serve the customer under the pricing terms of the fixed rate product contract until:

(1) the provider provides notice of the expiration of the contract in accordance with this section; or

(2) the customer selects another retail electric product.

(k) [(d)] No provision in this section shall be construed to prohibit the commission from adopting rules that would provide a greater degree of customer protection.

SECTION 3. The changes in law made by this Act apply only to an enrollment or re-enrollment of a customer in a retail electric product that is executed on or after the effective date of this Act. An enrollment or re-enrollment of a customer in a retail electric product that is executed 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 4. This Act takes effect September 1, 2021.

HB 1585 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Cyrier called up with senate amendments for consideration at this time,

HB 1585, A bill to be entitled An Act relating to the operations and functions of the Teacher Retirement System of Texas.

Representative Cyrier moved to concur in the senate amendments to **HB 1585**.

The motion to concur in the senate amendments to **HB 1585** prevailed by (Record 1010): 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; 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; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Walle.

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend **HB 1585** (senate committee printing) as follows:

(1) Strike the following SECTIONS of the bill:

(A) SECTION 1 (page 1, lines 20 through 29);

(B) SECTIONS 3 and 4 (page 1, lines 55 through 61); and

(C) SECTION 6 (page 2, line 33, through page 3, line 18).

(2) In the recital to SECTION 5 of the bill (page 2, line 2), strike "Subsections (b) and (e)" and substitute "Subsection (b)".

(3) In SECTION 5 of the bill, strike amended Section 824.601(b), Government Code (page 2, lines 4 through 17), and substitute the following:

(b) Except as provided by Subsection (b-1) or (b-4), or Section 824.602 and subject to Subsection (b-2) and, if applicable, Subsection (b-3), a retiree is not entitled to service or disability retirement benefit payments, as applicable, for any month in which the retiree is employed in any position by a Texas public educational institution.

(4) In SECTION 5 of the bill, strike added Section 824.601(b-3), Government Code (page 2, lines 18 through 22), and substitute the following:

(b-3) A retiree under Section 824.202 is subject to Subsection (b) only if the retirement system first issues the following notices to the retiree:

(1) with respect to the first occurrence of the retiree's employment that does not qualify for an exception under Section 824.602, the system issued a written warning notifying the retiree of that fact; and

(2) in a month following the month in which the system issued the warning described by Subdivision (1) and with respect to a subsequent occurrence of the retiree's continued employment that does not qualify for an exception under Section 824.602, the system issued a written notice:

(A) warning the retiree of the fact described by this subdivision;

and

(B) requiring the retiree to pay to the system, in a form and manner prescribed by the system, an amount, as elected by the retiree, that equals the total sum the retiree:

(i) earned for all employment by Texas public educational institutions for each month occurring after the issuance of the warning under Subdivision (1) for which the retiree did not qualify for an exception under Section 824.602 and before the month the system issued the written notice described by this subdivision; or

(ii) received in retirement benefit payments for each month occurring after the issuance of the warning under Subdivision (1) for which the retiree did not qualify for an exception under Section 824.602 and before the month the system issued the written notice described by this subdivision.

(5) In SECTION 5 of the bill, strike amended Section 824.601(e), Government Code (page 2, lines 30 through 32).

(6) In SECTION 11 of the bill, strike amended Section 825.308(3), Government Code (page 4, lines 22 through 24), and substitute the following:

(3) retirement annuities waived or forfeited in accordance with Section 824.601 or 824.004;

(3-a) retiree earnings described by Section 824.601(b-3)(2)(B)(i) that have been paid to the system;

(7) In SECTION 25 of the bill (page 7, lines 35 through 38), strike the transition language and substitute the following:

SECTION 25. Section 824.601, Government Code, as amended by this Act, applies only to employment by a retiree of the Teacher Retirement System of Texas that occurs on or after the effective date of this Act.

(8) Renumber the SECTIONS of the bill accordingly.

Senate Amendment No. 2 (Senate Floor Amendment No. 2)

Amend **HB 1585** (senate committee printing) as follows:

(1) In SECTION 5 of the bill, in the recital (page 2, line 2), between "(b)" and "and (e)", add ", (b-1)".

(2) In SECTION 5 of the bill, in amended Section 824.601, Government Code (page 2, between lines 17 and 18), insert the following:

(b-1) Subsection (b) does not apply to a retiree under Section 824.202 whose effective date of retirement is on or before January 1, 2021 [~~2011~~].

(3) Strike SECTION 25 of the bill (page 7, lines 35 through 38) and substitute the following:

SECTION 25. Sections 824.601 and 824.602, Government Code, as amended by this Act, apply only to employment by a retiree of the Teacher Retirement System of Texas that occurs on or after the effective date of this Act.

HB 33 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Dominguez called up with senate amendments for consideration at this time,

HB 33, A bill to be entitled An Act relating to measures to facilitate the award of postsecondary course credit leading to workforce credentialing based on military experience, education, and training.

Representative Dominguez moved to concur in the senate amendments to **HB 33**.

The motion to concur in the senate amendments to **HB 33** prevailed by (Record 1011): 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; 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; 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.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — González, M.; Tinderholt.

STATEMENT OF VOTE

When Record No. 1011 was taken, I was in the house but away from my desk. I would have voted yes.

Tinderholt

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend **HB 33** (senate committee report) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____ Subchapter A, Chapter 434, Government Code, is amended by adding Section 434.027 to read as follows:

Sec. 434.027. ENERGY INDUSTRY PROGRAM FOR VETERAN PROFESSIONAL DEVELOPMENT. (a) The Texas Veterans Commission shall develop and administer a program to provide assistance to veterans seeking a certification or training to prepare for employment in the energy industry.

(b) The commission, in coordination with the General Land Office and Veterans' Land Board, shall conduct an outreach campaign to encourage veterans to participate in the program established under this section.

(c) The commission shall adopt rules to implement the program established under this section.

ADJOURNMENT

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

A record vote was requested by Representative Slaton.

The motion to adjourn prevailed by (Record 1012): 116 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; 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; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lucio; Martinez Fischer; Metcalf; Meyer; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Paddie; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Biedermann; Cason; Cook; Gates; Jetton; Meza; Noble; Pacheco; Parker; Patterson; Schofield; Slaton; Slawson; Stucky; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Anderson; Cain; Collier; Hull; Krause; Lozano; Martinez; Middleton; Moody; Rogers; Sanford; White.

STATEMENTS OF VOTE

When Record No. 1012 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1012 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1012 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1012 was taken, I was in the house but away from my desk. I would have voted no.

Hull

When Record No. 1012 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

When Record No. 1012 was taken, my vote failed to register. I would have voted no.

White

The house accordingly, at 10:39 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

HR 1001 (By Jetton), Commending Sitara Seth for her service as a legislative intern in the office of State Representative Jacey Jetton.

To Resolutions Calendars.

HR 1002 (By Jetton), Commending Thomas Le for his service as a legislative intern in the office of State Representative Jacey Jetton.

To Resolutions Calendars.

HR 1003 (By Jetton), Commending Grace Beecroft for her service as a legislative intern in the office of State Representative Jacey Jetton.

To Resolutions Calendars.

HR 1004 (By Jetton), Commending Rea Motiwala for her service as a legislative intern in the office of State Representative Jacey Jetton.

To Resolutions Calendars.

HR 1005 (By Jetton), Commending Rahil Motiwala for his service as a legislative intern in the office of State Representative Jacey Jetton.

To Resolutions Calendars.

HR 1006 (By Jetton), Congratulating Albon Wu, Laaiqa Muhammad, Unna Ramanathan, Gabriel Rodriguez, Brenda Frye, and Ted Lieb on being named 2020 Volunteers of the Year by the City of Sugar Land.

To Resolutions Calendars.

HR 1007 (By Jetton), Congratulating Jakob Jones on graduating as salutatorian of the Fort Bend Christian Academy Class of 2021.

To Resolutions Calendars.

HR 1008 (By Jetton), Congratulating Sam Wadlington on graduating as valedictorian of the Class of 2021 at Fort Bend Christian Academy in Sugar Land.

To Resolutions Calendars.

HR 1009 (By Jetton), Congratulating the Sugar Land Skeeters baseball team on its acquisition as the Triple A affiliate of the Houston Astros.

To Resolutions Calendars.

HR 1010 (By Jetton), Congratulating Dr. Gildardo Andres Ceballos on being honored as the 2020 Physician of the Year at OakBend Medical Center.

To Resolutions Calendars.

HR 1011 (By Jetton), Commending Raymond Freeman American Legion Post 942 for its service to its members and to the Sugar Land community.

To Resolutions Calendars.

HR 1012 (By Jetton, Shaheen, and Oliverson), Recognizing the festival of Diwali 2021.

To Resolutions Calendars.

HR 1013 (By Jetton), Honoring Manish Seth for his service during Winter Storm Uri.

To Resolutions Calendars.

HR 1014 (By Frullo), Congratulating Zach Casias of Lubbock High School on winning the 2021 UIL 5A wrestling state championship in the 120-pound division.

To Resolutions Calendars.

HR 1015 (By Stucky), Congratulating Caitlin Elise Nowlin on graduating from the University of North Texas in Denton.

To Resolutions Calendars.

HR 1016 (By Frullo), Congratulating the Lubbock High School girls' swimming & diving team on winning the 2021 UIL 5A state championship.

To Resolutions Calendars.

HR 1017 (By Murr), In memory of Lorelei Hankins of Rocksprings.

To Resolutions Calendars.

HR 1018 (By Morales Shaw), In memory of Linda Lelia Susan "Muffie" Moroney of Houston.

To Resolutions Calendars.

HR 1020 (By A. Johnson), Congratulating Alkiviades Boukas on graduating as valedictorian of the Class of 2021 at Bellaire High School.

To Resolutions Calendars.

HR 1021 (By A. Johnson), Congratulating Daniel Chen on graduating as valedictorian of the Class of 2021 at Bellaire High School.

To Resolutions Calendars.

HR 1022 (By A. Johnson), Congratulating Evie Tsen-Ying Kao on graduating as valedictorian of the Class of 2021 at Bellaire High School.

To Resolutions Calendars.

HR 1023 (By A. Johnson), Congratulating Angela Ling on graduating as valedictorian of the Class of 2021 at Bellaire High School.

To Resolutions Calendars.

HR 1024 (By A. Johnson), Congratulating Miles Mackenzie on graduating as valedictorian of the Class of 2021 at Bellaire High School.

To Resolutions Calendars.

HR 1025 (By A. Johnson), Congratulating Wenson Tsiach-Hao Tang on graduating as valedictorian of the Class of 2021 at Bellaire High School.

To Resolutions Calendars.

HR 1026 (By A. Johnson), Congratulating Christopher Zhou on graduating as valedictorian of the Class of 2021 at Bellaire High School.

To Resolutions Calendars.

HR 1027 (By A. Johnson), Congratulating Annie Zhu on graduating as valedictorian of the Class of 2021 at Bellaire High School.

To Resolutions Calendars.

HR 1028 (By A. Johnson), Congratulating Shirley Zhu on graduating as valedictorian of the Class of 2021 at Bellaire High School.

To Resolutions Calendars.

HR 1029 (By J. González), Congratulating Nancy Pelosi on her election to a fourth term as speaker of the U.S. House of Representatives.

To State Affairs.

HR 1030 (By J. González), Congratulating President Joe Biden and Vice President Kamala Harris on their achievements during their first 100 days in office.

To State Affairs.

HR 1031 (By Hinojosa), Honoring the participants in the 2021 Texas Folklife Apprenticeship in the Folk and Traditional Arts Program.

To Resolutions Calendars.

HR 1032 (By Herrero), Congratulating Ruben Perez on his retirement as Fire Chief of Naval Air Station Corpus Christi.

To Resolutions Calendars.

HR 1033 (By A. Johnson), Congratulating the Rice University women's basketball team on winning the 2021 Women's National Invitation Tournament.

To Resolutions Calendars.

HR 1035 (By Ordaz Perez), Congratulating Norma Myers, principal of Capistrano Elementary School in El Paso, on being honored as the 2021 Region 19 TEPSAN of the Year by the Texas Elementary Principals and Supervisors Association.

To Resolutions Calendars.

HR 1036 (By Ordaz Perez), Commending YWCA El Paso del Norte Region for its service to the community during the COVID-19 pandemic.

To Resolutions Calendars.

HR 1037 (By Ordaz Perez), Congratulating the El Paso Chapter of Credit Unions for receiving a 2020 Chapter of the Year Award from the Cornerstone Credit Union League.

To Resolutions Calendars.

HR 1038 (By Ordaz Perez), Commending Astro the pit bull terrier mix for heroically assisting his owner during a medical emergency.

To Resolutions Calendars.

HR 1039 (By Ordaz Perez), Congratulating Amanda Martinez of Bel Air High School in El Paso for placing third in the combined all-around competition at the 2021 Texas High School State Gymnastics Championship.

To Resolutions Calendars.

HR 1040 (By White), Honoring Mayor Floyd Petri of Chester for his achievements in military and public service.

To Resolutions Calendars.

HR 1041 (By E. Morales), Congratulating Joe Morales on his retirement as assistant principal of Memorial Junior High in Eagle Pass ISD.

To Resolutions Calendars.

HR 1042 (By Fierro), Commending Estine Davis of El Paso for her contributions to the community.

To Resolutions Calendars.

HR 1043 (By Fierro), Congratulating Vincent Sheffield on his appointment as interim superintendent of El Paso ISD.

To Resolutions Calendars.

HR 1044 (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 1045 (By A. Johnson), Honoring historians Betty Trapp Chapman and Anne Hulme Sloan for curating The Heritage Society exhibit "Houston Women Cast Their Ballots: Celebrating 100 Years of the Right to Vote."

To Resolutions Calendars.

HR 1046 (By Cason), In memory of former Bedford Fire Chief James Lauren Tindell.

To Resolutions Calendars.

HR 1047 (By Buckley), Honoring Clifton Park Elementary School on the occasion of its farewell ceremony at the Trimmier Road campus in Killeen.

To Resolutions Calendars.

HR 1048 (By White), Congratulating Cameron Thomas on helping the Stephen F. Austin State University coed cheer squad win second place at the 2021 College Cheer and Dance National Championship.

To Resolutions Calendars.

HR 1049 (By Davis), In memory of Opal M. Allen of San Angelo.

To Resolutions Calendars.

HR 1050 (By Sherman), Congratulating Megan Rios on her selection as the 2020-2021 Teacher of the Year at Plummer Elementary in Cedar Hill ISD.

To Resolutions Calendars.

HR 1051 (By Raymond), Congratulating former Dallas Cowboys head coach Jimmy Johnson on his induction into the Pro Football Hall of Fame.

To Resolutions Calendars.

HR 1052 (By Sanford), In memory of Linda Fincher Nevil of Anna.

To Resolutions Calendars.

HR 1053 (By Holland), Recognizing June 12, 2021, as Texas Pie Fest Day.

To Resolutions Calendars.

HR 1054 (By Neave), In memory of Pamela Christine Brandes Tackett of Austin.

To Resolutions Calendars.

HR 1055 (By Herrero), Congratulating Mike Markle on his retirement as chief of the Corpus Christi Police Department.

To Resolutions Calendars.

HR 1056 (By Herrero), Commending Senior Officer Alex Labatto of the Corpus Christi Police Department for saving the life of a fellow citizen.

To Resolutions Calendars.

HR 1057 (By Herrero), Commending Captain Denny Asbury for 35 years of service to the Corpus Christi Police Department.

To Resolutions Calendars.

HR 1058 (By Herrero), Congratulating Senior Officer Edward Kearney on his retirement from the Corpus Christi Police Department.

To Resolutions Calendars.

HR 1059 (By Herrero), Congratulating Senior Officer Karl Wright on his retirement from the Corpus Christi Police Department.

To Resolutions Calendars.

HR 1060 (By Herrero), Congratulating Senior Officer David Gonzalez on his retirement from the Corpus Christi Police Department.

To Resolutions Calendars.

HR 1061 (By Herrero), Congratulating Senior Officer Richard Olden on his retirement from the Corpus Christi Police Department.

To Resolutions Calendars.

HR 1062 (By Herrero), Congratulating Senior Officer Tracy Roberts on his retirement from the Corpus Christi Police Department.

To Resolutions Calendars.

HR 1063 (By Herrero), Congratulating Senior Officer Jeffrey Mills on his retirement from the Corpus Christi Police Department.

To Resolutions Calendars.

HR 1064 (By Herrero), Congratulating Detective Joe Garza on his retirement from the Corpus Christi Police Department.

To Resolutions Calendars.

HR 1065 (By Herrero), Congratulating Senior Officer Shawn Kleven on his retirement from the Corpus Christi Police Department.

To Resolutions Calendars.

HR 1066 (By Herrero), In memory of Senior Officer Charlie "Chuck" Williams Jr. of the Corpus Christi Police Department.

To Resolutions Calendars.

HR 1067 (By Dean), Congratulating Monsignor Xavier Pappu of St. Matthew Catholic Church in Longview on the 40th anniversary of his ordination as a priest.

To Resolutions Calendars.

HR 1068 (By Fierro), Congratulating Brayden Davis of Lincoln Middle School in El Paso for his outstanding performance in the 2021 Texas Math and Science Coaches Association Middle School State Meet.

To Resolutions Calendars.

HR 1069 (By P. King), In memory of Christopher Ray Vardy of Fort Worth.

To Resolutions Calendars.

HR 1070 (By J.D. Johnson), Congratulating Dr. Ruth Simmons, president of Prairie View A&M University, on her selection as principal speaker for the 2021 Harvard University commencement celebration.

To Resolutions Calendars.

HR 1071 (By Parker), Congratulating the Argyle High School band on winning the UIL 4A State Open Class Marching Band Contest.

To Resolutions Calendars.

HR 1072 (By Parker), Congratulating the Flower Mound High School girls' soccer team on winning the 2021 UIL 6A state championship.

To Resolutions Calendars.

HR 1073 (By Parker), Congratulating the Ponder High School girls' basketball team on advancing to the semifinals of the 2021 3A state playoffs.

To Resolutions Calendars.

HR 1074 (By Parker), In memory of Vincent Michael Jones of Justin.

To Resolutions Calendars.

HR 1075 (By Parker), In memory of Roanoke City Council member Steven Heath.

To Resolutions Calendars.

HR 1076 (By Parker), In memory of U.S. Navy Midshipman Duke Anthony Carrillo.

To Resolutions Calendars.

HR 1077 (By Parker), In memory of Denton County Chief Deputy Constable Wayne Rhodes.

To Resolutions Calendars.

HR 1078 (By Parker), In memory of Jessica Courtney Duke.

To Resolutions Calendars.

HR 1079 (By Parker), In memory of Dylan Dorrell of Denton.

To Resolutions Calendars.

HR 1080 (By Kacal), Congratulating Joseph Frazier Radcliffe of Waco on his 100th birthday and recognizing him as an honorary Texan.

To Resolutions Calendars.

HR 1081 (By K. King), Commemorating the 100th anniversary of First National Bank of Quitaque.

To Resolutions Calendars.

HR 1082 (By Meza), Honoring Dr. Yuba Raj Khatiwada, Nepal's ambassador to the United States, on the occasion of his visit to Irving.

To Resolutions Calendars.

HR 1083 (By Wu), In memory of Leonard F. LaNoue of Houston.

To Resolutions Calendars.

HR 1084 (By Neave), Congratulating the Lakehill Preparatory School football team on winning the 2020 TAPPS Six-Man Division II state championship.

To Resolutions Calendars.

HR 1085 (By Sanford), In memory of John Edward Gay, former mayor of McKinney.

To Resolutions Calendars.

HR 1086 (By Jetton), Recognizing May 2021 as ALS Awareness Month.

To Resolutions Calendars.

HR 1087 (By Jetton), In memory of John William "Bill" Hartman of Richmond.

To Resolutions Calendars.

HR 1088 (By Jetton), Commending the Chinese American business owners of Fort Bend County for their service to their communities.

To Resolutions Calendars.

HR 1089 (By Kacal), Commemorating the 35th anniversary of Brookhaven Youth Ranch.

To Resolutions Calendars.

HR 1090 (By Murr), In memory of retired Kerr County judge Spencer Whitewood Brown.

To Resolutions Calendars.

HR 1091 (By Murr), In memory of G. Stanley Toepfich of Mason County.

To Resolutions Calendars.

HR 1092 (By Murr), Congratulating Rebecca Lange for her service as Llano County attorney.

To Resolutions Calendars.

HR 1093 (By Huberty), Commending Matthew Lair for his service as an intern in the office of State Representative Dan Huberty.

To Resolutions Calendars.

HR 1094 (By Murr), Congratulating Johnny Mayo on his retirement as Schleicher County Precinct 1 commissioner.

To Resolutions Calendars.

HR 1095 (By Murr), Congratulating Scott Monroe on his retirement as the district attorney for the 198th Judicial District of Texas.

To Resolutions Calendars.

HR 1096 (By Murr), Congratulating David R. Doran on his retirement as sheriff of Schleicher County.

To Resolutions Calendars.

HR 1097 (By Murr), Commending the Honorable Keith Williams on his service as judge of the 216th District Court.

To Resolutions Calendars.

HR 1098 (By Murr), Commending Bob Reeves for his service as Kerr County tax assessor-collector.

To Resolutions Calendars.

HR 1099 (By Raymond), Commending the work of El Camino Real de los Tejas National Historic Trail Association.

To Resolutions Calendars.

HR 1100 (By Herrero), Congratulating Dr. Max Thompson on his retirement as superintendent of the Banquete Independent School District.

To Resolutions Calendars.

HR 1101 (By Frullo), Commemorating the 100th anniversary of the Rotary Club of Lubbock.

To Resolutions Calendars.

HR 1102 (By C. Morales), Honoring the Houston-based band the Fab 5 for its accomplishments.

To Resolutions Calendars.

HR 1103 (By Ortega), Congratulating Austin High School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 1104 (By Ortega), Congratulating Logan Elementary School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 1105 (By Ortega), Congratulating Colin L. Powell Elementary School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

To Resolutions Calendars.

HR 1106 (By Morrison), In memory of Earley Elton Calhoun Jr. of Victoria.

To Resolutions Calendars.

HR 1107 (By Lopez), In memory of Raul Basaldua Medrano of San Antonio.

To Resolutions Calendars.

HR 1108 (By Lopez), In memory of Cosmo Frank Guido of San Antonio.

To Resolutions Calendars.

HR 1109 (By Lopez), In memory of Epifanio "Prieto" Quiroga Jr. of San Antonio.

To Resolutions Calendars.

HR 1110 (By Lopez), In memory of John P. "Jack" Riegel III.

To Resolutions Calendars.

HR 1111 (By Lopez), In memory of Daniel B. Markson of San Antonio.

To Resolutions Calendars.

HR 1112 (By Lopez), Congratulating Katie N. Reed on her retirement from the Northside ISD school board.

To Resolutions Calendars.

HR 1113 (By Oliverson), Honoring the Texas Pediatric Society on the occasion of its 100th anniversary.

To Resolutions Calendars.

HR 1114 (By E. Morales), In memory of Jeff Davis County Judge Kerith Risa Sproul-Hurley.

To Resolutions Calendars.

HR 1115 (By Sherman), Commending Candace Quarles for her service to the DeSoto City Council.

To Resolutions Calendars.

HR 1116 (By Sherman), Congratulating Patricia A. Davis on her retirement from the Dallas College Cedar Valley Campus.

To Resolutions Calendars.

HR 1117 (By Lopez), In memory of Vidal Castillo of San Antonio.
To Resolutions Calendars.

HR 1118 (By Slaton), Honoring entrepreneur and explorer Victor L. Vescovo of Dallas for his accomplishments.
To Resolutions Calendars.

HR 1119 (By Price), Congratulating the Panhandle High School girls' basketball team on advancing to the UIL 2A semifinals.
To Resolutions Calendars.

HR 1120 (By Price), Recognizing the Stanley Lamb farm for more than a century of operation in the Texas Panhandle.
To Resolutions Calendars.

HR 1121 (By E. Morales), In memory of Ricardo Treviño of Eagle Pass.
To Resolutions Calendars.

HR 1122 (By Ordaz Perez), Congratulating Bliss Elementary School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.
To Resolutions Calendars.

HR 1123 (By Ordaz Perez), Congratulating Ross Middle School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.
To Resolutions Calendars.

HR 1124 (By Ordaz Perez), Congratulating Hughey Elementary School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.
To Resolutions Calendars.

HR 1125 (By A. Johnson), Honoring Baylor College of Medicine for its service during the COVID-19 pandemic.
To Resolutions Calendars.

HR 1126 (By Cook), Congratulating Tamera J. Bounds on her election to the Mansfield City Council.
To Resolutions Calendars.

HR 1127 (By Cook), Congratulating Todd Tenore on his election to the Mansfield City Council.
To Resolutions Calendars.

HR 1128 (By Cook), Congratulating Glenn Mayer of Arlington on his 90th birthday.
To Resolutions Calendars.

HR 1129 (By Dean), Congratulating Jasmyne Nelms of St. Mary's Catholic School in Longview on participating in the 2021 TAPPS Track and Field State Championships.
To Resolutions Calendars.

HR 1130 (By Dean), Congratulating Rebecca Dunn of St. Mary's Catholic School in Longview on participating in the 2021 TAPPS Track and Field State Championships.

To Resolutions Calendars.

HR 1131 (By Dean), Congratulating Kassidy McCullough of St. Mary's Catholic School in Longview for winning the bronze medal in the 1A women's shot put at the 2021 TAPPS Track and Field State Championships.

To Resolutions Calendars.

HR 1132 (By Dean), Congratulating Dominic Tucker of St. Mary's Catholic School in Longview on participating in the 2021 TAPPS Track and Field State Championships.

To Resolutions Calendars.

HR 1133 (By Dean), Congratulating Dewey Nelms of St. Mary's Catholic School in Longview on participating in the 2021 TAPPS Track and Field State Championships.

To Resolutions Calendars.

HR 1134 (By Dean), Congratulating Marlin Reeves of Trinity School of Texas in Longview on his participation in the 2021 TAPPS Track and Field State Championships.

To Resolutions Calendars.

HR 1135 (By Dean), Congratulating T. J. Daniels of Longview Christian School on participating in the 2021 TAPPS Track and Field State Championships.

To Resolutions Calendars.

HR 1136 (By Dean), Congratulating Raven East of Longview Christian School on participating in the 2021 TAPPS Track and Field State Championships.

To Resolutions Calendars.

HR 1137 (By Dean), Congratulating Evan Hodge of St. Mary's Catholic School in Longview on winning two medals at the 2021 TAPPS Track and Field State Championships.

To Resolutions Calendars.

HR 1138 (By Dean), Congratulating Georgia Scott of Trinity School of Texas on winning four medals at the 2021 TAPPS Track and Field State Championships.

To Resolutions Calendars.

SB 957 to Appropriations.

SB 1020 to State Affairs.

SCR 43 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. 19

HB 317, HB 1759, HB 2494, HB 2586, HB 2749, HB 3067

Senate List No. 10

SB 43, SB 44, SB 195, SB 315, SB 346, SB 390, SB 511, SB 538, SB 609, SB 633, SB 726, SB 730, SB 770, SB 780, SB 785, SB 788, SB 792, SB 813, SB 879, SB 885, SB 930, SB 1118, SB 1124, SB 1156, SB 1181, SB 1210, SB 1216, SB 1259, SB 1265, SB 1338, SB 1339, SB 1343, SB 1355, SB 1373, SB 1643, SB 1890, SB 1986, SB 1987, SB 2145, SB 2146, SB 2147, SB 2163, SB 2171, SB 2172, SB 2174, SB 2175, SB 2180, SB 2182, SB 2197, SB 2205, SB 2208, SB 2217, SCR 9, SCR 20, SCR 33, SCR 46, SCR 47

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 12, 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 103 Landgraf SPONSOR: Zaffirini
Relating to establishment of the Texas Active Shooter Alert System.

HB 574 Bonnen SPONSOR: Taylor
Relating to the creation of criminal offenses involving elections.
(Committee Substitute/Amended)

HB 719 White SPONSOR: Whitmire
Relating to Texas Department of Criminal Justice transfer facilities.

HB 788 Geren SPONSOR: Zaffirini
Relating to the eligibility of emergency service dispatchers to participate in a public safety employees treatment court program.

HB 918 Leman SPONSOR: Hughes
Relating to a license to carry a handgun for certain young adults who are protected under certain court orders related to family violence.

(Amended)

HB 1071 Harris SPONSOR: Whitmire
Relating to the presence of a qualified facility dog in certain court proceedings.
(Committee Substitute/Amended)

HB 2152 Meyer SPONSOR: Nichols
Relating to the online renewal of vehicle registration.
(Committee Substitute)

HB 3390 Thompson, Ed SPONSOR: Blanco
Relating to the purchase of cybersecurity insurance coverage by the Texas Department of Transportation.

HB 3401 Price SPONSOR: Blanco
Relating to the issuance of specialty license plates to honor members of the United States Navy SEALs.

SB 402 Johnson
Relating to the municipal sales and use tax for street maintenance.

SB 1648 Perry
Relating to the provision of benefits to certain Medicaid recipients with complex medical needs.

SB 2051 Menéndez
Relating to step therapy protocols required by health benefit plans for coverage of prescription drugs for serious mental illnesses.

SB 2181 West
Relating to the use of hotel occupancy tax revenue by certain municipalities for certain projects.

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 13
Senate Conferees: Birdwell - Chair/Hughes/Kolkhorst/Lucio/Seliger

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Wednesday, May 12, 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 1254

Hall

Relating to an interstate compact on border security and immigration enforcement.

SB 1606

Hall

Relating to the resilience of the electric grid and certain municipalities.

SB 2081

Menéndez

Relating to class size limits for prekindergarten classes provided by or on behalf of public schools.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 11

Corrections - **SB 48, SB 49**

Criminal Jurisprudence - **SB 280, SB 1354**

Defense and Veterans' Affairs - **SB 1185**

Elections - **HB 46, HB 4555**

Higher Education - **SB 937, SB 1102, SB 1371, SB 1385, SB 1467, SB 1490, SB 1677**

Homeland Security and Public Safety - **SB 69, SB 922, SB 2212**

Insurance - **SB 827, SB 2124**

Judiciary and Civil Jurisprudence - **SB 484, SB 808, SB 1134, SCR 41, SJR 47**

Land and Resource Management - **SB 2173**

Natural Resources - **SB 526, SB 997**

Pensions, Investments, and Financial Services - **SB 288, SB 1105**

Public Education - **HB 97**

Public Health - **HB 784, HB 881, HB 2313, HB 2609, HB 3701, HB 3760, HCR 29, HCR 86, SB 1137, SB 1534**

State Affairs - **SB 1650**

Transportation - **SB 445**

Ways and Means - **SB 197, SB 313, SB 586, SB 696**

ENGROSSED

May 11 - HB 3, HB 130, HB 225, HB 297, HB 316, HB 671, HB 692, HB 697, HB 746, HB 750, HB 854, HB 911, HB 1126, HB 1127, HB 1206, HB 1252, HB 1290, HB 1476, HB 1482, HB 1504, HB 1613, HB 1664, HB 1683, HB 1719, HB 1793, HB 1810, HB 1935, HB 1959, HB 1966, HB 1967, HB 1987, HB 2108, HB 2148, HB 2242, HB 2251, HB 2295, HB 2357, HB 2380, HB 2424, HB 2503, HB 2539, HB 2545, HB 2656, HB 2688, HB 2701, HB 2709, HB 2748, HB 2754, HB 2756, HB 2803, HB 2822, HB 2831, HB 2851, HB 2912, HB 2926, HB 2975, HB 2988, HB 2998, HB 3005, HB 3007, HB 3081, HB 3098, HB 3115, HB 3153, HB 3203, HB 3276, HB 3301, HB 3319, HB 3322, HB 3374, HB 3417, HB 3422, HB 3449, HB 3456, HB 3469, HB 3485, HB 3489, HB 3504, HB 3512, HB 3521, HB 3551, HB 3584, HB 3660, HB 3742, HB 3744, HB 3818, HB 3819, HB 3838, HB 3859, HB 3868, HB 3897, HB 3898, HB 3922, HB 3932, HB 3949, HB 3964, HB 3976, HB 3979, HB 4004, HB 4012, HB 4018, HB 4025, HB 4068, HB 4073, HB 4074, HB 4087, HB 4094, HB 4113, HB 4131, HB 4140, HB 4146, HB 4210, HB 4269, HB 4279, HB 4354, HB 4356, HB 4374, HB 4387, HB 4450, HB 4474, HB 4485, HB 4563, HB 4568, HB 4604, HB 4661, HCR 23, HCR 32, HCR 46, HCR 61, HCR 62, HCR 71, HCR 83

ENROLLED

May 11 - HB 317, HB 533, HB 1622, HB 1699, HB 1759, HB 1905, HB 2494, HB 2586, HB 2749, HB 3067, HCR 87, HCR 88, HCR 100, HCR 102

SENT TO THE GOVERNOR

May 11 - HB 533, HB 867, HB 1082, HB 1622, HB 1699, HB 1905, HCR 87, HCR 88, HCR 93, HCR 95, HCR 96, HCR 97, HCR 98, HCR 99, HCR 100, HCR 102

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-SEVENTH DAY — THURSDAY, MAY 13, 2021

The house met at 10:32 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 1013).

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; 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 — Coleman; Raney.

The invocation was offered by Representative VanDeaver as follows:

Father, we know we face a long day today. And Lord, we know we face a day that will have contentious moments. Father, I'm reminded that your word really tells us that you only require two things, that we love you and that we love your people. Father, my prayer is that when that clock strikes midnight tonight, that we would have given you reason through our actions today to say, well done, my child, well done. In Christ's name I pray. Amen.

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

**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.)

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. 20).

**HB 4545 - CALLED FROM JOURNAL
VOTE RECONSIDERED**

Representative Dutton called from the journal the motion to reconsider the vote by which **HB 4545** failed to pass on May 11.

HB 4545 - REMARKS

REPRESENTATIVE DUTTON: We worked with a lot of the constituencies to make sure that this bill does what we want it to do. This is a bill that allowed for school districts to give tutoring to the school. Let me tell you what's in the bill now. For those of you who don't like testing, what it does is it eliminates testing for third, fifth, and eighth graders so that now you don't have that as the basis for anything. What it provides is still optional for school districts to participate. It allows for several other things. The amendment that Mr. King put on, he has an amendment today which I'm going to take, which straightens out his previous amendment. And I think there was one other amendment by Krause which is going to be on the bill. And you have my commitment, which I've made to several members, that when the bill leaves here, we will never let it get worse than what it is. I can't talk about improvements, but I can tell you that we will never let it get worse than what it is. And so I would ask you to vote aye on the motion to reconsider.

REPRESENTATIVE METCALF: Mr. Chairman, I appreciate the conversations we've had over the past couple of days on this bill.

DUTTON: And thank you for your help, too.

METCALF: Most definitely. So just to confirm with the chamber, Chairman King has a clarifying amendment to fix his other amendment that we discussed. But just to clarify for the chamber, it is your intent to keep on the two Ken King amendments and the Matt Krause amendment, correct?

DUTTON: Exactly. Well, actually, Ken King has one amendment because this amendment will supersede the previous amendment.

METCALF: Correct. And if the senate makes changes to those amendments, we'll be made aware of it.

DUTTON: Yes, we won't allow any changes to those amendments. Now, there may be changes to the bill to improve the bill, but we would never allow those amendments to be superseded.

METCALF: Great. Well, I appreciate these two amendments and the Matt Krause amendment to help this bill, and I'll be voting in favor of this bill. I appreciate all the work you've done on this.

The motion to reconsider prevailed.

HB 4545 ON THIRD READING
(by Dutton)

The chair laid before the house, on its third reading and final passage,

HB 4545, A bill to be entitled An Act relating to the assessment of public school students and the purchase of certain instruction-related materials, the establishment of a strong foundations grant program, providing accelerated instruction for students who fail to achieve satisfactory performance on certain assessment instruments, and an accelerated learning and sustainment outcomes bonus allotment under the foundation school program.

HB 4545 was read third time on May 11 and failed to pass, as amended, by Record No. 978.

Amendment No. 2

Representative K. King offered the following amendment to **HB 4545**:

Amend **HB 4545** on third reading as follows:

(1) In added Section 28.0211(a-4), Education Code, strike "Supplemental instruction provided by a school district under Subsection (a-1)(2)" and substitute "If a district receives funding under Section 29.0881, the Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (Div. M, Pub. L. No. 116-260), or the American Rescue Plan Act of 2021 (Pub. L. No. 117-2), then supplemental instruction provided by a school district under Subsection (a-1)(2)"

(2) In added Section 28.0211(a-6), Education Code, strike "and may provide" and substitute "and shall provide".

(3) In added Section 29.0881(e), Education Code, strike Subdivisions (1) and (2) and substitute the following:

(1) financially support or train or otherwise prepare educators and other staff;

(2) pay for agreements with other entities to provide prekindergarten services; or

(3) pay for accelerated instruction provided under Section 28.0211 or 28.0217.

(4) In added Section 39A.064(c), Education Code, strike "A district or school that does not comply adequately shall be subject to other interventions in accordance with this chapter, including the appointment of a conservator under Section 39A.102."

REPRESENTATIVE K. KING: Members, this amendment is the same amendment I put on in third reading but after discussion with TEA, I found out that the amendment we had drafted earlier had a clerical error in it, and we fixed that working with the agency and working with stakeholders. But it is essentially the same amendment and it directs money to kids that are behind or below grade level.

Amendment No. 2 was adopted.

REPRESENTATIVE BERNAL: Chairman Dutton, I think it's fair to say that this bill has gone away and come back several times, and I'm not sure that compared to its original form that it's recognizable. And I'm wondering if as a courtesy to the body, you'd postpone it to give us time to digest it. I don't think any one of us could tell you in any minor or specific detail what it does or how it works. Our school districts haven't had a chance to look at it. The advocates that we trust haven't had a chance to look at it and digest it. And I'm not here saying that we should do one thing or another, but I think that it would be fair to give us an opportunity, considering this is the first bill of the day, to go over it. It may be that the fixes and the amendments have made it the best thing we've ever seen in the history of our lives or otherwise, but I certainly believe that we owe the body an opportunity to know what it does and how it works.

DUTTON: Well, I respect your right, but let me say this to you. This bill has not changed from when the amendments went on in second reading. That was three days ago, so there's been time to look at the bill. And so the King amendment that was just added, really the only thing it did was clear up his amendment which I accepted on second reading. So I'm not sure how much time they need, but they've certainly had three days to take a look on it, Mr. Bernal, and I think you have also. So we didn't change anything except the amendment that Mr. King just put on.

BERNAL: I understand that, Chairman, and I appreciate that. I think it's fair to say there's a fair amount of discomfort among the body about this bill and maybe any others that do this. But if that's your position, then I understand it. I respect it.

DUTTON: Because it didn't change, though. That's what I want to make the point of. It didn't change from when we adopted the second reading amendments three days ago. Nothing has changed except the King amendment which, again, straightened out his earlier amendment.

REPRESENTATIVE HINOJOSA: I want to echo Representative Bernal's concerns about the bill. I know it doesn't have outcomes-based funding now, but those of us who are involved in education policy in this building are of the understanding that that is indeed the intent in the senate.

DUTTON: I'm sorry. I didn't understand you. You said you understand there's some intent by the senate to do what?

HINOJOSA: To have this bill be a vehicle for outcomes-based funding for our federal ESSER funds.

DUTTON: Well, that's not the way it's going to leave the house, and I can tell you that's not the way it's going to come back to the house.

HINOJOSA: And I understand that, and I understand that there's an amendment on this bill. What I don't understand is, given what we know has been work that the senate has done on this issue and has expressed an intention to do, why we still need this bill. I know we have heard in the past that we wanted to give this money to our schools, but it's my understanding that there are federal requirements already that say where this 10 percent that the TEA has kept of the ESSER funds goes and that it does indeed go to our schools already. So I don't know why we need the bill.

DUTTON: Well, that's not totally correct, what you just said. The money that comes to the states from the federal government, 10 percent of their money is allowed for discretionary funds on the part of the state. So that 10 percent of those funds can be used for what the state believes, what the commissioner of education and the TEA believes, needs to be done. So that's the only latitude. Now, the other part of the money has to go to the school districts, and they are basically allowed to use it however they see fit—but not the 10 percent. And that's where the money for this, the \$230 million, comes from is out of the discretionary fund.

HINOJOSA: Out of the 10 percent is what the bill intends to put some guardrails on?

DUTTON: I didn't understand. I'm sorry.

HINOJOSA: Are you saying that the bill intends to affect only the 10 percent that the TEA retains?

DUTTON: Yes. Yes, it comes out of that portion. That's the only portion that's affected.

HINOJOSA: So the information I have is that of this 10 percent, five percent already goes to learning loss. Of the 10 percent that we're talking about that TEA retains, five percent of that 10 percent has to go to learning loss, one percent has to go for summer enrichment activities, one percent has to go for after school programs, and it's also my understanding that absent this legislation, that's going to happen and that the governor has named a group of members that will kind of oversee that process. And I believe you're one of the members of that group.

DUTTON: I'm not sure. I couldn't understand everything you said. But let me explain it this way to you. I believe you mentioned learning loss being a part of it. That's what this bill accomplishes, the learning loss, and that's why the tutoring becomes necessary, because of the learning loss. In fact, in Texas now, what we realize is that pre-pandemic, 22 percent of our children were behind. Post-pandemic, it's believed to be that some 40 or 50 percent of our kids are below grade level. What this does is allows the commissioner to use—in the 10 percent, he gets the \$230 million that he can now send to school districts to help them pay for tutoring for children. And if you read the bill, one of the things it allows is a tutoring concept or process whereby you can't have more than—the

ratio is one teacher and up to three students in that process. That's what it does. And so when you talked about the learning loss, that's what this bill is accomplishing.

HINOJOSA: But that could already happen without this bill.

DUTTON: That what could happen?

HINOJOSA: That tutoring that you're talking about can already happen without this bill.

DUTTON: No.

HINOJOSA: The district can't decide to do that? The TEA—

DUTTON: The district can decide to do it with their own money, but what this does is it takes it out of that 10 percent that's discretionary that's allocated to the commissioner.

HINOJOSA: Okay, and I share with you the concern that we need to make sure that we have the academic needs of children met, especially given the pandemic and how students have fallen behind. Part of my concern also is that there are requirements in the bill that don't expire once the ESSER money is gone and that stick with our school districts and that are telling our school districts how to address learning loss when I believe our schools are—

DUTTON: That's not in the bill, Ms. Hinojosa.

HINOJOSA: Are you saying that's been taken out?

DUTTON: There's nothing in the bill that requires districts to do more than offer this tutoring out of the grant. Because you've got to remember, this is a voluntary program. School districts can apply to get in it or they can choose not to participate. And so it's being voluntary and there's nothing in the bill that requires this program to go beyond the \$230 million.

HINOJOSA: Okay. This bill makes me nervous because I know the senate's intent with this. I know what you've said about this is not your intent. I think what you're trying to accomplish can be accomplished already by the TEA. Under the federal guidelines, it would go to this, but I appreciate you answering my questions.

DUTTON: And you've got to remember this particular funding is in addition to the **HB 3** funding that we put in, okay? And so you get to use the \$230 million for tutoring which is actually on top of what we've done for **HB 3** funding. So I don't want you to be nervous about it, because it's going to help a whole bunch of kids.

REPRESENTATIVE ASHBY: Thank you for your explanation here this morning. I don't envy being the first bill up on a long day. And it's been a few days since we've had an opportunity to have a discussion about your bill here. I just want to hit a few key points. Initially, I had a lot of concerns about the bill in its original filed version that came to the floor. I voted against the bill the other day. But I think it's important, and I want you to have the opportunity. At a high

level here, the bill that we're talking about today is substantively different—in a much better way, in my opinion—than when it came to this floor. Would you agree?

DUTTON: Yes, I would agree with you, and we're going to keep it that way.

ASHBY: And we're going to get to that, but specifically, one of Representative King's amendments, I really want to target. Initially, probably the biggest concern that I had and I think a lot of folks had in the Public Education Committee was the link between the STAAR test and funding in the bill. But with Representative King's amendment, for the body's knowledge here, that was stricken. So there is no outcomes-based funding left in this bill.

DUTTON: It took that out.

ASHBY: Okay. I think another concern initially that we had was that the bill expanded—expanded being a loose term here—expanded the power of the commissioner or TEA to control these funds. But again, we've had an amendment that has stricken that from the bill as well. Is that correct?

DUTTON: Correct. That's correct. That struck the first part of the bill.

ASHBY: So at the heart of this bill, what we're trying to do is address the learning loss as a result of the pandemic.

DUTTON: Correct.

ASHBY: And I think we can all support that.

DUTTON: I hope so.

ASHBY: And so I guess my final question for you, Chairman Dutton—I love the part of this bill that's left intact. And I think that's where we are right now is we are left with a bill that basically says we are deciding whether to leave the money at TEA with the commissioner or provide that money to our local school districts and allow our local school boards to decide how to allocate that funding that will address this issue of learning loss. Is that correct?

DUTTON: That's absolutely, 100 percent correct.

ASHBY: And so for the record, do I have your commitment that when this bill goes to the senate, if it comes back with any substantive changes or anything that has an outcomes-based funding component to it or anything that expands the commissioner or the TEA, that you will reject those?

DUTTON: I will. You have my commitment to that, sir.

REMARKS ORDERED PRINTED

Representative Ashby moved to print all remarks on **HB 4545**.

The motion prevailed.

REPRESENTATIVE HOWARD: I just wanted to ask about Section 1, which indicates that if a district receives funding from the Coronavirus Response and Relief Supplemental Appropriations Act—there doesn't seem to be any language there that brackets it just to that 10 percent. There's concern that this can be applied to the entire amount that came from the federal government.

DUTTON: No, there's no way that that could be possible because what we've done is—I think last week or the week before last week—we already sent \$11.8 billion to the schools. And I think next week or shortly after that, they'll get the other \$5.2 billion or somewhere thereabout. And so they'll already have that money. So that money has already gone to them.

HOWARD: Well, they're actually in the process, are they not, of doing the application process to get the funds. I don't know that they've actually received them yet.

DUTTON: No, they have received some funds, but they have not received all of them. But these funds are restricted to the 10 percent that's going to be dedicated to the commissioner out of the funds received.

HOWARD: The 10 percent you're referring to is when the governor put out his press release with Speaker Phelan and Lieutenant Governor Patrick on April 28. It indicated that the spending of that—the grants for the state were going to be determined by the lieutenant governor, the speaker, Senators Nelson and Larry Taylor, and Representatives Greg Bonnen and Harold Dutton. So are y'all working on that now? Is that part of what this is about?

DUTTON: That's not part of this particular package. What this does is the learning loss that the federal government has identified that occurred during COVID, that they put in terms of how we ought to use the money, that's what this goes to. This is not part of any other scheme or use of the money.

HOWARD: I guess, really, what this gets down to for some of us is what's the need for this bill since we already have this spelled out by the federal government in terms of how that 10 percent can be used?

DUTTON: Well, the federal government says how it can be used. What this does is tell how we use it. And so what we're going to do is set up tutoring programs to the extent that districts would like to apply for this money, for this grant, so that now the students who were behind can get caught up.

It also specifies that the tutoring can only occur in—well, what we specified in the bill is students will get 30 hours of tutoring, and they can only have a one to three ratio in terms of teachers and students in the tutoring. It also specifies that in the tutoring of students, we won't use that as the basis for anything other than tutoring. For example, kids who were taking a particular class can't be pulled out of that class just to accommodate the tutoring. So what this does is provide an opportunity for those children, again, who are simply behind. And that is becoming a huge problem for us because what we've found out is that when students are behind, six years later, only four percent of those students get caught up. And that's because we haven't been doing the tutoring. Now, there is a provision in the statute that exists now that requires—well, it doesn't

require—but it says school districts should do the tutoring. What this will do is for those school districts that believe they have huge problems with students' learning loss, they'll now be able to provide tutoring without any expense to them.

HOWARD: Chairman Dutton, I appreciate what you just said, and I agree with you. And I appreciate the intention here. I still haven't understood from the answers, though, why this bill is necessary since these things are already spelled out and TEA could require those things for the grants anyway.

DUTTON: Well, it's necessary because we put the money in the budget. We put the \$230 million in the budget. If we don't do this, then it just sits over there.

HOWARD: It sits over where?

DUTTON: It just sits over at TEA to do nothing.

HOWARD: Why would it just sit there? Why would they not do anything with it?

DUTTON: Because there's no prescription from this legislature in what to do with it. And that's what this does.

HOWARD: Why would they need the legislature to prescribe what to do with the federal funds? Since those were spelled out by the feds?

DUTTON: Those are the discretionary funds. Again, I go back to that. Those are the discretionary funds that allow the states to do what they want to do with the money in certain categories. But if you don't pick out one of those categories to put the money in, it never happens. And so that's what this does. This says—

HOWARD: I appreciate that. I just don't understand what would prevent TEA from distributing this money—these grants—and why those decisions can't be made by them. I'm really still lost.

DUTTON: The school districts are in a better position to determine which of their students are failing and behind and need the help. What TEA is going to do is simply provide the money so that they can get that necessary help.

HOWARD: So we're talking about—I'm sorry, people are sending me questions—but my question to you still remains unanswered in terms of why TEA can't do this without us passing this. The federal government has already listed how these things can be spent. The money is there. You're part of the committee.

DUTTON: Well, let me see if I can help you real quick. We don't just send the TEA a lump of money in the budget. You recognize that, right? We don't just say, we're going to send TEA \$200 million or \$700 million for the school. So we don't just send them a bunch of money. But this legislature tells them how to spend the money. And what this does is, in keeping with that same spirit, we're simply telling TEA to use \$230 million or so on providing grants to districts who want to participate in it for tutoring for those children who are behind.

HOWARD: Because we don't trust that the commissioner would do this anyway?

DUTTON: No, because he doesn't have any authority to do it unless we tell him.

HOWARD: Okay, that still doesn't make sense to me. But thank you anyway.

REPRESENTATIVE ALLEN: Representative Dutton, are you familiar with **HB 3**?

DUTTON: Absolutely.

ALLEN: In **HB 3**, there are provisions for children who are failing the test or affected by the COVID disaster.

DUTTON: Yes.

ALLEN: Do you know that there is money in that bill for tutoring programs?

DUTTON: I'm not aware of that.

ALLEN: Do you know then that we put \$11.5 billion to stabilize **HB 3**?

DUTTON: That's part of the federal money that we got. That money came to us from the federal government, and we essentially have to provide it to school districts with no strings attached.

ALLEN: So did you know that there's money for free summer school for those children who are failing?

DUTTON: And this is in addition to that, Dr. Allen.

ALLEN: Okay. Did you also know that there's extra money in the school for tutorials for children who are failing?

DUTTON: I know that it hadn't been used very often. And so what this bill says is that now we're going to have tutoring and what we're going to do is we're going to make sure that it's effective tutoring using all the basic evidence that we have—evidence-based tutoring—so that what we'll now have is a prescription. The tutoring that we require now, it doesn't specify, for example, a student/teacher ratio. In this bill, there's a student/teacher ratio specified of one to three so that we can have effective tutoring for those children who have a significant learning loss.

ALLEN: Is this bill necessary to get that money distributed in the form of a grant?

DUTTON: Yes.

ALLEN: This bill is necessary? We can't do that now without providing a grant program?

DUTTON: Well, unless you want the commissioner to have authority that you didn't give him. So that's what this bill is necessary for.

ALLEN: What are the guidelines for distributing the money? What's the prerequisite for distributing the money for a child, a school, a district?

HB 4545, as amended, was passed by (Record 1014): 82 Yeas, 63 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guerra; Harless; Harris; Hefner; Holland; Huberty; Hull; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Leman; Metcalf; Meyer; Middleton; Morrison; Murphy; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Raymond; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Allen; Anchia; Bailes; Beckley; Bernal; Bowers; Bucy; Burns; Campos; Canales; Cole; Collier; Crockett; Davis; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Landgraf; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Price; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Slawson; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Guillen; Thierry.

STATEMENTS OF VOTE

When Record No. 1014 was taken, I was shown voting no. I intended to vote yes.

Gervin-Hawkins

When Record No. 1014 was taken, my vote failed to register. I would have voted yes.

Guillen

When Record No. 1014 was taken, I was shown voting yes. I intended to vote no.

Harless

When Record No. 1014 was taken, I was shown voting no. I intended to vote yes.

Slawson

**GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING**

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

SB 219 ON THIRD READING**(Leach, Gervin-Hawkins, Lucio, Holland, et al. - House Sponsors)**

SB 219, 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.

SB 219 was passed by (Record 1015): 113 Yeas, 27 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; Capriglione; Cason; Cole; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raymond; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Ashby; Canales; Clardy; Collier; Davis; Ellzey; González, J.; González, M.; Goodwin; Hinojosa; Howard; Johnson, A.; Johnson, J.E.; King, T.; Meza; Moody; Neave; Ordaz Perez; Ramos; Reynolds; Rogers; Shaheen; Sherman; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Bowers; Crockett; Landgraf; Morales Shaw; Stucky; Thierry; Turner, C.

STATEMENTS OF VOTE

When Record No. 1015 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

When Record No. 1015 was taken, I was in the house but away from my desk. I would have voted yes.

Landgraf

When Record No. 1015 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

When Record No. 1015 was taken, I was shown voting no. I intended to vote yes.

Moody

When Record No. 1015 was taken, I was in the house but away from my desk. I would have voted present, not voting.

Morales Shaw

When Record No. 1015 was taken, I was shown voting yes. I intended to vote no.

Rose

When Record No. 1015 was taken, I was in the house but away from my desk. I would have voted yes.

Stucky

SB 833 ON THIRD READING
(Paddie - House Sponsor)

SB 833, A bill to be entitled An Act relating to a sales tax refund for sales tax overpayments by certain oil or gas severance taxpayers.

SB 833 was passed by (Record 1016): 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; 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.; 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; Rosenthal; Sanford; 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; Vo; Walle; White; Wilson; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

Absent — Rose; Thierry.

STATEMENTS OF VOTE

When Record No. 1016 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 1016 was taken, I was in the house but away from my desk. I would have voted no.

Thierry

SB 1911 ON THIRD READING (Rose - House Sponsor)

SB 1911, A bill to be entitled An Act relating to the content of an application for Medicaid.

Amendment No. 1

Representative Rose offered the following amendment to **SB 1911**:

Amend **SB 1911** on third reading as follows:

On page 1, line 13, between "contacted" and "that", insert "by a managed care organization or health plan provider".

Amendment No. 1 was adopted.

SB 1911, as amended, was passed by (Record 1017): 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; 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.

**SB 696 ON THIRD READING
(Guillen - House Sponsor)**

SB 696, A bill to be entitled An Act relating to the imposition, rate, and use of hotel occupancy taxes in certain counties and municipalities; authorizing certain counties to impose a hotel occupancy tax; reducing the maximum rate of the hotel occupancy tax imposed by certain counties.

Amendment No. 1

Representative Smith offered the following amendment to **SB 696**:

Amend **SB 696** on third reading (house committee printing) as follows:

(1) On page 2, line 21, strike "Subsection (bb)" and substitute "Subsections (bb) and (dd)".

(2) On page 3, between lines 12 and 13, insert the following:

(dd) The commissioners court of a county with a population of not more than 40,000 that borders the Red River and includes a wildlife management area may impose a tax as provided by Subsection (a). A tax imposed under this subsection does not apply to a hotel located in a municipality that imposes a tax under Chapter 351 applicable to the hotel.

Amendment No. 1 was adopted. (Ellzey recorded voting no.)

Amendment No. 2

Representative E. Morales offered the following amendment to **SB 696**:

Amend **SB 696** on third reading (house committee printing) on page 1 as follows:

(1) On line 8, strike "Subsection" and substitute "Subsections (a-1) and".

(2) Between lines 23 and 24, insert the following:

(a-1) Notwithstanding Subsection (a), this section does not apply to:

(1) a municipality that is the county seat of a county that borders:

(A) the United Mexican States;

(B) a county described by Section 352.002(a)(7); and

(C) a county described by Section 352.002(a)(14); or

(2) a municipality that is located in a county described by Section 352.002(a)(14).

Amendment No. 2 was adopted.

Amendment No. 3

Representatives Zwiener and Rogers offered the following amendment to **SB 696**:

Amend **SB 696** on third reading by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____ . Subchapter B, Chapter 351, Tax Code, is amended by adding Section 351.111 to read as follows:

Sec. 351.111. ALLOCATION OF REVENUE FOR PUBLIC PARKS BY CERTAIN MUNICIPALITIES. (a) This section applies only to:

(1) a municipality described by Section 351.101(o);
(3) a municipality that is bisected by U.S. Highway 290 and is located in a county that:

(A) is adjacent to the county in which the State Capitol is located;
and

(B) has a population of more than 150,000; and
(4) a municipality with a population of less than 3,000 that borders the Pecan Bayou and has a visitors and events center.

(b) Notwithstanding any other provision of this chapter and subject to the requirements of this section, a municipality to which this section applies may use a portion of the revenue derived from the tax imposed under this chapter to promote tourism and the convention and hotel industry by enhancing and improving public parks owned by the municipality. The enhancement or improvement of the public park must be directly related to hotel activity that is attributable to public parks owned by the municipality.

(c) The amount of municipal hotel occupancy tax revenue a municipality may use in a fiscal year for a purpose authorized under this section may not exceed 10 percent of the amount of revenue the municipality collected from that tax during the preceding fiscal year.

(d) The amount of municipal hotel occupancy tax revenue a municipality may use in a fiscal year to enhance and improve an individual public park may not exceed the amount of area hotel revenue in the preceding fiscal year that was directly attributable to tourists who attended events held at that park or otherwise visited that park. Before the municipality uses municipal hotel occupancy tax revenue to enhance or improve a park, the municipality must make a good faith estimate of the annual amount of area hotel revenue directly attributable to tourists who visited that park.

(e) A municipality that uses municipal hotel occupancy tax revenue under this section:

(1) may, notwithstanding the limitation under Subsection (c), reserve not more than 10 percent of the revenue from that tax collected in a fiscal year for use under this section during the succeeding three fiscal years; and

(2) may not reduce the percentage of revenue from that tax allocated for a purpose described by Section 351.101(a)(3) to a percentage that is less than the average percentage of the revenue from that tax allocated by the municipality for the purpose described by Section 351.101(a)(3) during the 36-month period preceding the date the municipality begins using revenue for a purpose described by this section.

Amendment No. 3 was adopted. (Ellzey recorded voting no.)

SB 696, as amended, was passed by (Record 1018): 93 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; 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, T.; Kuempel; 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; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Smith; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Goldman; Harris; Hefner; Holland; King, P.; Klick; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Oliverson; Parker; Patterson; Paul; Price; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smithee; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Gates; Hull.

STATEMENTS OF VOTE

When Record No. 1018 was taken, I was shown voting yes. I intended to vote no.

Allison

When Record No. 1018 was taken, I was in the house but away from my desk. I would have voted no.

Gates

When Record No. 1018 was taken, I was in the house but away from my desk. I would have voted no.

Hull

SB 1138 ON THIRD READING

(Noble, Frank, Swanson, Shaheen, and Meza - House Sponsors)

SB 1138, A bill to be entitled An Act relating to a study on streamlining public safety net programs to reduce costs and improve outcomes for recipients under the programs.

SB 1138 was passed by (Record 1019): 89 Yeas, 57 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Collier; Cook; Craddick; Darby; Dean; Deshotel; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Israel; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano;

Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bucy; Campos; Canales; Cole; Cortez; Crockett; Cyrier; Davis; Dominguez; Fierro; Gervin-Hawkins; González, J.; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lambert; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Price; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

SB 232 ON THIRD READING
(Davis - House Sponsor)

SB 232, A bill to be entitled An Act relating to service of expert reports for health care liability claims.

SB 232 was passed by (Record 1020): 83 Yeas, 60 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bernal; Bowers; Bucy; Burrows; Campos; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Ellzey; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Smithee; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Canales; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hull; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Rogers; 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; Raney.

Absent — Dutton; Hunter; Morrison; Schofield.

STATEMENTS OF VOTE

When Record No. 1020 was taken, I was shown voting yes. I intended to vote no.

Ellzey

When Record No. 1020 was taken, I was shown voting yes. I intended to vote no.

Jetton

When Record No. 1020 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1020 was taken, I was shown voting no. I intended to vote yes.

Lambert

When Record No. 1020 was taken, I was shown voting yes. I intended to vote no.

Murphy

SB 1263 ON THIRD READING

(C. Bell - House Sponsor)

SB 1263, A bill to be entitled An Act relating to funding for the Texas emissions reduction plan.

SB 1263 was passed by (Record 1021): 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; 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.; 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; 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 — Dutton; Morales Shaw; Thierry.

STATEMENT OF VOTE

When Record No. 1021 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

SB 19 ON THIRD READING (Capriglione - House Sponsor)

SB 19, A bill to be entitled An Act relating to prohibited contracts with companies that discriminate against the firearm or ammunition industries.

SB 19 - REMARKS

REPRESENTATIVE HERRERO: I wanted to go over some of the provisions that were added last night through that amendment just to help me understand really the reasons for adding them. As I understand the purpose of this bill, an entity is not entitled to discriminate against a firearm company or a trade association solely for them being a firearm entity or a firearm trade organization. Is that the understanding of what the intent is of this bill?

REPRESENTATIVE CAPRIGLIONE: Of the bill and if you like, I can go over what the bill is, and then maybe if you'd like to, since you're going to ask about the amendment, I can go through the amendment now.

HERRERO: Yes. Go ahead, please.

CAPRIGLIONE: So what the bill does is it protects Texans' Second Amendment rights against unfair discrimination by companies. It will prevent any company with 10 or more employees from the benefits of state or other government contracts valued at \$100,000 or more unless the company verifies in writing that it does not have an internal policy that discriminates against members of lawful firearm or ammunition industries. In terms of the amendment that I added last night, it does essentially four different things. It excludes "sole proprietorship" from the definition of "company." So I don't want to hurt small businesses, and they're not the target of the bill. It expands the definition of "discriminate." Stakeholders, which we've spoken to a lot of different stakeholders, have expressed concerns that the bill in its original form does not include provisions for them terminating a business relationship for nondiscriminatory reasons. So this change clarifies that. Third, the way the bill currently read before the amendment caused some confusion among stakeholders. So this change was made to clarify that the value of the contract should be worth at least \$100,000, not the value of the company. And finally, it includes the provision for sole-source providers and for instances when a governmental entity does not receive a contract bid from a nondiscriminatory company. So those are four of the changes that that amendment did on **SB 19**.

HERRERO: Right, so let me, if I may, how did we come up with the \$100,000 valuation on the contract? What's the basis for that?

CAPRIGLIONE: The basis was to look at the values of the contracts. In the past, I've looked at a lot of different contracts that the state enters into. And so from prior knowledge of contracts, in terms of where a good point to stop is, it happens to be \$100,000 in some cases. In other cases, we do that at higher values depending on what it is, but we felt that a \$100,000 contract with the state was a significant contract with the state.

HERRERO: And then under that same provision, it would be funds of \$100,000 that come either wholly or partly from public funds. Am I reading this correctly?

CAPRIGLIONE: That is right, yes.

HERRERO: And I'm just trying to find out for legislative intent. Is it whether it's a penny or \$100, it really doesn't matter as long as any part of that money for that contract worth \$100,000 or more comes from governmental funds, then it would apply, correct?

CAPRIGLIONE: So any portion of that. Now, I have looked at enough contracts to know that it's rare, at least in what we're talking about, for it to be some sort of shared contract, right? It's rare for the state. Not that it doesn't happen, but it's very rare for the state to enter into a contract with multiple private entities that are also lending institutions.

HERRERO: And let me, if I may—I don't know if you have the amendment in front of you. So on page 1, line 15, it appears we carve out some exclusions to the provisions of the bill. Or better yet, I guess, reasons why an entity or a company that has a contract with the state of \$100,000 or more would be entitled to, I guess, terminate a business relationship with an entity identified as either a firearm entity or a firearm trade association—am I understanding those provisions correctly as well? In other words, if they allow a company that would fall within the provisions of this bill to still say, "We understand this law exists; however, we've got one of those exceptions that were listed out in this amendment." Is that a fair statement?

CAPRIGLIONE: That's right. And if you look back, it essentially says if this is the sole reason, it's because of this.

HERRERO: Right, so if I may go through those. So in (B)(i), I'm trying to find out what are some examples of "established policies of a merchant, retail seller or platform." Give me some examples just to help me understand what that means.

CAPRIGLIONE: Well, let's say you're an online retail company, for instance. And let's say it's just not your business. Let's say, for instance, you sell shoes online.

HERRERO: Shoes? Is that what you said?

CAPRIGLIONE: Well, shoes, I'm just giving an example. If you're a shoe company, that obviously isn't an issue, right? Because that's an established purpose that you don't generally and have never sold firearms. So there's no expectation that if you're an online shoe or an online auto parts store that you would now be required under this legislation to get a state government contract.

So that's where it kind of meets in terms of original purpose. And what I'd also say is what the purpose of this is not to ban, right? I mean, there's no banning of the inability to do this. What this bill says is that if you are a company and primarily a lending institution that is solely discriminating against a company based on its purpose in the firearm or ammunition industry, that you won't be able to receive taxpayer dollars. I think I've answered your question, but what I do want to tell the members and the body is that the point of this is to say that the Constitution really only has one good in it, and that's in the Second Amendment, which specifically talks about the right for people to do this. And what we also know is that these institutions are heavily regulated, receive a lot of their ability to do business because of the government. And since it's a constitutional right, they should not be able to receive taxpayer dollars if they don't want to support the Constitution.

HERRERO: Are there some current examples of an entity that has done something like this and discriminated against a trade association or a firearm entity that now, under the provisions of this bill, if they were to fall within the provisions of the bill, would no longer be able to do whatever it was that they were doing that is now under the bill determined to be discriminatory?

CAPRIGLIONE: I do. I have quite a few examples of these issues. But I'll give you an example in terms of one big bank that currently has a policy that discriminates against any business that sells firearms to anyone under the age of 21 or makes or sells high-capacity magazines. And here's the thing: It is legal under federal and Texas state law for those under 21 to purchase long guns and shotguns. So that's one example. Another large bank—

HERRERO: I'm sorry. What I'm trying to find out is, what issue are we trying to address that currently exists? In other words, is there an entity now, a business, that receives a contract of \$100,000 or more that has been discriminating against a firearm entity or a firearm trade association that now, once the bill becomes effective, would no longer be able to do that and still receive the benefits of that contract? I'm trying to figure out what issue are we trying to address that exists now that under the bill would be prohibited.

CAPRIGLIONE: Yes. The answers are, simply, yes. I have one, two, three, four, five, six, seven, eight, nine, 10, 11, 12 just here of companies—

HERRERO: Yes, but what are those? I don't—

CAPRIGLIONE: They're mostly financial institutions, larger institutions, that have the policy—

HERRERO: That say what? You can't transact? Give me an example. If I go to this entity that you're talking about that under the provisions of this bill would be prohibited from discriminating against these types of entities, where would this come into play? I don't understand what we're trying to do here.

CAPRIGLIONE: Okay, so there are current contracts, and this bill doesn't deal with current contracts.

HERRERO: They're what kind of contracts?

CAPRIGLIONE: Current—current contracts. So let's say there's a current contract right now. This bill doesn't talk about that. But if we're talking about new contracts, new procurements, and so on, so yes, the answer is there are companies today that have policies that say that they are not going to lend—

HERRERO: Companies such as what? Give me some examples.

CAPRIGLIONE: Sure. There's a lot of big banks that do it. I have listed on here Bank of America, Citigroup, Intuit, JPMorgan Chase, Paypal, Square, U.S. Bank, Wells Fargo.

HERRERO: So lending institutions or banks, for example, have provisions that say what? Like if I go borrow—go ahead.

CAPRIGLIONE: So, yes. That's what I was reading. So for instance, Citigroup has a policy discriminating against any business that sells firearms to anyone under the age of 21, even though today it is legal under federal and state law for those under 21 to be able to purchase long guns and shotguns. That's one example. Another bank—

HERRERO: So if I'm one of those companies that sells firearms, for example, if I own a gun shop, for example, and I want to go apply for money with a bank—let's say one of those that you mentioned—then they would be, under the provisions of this bill, discriminating against me and because of that they wouldn't be able to have a contract with the state that's worth \$100,000 or more? Is that right?

CAPRIGLIONE: Well, first, right now our estimate is that 75 percent of the firearm industry in Texas has been discriminated against by banks. So it is happening. It's happening to a lot of individuals. But if you look at the bill and the way that we've written it, especially with the amendment, the answer to your question is "not quite." Because if banks still have their fiduciary duties to go and do—

HERRERO: I'm sorry, Representative. It's very difficult to hear. And I'm really trying to understand. If I can summarize: So if there's entities out there such as these banking institutions that you've mentioned that prohibit someone from engaging in a business that would either be defined as a firearm trade organization or—

CAPRIGLIONE: Preventing from lending to a business.

HERRERO: I'm sorry?

CAPRIGLIONE: They can't prevent someone from engaging in the business, right? They can, however—I mean, because you had said preventing them from engaging in a business. They can't do that.

HERRERO: If I don't own a business and I want to open up a firearm entity to sell guns, and I've gotten every permit that I needed to get, and I go to the bank for a loan, they can't say, "Well, I'm sorry, we can't loan you money because you are in this type"—

CAPRIGLIONE: Because you're that type of company, right. That's right.

HERRERO: All right. But if this person or entity that I go to borrow money from is the sole proprietor, then they wouldn't fall under the provisions of the bill, correct?

CAPRIGLIONE: That's right. If they're a sole proprietor, they would not.

HERRERO: And then there's a provision that talks about, on page 3, line 18 and to the end of, I guess, Subsection (c): "does not apply to a governmental entity that" and then it says "contracts with a sole-source provider." Why would we make that exception?

CAPRIGLIONE: Well, that was not my—when we worked on this bill, we talked to a lot of different groups. And in some cases, a governmental entity needs a service or a product or whatever it is. They need that to conduct their constitutional or statutory obligations. And in those cases, there may only be one company that can provide that service. We have similar statute on sole source in other parts of our procurement.

HERRERO: So if you wouldn't be able to otherwise retain the services that that individual or entity is providing, either because they're the sole-source provider or because of the other exception, there were no other bids, then essentially the provisions of this bill would exclude those types of circumstances. Is that correct?

CAPRIGLIONE: That's right. That is, I hope, a one-off thing. But I hope for myself, even outside of this bill, that's a one-off situation. I always find it—I don't know what the right word is—but I would prefer, obviously, for any government contract that we have, that there's a competitive marketplace, that the bids and the procurement and the RFIs and all of that is written in a way that would provide as many market participants as possible for the benefit of taxpayers. And in this particular case as it relates to my bill, I would imagine that this ends up making things more competitive in general. But in the off chance that there's only one company that can do what the government entity has, we provided that exception.

Amendment No. 1

Representative Goodwin offered the following amendment to **SB 19**:

Amend **SB 19** on third reading in SECTION 1 of the bill, in Section 2274.002(c), Government Code, as added by Amendment No. 1 by Capriglione, as follow:

(1) In Subdivision (1) of the subsection, immediately following the underlined semicolon, strike "or".

(2) In Subdivision (2) of the subsection, between "subsection" and the underlined period, insert the following:

; or

(3) determines the requirement is inconsistent with the entity's constitutional or statutory duties related to the issuance of debt obligations or the deposit or investment of funds

REPRESENTATIVE GOODWIN: I'm really not sure why we need to have this firearm industry protection Act in the first place. However, given that it's in front of us, I do have an amendment due to a concern brought to me. This amendment adds an exemption that was in the house companion to **SB 19** which provided a specific exemption for governmental entities solely related to their constitutional or statutory duties to the issuance of debt. My local officials have serious concerns that the provisions stipulating with whom they can bank will potentially void their depository contract and have a severe impact on city operations. Specifically, the main concern is that the lack of this provision could impact bond issuances. Generally, only large banks respond to requests for proposals related to debt issuance, and this bill, without the exemption and language in my amendment, will severely limit who can underwrite those proposals. This amendment addresses those concerns.

REPRESENTATIVE ISRAEL: Representative Goodwin, thanks for your amendment. But I wanted to ask, do you have any examples of the kinds of transactions that occur between large institutions and cities? What do they do? What's the service that they provide?

GOODWIN: Well, for example, bond issuances that allow the city to build a fire station, for example, or anything, roads, whatever they need to do that requires a large amount of money and a bond issuance.

ISRAEL: So the presumption is that for a city to get this best value from a financial institution, if we don't pass your amendment, we're layering on another restriction from cities being able to spend their money in the smartest way possible on behalf of growth and development and planning and smart use of taxpayer dollars. That's how I read it. Is that correct?

GOODWIN: That's exactly correct. We need to be very careful with our taxpayer dollars and we need to have options and choices and competition. That's what allows us to get the best bang for our buck. And so we certainly don't want to limit our cities.

CAPRIGLIONE: I'm going to be opposing this amendment. And just to be clear in terms of what the costs are, in the State of Louisiana, there are two banks that were not allowed to participate in a \$600 million bond offering, and the estimated cost was about \$50,000 off of that \$600 million bond. So when people ask me what the cost of freedom is, I will always say, more than \$50,000. Please join me in voting no on this amendment.

GOODWIN: Members, please help me to support our cities in their ability to do business the way that they need to do business and support this amendment.

A record vote was requested by Representative Wu.

Amendment No. 1 failed of adoption by (Record 1022): 65 Yeas, 79 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bailes; Beckley; Bernal; Bowers; Bucy; Burns; Campos; Canales; Cole; 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.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Middleton; 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 — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddock; Cyrier; Darby; Dean; Dutton; Ellzey; Frank; Frullo; Gates; 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; Minjarez; Morrison; Murphy; 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); Schofield.

Absent, Excused — Coleman; Raney.

Absent — Geren; Pacheco.

STATEMENTS OF VOTE

When Record No. 1022 was taken, I was shown voting yes. I intended to vote no.

Bailes

When Record No. 1022 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 1022 was taken, I was in the house but away from my desk. I would have voted no.

Geren

When Record No. 1022 was taken, I was shown voting yes. I intended to vote no.

T. King

When Record No. 1022 was taken, I was shown voting yes. I intended to vote no.

Middleton

REPRESENTATIVE WU: I try not to be up here too much. I kind of learned my lesson my first session. But I will be up here every time that we have a bill that implicates the First Amendment. I will be up here every time that we pass a law that restricts people's ability to think and to speak and to have their freedom to say what they want to say and boycott what they want to boycott and support what they want to support. We've done bills to force people to speak, force them

to take oaths. We've done bills to make people swear they will not do something else. We've had bills that make people say they will support something. All of these are unconstitutional. All of these things will eventually get to court. And every session I sit on Appropriations, we always go ask the AG how much money have we spent defending unconstitutional laws that this state has passed, and that number every single session goes up and up and up and up. And yet this body that says that you care about fiscal conservatism, you care about the budget, you care about what we're spending money on, you don't care that we pass these bills to check boxes off, but it costs our state a quarter million, a half million, a million dollars in legal fees. Every single session you pass these bills that will eventually get struck down by the courts. I would urge you to vote no on this bill. We don't need a thought police. We don't need speech police. Let Texans be.

CAPRIGLIONE: If I could just quickly respond to Representative Wu's comments, which is this bill does not affect private individuals, okay? The Second Amendment is an absolute right delineated in the Bill of Rights by our constitutional freedoms. Private businesses are not guaranteed any constitutional rights. And so businesses under this bill and before this bill and anytime are absolutely free to remain to do so under the provisions of this legislation. It's just that they cannot expect taxpayer dollars to fund their erosion of our constitutional rights.

REPRESENTATIVE DAVIS: I'm trying to understand how we measure or how we will determine if a company or industry is discriminating against these other folks. Is it a simple disclosure that we won't discriminate against these kinds of companies? Or what is it we're going to do? How are we going to manage that?

CAPRIGLIONE: That's a great question. What I would say is that first of all, this is only for companies who are seeking to get taxpayer dollars, so this is a small subset of companies who are trying to receive public funds. So that's first. Second—

DAVIS: Wait, excuse me. Will you repeat that? I couldn't hear what you were saying.

CAPRIGLIONE: So first, what I want to make clear is that this is not for all businesses. This is only for those businesses that seek to receive taxpayer dollars. So this is those that are attempting to be part of a contract where they would receive state dollars. It's only for those businesses.

DAVIS: Let me just—because I'm having a hard time hearing. This is for companies that seek to do business with public entities for public dollars. Is that correct?

CAPRIGLIONE: That's right.

DAVIS: And so they might have goods or services that they provide to the state or to our cities or whatever.

CAPRIGLIONE: Yes, you're right.

DAVIS: So a contractual bid for something that we buy or a commodity or whatever, right?

CAPRIGLIONE: Right, and all of those companies, because of a whole bunch of other procurement and government rules that are already in place, they have to provide a lot of information, right? They have to fill out a whole host of language in terms of whether they discriminate, whether they follow federal laws, whether they're—there's a whole bunch of due diligence.

DAVIS: And I understand that, so—

CAPRIGLIONE: And one of those additional requirements that they will have is that they will attest to the fact that they do not have any of these discriminatory policies and that if they get into a contract with the state, that they will not during the time of that contract create some of those.

DAVIS: So it's a simple disclosure for every entity that's trying to do business with the state or some other public entity. They have to disclose that they will not discriminate against these kinds of entities. Is that correct?

CAPRIGLIONE: That's exactly right.

DAVIS: Okay. So as that disclosure's put in place, does that mean they have to do business with them? Could a company that discloses that they're not doing business with them, if they don't do business with these companies, are they going to be penalized under this guise of discrimination against them?

CAPRIGLIONE: Can you repeat the question? I'm not sure I fully got it. Can you just say it again?

DAVIS: So my question is, companies that might not do business with these companies that have firearm and ammunition industries—there might be companies that they don't do business with and they do business with other industry folks—are they going to be subjected to a discrimination claim because they didn't do business with those particular companies?

CAPRIGLIONE: Oh, I get what you're saying. No, if a business does not want to support our Second Amendment, if a business does not want to provide loans or other services to that industry, they'll still be free to do that. That's on them. But they just can't expect to get a government contract.

DAVIS: Why are we taking our companies, our businesses in Texas, why are we setting up barriers for them to do business with our public entities? I mean, if it's a simple disclosure that says it is not my intent to discriminate against anything and anybody, that's one thing. But now we're setting out this criteria for companies that can do business with the state that suggests it has to be this kind of business or not. And I'm wondering, how do we measure that? If you've got a contract and there are multiple companies and we never do business with these two, with the firearm or ammunition industry, but we can get it from somewhere else, are they going to be subject to a discrimination suit?

CAPRIGLIONE: If you support the Second Amendment and you're willing to treat companies based on, let's say in this case, their financials or other due diligence that's standard in terms of they're a legitimate company that should

receive credit based on their own credit due diligence or their investment committee, if they're able to do that, then that should happen regardless of who they are or what they do.

DAVIS: Right, and so that's why I was asking. What would we be measuring? Because, you know, we struggle with whether or not somebody's been discriminated if they are of different ethnicity or different sexual orientation—we struggle with defining that discrimination. And I'm wondering, what are we going to measure that will make this be less cumbersome so we don't have companies just automatically excluded from doing business?

CAPRIGLIONE: Well, I hope that companies today don't struggle with deciding on those discriminatory topics at all, Representative. I hope it's pretty clear to companies, whether it's in Texas or anywhere else in the United States, that they should not, cannot, will not discriminate against people because of their gender or because of their affiliations or anything like that. So I hope that part is clear. What I would say, though, in response is this is even clearer. I mean, it's pretty clear whether you're a firearm manufacturer or not, whether you're an ammunition manufacturer or not. I mean, this is almost as clear as it can be. You're either a firearms company or you sell firearms or you make firearms or you do not. So I don't see the gray here.

DAVIS: My gray area is if I've got multiple companies, do they all say that they don't discriminate and the person who doesn't get the contract says they discriminated against me because of some other kind of deal? I mean, we struggle with—

CAPRIGLIONE: Oh, no, no, no, no, no. That's like a degree of separation. This is not about a contract with the firearm company or not. This is about discrimination by someone who maybe lends to a firearm company or not.

ISRAEL: Representative, are we here at this point because after the El Paso and Odessa shootings a lot of corporate America stood up and said this is unacceptable and they took strong stances against the NRA?

CAPRIGLIONE: No, it's not. And if you will, I'll just share with you a little about the history of where this came from. And just for the record, I had the privilege and honor of being on the Mass Violence Prevention Committee, the select committee, during the interim, and I went to El Paso. But this bill has nothing to do with that. In fact, it was in 2013, well before that, that the Obama administration began a program code-named Operation Choke Point. It's used by the FDIC and the Department of Justice to choke off essential financial service members of the firearm and ammunition industries. So this has a lot more to do, has only to do, with the fact that everyone in the U.S. should be afforded, absolutely, the rights that are in our Constitution. And so that's what this bill is entirely aimed at.

ISRAEL: So you're more concerned with the Second Amendment than you are with the freedom of speech?

CAPRIGLIONE: No. In fact, I don't know why people keep talking about that, with all due respect on the First Amendment, because certain businesses and especially these businesses, they're not afforded those rights, right? The rights of the First Amendment are afforded to individuals. And every company can and still shall be able to do what they like outside of my bill, but they cannot expect to get our citizens' taxpayer dollars if they're not agreeable to the Second Amendment.

ISRAEL: Okay. The other question I have is about the best value for the taxpayer. My other concern about your bill is that we're sacrificing the best value to the State of Texas. There are probably hundreds if not thousands of state employees whose job it is to buy things for the State of Texas. So is it your position that if Company A sells computers for \$1,000 apiece and Company B sells computers for \$900 apiece, that we go with Company A and pay more money because they have not taken a stance against an NRA-type of organization? Are you willing to sacrifice value for political views on groups like the NRA?

CAPRIGLIONE: There's a point where we've got to decide what our freedoms and liberties are worth. The answer is I think most contracts, especially when it comes to this, are very competitive. And I would imagine that in most of these cases if there's only one or two participants in it, sure, there may be one or two companies that can't apply for this. But what I would say is it opens up the market for others who are willing to stand for our constitutional rights.

REPRESENTATIVE ANCHIA: I wasn't planning to even get up here. I did hear you say something kind of interesting that I just wanted to test with you. You said the Second Amendment was absolute earlier. Do you believe that?

CAPRIGLIONE: I believe it is a fundamental right given to all American citizens in this country, yes.

ANCHIA: Do you believe it's absolute, which were your words on the front mic earlier? Or would you like to clarify that statement?

CAPRIGLIONE: Of course it's a fundamental right. I hope we can all agree. Maybe we don't all agree on other things, but I hope—

ANCHIA: You said ab-so-lute, three syllables. You used that word. Do you believe that the Second Amendment is absolute?

CAPRIGLIONE: I think it's in the Constitution and a fundamental right of all. I don't know if your definition of absolute is fair.

ANCHIA: So you don't believe it's absolute but you do believe it's fundamental.

CAPRIGLIONE: I don't know what you're getting at, but absolutely I believe that the Second Amendment is a fundamental right of all American citizens.

ANCHIA: So you would agree with me then it is not an absolute right and subject to restriction. Or if you didn't take my word for it, maybe you'd take Justice Scalia's word for it in the *Heller* case, which was cited in the Supreme Court, that made very obvious that the Second Amendment is not an absolute right. Are you familiar with that case?

CAPRIGLIONE: No, I'm not. I'm not a lawyer.

ANCHIA: Well, I just want to disabuse anybody of the notion, especially when one stands up and says that the Second Amendment is an absolute right, that the Supreme Court has ruled, even very recently in the *Heller* case, that it is not an absolute right and subject to reasonable restrictions. I want to go back to the First Amendment, because you also said something interesting about the law.

CAPRIGLIONE: Representative, if I can just interrupt you for a second. This bill is not about relitigating the court case you just mentioned. It's not about whether or not you and I disagree on why or if citizens of Texas should have the right to bear arms. What this is about is simply saying—regardless of your position and the difference between maybe yours and mine—what this bill is about is saying that if you are an entity that primarily receives a lot of benefits from the public and, quite frankly, a lot of benefits from the government, that those shall support and defend the U.S. Constitution.

ANCHIA: With respect, I know what the bill does. I was just trying to probe your statement on the front mic that the Second Amendment was absolute. Because that is a fundamental misstatement even in the wildest interpretations of the Second Amendment that would be held by no court in this country. And so when you say at the front mic that the Second Amendment is absolute, I got interested in that and wanted to probe that with you in light of what constitutional jurisprudence is and what the state of the law is in the United States today. Because when you say that from the front mic, it provides some intent as to your frame of mind when you bring this bill to the floor. And so I also want to ask you, because I know what the bill says, I just—I'm trying to get at your intent. The First Amendment—you said earlier that companies don't have First Amendment rights. Do you remember saying that in your dialogue? You also know that is not the correct state of the law post the *Citizens United* case, correct? Where the Supreme Court, also a republican-appointed majority, said that corporations do have First Amendment rights?

CAPRIGLIONE: Well, let me ask you, if we're going to probe and not really talk about this bill and not talk about this amendment—

ANCHIA: I'm trying to probe at what your intent is because you've made a couple of different misstatements on the state of jurisprudence in America.

CAPRIGLIONE: Do you agree with how Scalia and other justices on that court approved of the *Citizens United* case?

ANCHIA: I think the *Citizens United* case is troubling, but whether or not I agree with it, Representative Capriglione, it happens to be the state of the law in the United States. And so I heard from the front mic that you were taking issue with the state of the law and actually misstating it. So I wanted to make sure that we corrected the record.

CAPRIGLIONE: Again, with all respect, Mr. Chairman, what I heard is that you agree with Scalia on one ruling but not on the other.

ANCHIA: Is it your position in this bill that you can say positive things about ammunition and firearms but you cannot say negative things if you are a company?

CAPRIGLIONE: People can say whatever they want under this bill. This is not restrictive.

ANCHIA: Okay. If companies take policy positions where they—

CAPRIGLIONE: They can take policy positions. This bill does not—

ANCHIA: —that they do not want to do business with ammunition or firearms, that is a form of speech, would you agree?

CAPRIGLIONE: This is not a bill that says a company cannot have a policy position, and it doesn't. What it says is you can't have a policy position and expect to get taxpayer dollars.

ANCHIA: So you will be punished for—

CAPRIGLIONE: Not punished. You're not being punished. You're not being punished. There is no penalty at all.

ANCHIA: So you will be punished by being unable to do business with the State of Texas if you have a policy position, and so you're favoring one speech on this over another speech or policy position as an extension of speech. Is that right? You're saying you can do business if you have this idea; you can't do business if you have this other idea, right?

CAPRIGLIONE: I would think that at some point we could agree that there's certain speech that if a company gives—outside of this legislation, nothing to do with firearms—but I hope we can agree that there's certain discriminatory speech.

ANCHIA: Agreed, stipulated.

CAPRIGLIONE: That if a company takes or if a position that they take is discriminatory, I hope that you and I would agree that there's already rules in place, laws in place, that say that the government shouldn't support, shouldn't provide—

ANCHIA: And the follow-up question to that statement, Mr. Capriglione, is are guns and ammunition a protected class under the law? And they are not.

CAPRIGLIONE: But the fundamental part of your argument is should a company just because of what they say not get taxpayer dollars. I think you agree—

ANCHIA: Because discrimination happens against people who are in a protected class under the law. Is that not right?

CAPRIGLIONE: I think you agree with me that there are certain things that a company may have as its policy that should relegate them to not having taxpayer dollars. Do we agree on that?

ANCHIA: Against protected classes under the law you are absolutely correct and we are entirely in agreement.

CAPRIGLIONE: I would say the Second Amendment is a protected part of our law.

ANCHIA: The Second Amendment is not a protected class of people, sir. That is a misstatement of the law.

CAPRIGLIONE: I didn't say a protected class of people. It said it was protected.

ANCHIA: That is your third misstatement of the law in this bill layout, sir.

CAPRIGLIONE: Just because you say it's a mistake, it's not.

REPRESENTATIVE CROCKETT: The previous speaker took the majority of my questions which was, when did the Second Amendment become a protected class?

CAPRIGLIONE: I did not say it was a protected class. He put those words in my mouth. I said it was protected.

CROCKETT: Okay, so let me be clear. When we talk about discrimination, we're normally talking about discrimination of a group of people that are in protected classes. That's going to be those because of their religious freedoms. That's going to be those because of the color of their skin. That's going to be those because of their sex, that's going to be those because of their age. And so what I'm curious to know is if there is any other state that has gone so far as to attempt to make the Second Amendment a portion of the protected persons of classes?

CAPRIGLIONE: Okay, again, I did not say protected persons or protected class. This bill doesn't do that. I have no idea if other states do that. What I will say is we have—and your point is well taken in terms of protected classes of individual. However, here in Texas we have and I have—and I don't think it came up this session but it has in the past—to make these similar types of decisions. Whether it was about investments on individuals who boycott Israel or those who may invest in Iran, if you go through our public investments documents and our law when it relates to this, it's pretty clear that we have items outside of individuals that we do and do not already today in law, not just this session but in prior sessions, do that.

SB 19 was passed by (Record 1023): 86 Yeas, 60 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; Guillen; 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; 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; Guerra; 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; Ordaz Perez; Ortega; 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 — Pacheco.

REMARKS ORDERED PRINTED

Representative Wu moved to print all remarks on **SB 19**.

The motion prevailed.

SB 19 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Paddie moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 19** all joint authors and co-authors for **HB 2558**.

The motion prevailed.

SB 804 ON THIRD READING (Cortez - House Sponsor)

SB 804, A bill to be entitled An Act relating to the authority of a municipality to add property to a common characteristic public improvement district.

SB 804 was passed by (Record 1024): 117 Yeas, 28 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; 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; Holland; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; 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; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Slaton; Smith; 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; Buckley; Cain; Cason; Cook; Harris; Hefner; Klick; Krause; Landgraf; Leach; Leman; Middleton; Murr; Noble; Patterson; Sanford; Schaefer; Shaheen; Slawson; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Huberty; Pacheco.

STATEMENTS OF VOTE

When Record No. 1024 was taken, I was shown voting yes. I intended to vote no.

Ashby

When Record No. 1024 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1024 was taken, I was shown voting yes. I intended to vote no.

Metcalf

SB 337 ON THIRD READING

(Dominguez - House Sponsor)

SB 337, A bill to be entitled An Act 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 337 was passed by (Record 1025): 114 Yeas, 29 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; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; 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.; 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; Ordaz Perez; Ortega; Paddie; Parker; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smithee; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Cain; Cason; Cook; Gates; Harris; Hefner; Klick; Krause; Leman; Noble; Oliverson; Patterson; Paul; Price; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Dutton; González, M.; Pacheco; Toth.

STATEMENTS OF VOTE

When Record No. 1025 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1025 was taken, I was shown voting yes. I intended to vote no.

Metcalfe

MAJOR STATE CALENDAR HOUSE BILLS THIRD READING

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

HB 2730 ON THIRD READING

(by Deshotel, Burns, Geren, K. King, Canales, et al.)

HB 2730, A bill to be entitled An Act relating to the acquisition of real property by an entity with eminent domain authority and the regulation of easement or right-of-way agents.

HB 2730 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE BURNS: TFB and other stakeholders have negotiated the bill. They signed a letter of support that included an agreement to allow five years to pass before proposing, seeking, advocating for, promoting, encouraging, or agreeing to additional major reforms to the eminent domain process. Does that commitment prevent cleanup legislation next session to address any oversights or unintended consequences that might arise from the implementation of **HB 2730**?

REPRESENTATIVE DESHOTEL: No, sir, it does not. We simply want to give it time to work, but of course, if there's cleanup language or clarifying language, it does not apply.

BURNS: Excellent. Is it also your intent to prevent stakeholders from advocating for legislation to address any unforeseen negative impact the legislation may have on either condemners or property owners?

DESHOTEL: No, that would not be my intent, sir.

REMARKS ORDERED PRINTED

Representative Burns moved to print remarks between Representative Deshotel and Representative Burns on **HB 2730**.

The motion prevailed.

HB 2730 was passed by (Record 1026): 143 Yeas, 1 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; 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.; 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; 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 — Craddick.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Allen; Klick; Pacheco.

STATEMENTS OF VOTE

When Record No. 1026 was taken, I was in the house but away from my desk. I would have voted yes.

Klick

When Record No. 1026 was taken, I was temporarily out of the house chamber. I would have voted yes.

Pacheco

HB 2275 ON THIRD READING

(by Zwiener, Huberty, Oliverson, Frank, Paddie, et al.)

HB 2275, A bill to be entitled An Act relating to the creation and uses of the critical infrastructure resiliency fund and the eligibility of certain water-related projects for state financial assistance.

Amendment No. 1

Representatives Zwiener, Patterson, and E. Thompson offered the following amendment to **HB 2275**:

Amend **HB 2275** on third reading in SECTION 1 of the bill, in added Section 418.306, Government Code, as follows:

(1) Strike Subsection (c), as amended by Amendment No. 1 by Zwiener and Amendment No. 3 by Patterson on second reading.

(2) Strike Subsections (d) and (e), as added by Amendment No. 2 by Thompson of Brazoria on second reading, and substitute the following appropriately lettered subsections:

() The division may use the account only to make matching grants to eligible entities for purchasing reserve power supply that is reliable during an extreme weather event, such as on-site generation and energy storage systems, necessary to:

(1) sustain critical medical care; or

(2) maintain the air temperature in the entity's facilities.

() An entity is eligible to receive a matching grant under this section only if the entity is:

(1) a nursing facility, as defined by Section 242.301, Health and Safety Code; or

(2) an assisted living facility, as defined by Section 247.002, Health and Safety Code.

(3) Reletter subsequent subsections accordingly.

Amendment No. 1 was adopted.

HB 2275, as amended, was passed by (Record 1027): 108 Yeas, 37 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Clardy; Cole; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frullo; 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, 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; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smithee; Spiller; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, K.; Biedermann; Bonnen; Cain; Canales; Capriglione; Cason; Craddock; Dutton; Frank; Gates; Goldman; Hefner; Holland; King, P.; Klick; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Paul; Rogers; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Stephenson; Swanson; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Pacheco; Vasut.

STATEMENTS OF VOTE

When Record No. 1027 was taken, I was shown voting no. I intended to vote yes.

K. Bell

When Record No. 1027 was taken, I was shown voting yes. I intended to vote no.

Patterson

When Record No. 1027 was taken, my vote failed to register. I would have voted no.

Vasut

GENERAL STATE CALENDAR HOUSE BILLS THIRD READING

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

HB 547 ON THIRD READING

(by Frank, Dutton, Huberty, M. González, Burrows, et al.)

HB 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.

HB 547 was passed by (Record 1028): 80 Yeas, 64 Nays, 1 Present, not voting.

Yeas — Anchia; Anderson; Bernal; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Cortez; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Gervin-Hawkins; Goldman; González, M.; Guillen; Harris; Hefner; Howard; Huberty; Israel; Jetton; Johnson, J.D.; King, P.; Klick; Krause; Leach; Lopez; Lozano; Lucio; Martinez; Metcalf; Middleton; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Raymond; Romero; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Smithee; Stephenson; Swanson; Talarico; Thierry; Thompson, S.; Tinderholt; Toth; Turner, C.; White; Wilson; Wu; Zwiener.

Nays — Allen; Allison; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bowers; Bucy; Burns; Clardy; Cole; Collier; Cook; Craddick; Crockett; Cyrier; Darby; Davis; Dominguez; Geren; González, J.; Goodwin; Guerra; Harless; Hernandez; Herrero; Hinojosa; Holland; Hunter; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Martinez Fischer; Meyer; Meza; Morales, C.; Muñoz; Murr; Perez; Price; Ramos; Rodriguez; Rogers; Rose; Rosenthal; Slawson; Smith; Spiller; Stucky; Thompson, E.; Turner, J.; VanDeaver; Vasut; Vo; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Hull; Pacheco; Reynolds.

STATEMENTS OF VOTE

When Record No. 1028 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1028 was taken, I was shown voting yes. I intended to vote no.

Paddie

When Record No. 1028 was taken, I was in the house but away from my desk. I would have voted yes.

Reynolds

When Record No. 1028 was taken, I was shown voting no. I intended to vote yes.

Rodriguez

When Record No. 1028 was taken, I was shown voting yes. I intended to vote no.

S. Thompson

When Record No. 1028 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 3333 ON THIRD READING

(by Smithee)

HB 3333, A bill to be entitled An Act relating to limitations periods in arbitration proceedings.

HB 3333 was passed by (Record 1029): 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; 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 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; 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; Wilson; Wu; Zwiener.

Nays — Morales, E.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Pacheco; Toth.

STATEMENT OF VOTE

When Record No. 1029 was taken, I was shown voting no. I intended to vote yes.

E. Morales

HB 3789 ON THIRD READING (by Guillen, et al.)

HB 3789, A bill to be entitled An Act relating to the statute of limitations for tampering with certain physical evidence.

HB 3789 was passed by (Record 1030): 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; Burns; Burrows; Button; Cain; Campos; 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.; 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; 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 — Coleman; Raney.

Absent — Huberty; Klick; Pacheco.

HB 805 ON THIRD READING

(by Huberty, Muñoz, Guillen, Raymond, Martinez, et al.)

HB 805, A bill to be entitled An Act relating to certain increases in benefits under the firefighters' relief and retirement fund in certain municipalities.

HB 805 was passed by (Record 1031): 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; 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; 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; Raney.

Absent — Ortega; Pacheco.

STATEMENT OF VOTE

When Record No. 1031 was taken, I was shown voting no. I intended to vote yes.

Cason

HB 2014 ON THIRD READING
(by Lucio and Shine)

HB 2014, A bill to be entitled An Act relating to the system for appraising property for ad valorem tax purposes.

Amendment No. 1

Representative Shine offered the following amendment to **HB 2014**:

Amend **HB 2014** on third reading as follows:

(1) Strike the SECTION of the bill amending Section 403.303(d), Government Code, as added by the Shine Amendment on second reading.

(2) Strike the SECTION of the bill adding transition language for amended Section 403.303(d), Government Code, as added by the Shine Amendment on second reading.

(3) Strike the SECTION of the bill adding language requiring the comptroller of public accounts to implement the changes in law made by the Act to Section 403.303(d), Government Code, only if the legislature appropriates money specifically for that purpose, as added by the Shine Amendment on second reading.

(4) Renumber the SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

HB 2014, as amended, was passed by (Record 1032): 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; 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 — Pacheco.

HB 525 ON THIRD READING
(by Shaheen, Dean, Noble, Harless, et al.)

HB 525, A bill to be entitled An Act relating to the protection of religious organizations.

HB 525 was passed by (Record 1033): 98 Yeas, 44 Nays, 2 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; Cyrier; Darby; Davis; Dean; Deshotel; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Rosenthal; Sanford; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Toth; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Cole; Collier; Craddick; Crockett; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; Longoria; Lopez; Meza; Morales, C.; Morales Shaw; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

Absent — Morales, E.; Pacheco; Schaefer; Tinderholt.

STATEMENTS OF VOTE

When Record No. 1033 was taken, I was shown voting no. I intended to vote yes in support of this legislation. Protecting the rights of churches and other religious organizations is of great importance to me. I voted in support of this measure when it was considered by the House Calendars Committee. I voted in support of this measure on second reading. In addition, I voted in support of **HB 525** when the Conference Committee Report was considered on May 29.

Craddick

When Record No. 1033 was taken, I was in the house but away from my desk. I would have voted yes.

E. Morales

When Record No. 1033 was taken, I was shown voting yes. I intended to vote no.

Rosenthal

When Record No. 1033 was taken, my vote failed to register. I would have voted yes.

Schaefer

HB 3629 ON THIRD READING
(by Bonnen, Button, and Thierry)

HB 3629, A bill to be entitled An Act relating to the date a deferral or abatement of the collection of ad valorem taxes on the residence homestead of an elderly or disabled person or disabled veteran expires.

HB 3629 was passed by (Record 1034): 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; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Domínguez; 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; 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; 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 — González, J.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — González, M.; Meza; Pacheco.

STATEMENT OF VOTE

When Record No. 1034 was taken, I was in the house but away from my desk. I would have voted yes.

Meza

HB 144 ON THIRD READING
(by M. González)

HB 144, A bill to be entitled An Act relating to supplemental information required for inclusion with a written statement of an individualized education program developed for certain public school students who received special education services during the 2019-2020 or 2020-2021 school year.

HB 144 was passed by (Record 1035): 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, 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; 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 — González, J.; Pacheco.

HB 170 ON THIRD READING
(by Ortega and Morrison)

HB 170, A bill to be entitled An Act relating to the hours for public consumption of alcoholic beverages.

HB 170 was passed by (Record 1036): 84 Yeas, 61 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bernal; Bowers; Bucy; Burrows; Button; Campos; Capriglione; Cole; Collier; Cortez; Crockett; Davis; Dean; Deshotel; Dominguez; Fierro; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Klick; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Perez;

Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Stephenson; 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; Cain; Canales; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Ellzey; Frullo; Gates; Goldman; Harris; Hefner; Holland; Huberty; Hull; Jetton; King, K.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Murr; Oliverson; Paddie; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Dutton; Pacheco.

STATEMENTS OF VOTE

When Record No. 1036 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1036 was taken, I was shown voting no. I intended to vote yes.

Huberty

When Record No. 1036 was taken, I was shown voting yes. I intended to vote no.

Shine

HB 2168 ON THIRD READING (by Krause and Bucy)

HB 2168, A bill to be entitled An Act relating to ticket sales for charitable raffles conducted by the charitable foundations of certain professional sports teams.

HB 2168 was passed by (Record 1037): 107 Yeas, 38 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Beckley; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Crockett; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; 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, P.; King, T.; Klick; Krause; Kuempel; Lambert; Larson; Leman; 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; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield;

Sherman; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Anchia; Anderson; Ashby; Bailes; Bell, C.; Bonnen; Burns; Cain; Clardy; Cook; Cyrier; Darby; Dean; Frank; Gates; Goldman; Hefner; Holland; King, K.; Landgraf; Leach; Metcalf; Middleton; Murr; Noble; Patterson; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Cason; Pacheco.

STATEMENTS OF VOTE

When Record No. 1037 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1037 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 1037 was taken, I was in the house but away from my desk. I would have voted yes.

Cason

When Record No. 1037 was taken, I was shown voting no. I intended to vote yes.

Clardy

When Record No. 1037 was taken, I was shown voting no. I intended to vote yes.

Cook

When Record No. 1037 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 1037 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 1037 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 2204 ON THIRD READING
(by S. Thompson)

HB 2204, A bill to be entitled An Act relating to the conduct of charitable bingo.

HB 2204 was passed by (Record 1038): 104 Yeas, 42 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Bailes; Beckley; Bell, C.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; 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; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, K.; Bonnen; Burns; Cain; Capriglione; Dean; Frank; Gates; Hefner; Holland; Jetton; King, P.; Krause; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Pacheco.

STATEMENT OF VOTE

When Record No. 1038 was taken, I was shown voting yes. I intended to vote no.

Biedermann

HB 1838 ON THIRD READING
(by M. González, Schaefer, et al.)

HB 1838, A bill to be entitled An Act relating to intelligence databases for combinations and criminal street gangs.

HB 1838 was passed by (Record 1039): 121 Yeas, 22 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cortez;

Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Klick; 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; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schaefer; Sherman; Shine; Slaton; 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 — Anchia; Ashby; Cook; Dean; Goldman; Harless; Hefner; Holland; King, K.; King, P.; Krause; Kuempel; Leman; Murr; Noble; Patterson; Paul; Price; Sanford; Shaheen; Slawson; Toth.

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

Absent, Excused — Coleman; Raney.

Absent — Huberty; Pacheco; Schofield.

STATEMENTS OF VOTE

When Record No. 1039 was taken, I was shown voting no. I intended to vote yes.

Anchia

When Record No. 1039 was taken, I was shown voting yes. I intended to vote no.

Metcalf

HB 2405 ON THIRD READING

(by Rodriguez)

HB 2405, A bill to be entitled An Act relating to the municipal regulation of housing for homeless individuals provided by a religious organization.

HB 2405 was passed by (Record 1040): 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; 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; 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; 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; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Ellzey; Toth.

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

Absent, Excused — Coleman; Raney.

Absent — Cook; Harris; Hefner; Pacheco; Rosenthal; Wilson.

STATEMENTS OF VOTE

When Record No. 1040 was taken, my vote failed to register. I would have voted yes.

Cook

When Record No. 1040 was taken, I was shown voting no. I intended to vote yes.

Ellzey

When Record No. 1040 was taken, I was in the house but away from my desk. I would have voted yes.

Hefner

When Record No. 1040 was taken, I was shown voting no. I intended to vote yes.

Toth

HB 1686 ON THIRD READING (by Cortez, Wilson, Toth, Rodriguez, et al.)

HB 1686, A bill to be entitled An Act relating to the regulation of food production on single-family residential lots by a municipality or property owners' association.

HB 1686 was passed by (Record 1041): 143 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; 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; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; 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 — Rosenthal.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Anchia; Pacheco; Schofield.

STATEMENT OF VOTE

When Record No. 1041 was taken, my vote failed to register. I would have voted yes.

Anchia

HB 3016 ON THIRD READING (by Moody and Murr)

HB 3016, A bill to be entitled An Act relating to the prohibited suspension of a provision of the Code of Criminal Procedure or Penal Code during a declared state of disaster.

HB 3016 was passed by (Record 1042): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; 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.; 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; 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 — Biedermann; Button; Klick; Pacheco.

HB 1861 ON THIRD READING
(by Cortez)

HB 1861, A bill to be entitled An Act relating to the requirements for interlocal contracts.

HB 1861 was passed by (Record 1043): 101 Yeas, 44 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burrows; Campos; Canales; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Kuempel; Larson; 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; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Schofield; Sherman; Shine; Slaton; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Biedermann; Bonnen; Burns; Cain; Capriglione; Cason; Clardy; Cook; Darby; Goldman; Harless; Hefner; Holland; Hull; Kacal; King, K.; King, P.; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Paddie; Parker; Patterson; Paul; Rogers; Sanford; Shaheen; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Button; Pacheco.

STATEMENTS OF VOTE

When Record No. 1043 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 1043 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1043 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 1043 was taken, I was shown voting yes. I intended to vote no.

Schaefer

HB 1929 ON THIRD READING
(by Wilson)

HB 1929, A bill to be entitled An Act relating to the breach of development agreement contracts governing land in the extraterritorial jurisdiction of certain municipalities.

(Murr in the chair)

HB 1929 was passed by (Record 1044): 90 Yeas, 55 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Harris; Hefner; Herrero; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Leman; Lozano; Martinez Fischer; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Muñoz; Murphy; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Rodriguez; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Holland; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Landgraf; Longoria; Lopez; Lucio; Martinez; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Romero; Rose; Rosenthal; Sherman; Thierry; Thompson, S.; Turner, C.; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

Absent — Pacheco.

STATEMENTS OF VOTE

When Record No. 1044 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

When Record No. 1044 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

HB 3583 ON THIRD READING**(by Paddie)**

HB 3583, A bill to be entitled An Act relating to energy savings performance contracts.

HB 3583 was passed by (Record 1045): 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; 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; Neave; Noble; Oliverson; Ordaz Perez; Ortega; 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; Murr(C).

Absent, Excused — Coleman; Raney.

Absent — Pacheco.

HB 2569 ON THIRD READING**(by Cortez and Toth)**

HB 2569, A bill to be entitled An Act relating to the dates a retail fireworks permit holder may sell fireworks to the public.

HB 2569 was passed by (Record 1046): 116 Yeas, 29 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Guerra; Guillen; Harris; Hefner; Hernandez; Herrero; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Kuempel; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales Shaw; Muñoz; Murphy; Neave; Oliverson; Paddie; Parker; Patterson; Paul;

Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, K.; Bowers; Collier; Cook; Crockett; Gervin-Hawkins; Goodwin; Harless; Hinojosa; King, P.; Krause; Lambert; Leach; Martinez Fischer; Minjarez; Morales, E.; Morrison; Noble; Ordaz Perez; Ortega; Price; Sanford; Schaefer; Smith; Smithee; Stucky; Swanson; Turner, J.; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent — Pacheco.

STATEMENTS OF VOTE

When Record No. 1046 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 1046 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 1046 was taken, I was shown voting yes. I intended to vote no.

Kacal

When Record No. 1046 was taken, I was shown voting yes. I intended to vote no.

K. King

When Record No. 1046 was taken, I was shown voting no. I intended to vote yes.

Krause

When Record No. 1046 was taken, I was shown voting no. I intended to vote yes.

Leach

When Record No. 1046 was taken, I was shown voting no. I intended to vote yes.

Sanford

When Record No. 1046 was taken, I was shown voting no. I intended to vote yes.

Schaefer

HB 2641 ON THIRD READING
(by Rodriguez and Ortega)

HB 2641, A bill to be entitled An Act relating to annually adjusting for inflation the maximum amount of a motor vehicle excluded in determining eligibility for the supplemental nutrition assistance program.

HB 2641 was passed by (Record 1047): 83 Yeas, 57 Nays, 4 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bernal; Bucy; Burns; Button; Campos; Canales; Clardy; Cole; 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; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, T.; Klick; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; King, K.; King, P.; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Oliverson; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker; Bowers; Murr(C); Smithee.

Absent, Excused — Coleman; Raney.

Absent — Johnson, J.D.; Larson; Pacheco; Walle.

STATEMENTS OF VOTE

When Record No. 1047 was taken, I was shown voting present, not voting. I intended to vote yes.

Bowers

When Record No. 1047 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 1047 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 1047 was taken, I was shown voting present, not voting. I intended to vote no.

Smithee

HB 1885 ON THIRD READING
(by Harris and Gates)

HB 1885, A bill to be entitled An Act relating to restrictions on municipal regulation in certain areas.

Amendment No. 1

Representative Harris offered the following amendment to **HB 1885**:

Amend **HB 1885** on third reading as follows:

(1) On page 1, line 16, strike "229.053, 229.054,".

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Raymond, Harris, and Martinez Fischer offered the following amendment to **HB 1885**:

Amend **HB 1885** on third reading as follows:

On page 1, line 15, insert "43.0117," after "Section" and before "212.002,"

Amendment No. 2 was adopted.

HB 1885, as amended, was passed by (Record 1048): 97 Yeas, 43 Nays, 2 Present, not voting.

Yeas — Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cook; Cyrier; Darby; Dean; Deshotel; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guillen; Harris; Hefner; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales Shaw; Morrison; Murphy; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Perez; Raymond; Reynolds; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Allen; Allison; Beckley; Bowers; Canales; Cole; Collier; Cortez; Craddick; Crockett; Davis; Fierro; González, J.; González, M.; Goodwin; Guerra; Harless; Hernandez; Hinojosa; Johnson, A.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Meza; Morales, C.; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Price; Ramos; Rose; Rosenthal; Sherman; Thierry; Turner, C.; Turner, J.; Walle; Wu; Wiener.

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

Absent, Excused — Coleman; Raney.

Absent — Bucy; Dominguez; Herrero; Johnson, J.D.; Pacheco; Rodriguez.

STATEMENTS OF VOTE

When Record No. 1048 was taken, I was shown voting yes. I intended to vote no.

Button

When Record No. 1048 was taken, I was shown voting yes. I intended to vote no.

Campos

When Record No. 1048 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

When Record No. 1048 was taken, I was in the house but away from my desk. I would have voted no.

Rodriguez

HB 2664 ON THIRD READING
(by Martinez and Reynolds)

HB 2664, A bill to be entitled An Act relating to the authority of an independent school district to change the date of the general election and terms for officers.

HB 2664 was passed by (Record 1049): 118 Yeas, 25 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Campos; Canales; Cason; Clardy; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; 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; Krause; Kuempel; Lambert; Landgraf; 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; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slaton; Smith; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, K.; Button; Cain; Cook; Craddock; Dean; Gates; Harless; Hefner; Holland; Leach; Metcalf; Noble; Patterson; Paul; Schaefer; Shaheen; Slawson; Spiller; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent — Harris; Pacheco.

STATEMENTS OF VOTE

When Record No. 1049 was taken, I was shown voting yes. I intended to vote no.

Jetton

When Record No. 1049 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 1049 was taken, I was shown voting yes. I intended to vote no.

Sherman

HB 3656 ON THIRD READING (by C. Turner, Walle, Anchia, et al.)

HB 3656, A bill to be entitled An Act relating to the classification of certain construction workers and the eligibility of those workers for unemployment benefits; providing penalties.

The vote of the house was taken on final passage of **HB 3656** and the vote was announced yeas 70, 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 1050): 66 Yeas, 76 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Lambert; 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; 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; 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; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; 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; Murr(C).

Absent, Excused — Coleman; Raney.

Absent — Dutton; Longoria; Lopez; Pacheco.

The chair stated that **HB 3656** failed to pass by the above vote.

STATEMENTS OF VOTE

When Record No. 1050 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 1050 was taken, I was shown voting yes. I intended to vote no.

Lambert

When Record No. 1050 was taken, I was temporarily out of the house chamber. I would have voted yes.

Pacheco

HB 2742 ON THIRD READING **(by Reynolds, Rose, J.D. Johnson, and Guillen)**

HB 2742, A bill to be entitled An Act relating to the reentry and reintegration programs provided by the Texas Department of Criminal Justice.

HB 2742 was passed by (Record 1051): 73 Yeas, 68 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Biedermann; Bowers; Bucy; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Frullo; 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.; Larson; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Slaton; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; 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; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent — Dutton; Huberty; Longoria; Murphy; Pacheco.

STATEMENTS OF VOTE

When Record No. 1051 was taken, I was shown voting yes. I intended to vote no.

Frullo

When Record No. 1051 was taken, I was shown voting no. I intended to vote yes.

Gates

HB 3221 ON THIRD READING

(by Leach and Holland)

HB 3221, A bill to be entitled An Act relating to the accrual of a cause of action for purposes of certain laws governing certain construction liability claims.

HB 3221 was passed by (Record 1052): 100 Yeas, 42 Nays, 2 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; Davis; Dean; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; 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; Lucio; Martinez; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales Shaw; Morrison; Muñoz; Murphy; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Romero; Rose; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; VanDeaver; Vasut; Walle; White.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Cole; Collier; Cortez; Crockett; Deshotel; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Lopez; Martinez Fischer; Meza; Morales, C.; Morales, E.; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Rosenthal; Sherman; Talarico; Toth; Turner, C.; Turner, J.; Vo; Wilson; Wu; Zwiener.

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

Absent, Excused — Coleman; Raney.

Absent — Dutton; Johnson, J.D.; Longoria; Pacheco.

STATEMENTS OF VOTE

When Record No. 1052 was taken, I was shown voting yes. I intended to vote no.

Morales Shaw

When Record No. 1052 was taken, I was shown voting yes. I intended to vote no.

Rose

When Record No. 1052 was taken, I was shown voting yes. I intended to vote no.

S. Thompson

HB 2793 ON THIRD READING

(by J.D. Johnson, Sherman, Wu, Reynolds, Romero, et al.)

HB 2793, A bill to be entitled An Act relating to parole determinations and individual treatment plans for inmates.

HB 2793 was passed by (Record 1053): 83 Yeas, 59 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Ashby; Bailes; Beckley; Bernal; Biedermann; Bowers; Bucy; Campos; Canales; Cason; Cole; Collier; Cortez; Crockett; Cyrier; Davis; Dean; Deshotel; Dominguez; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Larson; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Allison; Anderson; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Darby; Ellzey; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Noble; Oliverson; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent — Dutton; Guerra; Longoria; Pacheco.

STATEMENTS OF VOTE

When Record No. 1053 was taken, I was shown voting no. I intended to vote yes.

Clardy

When Record No. 1053 was taken, I was shown voting yes. I intended to vote no.

Frullo

When Record No. 1053 was taken, I was shown voting yes. I intended to vote no.

Stucky

HB 4212 ON THIRD READING
(by Moody and Rose)

HB 4212, A bill to be entitled An Act relating to procedures regarding defendants who are or may be persons with a mental illness or intellectual disability.

HB 4212 was passed by (Record 1054): 138 Yeas, 4 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; 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; 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; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; 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.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Craddick; Tinderholt; Toth.

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

Absent, Excused — Coleman; Raney.

Absent — Bell, K.; Dutton; Longoria; Pacheco.

STATEMENTS OF VOTE

When Record No. 1054 was taken, my vote failed to register. I would have voted yes.

K. Bell

When Record No. 1054 was taken, I was shown voting yes. I intended to vote no.

Vasut

HB 2802 ON THIRD READING
(by Dean, Guillen, and Lozano)

HB 2802, A bill to be entitled An Act relating to the administration of public school assessment instruments and the temporary suspension of certain accountability determinations for public schools in a school year in which public school operations are disrupted as a result of a declared disaster and the requirement to use those assessment instruments as a criterion for promotion or graduation of a public school student.

HB 2802 was passed by (Record 1055): 141 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; 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; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave; Noble; Oliverson; Ordaz Perez; Ortega; 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; Murr(C).

Absent, Excused — Coleman; Raney.

Absent — Dutton; Huberty; Longoria; Murphy; Pacheco.

HB 3388 ON THIRD READING
(by E. Thompson)

HB 3388, A bill to be entitled An Act relating to information regarding state agency vehicle fleets.

HB 3388 was passed by (Record 1056): 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; 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; 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; 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; Murr(C).

Absent, Excused — Coleman; Raney.

Absent — Dutton; Longoria; Pacheco.

HB 2950 ON THIRD READING (by Smith)

HB 2950, A bill to be entitled An Act relating to the composition of and actions transferred by the judicial panel on multidistrict litigation.

HB 2950 was passed by (Record 1057): 127 Yeas, 15 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; 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; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rogers; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; 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 — Anchia; Beckley; Cain; Canales; Collier; Hernandez; Israel; Landgraf; Martinez Fischer; Muñoz; Rodriguez; Rose; Swanson; Toth; Vasut.

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

Absent, Excused — Coleman; Raney.

Absent — Dutton; Longoria; Morales Shaw; Pacheco.

STATEMENTS OF VOTE

When Record No. 1057 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 1057 was taken, I was shown voting yes. I intended to vote no.

Neave

When Record No. 1057 was taken, I was shown voting yes. I intended to vote no.

Ramos

HB 2711 ON THIRD READING (by Hinojosa, Murphy, and Guillen)

HB 2711, A bill to be entitled An Act relating to the continuation of a residence homestead exemption from ad valorem taxation while the owner is temporarily absent because of service outside of the United States as a foreign service officer employed by the United States Department of State.

HB 2711 was passed by (Record 1058): 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; 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; 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; 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; Murr(C).

Absent, Excused — Coleman; Raney.

Absent — Dutton; Longoria; Pacheco.

HB 2344 ON THIRD READING

(by **Zwiener, Bernal, VanDeaver, Buckley, Lozano, et al.**)

HB 2344, A bill to be entitled An Act relating to authorizing the use of a writing portfolio assessment to assess writing performance for public school students.

Amendment No. 1

Representative Zwiener offered the following amendment to **HB 2344**:

Amend **HB 2344** on third reading in added Section 39.02301(c), Education Code, as follows:

(1) Between "section" and "adopt", strike "shall" and substitute "may".

(2) Between "district" and "coordinate", strike "shall" and substitute "may".

Amendment No. 1 was adopted.

HB 2344, as amended, was passed by (Record 1059): 107 Yeas, 35 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Clardy; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Lambert; Larson; Leach; Leman; 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; Paddie; Patterson; Perez; Price; Ramos; 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; Bonnen; Cain; Canales; Capriglione; Cason; Cook; Craddick; Dean; Ellzey; Frullo; Gates; Goldman; Hunter; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Middleton; Noble; Parker; Paul; Sanford; Schaefer; Shaheen; Slaton; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent — Dutton; Frank; Longoria; Pacheco.

STATEMENTS OF VOTE

When Record No. 1059 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 1059 was taken, I was shown voting no. I intended to vote yes.

Gates

When Record No. 1059 was taken, I was shown voting no. I intended to vote yes.

Kuempel

When Record No. 1059 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 1059 was taken, I was shown voting no. I intended to vote yes.

White

HB 2821 ON THIRD READING

(by White)

HB 2821, A bill to be entitled An Act relating to the diversion of certain foster youth from the juvenile justice system, including through emergency behavior intervention by certain persons providing foster care services.

HB 2821 was passed by (Record 1060): 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; Capriglione; 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; 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; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; 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; Murr(C).

Absent, Excused — Coleman; Raney.

Absent — Fierro; Longoria; Pacheco.

COMMITTEE MEETING ANNOUNCEMENT

At 1:31 p.m., the following committee meeting was announced:

Pensions, Investments, and Financial Services, upon afternoon recess today, Desk 147, for a formal meeting, to consider pending and referred business.

HB 3121 ON THIRD READING

(by J. Turner, Price, Coleman, Meyer, and Rose)

HB 3121, A bill to be entitled An Act relating to a voluntary quality standards certification process for certain private residential psychiatric treatment facilities that provide treatments and services to youth; imposing fees; authorizing civil and administrative penalties.

HB 3121 was passed by (Record 1061): 97 Yeas, 44 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Lambert; Larson; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Burrows; Cain; Cason; Cook; Craddick; Dean; Ellzey; Frullo; Gates; Goldman; Harless; Hefner; Hull; King, P.; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smithee; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent — Anderson; Huberty; Longoria; Pacheco; White.

STATEMENTS OF VOTE

When Record No. 1061 was taken, I was in the house but away from my desk. I would have voted no.

Anderson

When Record No. 1061 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 1061 was taken, I was shown voting yes. I intended to vote no.

Shine

When Record No. 1061 was taken, I was shown voting yes. I intended to vote no.

E. Thompson

When Record No. 1061 was taken, my vote failed to register. I would have voted no.

White

HB 4355 ON THIRD READING **(by Krause and Gates)**

HB 4355, A bill to be entitled An Act relating to providing children committed to the Texas Juvenile Justice Department and prisoners serving a sentence in a county jail with certain documents on discharge or release.

Representative Krause moved to postpone consideration of **HB 4355** until 2 p.m. today.

The motion prevailed.

HB 3141 ON THIRD READING **(by Dominguez, Cain, Harris, and Price)**

HB 3141, A bill to be entitled An Act relating to requiring the disclosure of fees charged for the sale of concert and other event tickets.

HB 3141 was passed by (Record 1062): 106 Yeas, 30 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Bowers; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Gates; 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, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, E.; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Slawson; Smith; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Bell, K.; Biedermann; Bonnen; Burns; Cason; Clardy; Cook; Craddick; Geren; Goldman; Hefner; King, P.; Klick; Krause; Leman; Lozano; Metcalf; Middleton; Parker; Patterson; Paul; Shaheen; Slaton; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent — Burrows; Cain; Frank; Longoria; Morales, C.; Morales Shaw; Oliverson; Pacheco; Rogers; Spiller.

STATEMENTS OF VOTE

When Record No. 1062 was taken, I was in the house but away from my desk. I would have voted no.

Cain

When Record No. 1062 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

When Record No. 1062 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 1062 was taken, my vote failed to register. I would have voted no.

Oliverson

When Record No. 1062 was taken, I was temporarily out of the house chamber. I would have voted yes.

Rogers

When Record No. 1062 was taken, I was shown voting yes. I intended to vote no.

Slawson

When Record No. 1062 was taken, I was in the house but away from my desk. I would have voted no.

Spiller

HB 1984 ON THIRD READING

(by Vasut, Gates, Cook, E. Morales, et al.)

HB 1984, A bill to be entitled An Act relating to the duration of a special open hunting season for game animals and certain game birds restricted to persons under 17 years old.

Amendment No. 1

Representative Vasut offered the following amendment to **HB 1984**:

Amend **HB 1984** on third reading 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 Colton Burgin Extension Act.

Amendment No. 1 was adopted.

HB 1984, as amended, was passed by (Record 1063): 138 Yeas, 4 Nays, 2 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; 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.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; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ortega; 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; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Beckley; Crockett; Hinojosa; Rose.

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

Absent, Excused — Coleman; Raney.

Absent — Johnson, J.D.; Longoria; Ordaz Perez; Pacheco.

HB 3286 ON THIRD READING
(by Schofield and Gates)

HB 3286, A bill to be entitled An Act relating to the overnight parking of a commercial motor vehicle near certain apartment complexes.

HB 3286 was passed by (Record 1064): 129 Yeas, 10 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Gates; Geren; 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; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Beckley; Biedermann; Cain; Canales; Holland; Patterson; Shaheen; Tinderholt; Toth; Vasut.

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

Absent, Excused — Coleman; Raney.

Absent — Frank; Gervin-Hawkins; Longoria; Morrison; Oliverson; Pacheco; Thierry.

STATEMENTS OF VOTE

When Record No. 1064 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

When Record No. 1064 was taken, I was in the house but away from my desk. I would have voted yes.

Morrison

When Record No. 1064 was taken, I was shown voting yes. I intended to vote no.

Rose

When Record No. 1064 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1064 was taken, I was shown voting yes. I intended to vote no.

Slawson

HB 3162 ON THIRD READING (by Martinez)

HB 3162, A bill to be entitled An Act relating to a certificate of merit in certain actions against certain licensed or registered professionals.

HB 3162 was passed by (Record 1065): 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; 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; 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; Neave; Noble; Oliverson; Ordaz Perez; Ortega; 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; Murr(C).

Absent, Excused — Coleman; Raney.

Absent — Longoria; Pacheco.

HB 3298 ON THIRD READING
(by Allison and Guillen)

HB 3298, A bill to be entitled An Act relating to the establishment of a computer science strategic advisory committee and the essential knowledge and skills of the technology applications curriculum.

HB 3298 was passed by (Record 1066): 111 Yeas, 31 Nays, 2 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; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; 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; Paddie; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Bonnen; Cain; Capriglione; Cason; Cook; Craddick; Frank; Gates; Hefner; Hull; Jetton; Klick; Krause; Leman; Metcalf; Middleton; Noble; Oliverson; Parker; Patterson; Paul; Schofield; Slaton; Slawson; Smith; Swanson; Toth; Vasut; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent — Dominguez; Holland; Longoria; Pacheco.

STATEMENTS OF VOTE

When Record No. 1066 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 1066 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 1066 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1066 was taken, my vote failed to register. I would have voted no.

Holland

When Record No. 1066 was taken, I was shown voting no. I intended to vote yes.

Parker

HB 3959 ON THIRD READING

(by Buckley, Guillen, Bailes, and Cyrier)

HB 3959, A bill to be entitled An Act relating to the establishment of the Texas youth livestock show grant program.

HB 3959 was passed by (Record 1067): 110 Yeas, 30 Nays, 4 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose;

Rosenthal; Schofield; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Bonnen; Burns; Cain; Capriglione; Cason; Cook; Dean; Goldman; Hefner; Holland; Jetton; Klick; Krause; Leach; Metcalf; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker; Harless; Hull; Murr(C).

Absent, Excused — Coleman; Raney.

Absent — Longoria; Morales, C.; Pacheco; Thierry.

STATEMENTS OF VOTE

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 1067 was taken, I was shown voting present, not voting. I intended to vote yes.

Harless

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Holland

When Record No. 1067 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

When Record No. 1067 was taken, I was shown voting yes. I intended to vote no.

E. Thompson

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Vasut

When Record No. 1067 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 1156 ON THIRD READING
(by Thierry, Leach, K. Bell, Crockett, et al.)

HB 1156, A bill to be entitled An Act relating to creating the criminal offense of financial abuse of an elderly individual.

HB 1156 was passed by (Record 1068): 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; 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; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; 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; Murr(C).

Absent, Excused — Coleman; Raney.

Absent — Longoria; Pacheco.

HB 3673 ON THIRD READING
(by J.D. Johnson, S. Thompson, Klick, Oliverson, Rose, et al.)

HB 3673, A bill to be entitled An Act relating to the establishment of a sickle cell disease registry.

HB 3673 was passed by (Record 1069): 113 Yeas, 30 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Larson; Leach; 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; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Smith; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, K.; Burns; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Frullo; Hefner; Jetton; Krause; Landgraf; Leman; Metcalf; Middleton; Patterson; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Spiller; Swanson; Tinderholt; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Coleman; Raney.

Absent — Israel; Longoria; Pacheco.

STATEMENTS OF VOTE

When Record No. 1069 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 1069 was taken, I was shown voting no. I intended to vote yes.

Frullo

When Record No. 1069 was taken, I was shown voting no. I intended to vote yes.

Krause

When Record No. 1069 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 1069 was taken, I was shown voting no. I intended to vote yes.

Sanford

When Record No. 1069 was taken, I was shown voting yes. I intended to vote no.

Toth

(Speaker in the chair)

HB 100 ON THIRD READING (by Gervin-Hawkins and Thierry)

HB 100, A bill to be entitled An Act relating to a notarized affidavit requesting a municipal animal control authority to manage dangerous dogs and aggressive dogs in the municipality's extraterritorial jurisdiction.

Amendment No. 1

Representatives Hull and Moody offered the following amendment to **HB 100**:

Amend **HB 100** on third reading on page 2 as follows:

(1) On line 7, strike "and".

(2) Between lines 7 and 8, insert the following appropriately numbered subdivision and renumber subsequent subdivisions accordingly:

() the authority receives or discovers evidence corroborating the affidavit received under Subdivision (1); and

Amendment No. 1 was adopted.

HB 100, as amended, was passed by (Record 1070): 95 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Bailes; Beckley; Bell, K.; Bernal; Bowers; Bucy; Button; Campos; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kuempel; Lambert; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paul; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Canales; Cason; Clardy; Darby; Dean; Gates; Goldman; Guerra; Harris; Hefner; King, P.; Klick; Krause; Landgraf; Larson; Leach; Leman; Metcalf; Middleton; Muñoz; Murr; Paddie; Parker; Patterson; Price; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smithee; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Holland; Longoria; Pacheco; Perez.

STATEMENTS OF VOTE

When Record No. 1070 was taken, I was shown voting yes. I intended to vote no.

Bailes

When Record No. 1070 was taken, I was temporarily out of the house chamber. I would have voted no.

Holland

When Record No. 1070 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 1070 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

When Record No. 1070 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 1070 was taken, I was shown voting yes. I intended to vote no.

Swanson

POSTPONED BUSINESS

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

HB 4355 ON THIRD READING (by Krause and Gates)

HB 4355, A bill to be entitled An Act relating to providing children committed to the Texas Juvenile Justice Department and prisoners serving a sentence in a county jail with certain documents on discharge or release.

HB 4355 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representative Romero offered the following amendment to **HB 4355**:

Amend **HB 4355** on third reading as follows:

(1) In added Section 245.0536(b), Human Resources Code, strike "as soon as is practicable" and substitute "on intake of the child".

(2) In added Section 245.0537(b), Human Resources Code, strike "as soon as is practicable" and substitute "on intake of the child".

(3) In added Section 351.048(b), Local Government Code, strike "as soon as is practicable" and substitute "on intake of the prisoner".

(4) In added Section 351.049(b), Local Government Code, strike "as soon as is practicable" and substitute "on intake of the prisoner".

Amendment No. 1 was adopted.

HB 4355, as amended, was passed by (Record 1071): 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; 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; 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; 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 — Dutton; Longoria; Pacheco; Perez.

GENERAL STATE CALENDAR
(consideration continued)

HB 2095 ON THIRD READING
(by Wilson)

HB 2095, A bill to be entitled An Act relating to water research conducted by The University of Texas Bureau of Economic Geology.

HB 2095 was passed by (Record 1072): 113 Yeas, 29 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; 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; Larson; Lopez; Lozano; Lucio; Martinez; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Paddie; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Smith; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Ashby; Bonnen; Burns; Cain; Capriglione; Cason; Cook; Dean; Goldman; Hefner; Krause; Landgraf; Leach; Leman; Metcalf; Murr; Noble; Oliverson; Parker; Patterson; Shaheen; Slaton; Slawson; Spiller; Stucky; Swanson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Hernandez; Longoria; Martinez Fischer; Pacheco; Rodriguez.

STATEMENTS OF VOTE

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Ashby

When Record No. 1072 was taken, I was shown voting yes. I intended to vote no.

Bowers

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Cason

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Cook

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Goldman

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 1072 was taken, I was in the house but away from my desk. I would have voted yes.

Hernandez

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Krause

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Leach

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Leman

When Record No. 1072 was taken, my vote failed to register. I would have voted yes.

Martinez Fischer

When Record No. 1072 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Murr

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Noble

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Oliverson

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Parker

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Patterson

When Record No. 1072 was taken, I was in the house but away from my desk. I would have voted yes.

Rodriguez

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Shaheen

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Slaton

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Slawson

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Spiller

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Stucky

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Swanson

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Tinderholt

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 1072 was taken, I was shown voting no. I intended to vote yes.

Vasut

HB 156 ON THIRD READING

(by Ortega, Moody, M. González, Fierro, and Ordaz Perez)

HB 156, A bill to be entitled An Act relating to the authorization by referendum of an optional county fee on vehicle registration in certain counties.

HB 156 was passed by (Record 1073): 79 Yeas, 65 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; 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.; Kuempel; Larson; Leman; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Paddie; 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; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Gates; Goldman; Harless; Hefner; Holland; Huberty;

Hull; King, P.; Klick; Krause; Lambert; Landgraf; Leach; Lozano; Metcalf; Meyer; Middleton; 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; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Longoria; Morrison; Pacheco.

STATEMENTS OF VOTE

When Record No. 1073 was taken, I was shown voting yes. I intended to vote no.

Geren

When Record No. 1073 was taken, I was in the house but away from my desk. I would have voted no.

Morrison

HB 4293 ON THIRD READING

(by Hinojosa, Krause, Moody, Leach, and J. González)

HB 4293, A bill to be entitled An Act relating to the creation of a court reminder program for criminal defendants.

HB 4293 was passed by (Record 1074): 123 Yeas, 19 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; Collier; Cook; Cortez; Craddick; Crockett; 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; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Burns; Cyrier; Ellzey; Hefner; Metcalf; Murr; Parker; Patterson; Price; Schaefer; Shaheen; Slaton; Slawson; Stucky; Swanson; Tinderholt; Toth; VanDeaver; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Hull; Larson; Longoria; Pacheco; Wilson.

STATEMENT OF VOTE

When Record No. 1074 was taken, I was shown voting no. I intended to vote yes.

Parker

HB 1568 ON THIRD READING

(by Middleton, Buckley, K. Bell, Guillen, Krause, et al.)

HB 1568, A bill to be entitled An Act relating to the school district property value study conducted by the comptroller of public accounts.

Amendment No. 1

Representative P. King offered the following amendment to **HB 1568**:

Amend **HB 1568** on third reading as follows:

(1) Strike the recital to SECTION 2 of the bill as amended by the King Amendment on second reading and substitute the following:

SECTION 2. Section 403.302(c), Government Code, is amended to read as follows:

(2) In SECTION 2 of the bill, strike amended Section 403.302(d), Government Code, as added by the King Amendment on second reading.

Amendment No. 1 was adopted.

HB 1568, as amended, was passed by (Record 1075): 129 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Allison; 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; Crockett; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; 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; Larson; Leach; Leman; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; 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; Zwiener.

Nays — Anchia; Beckley; Bernal; Bucy; Davis; González, J.; Hinojosa; Landgraf; Lopez; Minjarez; Murr; Ortega; Rose; Rosenthal; Turner, C.; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Raney.

Absent — Longoria; Pacheco.

STATEMENTS OF VOTE

When Record No. 1075 was taken, I was shown voting no. I intended to vote yes.

Landgraf

When Record No. 1075 was taken, I was shown voting no. I intended to vote yes.

Murr

POSTPONED BUSINESS

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

HB 3598 ON SECOND READING

(by Leach and Rodriguez)

HB 3598, A bill to be entitled An Act relating to increasing the minimum term of imprisonment and changing the eligibility for community supervision, mandatory supervision, and parole for persons convicted of intoxication manslaughter.

HB 3598 was read second time on May 12 and was postponed until 10:25 p.m. May 12.

HB 3598 - POINT OF ORDER

Representative Crockett raised a point of order against further consideration of **HB 3598** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

Amendment No. 1

Representative Leach offered the following amendment to **HB 3598**:

Amend **HB 3598** (house committee printing) 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 Lauren and CJ's Law.

Amendment No. 1 was adopted.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Longoria on motion of Wu.

HB 3598 - (consideration continued)

A record vote was requested by Representative Smith.

HB 3598, as amended, was passed to engrossment by (Record 1076): 120 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Cook; Craddick; Darby; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; 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; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murr; Neave; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Rodriguez; Rogers; Romero; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Anchia; Bucy; Campos; Collier; Crockett; Davis; González, J.; González, M.; Hinojosa; Lucio; Morales Shaw; Ortega; Reynolds; Rose; Sherman; Turner, C.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Longoria; Raney.

Absent — Anderson; Cortez; Cyrier; Dominguez; Lopez; Murphy; Pacheco; Rosenthal; Schofield; Thierry.

STATEMENTS OF VOTE

When Record No. 1076 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

When Record No. 1076 was taken, my vote failed to register. I would have voted yes.

Cyrier

When Record No. 1076 was taken, I was shown voting no. I intended to vote yes.

Rose

When Record No. 1076 was taken, I was shown voting no. I intended to vote yes.

C. Turner

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).

COMMITTEE MEETING ANNOUNCEMENT

At 2:36 p.m., the following committee meeting was announced:

Licensing and Administrative Procedures, upon afternoon recess today, Desk 67, for a formal meeting, to consider pending and referred business.

CSHB 3920 ON SECOND READING**(by Dean)**

CSHB 3920, A bill to be entitled An Act relating to an application to vote early by mail on the grounds of disability or confinement for child birth.

CSHB 3920 was read second time on May 10, postponed until 6:15 p.m. May 10, amendments were offered and disposed of, and **CSHB 3920** was again postponed until 10 a.m. today.

CSHB 3920 - POINT OF ORDER

Representative J. González raised a point of order against further consideration of **CSHB 3920** under Rule 4, Section 18, and Rule 4, Section 32(b)(9), of the House Rules. The point of order was overruled and the speaker submitted the following ruling:

RULING BY THE SPEAKER

on House Bill 3920

Announced in the House on May 12, 2021

Representative González of Dallas raises a point of order against further consideration of **CSHB 3920** under Rule 4, Section 18, and Rule 4, Section 32(b)(9), of the House Rules on the grounds that the minutes are inaccurate and the summary of committee action is materially misleading.

Ms. González notes that during the committee's consideration of the bill on April 15th, the minutes list a sequence of actions in which testimony was taken before a committee substitute was laid out. She notes that the summary of committee action lists the layout of the committee substitute before testimony was taken. She argues that the summary of committee action impeaches the minutes and that it leaves the reader with the false impression that the witnesses present at the hearing testified on the committee substitute, rather than the original bill.

The rules require the minutes to record the committee's proceedings. See 75 H. Jour. 2584 (1997). The rules require the summary of committee action to summarize those proceedings. The rules do not require that the summary of committee action be a chronological recitation of those proceedings, although that may be the better practice. The purpose of the committee report's documentation that testimony was taken is to provide Members and the public with sufficient information to contact witnesses to determine why they testified as they did. See 75 H. Jour. 3895-3896 (1997). Here, this purpose has been satisfied by both the minutes and the committee report.

Accordingly, the point of order is respectfully overruled.

CSHB 3920, as amended, was passed to engrossment. (Herrero recorded voting no.)

CSHB 3916 ON SECOND READING**(by Goldman)**

CSHB 3916, A bill to be entitled An Act relating to the interconnection and operation of certain distributed electric generation facilities.

CSHB 3916 was read second time on May 12 and was postponed until 10 a.m. today.

Amendment No. 1

Representative Goldman offered the following amendment to **CSHB 3916**:

Amend **CSHB 3916** (house committee printing) by striking all below the enacting clause and substituting the following:

SECTION 1. It is the intent of the legislature in enacting Section 35.037, Utilities Code, to allow grocers the ability to deploy back-up generation in the ERCOT power region in areas that have not implemented retail customer choice.

SECTION 2. Subchapter B, Chapter 35, Utilities Code, is amended by adding Section 35.037 to read as follows:

Sec. 35.037. INTERCONNECTION AND OPERATION OF CERTAIN DISTRIBUTED GENERATION FACILITIES FOR FOOD SUPPLY CHAIN. (a) In this section:

(1) "Customer" means a retail electric customer:

(A) with a distributed generation facility installed on the retail electric customer's side of the meter; and

(B) that has a primary purpose of or derives a material source of revenue from:

(i) retail grocery sales; or

(ii) food manufacturing or distribution for retail grocery sales.

(2) "Distributed generation facility" means a facility installed on the customer's side of the meter but separately metered from the customer:

(A) with a nameplate capacity of at least 250 kilowatts and not more than 10 megawatts;

(B) that is capable of generating and providing backup or supplementary power to the customer's premises; and

(C) that is owned or operated by a person registered as a power generation company in accordance with Section 39.351.

(b) This section only applies in the ERCOT power region in areas where retail customer choice has not been implemented.

(c) A person who owns or operates a distributed generation facility served by a municipally owned utility or electric cooperative in the ERCOT power region may sell electric power generated by the distributed generation facility at wholesale, including the provision of ancillary services.

(d) A person who owns or operates a distributed generation facility may sell electric power generated by the distributed generation facility at wholesale to a municipally owned utility or electric cooperative certificated for retail service to the area where the distributed generation facility is located or to a related generation and transmission electric cooperative. The municipally owned utility or electric cooperative shall purchase the quantity of electric power generated by the distributed generation facility needed to satisfy the full electric requirements of the customer on whose side of the meter the distributed generation facility is installed and operated at a wholesale price agreed to by the customer and shall

resell that quantity of power at retail to the customer at the rate applicable to the customer for retail service, which must include all amounts paid for the wholesale electric power, during:

(1) an emergency declared by the independent organization certified under Section 39.151 for the ERCOT power region that creates the potential for interruption of service to the customer;

(2) any service interruption at the customer's premises;

(3) construction on the customer's premises that creates the potential for interruption of service to the customer;

(4) maintenance and testing of the distributed generation facility; and

(5) additional times mutually agreed on by the owner or operator of the distributed generation facility and the municipally owned utility or electric cooperative.

(e) The customer shall provide written notice as soon as reasonably practicable to the municipally owned utility or electric cooperative of a circumstance described by Subsection (d)(3) or (4).

(f) In addition to a sale authorized under Subsection (d), on request by an owner or operator of a distributed generation facility, the municipally owned utility or electric cooperative shall provide wholesale transmission service to the distributed generation facility owner in the same manner as to other power generation companies for the sale of power from the distributed generation facility at wholesale, including for the provision of ancillary services, in the ERCOT market. The distributed generation facility owner shall comply with all applicable commission rules and protocols and with governing documents of the independent organization certified under Section 39.151 for the ERCOT power region. This subsection does not require a municipally owned utility or electric cooperative to transmit electricity to a retail point of delivery in the certificated service area of the municipally owned utility or electric cooperative.

(g) In addition to a sale authorized under Subsection (d) or (f), a municipally owned utility or electric cooperative or related generation and transmission electric cooperative may purchase electric power provided by the owner or operator of the distributed generation facility at wholesale at a mutually agreed on price. The price may be based wholly or partly on the ERCOT market clearing price of energy at the time of day and at the location at which the electric power is made available.

(h) A municipally owned utility or electric cooperative shall make available a standard interconnection application and agreement for distributed generation facilities that is substantially similar to the commission's distributed generation interconnection agreement form and consistent with this section to facilitate the connection of distributed generation facilities. A municipally owned utility or electric cooperative shall allow interconnection of a distributed generation facility and provide to a distributed generation facility on a nondiscriminatory basis wholesale transmission service, including at distribution voltage, in the same manner as for other power generation companies to transmit to the ERCOT power grid the electric power generated by the distributed generation facility. A municipally owned utility or electric cooperative may recover from the owner or

operator of the distributed generation facility all reasonable costs necessary for and directly attributable to the interconnection of the facility, including the reasonable costs of necessary system upgrades and improvements directly attributable to the distributed generation facility.

(i) Not later than the 30th day after the date a complete application for interconnection of a distributed generation facility is received, the municipally owned utility or electric cooperative shall provide the applicant with a written good faith cost estimate for interconnection-related costs. The municipally owned utility or electric cooperative may not incur any interconnection-related costs without entering into a written agreement for the payment of those costs by the applicant.

(j) The process to interconnect a distributed generation facility must be completed not later than the 240th day after the date the municipally owned utility or electric cooperative receives payment of all estimated costs to complete the interconnection, except that:

(1) the period may be extended by written agreement between the parties; and

(2) the period may be extended after a good faith showing by the municipally owned utility or electric cooperative that the interconnection requires improvements, upgrades, or construction of new facilities that cannot reasonably be completed within that period, in which case the period may be extended for a time not to exceed the time necessary for the improvements, upgrades, or construction of new facilities to be completed.

(k) A municipally owned utility or electric cooperative shall charge the owner or operator of a distributed generation facility rates on a reasonable and nondiscriminatory basis for providing wholesale transmission service to the distributed generation facility owner in the same manner as for other power generation companies to transmit to the ERCOT power grid the electric power generated by the distributed generation facility in accordance with a tariff filed by the municipally owned utility or electric cooperative with the commission.

(l) The owner or operator of the distributed generation facility shall contract with the municipally owned utility or electric cooperative or the municipally owned utility's or electric cooperative's designee for any scheduling, settlement, communication, telemetry, or other services required to participate in the ERCOT wholesale market, but only to the extent that the utility, cooperative, or designee offers the services on a nondiscriminatory basis and at a commercially reasonable cost. If the municipally owned utility or electric cooperative or the municipally owned utility's or electric cooperative's designee does not offer or declines to offer the services, or fails to do so on a nondiscriminatory basis and at a commercially reasonable cost as determined by quotes from at least three third parties providing the same services, the owner or operator of the distributed generation facility may contract with a third party provider to obtain the services.

(m) A distributed generation facility must comply with emissions limitations established by the Texas Commission on Environmental Quality for a standard emissions permit for an electric generation facility unit installed after January 1, 1995.

(n) A municipally owned utility or electric cooperative is not required to interconnect a distributed generation facility under this section if, on the date the utility or cooperative receives an application for interconnection of the facility, the municipally owned utility or electric cooperative has interconnected distributed generation facilities with an aggregate capacity that equals the lesser amount of:

(1) 5 percent of the municipally owned utility's or electric cooperative's average of the 15-minute summer peak load coincident with the independent system operator's 15-minute summer peak load in each of the months of June, July, August, and September; or

(2) 300 megawatts, adjusted annually by the percentage of total system load growth in the ERCOT power region beginning in 2022.

(o) A municipally owned utility or electric cooperative that, on the date the utility or cooperative receives an application for interconnection of a distributed generation facility, has interconnected distributed generation facilities with an aggregate capacity less than the threshold described by Subsection (n) is required to increase that capacity only up to that threshold.

(p) This section is not intended to change registration standards or other qualifications required by the independent organization certified under Section 39.151 for the ERCOT power region related to the participation of distributed generation facilities in the wholesale market. This section is not intended to allow distributed generation facilities to participate in a manner that is not technically feasible or that is otherwise in conflict with wholesale rules and requirements adopted by the independent organization certified under Section 39.151 for the ERCOT power region.

SECTION 3. 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.

CSHB 3916, as amended, was passed to engrossment.

**MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING**

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

HB 2022 ON SECOND READING

(by Darby, Rogers, J.D. Johnson, Morales Shaw, Herrero, et al.)

HB 2022, A bill to be entitled An Act relating to enrollment of certain retirees in the Texas Public School Employees Group Insurance Program.

HB 2022 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE ROGERS: Representative Darby, you'll recall that this bill went through Pensions and Investments, where we heard about the overwhelming necessity to give our retired educators the opportunity to reenroll in TRS-Care

because they left for a plan that didn't live up to their expectations. I want to ask you a couple of questions about legislative intent. Who qualifies for reenrollment in TRS-Care under **HB 2022**?

REPRESENTATIVE DARBY: Well, in order to qualify for reenrollment, members must be eligible to enroll in Medicare and must have voluntarily terminated their participation either on or before January 1, 2017, and on or before December 31, 2019.

ROGERS: Does the bill leave the window to reenroll open indefinitely?

DARBY: Absolutely not. Individuals must opt to reenroll before December 31, 2023.

REMARKS ORDERED PRINTED

Representative Rogers moved to print remarks between Representative Darby and Representative Rogers on **HB 2022**.

The motion prevailed.

HB 2022 was passed to engrossment.

RECESS

Representative Harris moved that the house recess until 4 p.m. today.

The motion prevailed.

The house accordingly, at 3:28 p.m., recessed until 4 p.m. today.

AFTERNOON SESSION

The house met at 4:18 p.m. and was called to order by the speaker.

PROVIDING FOR A LOCAL, CONSENT, AND RESOLUTIONS CALENDAR

Representative Geren moved to set a local, consent, and resolutions calendar for 10 a.m. Tuesday, May 18.

The motion prevailed.

CONSTITUTIONAL AMENDMENTS CALENDAR HOUSE JOINT RESOLUTIONS SECOND READING

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

HJR 165 ON SECOND READING (by Jetton)

HJR 165, A joint resolution proposing a constitutional amendment providing additional powers to the State Commission on Judicial Conduct with respect to candidates for judicial office.

HJR 165 was adopted by (Record 1077): 137 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; 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; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; 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; 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(C).

Absent, Excused — Coleman; Longoria; Raney.

Absent — Crockett; Frullo; Herrero; Johnson, J.D.; Kuempel; Martinez Fischer; Meza; Morales Shaw; Rodriguez.

STATEMENTS OF VOTE

When Record No. 1077 was taken, I was in the house but away from my desk. I would have voted yes.

Herrero

When Record No. 1077 was taken, I was temporarily out of the house chamber. 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:

CSHB 1530 ON SECOND READING

(by Murphy and Frullo)

CSHB 1530, A bill to be entitled An Act relating to authorizing the issuance of revenue bonds to fund capital projects at public institutions of higher education.

Amendment No. 1

Representative Murphy offered the following amendment to **CSHB 1530**:

Amend **CSHB 1530** (house committee printing) as follows:

(1) On page 1, line 19, strike "\$60" and substitute "\$54".

(2) On page 1, line 22, strike "\$60" and substitute "\$63".

(3) On page 1, strike line 23 and substitute "construction of a College of Health Sciences and Human Services building on the Stephenville campus;".

(4) On page 1, line 24, strike "\$200" and substitute "\$180".

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

(4) Texas A&M University–Commerce, \$95 million for construction of an agricultural education and research complex;

(6) On page 2, line 10, strike "\$45" and substitute "\$40.5".

(7) On page 2, line 14, strike "\$75" and substitute "\$67.5".

(8) On page 2, line 15, strike "and".

(9) On page 2, between lines 15 and 16, insert the following:

(9) Texas A&M International University, \$80 million for construction of health science education and research centers;

(10) Texas A&M University–Texarkana, \$46 million for construction of a business, engineering, and technology building;

(11) West Texas A&M University, \$33,353,000 for renovation of nine buildings to address health and safety issues related to the state fire marshal's report; and

(10) On page 2, line 16, strike "(9)" and substitute "(12)".

(11) On page 2, line 18, strike "\$100" and substitute "\$90".

(12) On page 2, line 20, strike "\$40" and substitute "\$36".

(13) On page 3, line 18, strike "\$134 million" and substitute "\$120,600,000".

(14) On page 3, line 20, strike "\$100" and substitute "\$90".

(15) On page 3, line 22, strike "\$85" and substitute "\$76.5".

(16) On page 3, line 24, strike "\$100" and substitute "\$90".

(17) On page 3, line 26, strike "\$70" and substitute "\$63".

(18) On page 4, lines 2 and 3, strike "\$76 million" and substitute "\$68,400,000".

(19) On page 4, line 5, strike "\$161,250,000" and substitute "\$145,125,000".

(20) On page 4, line 7, strike "\$76 million" and substitute "\$68,400,000".

(21) On page 4, line 10, strike "\$100" and substitute "\$90".

(22) On page 4, line 13, strike "\$110" and substitute "\$99".

(23) On page 4, line 16, strike "\$70" and substitute "\$63".

(24) On page 4, line 19, strike "\$100" and substitute "\$90".

(25) On page 4, line 22, strike "\$109,197,714" and substitute "\$98,277,943".

(26) On page 4, strike lines 24 and 25 and substitute the following:

(14) UT Southwestern Medical Center, \$90,144,468 for construction of the north campus

(27) On page 6, line 9, strike "and".

(28) On page 6, line 16, between "building" and the underlined period, insert the following:

; and

(5) the University of Houston–Victoria:

(A) \$33,825,000 for construction of a health science building; and

(B) \$39,975,000 for construction of an engineering facility

(29) Strike page 7, line 27 through page 8, line 2, and substitute the following:

(5) Texas State University:

(A) \$157 million for construction of a STEM classroom building located in San Marcos, Texas; and

(B) \$88 million for construction of a health professions building located in Round Rock, Texas.

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

SECTION _____. Subchapter B, Chapter 55, Education Code, is amended by adding Section 55.111 to read as follows:

Sec. 55.111. CERTAIN ALLOCATED FUNDS TO BE DESIGNATED AS CAPITAL IMPROVEMENT DEBT ASSISTANCE. For purposes of this subchapter, funds allocated from the appropriation of general revenue to an institution of higher education to supplement revenue funds of the institution described by Section 55.13(a) may be designated as "Capital Improvement Debt Assistance."

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Burns, Slawson, Talarico, Price, Darby, Smithee, Deshotel, Buckley, Goldman, Kacal, White, and E. Morales offered the following amendment to **CSHB 1530**:

Amend **CSHB 1530** (house committee printing) as follows:

(1) On page 2, between lines 13 and 14, insert the following appropriately numbered subdivisions and renumber subsequent subdivisions of added Section 55.1791(a), Education Code, accordingly:

() Texas A&M University System, \$52,200,000 for construction of a STEM education makerspace center at the RELIS campus;

() Tarleton State University, \$54 million for expansion of the Fort Worth campus;

() Texas A&M University–Central Texas, \$45 million for construction of a central utility plant and infrastructure upgrades;

() West Texas A&M University, \$65,750,000 for infrastructure upgrades to address health and safety issues and the renovation of an education building;

(2) On page 7, between lines 21 and 22, insert the following appropriately numbered subdivisions and renumber subsequent subdivisions of added Section 55.1794(a), Education Code, accordingly:

() Lamar University, \$75 million for renovation of a library;

() Sul Ross State University, \$35,250,000 for renovation of fine arts facilities;

() Sul Ross State University Rio Grande College, \$44,200,000 for construction of a multipurpose education and services building;

Amendment No. 3

Representative Burns offered the following amendment to Amendment No. 2:

Amend Amendment No. 2 by Burns to **CSHB 1530**, on page 1 of the amendment, by striking lines 7 through 9.

Amendment No. 3 was adopted.

Amendment No. 2, as amended, was adopted.

Amendment No. 4

Representative Craddick offered the following amendment to **CSHB 1530**:

Amend **CSHB 1530** (house committee printing) on page 12, by striking lines 2 and 3 and substituting the following:

(3) Texas Tech University Health Sciences Center:

(A) \$90 million for maintenance and renovation of an existing facility; and

(B) \$25 million for construction and equipment of the physician assistant facility in Midland, Texas; and

Amendment No. 4 was adopted.

CSHB 1530, as amended, was passed to engrossment. (Dean recorded voting no.)

CSHB 4509 ON SECOND READING

(by **Bonnen, et al.**)

CSHB 4509, A bill to be entitled An Act relating to instruction on informed American patriotism in public schools.

Amendment No. 1

Representative Bonnen offered the following amendment to **CSHB 4509**:

Amend **CSHB 4509** (house committee report) as follows:

(1) On page 4, line 1, between "the" and "Declaration", insert "entirety of the".

(2) On page 4, line 2, between "the" and "United", insert "entirety of the".

(3) On page 4, line 3, between "including" and "Essays", insert "the entirety of".

(4) On page 4, line 8, strike "and".

(5) On page 4, line 10, between "States" and the underlined period, insert the following:

;

(G) the entirety of Frederick Douglass's speeches The Meaning of July Fourth for the Negro and What the Black Man Wants; and

(H) the entirety of Martin Luther King Jr.'s speech I Have a Dream

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

SECTION _____. Section 5.001, Education Code, is amended by adding Subdivision (10) to read as follows:

(10) "Informed American patriotism" means a reasoned appreciation, gained through the study of historical primary sources, of why America has been, is now, and continues to be the destination of choice for those around the world who yearn to live in freedom. Informed American patriotism is only a conditional pledge of devotion that will be maintained only so long as America adheres to a republican form of government. If we abandon a representative democracy, our pledge of allegiance will be withdrawn as is stated in the Pledge of Allegiance, which swears devotion to a "republic".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Ramos offered the following amendment to **CSHB 4509**:

Amend **CSHB 4509** (house committee report) as follows:

(1) On page 2, line 3, strike "informed [~~active~~]" and substitute "informed, active".

(2) On page 2, line 5, strike "[~~basic values~~]" and substitute "and basic values".

Amendment No. 2 was adopted.

CSHB 4509, as amended, was passed to engrossment.

HB 3906 ON SECOND READING (by Goldman)

HB 3906, A bill to be entitled An Act relating to the regulation of political funds, campaigns, and lobbying, including certain functions and procedures of the Texas Ethics Commission.

Amendment No. 1

Representative Goldman offered the following amendment to **HB 3906**:

Amend **HB 3906** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering SECTIONS of the bill accordingly:

SECTION _____. Section 572.022(c), Government Code, is amended to read as follows:

(c) The individual filing the statement shall report a description of real property by reporting:

(1) the street address, if available, or the number of lots or number of acres, as applicable, in each county, and the name of the county, if the street address is not available; and

(2) the names of all persons retaining an interest in the property, excluding:

(A) an interest that is a severed mineral interest; and

(B) the name of a person with an interest in the property that holds a mortgage on the property that is otherwise required to be reported in the statement.

SECTION _____. Section 572.023, Government Code, is amended by amending Subsection (b) and adding Subsections (h) and (i) to read as follows:

(b) The account of financial activity consists of:

(1) a list of all sources of occupational income, identified by employer, or if self-employed, by the nature of the occupation, including identification of a person or other organization from which the individual or a business in which the individual has a substantial interest received a fee as a retainer for a claim on future services in case of need, as distinguished from a fee for services on a matter specified at the time of contracting for or receiving the fee, if professional or occupational services are not actually performed during the reporting period equal to or in excess of the amount of the retainer~~[-, and the category of the amount of the fee];~~

(2) identification by name ~~[and the category of the number of shares of stock]~~ of any business entity held or acquired~~[-, and if sold, the category of the amount of net gain or loss realized from the sale];~~

(3) a list of all bonds, notes, and other commercial paper held or acquired~~[-, and if sold, the category of the amount of net gain or loss realized from the sale];~~

(4) identification of each source ~~[and the category of the amount]~~ of income in excess of \$500 derived from each source from interest, dividends, royalties, and rents;

(5) identification of each guarantor of a loan and identification of each person or financial institution to whom a personal note or notes or lease agreement for a total financial liability in excess of \$1,000 existed at any time during the year ~~[and the category of the amount of the liability];~~

(6) identification by description of all beneficial interests in real property and business entities held or acquired~~[-, and if sold, the category of the amount of the net gain or loss realized from the sale];~~

(7) identification of a person or other organization from which the individual or the individual's spouse or dependent children received a gift of anything of value in excess of \$250 and a description of each gift, except:

(A) a gift received from an individual related to the individual at any time within the second degree by consanguinity or affinity, as determined under Subchapter B, Chapter 573;

(B) a political contribution that was reported as required by Chapter 254, Election Code; and

(C) an expenditure required to be reported by a person required to be registered under Chapter 305;

(8) identification of the source ~~[and the category of the amount]~~ of all income received as beneficiary of a trust, other than a blind trust that complies with Subsection (c), and identification of each trust asset, if known to the beneficiary, from which income was received by the beneficiary in excess of \$500;

(9) identification[:

~~[(A) by description of a corporation, firm, partnership, limited partnership, limited liability partnership, professional corporation, professional association, joint venture, or other business association in which five percent or more of the outstanding ownership was held, acquired, or sold; and~~

~~[(B)]~~ by description [and the category of the amount] of all assets and liabilities of a corporation, firm, partnership, limited partnership, limited liability partnership, professional corporation, professional association, joint venture, or other business association in which 50 percent or more of the outstanding ownership was held, acquired, or sold;

(10) a list of all boards of directors of which the individual is a member and from which the individual receives compensation and executive positions, only if the executive position held is president, vice-president, secretary, treasurer, or chairman, that the individual holds in corporations, firms, partnerships, limited partnerships, limited liability partnerships, professional corporations, professional associations, joint ventures, or other business associations or proprietorships, stating the name of each corporation, firm, partnership, limited partnership, limited liability partnership, professional corporation, professional association, joint venture, or other business association or proprietorship and the position held;

(11) identification of any person providing transportation, meals, or lodging expenses permitted under Section 36.07(b), Penal Code, and the amount of those expenses, other than expenditures required to be reported under Chapter 305;

(12) any corporation, firm, partnership, limited partnership, limited liability partnership, professional corporation, professional association, joint venture, or other business association, excluding a publicly held corporation, in which both the individual and a person registered under Chapter 305 have an interest;

(13) identification by name [and the category of the number of shares] of any mutual fund held or acquired[, and if sold, the category of the amount of net gain or loss realized from the sale];

(14) identification of each blind trust that complies with Subsection (c), including:

(A) [the category of the fair market value of the trust;

~~(B)]~~ the date the trust was created;

~~[(C)]~~ the name and address of the trustee; and

~~[(D)]~~ a statement signed by the trustee, under penalty of perjury,

stating that:

(i) the trustee has not revealed any information to the individual, except information that may be disclosed under Subdivision (8); and

(ii) to the best of the trustee's knowledge, the trust complies with this section;

(15) if the aggregate cost of goods or services sold under one or more written contracts described by this subdivision exceeds \$10,000 in the year covered by the report, identification of each written contract, including the name of each party to the contract:

(A) for the sale of goods or services in the amount of \$2,500 or more;

(B) to which the individual, the individual's spouse, the individual's dependent child, or any business entity of which the individual, the individual's spouse, or the individual's dependent child, independently or in conjunction with one or more persons described by this subsection, has at least a 50 percent ownership interest is a party; and

(C) with:

(i) a governmental entity; or

(ii) a person who contracts with a governmental entity, if the individual or entity described by Paragraph (B) performs work arising out of the contract, subcontract, or agreement between the person and the governmental entity for a fee; and

(16) if the individual is a member of the legislature and provides bond counsel services to an issuer, as defined by Section 1201.002(1), identification of the following for each issuance for which the individual served as bond counsel:

(A) the amount of the issuance; and

(B) the name of the issuer[;

~~[(C) the date of the issuance;~~

~~[(D) the amount of fees paid to the individual, and whether the amount is:~~

~~[(i) less than \$5,000;~~

~~[(ii) at least \$5,000 but less than \$10,000;~~

~~[(iii) at least \$10,000 but less than \$25,000; or~~

~~[(iv) \$25,000 or more; and~~

~~[(E) the amount of fees paid to the individual's firm, if applicable, and whether the amount is:~~

~~[(i) less than \$5,000;~~

~~[(ii) at least \$5,000 but less than \$10,000;~~

~~[(iii) at least \$10,000 but less than \$25,000; or~~

~~[(iv) \$25,000 or more].~~

(h) For purposes of Subsection (b)(9):

(1) "Asset" means a separate business entity, cash, or real and personal property.

(2) "Liability" means a note, line of credit, lien, or corporate lease.

(i) In prescribing the form and reporting requirements for a financial statement filed under this chapter, the commission shall ensure redundancies in reporting are reduced by combining, as appropriate, reporting categories and limiting the need to report information multiple times.

SECTION _____. Section 572.024, Government Code, is amended to read as follows:

A state officer who receives a fee for services rendered by the officer to or on behalf of a person required to be registered under Chapter 305, or to or on behalf of a person or entity that the officer actually knows directly compensates or reimburses a person required to be registered under Chapter 305, shall report on the financial statement the name of each person or entity for which the services were rendered~~[and the category of the amount of each fee].~~

SECTION _____. Section 572.025, Government Code, is amended to read as follows:

A member of the legislature who represents another person for compensation before an executive state agency shall report on the financial statement:

- (1) the name of the agency; and
- (2) the person represented by the member~~[-and~~
- ~~(3) the category of the amount of compensation received by the member for that representation].~~

SECTION _____. Section 572.022(b), Government Code, is repealed.

SECTION _____. Sections 572.022, 572.023, 572.024, and 572.025, Government Code, as amended by this Act, apply only to a financial statement filed under Subchapter B, Chapter 572, Government Code, on or after the effective date of this Act. A financial statement filed before the effective date of this Act is governed by the law in effect on the date of filing, and the former law is continued in effect for that purpose.

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, of the House Rules on the grounds that the amendment is not germane. The point of order was withdrawn.

Amendment No. 1 was withdrawn.

Representative Goldman moved to postpone consideration of **HB 3906** until 7 p.m. today.

The motion prevailed.

CSHB 4472 ON SECOND READING (by Landgraf and C. Bell)

CSHB 4472, A bill to be entitled An Act relating to the Texas emissions reduction plan.

Amendment No. 1

Representative Landgraf offered the following amendment to **CSHB 4472**:

Amend **CSHB 4472** (house committee report) as follows:

(1) On page 5, lines 24 and 25, strike "386.154(d), Health and Safety Code, is amended" and substitute "386.154, Health and Safety Code, is amended by adding Subsections (f) and (g)".

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

(3) On page 6, strike lines 3-15, and substitute the following appropriately numbered subdivision and renumber subsequent subdivisions of added Section 386.154(f), Health and Safety Code, accordingly:

 satisfies the requirements of Subsections (d)(2)-(5);

(4) On page 6, line 23, strike "Subsection (g)" and substitute "Subsection (f)".

(5) On page 6, line 25, strike "386.252(a) and (f)" and substitute "386.252(a), (f), and (h)".

(6) On page 7, lines 5 and 6, between "per" and "fiscal", insert "state".

(7) On page 7, strike lines 7-13 and substitute the following:

(1) four percent may be used for the clean school bus program under Chapter 390;

(2) six [~~three~~] percent may be used for the new technology implementation grant program under Chapter 391, from which at least \$1 million will be set aside for electricity storage projects related to renewable energy;

(3) five percent may be used for the Texas

(8) On page 7, line 24, strike "\$8 million [~~10 percent~~]" and substitute "10 percent".

(9) On page 8, strike lines 16-19 and substitute the following:

(10) six percent may be used by the commission for the seaport and rail yard areas emissions reduction program established under Subchapter D-1;

(11) five percent may be used for the

(10) On page 9, line 12, strike "386.058" and substitute "386.058";.

(11) On page 9, strike lines 16-25 and substitute the following:

(17) the balance is to be used by the commission for the diesel emissions reduction incentive program under Subchapter C as determined by the commission.

(12) On page 10, line 8, strike " : " .

(13) On page 10, line 10, strike " : ." and substitute "] ." .

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

SECTION ____ . Section 386.250(c), Health and Safety Code, as effective September 1, 2021, is amended to read as follows:

(c) Not later than the 30th day after the last day of each state fiscal biennium, the commission shall transfer the unencumbered balance of the fund remaining on the last day of the state fiscal biennium to the credit of a separate account established in the fund for use by the commission for funding research at the Texas A&M Transportation Institute to determine:

(1) the cost-effectiveness of existing emissions reduction programs under the plan; and

(2) cost-effective programs that are not currently authorized to receive funding under the plan that would improve the emissions reduction capabilities of the plan [the Texas emissions reduction plan account].

Amendment No. 2

Representative C. Bell offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Landgraf to **CSHB 4472** as follows:

(1) On page 2, line 15, strike "SECTION" and substitute "SECTIONS".

(2) On page 2, between lines 16 and 17, insert the following:

SECTION _____. Section 386.057, Health and Safety Code, is amended by adding Subsection (e) to read as follows:

(e) Not later than October 1 of each year, the Texas Department of Transportation shall report to the commission the following information for all congestion mitigation and air quality improvement projects in nonattainment areas that are planned to be funded, or received initial funding during the preceding 10 years, from money received by the department under Section 386.250:

(1) projects to mitigate congestion and improve air quality that are currently planned;

(2) projects to mitigate congestion and improve air quality that have been completed;

(3) estimated emissions reductions for all planned and completed congestion mitigation projects; and

(4) estimated cost per ton analysis of reduced emissions of nitrogen oxides, particulate matter, or volatile organic compounds for each congestion mitigation project planned or completed.

(3) On page 2, lines 17 and 18, strike "386.250(c), Health and Safety Code, as effective September 1, 2021, is amended" and substitute "386.250, Health and Safety Code, as effective September 1, 2021, is amended by amending Subsection (c) and adding Subsection (d)".

(4) On page 2, line 19, between "(c)" and "Not", insert the following:

The commission may not remit more than 40 percent of the amount deposited to the credit of the fund to the state highway fund for use by the Texas Department of Transportation for projects described by Section 386.051(b)(22).

(d)

(5) Add the following appropriately numbered items to the amendment and renumber subsequent items of the amendment accordingly:

() On page 3, line 6, strike "and".

() On page 3, line 8, between "388.013" and the period, insert the following:

; and

(22) remittance of funds to the state highway fund for use by the Texas Department of Transportation for congestion mitigation and air quality improvement projects in nonattainment areas

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

Amendment No. 3

Representative Canales offered the following amendment to **CSHB 4472**:

Amend **CSHB 4472** (house committee report) as follows:

(1) On page 5, lines 24 and 25, strike "386.154(d), Health and Safety Code, is amended" and substitute "386.154, Health and Safety Code, is amended by adding Subsections (f), (g), and (h)".

(2) On page 6, between lines 24 and 25, insert the following:

(h) Notwithstanding Subsections (c) and (e) and subject to Section 386.252(a)(11), at the beginning of the second state fiscal year of the biennium, the commission may adjust the initial vehicle limitations provided under Subsections (c) and (e) based on demand for incentives under this section during the preceding state fiscal year.

Amendment No. 3 was adopted.

Amendment No. 4

Representative Howard offered the following amendment to **CSHB 4472**:

Amend **CSHB 4472** (house committee report) on page 8 by striking lines 22-27 and substituting the following:

(12) not less [more] than \$216,000 and not more than \$1 million may be used by the commission to contract with the Energy Systems Laboratory at the Texas A&M Engineering Experiment Station annually for:

(A) the development and annual computation of creditable statewide emissions reductions obtained through wind and other renewable energy resources for the state implementation plan; and

(B) the annual computation of creditable statewide emissions reductions attributable to energy efficiency programs;

Amendment No. 4 was adopted.

CSHB 4472, as amended, was passed to engrossment. (Ashby and Wilson recorded voting no.)

HB 3251 ON SECOND READING

(by E. Thompson)

HB 3251, A bill to be entitled An Act relating to the use of unmanned aircraft.

HB 3251 - POINT OF ORDER

Representative Schaefer raised a point of order against further consideration of **HB 3251** under Rule 4, Section 32(c)(2), of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

RULING BY THE SPEAKER

on House Bill 3251

Announced in the House on May 13, 2021

Representative Schaefer raises a point of order against further consideration of **HB 3251** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading.

Among other things, Mr. Schaefer argues that the analysis does not accurately describe the changes in law made by the bill to the circumstances in which law enforcement may operate a drone over private property.

Under current law, law enforcement may operate a drone over private property if the property is generally open to the public and the property owner consents to the use for "law enforcement public safety responsibilities," a term undefined by current law. The bill would prohibit law enforcement from operating a drone over private property unless law enforcement obtained the property owner's consent to a search for one of five specific and narrow purposes.

The bill analysis omits any mention of the requirement that an owner must waive the owner's Fourth Amendment rights before law enforcement may operate a drone over the owner's property. Moreover, the analysis uses the broad and undefined term that the bill strikes from current law in attempting to describe the proposed changes that are much narrower in scope and application. The analysis is materially misleading because it does not accurately describe the changes in legal rights and duties made by the bill.

Accordingly, the point of order is well-taken and sustained.

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. 2 and 3).

CSHB 3013 ON SECOND READING

(by Biedermann, Krause, Burns, et al.)

CSHB 3013, A bill to be entitled An Act relating to displays and exhibits located on the grounds of the Alamo complex.

Amendment No. 1

Representatives Leach, Shaheen, K. King, Goldman, Hefner, Sanford, Holland, Canales, Patterson, Kacal, Lozano, Larson, Wilson, and Krause offered the following amendment to **CSHB 3013**:

Amend **CSHB 3013** (house committee report) on page 1 as follows:

(1) On line 8, between "EXHIBITS." and "The", insert "(a)".

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

(b) The land office shall develop a display or exhibit to be located on the grounds of the Alamo complex, or in a museum located on the grounds, that focuses on the unique role this state has played in the development of our nation's history and affirms this state's commitment to the United States and the preservation and continuation of the principles of freedom and sovereignty upon which our nation is built.

Amendment No. 1 - Point of Order

Representative Slaton 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

Representatives Gervin-Hawkins, Pacheco, Cortez, Bernal, Larson, Martinez Fischer, Minjarez, Allison, and Campos offered the following amendment to **CSHB 3013**:

Amend **CSHB 3013** (house committee report) on page 1 as follows:

(1) On line 8, between "EXHIBITS." and "The", insert "(a)".

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

(b) The land office shall consult with local governmental entities and local historians when developing and reviewing the displays and exhibits located on the grounds of the Alamo complex.

A record vote was requested by Representative Leach.

Amendment No. 2 was adopted by (Record 1078): 110 Yeas, 33 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; 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; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; 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; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schaefer; Shaheen; Sherman; Shine; Smith; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Biedermann; Burns; Cain; Capriglione; Cason; Cook; Frank; Harris; Hefner; Holland; Hull; Klick; Krause; Leman; Lozano; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Schofield; Slaton; Slawson; Smithee; Spiller; Thompson, E.; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Longoria; Raney.

Absent — Jetton; Perez; Sanford.

STATEMENT OF VOTE

When Record No. 1078 was taken, I was shown voting yes. I intended to vote no.

Leach

Amendment No. 3

Representative Gervin-Hawkins offered the following amendment to **CSHB 3013**:

Amend **CSHB 3013** (house committee report) on page 1, line 11, by striking "prominently feature" and substituting "focus on".

Amendment No. 3 was adopted.

Amendment No. 4

Representative Gervin-Hawkins offered the following amendment to **CSHB 3013**:

Amend **CSHB 3013** (house committee report) on page 1 as follows:

(1) On line 9, between "shall" and "ensure", insert ", to the best of the office's ability,".

(2) On line 12, strike "1836 Battle of the Alamo" and substitute "Texas Revolution".

(3) On line 14, strike "and".

(4) On line 17, strike the underlined period and substitute "; and".

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

(4) historical documents and artifacts.

Amendment No. 5

Representative Biedermann offered the following amendment to Amendment No. 4:

Amend Amendment No. 4 by Gervin-Hawkins to **CSHB 3013** on page 1, line 11, between "artifacts" and the underlined period, by inserting "relating to or from the Texas Revolution".

Amendment No. 5 was withdrawn.

Amendment No. 4 was adopted.

Amendment No. 6

Representative J.D. Johnson offered the following amendment to **CSHB 3013**:

Amend **CSHB 3013** (house committee report) on page 1 as follows:

(1) On line 14, strike "and".

(2) On line 17, strike the underlined period and substitute "; and".

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

(4) the story of Joe, a survivor of the 1836 Battle of the Alamo who told the story of the battle across the United States, and the stories of other Black Americans who were present at the battle, including Charlie and Bettie.

Amendment No. 6 was adopted.

Amendment No. 7

Representative J.D. Johnson offered the following amendment to **CSHB 3013**:

Amend **CSHB 3013** (house committee report) on page 1 as follows:

- (1) On line 14, strike "and".
- (2) On line 17, strike the underlined period and substitute "; and".
- (3) Between lines 17 and 18, insert the following:
 - (4) the role of slavery in the 1836 Battle of the Alamo.

Amendment No. 7 was adopted.

Amendment No. 8

Representatives Leach, Hefner, Shaheen, Patterson, Kacal, Price, Sanford, Hull, Holland, Anderson, and Larson offered the following amendment to **CSHB 3013**:

Amend **CSHB 3013** (house committee printing) on page 1 as follows:

(1) In proposed Section 31.456, Natural Resources Code, insert the following appropriately numbered subdivision:

() the unique role that the 1836 Battle of the Alamo and those Texians and Tejanos who fought in the 1836 Battle of the Alamo played in the history of the United States, including Texas's commitment to continued union with the United States and shared principles of freedom and sovereignty.

(2) Renumber any subsequent subdivisions as appropriate.

Amendment No. 8 was adopted.

A record vote was requested by Representative Cason.

CSHB 3013, as amended, was passed to engrossment by (Record 1079): 124 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Huberty; Hull; Hunter; Johnson, A.; Johnson, J.D.; 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; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Perez; Price; 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.

Nays — Allen; Beckley; Bowers; Bucy; Crockett; Dutton; Goodwin; Guerra; Howard; Israel; Johnson, J.E.; Moody; Muñoz; Neave; Ortega; Pacheco; Ramos; Talarico; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Longoria; Raney.

Absent — Anchia; Dominguez; Jetton.

STATEMENTS OF VOTE

When Record No. 1079 was taken, I was shown voting no. I intended to vote yes.

Guerra

When Record No. 1079 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 1079 was taken, I was shown voting no. I intended to vote yes.

Moody

ADDRESS BY REPRESENTATIVE HARRIS

The chair recognized Representative Harris who addressed the house, speaking as follows:

Moments ago, Hill County Constable Kevin Cordell was shot multiple times during his pursuit of two murder suspects in Johnson County. Constable Cordell is currently undergoing emergency surgery at a hospital in Fort Worth. Both suspects were taken into custody as a result of Constable Cordell's heroic efforts. I'd also like to thank and recognize the work of the Dallas Police Department, the Hill and Johnson County Sheriff Offices, and all the first responders who worked to capture these suspects. Members, please join me in a moment of silence to pray for Kevin; his wife, Julie; and their three sons as they await the outcome of his surgery.

REMARKS ORDERED PRINTED

Representative Canales moved to print remarks by Representative Harris.

The motion prevailed.

HB 2874 ON SECOND READING

(by Anchia)

HB 2874, A bill to be entitled An Act relating to a requirement that public schools issue student identification cards to high school students.

Amendment No. 1

Representative Schofield offered the following amendment to **HB 2874**:

Amend **HB 2874** (house committee report) as follows:

- (1) On page 1, line 11, after ";" insert " and".
- (2) On page 1, line 12, strike "; and" and substitute " :".
- (3) On page 1, line 13, strike "(3) date of birth.".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Slaton offered the following amendment to **HB 2874**:

Amend **HB 2874** (house committee printing) as follows:

- (1) On page 1, line 7, between "." and "A", insert "(a)".
- (2) On page 1, strike lines 12 and 13, and substitute the following:
 - (2) photograph; and
 - (3) sex

(b) In this section:

(1) "sex" means the physical condition of being male or female.

(2) "name" means the name reflected on the student's birth certificate.

(c) The words "THIS IS NOT A VALID ID FOR THE PURPOSE OF VOTING" must appear on the back of the identification card."

Amendment No. 2 - Point of Order

Representative Anchia 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 **HB 2874**:

Amend **HB 2874** (house committee printing) as follows:

(1) On page 1, line 7, between "." and "A", insert "(a)".

(2) On page 1, strike lines 12 and 13, and substitute the following:

(2) photograph; and

(3) sex

(b) In this section:

(1) "sex" means the physical condition of being male or female.

(2) "name" means the name reflected on the student's birth certificate.

(c) The words "THIS IS NOT A VALID ID FOR THE PURPOSE OF VOTING" must appear on the back of the identification card."

AMENDMENT NO. 3 - REMARKS

REPRESENTATIVE SLATON: This amendment is a clarifying amendment. It adds sex and the name of the student, some definitions, and we left the postal service out of this one.

REPRESENTATIVE ANCHIA: The purpose of this bill was to try to get students identification, much like the Krause bill that we heard earlier on the calendar, because it's really important for students at public schools, especially in the open enrollment charter schools, to get student IDs and also traditional public schools to the extent they do it, although about 70 percent of them do. The amendment that we have before you today is, I guess, focused on the sex and the birth certificate name of the student. The reason I took the Schofield amendment earlier on this bill is because he was concerned, and I think rightfully so, that having a date of birth would provide too much identifying information on the student ID. And I agreed with that. I thought that was too much. That's why that amendment was acceptable to the author. But the goal of Mr. Slaton's amendment goes much farther in providing identification information for young people on their card. So if you were for the Schofield amendment that says, "Hey, let's take off the date of birth," because we're concerned about that being on a student ID, you should definitely be against this amendment because this requires information far beyond what the original bill went toward, including a student's birth certificate name and their sex, which I think is extraneous to the bill's purpose.

REPRESENTATIVE NEAVE: Chairman Anchia, can you talk to us about the Supreme Court case *Plyler v. Doe*?

ANCHIA: Certainly, although that case may be beyond the scope of what this bill is trying to do. But in *Plyler*, they said that all students regardless of race, ethnicity, citizenship status, residency, were entitled to a public education.

NEAVE: And this amendment has language where it could potentially require a school district to look at the citizenship. It's asking to look at the birth certificate of a minor child. Is that correct?

ANCHIA: Yes; I think, for the purpose of getting their birth certificate name on the student ID.

NEAVE: And is that typically within the purview of a school district to look at the birth certificate of a minor child?

ANCHIA: No, it is not.

NEAVE: So this amendment, do you think, would it run contrary to the established Supreme Court precedent in *Plyler v. Doe*?

ANCHIA: Yes, it certainly is. And look, the underlying bill, ladies and gentlemen, was supported by Dallas ISD, Texans Care for Children, Texas Legislative Education Equity Coalition, United Ways of Texas, all organizations that thought it would be a good idea, just like in the Krause bill earlier today, for us to get ID to young people so it helps them get ahead in life. I'm not sure why Subsection (c) is on here because this bill doesn't amend the Election Code. But look, the reality is school databases are already designed to protect the privacy of young people. This information on the certificate, I think, could put young people at risk, and it is far beyond the initial scope of this bill. And I just want to point out that the reason we want to get young people IDs is that it serves really functional purposes on campus, for example, to pay for meals, to access materials, use library services, purchase other items at school.

But even outside of school, ID is fundamental. It allows students to have access to public libraries. It allows them to apply for welfare benefits. It allows them to apply for jobs, to access buildings, to engage in blood donation, to pick up prescriptions, to adopt pets, to open a bank account if they're 18 and older, as well as other services too broad to enumerate. One of the other reasons we wanted to do this is that oftentimes, especially for students that don't have a state ID or don't have a driver's license—a lot of students in our communities don't have the money to buy a car. They're not going to be driving a car. They can't pay for insurance. We wanted them to have ID just so if they have interactions with law enforcement, they could prove who they are: "Hey, I'm Rafael Anchia, I'm a junior at Miami Coral Park High School, and this is my ID." It allows them to identify themselves when they absolutely need to.

REPRESENTATIVE ZWIENER: So your original legislation, correct, required that the date of birth be on the ID. Is that accurate?

ANCHIA: It did.

ZWIENER: And what is the value of having the date of birth on that identification?

ANCHIA: Well, it helps when you need to prove your age, like when you need to board a plane as an unaccompanied minor, for example. When you need to pick up a prescription, it's helpful to prove to some people how old you are. My

daughters, for example, don't have a driver's license. They're not driving yet. They're both high school students, and they don't have a state ID. So they rely on their school IDs to do a lot of things.

ZWIENER: So the date of birth is a fundamental part of the value of this identification, correct?

ANCHIA: It was. But it was removed under the Schofield amendment so that we could protect privacy, which was a concern that Representative Schofield brought to me, which was an amendment that was acceptable to the author. This amendment, however, is not acceptable, as it goes far beyond the purpose of the bill. So I'll be opposing this, and I'd ask the body to not make this identification card about trans kids but really to make it about those kids like the ones in Dallas ISD who are currently experiencing homelessness or students who are unable to get a driver's license because they don't have access to the resources to do so.

And just to put it in stark contrast, because we have a pretty significant homeless population in Dallas ISD that depends on their student ID as their sole form of ID, according to the Texas Education Agency, there are about 114,000 students experiencing homelessness in Texas public schools as of 2019. So that's why students came and testified in favor of the bill, because they know that their colleagues who are homeless and need to overcome the barriers of homelessness really would have been benefitted by a more expansive ID, especially those who don't receive ID at their open enrollment public charter school or in the very few traditional public schools that still don't do ID, although most absolutely do. And when we looked at this in state law, it just wasn't available. So members, please join me in rejecting the Slaton amendment.

SLATON: The reason behind adding this is pretty simple. If a student or a minor goes missing, there's information that people need to find that person, basic information—their name, their gender, date of birth to give you an idea on their age, what clothes they were wearing. This ID is just adding some simple information so they are identified. And I would encourage you to support this amendment.

REPRESENTATIVE TINDERHOLT: I'm going through this real quick. I want to make sure of your intent. So your intent on the photograph is if someone goes missing or really, for identification purposes, you see the physical picture of the individual.

SLATON: Yes, that's the author. He has the photograph to help identify, yes.

TINDERHOLT: And I see sex in here, and it looks like you've defined sex as "the physical condition of being male or female." That seems pretty simple. Name is pretty simple. And then that this is not a valid ID for purposes of voting. Why would you have that in there?

SLATON: Well, you just want to make sure no one gets confused and would use that for voting. That's all, just clarification.

TINDERHOLT: Well, this makes pretty easy sense, and I think this is a pretty easy yes vote.

SLATON: It's a very easy yes vote.

A record vote was requested by Representative Slaton.

Amendment No. 3 failed of adoption by (Record 1080): 60 Yeas, 77 Nays, 2 Present, not voting.

Yeas — Anderson; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Kacal; King, P.; Klick; Krause; Lambert; Leach; Lemay; Lozano; Metcalf; Middleton; Morrison; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Nays — Allen; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Burns; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; 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.; King, T.; Landgraf; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Perez; Price; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Schofield; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Coleman; Longoria; Raney.

Absent — Allison; Frullo; Jetton; King, K.; Kuempel; Larson; Morales Shaw; Pacheco.

STATEMENTS OF VOTE

When Record No. 1080 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 1080 was taken, I was in the house but away from my desk. I would have voted yes.

Frullo

When Record No. 1080 was taken, I was shown voting no. I intended to vote yes.

Hull

When Record No. 1080 was taken, I was in the house but away from my desk. I would have voted no.

Jetton

When Record No. 1080 was taken, I was shown voting no. I intended to vote yes.

Landgraf

When Record No. 1080 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 1080 was taken, I was shown voting no. I intended to vote yes.

Murr

When Record No. 1080 was taken, I was shown voting no. I intended to vote yes.

Price

When Record No. 1080 was taken, I was shown voting no. I intended to vote yes.

VanDeaver

HB 2874, as amended, was passed to engrossment. (Capriglione, Craddick, Darby, Dean, Hefner, Krause, Noble, Parker, Price, Sanford, Shaheen, Shine, Slaton, Stephenson, Swanson, Tinderholt, Toth, and Wilson recorded voting no.)

CSHB 3433 ON SECOND READING
(by Smithee and Oliverson)

CSHB 3433, A bill to be entitled An Act relating to prohibited discrimination on the basis of an individual's political affiliation or expression by certain insurers.

CSHB 3433 was passed to engrossment.

CSHB 3250 ON SECOND READING
(by E. Thompson)

CSHB 3250, A bill to be entitled An Act relating to coverage of additional living expenses under a residential property insurance policy.

Amendment No. 1

Representative Hull offered the following amendment to **CSHB 3250**:

Amend **CSHB 3250** (house committee report) as follows:

- (1) On page 1, line 17, strike "because" and substitute "if".
- (2) On page 1, line 18, strike "beyond the insured's control" and substitute "caused by a covered loss".

Amendment No. 1 was adopted.

CSHB 3250, as amended, was passed to engrossment. (Ashby, Darby, Dean, and Shine recorded voting no.)

POSTPONED BUSINESS

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

HB 3906 ON SECOND READING
(by Goldman)

HB 3906, A bill to be entitled An Act relating to the regulation of political funds, campaigns, and lobbying, including certain functions and procedures of the Texas Ethics Commission.

HB 3906 was read second time earlier today and was postponed until this time.

HB 3906 was passed to engrossment.

GENERAL STATE CALENDAR
(consideration continued)
CSHB 3467 ON SECOND READING
(by Canales, Cyrier, and Rodriguez)

CSHB 3467, A bill to be entitled An Act relating to the amendment of an existing comprehensive development agreement for a portion of State Highway 130.

Amendment No. 1

Representative Ashby offered the following amendment to **CSHB 3467**:

Amend **CSHB 3467** (house committee printing) as follows:

(1) On page 1, line 7, strike "shall" and substitute "may".

(2) On page 1, line 11, strike "if the amendment" and substitute "only if".

(3) Strike page 1, line 12, through page 2, line 15, and substitute the following:

(1) the commission determines in a public meeting that the state will derive a public benefit from extending the term; and

(2) the amendment requires the private participant to provide funds to the department in an amount determined by the department.

(4) On page 2, line 16, strike "(k)" and substitute "(j)".

(5) On page 2, between lines 24 and 25, insert the following:

(k) An extension of the term of a comprehensive development agreement made under Subsection (i) is void if the private participant sells, transfers, or otherwise conveys the comprehensive development agreement to another entity.

Amendment No. 1 was adopted.

A record vote was requested by Representative Cason.

CSHB 3467, as amended, was passed to engrossment by (Record 1081):
 132 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; 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; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; King, P.; King, T.; Klick; Krause; Lambert; 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; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Burns; Shaheen.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Longoria; Raney.

Absent — Bailes; Cason; Frullo; Jetton; Kacal; Kuempel; Lucio; Morales Shaw; Slaton; Swanson; Tinderholt; Turner, C.

STATEMENTS OF VOTE

When Record No. 1081 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 1081 was taken, I was in the house but away from my desk. I would have voted no.

Cason

When Record No. 1081 was taken, I was in the house but away from my desk. I would have voted yes.

Frullo

When Record No. 1081 was taken, I was in the house but away from my desk. I would have voted no.

Jetton

When Record No. 1081 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1081 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 1081 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 1081 was taken, I was shown voting yes. I intended to vote no.

Noble

When Record No. 1081 was taken, I was shown voting yes. I intended to vote no.

Sanford

When Record No. 1081 was taken, I was in the house but away from my desk. I would have voted no.

Tinderholt

When Record No. 1081 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 3385 ON SECOND READING (by Rogers)

HB 3385, A bill to be entitled An Act relating to a landowner's bill of rights statement in connection with the acquisition of real property through eminent domain.

HB 3385 was passed to engrossment.

HB 1548 ON SECOND READING
(by C. Bell, Guillen, and Gates)

HB 1548, A bill to be entitled An Act relating to the civil liability of certain businesses in connection with allowing concealed handguns on the business premises.

HB 1548 was passed to engrossment.

CSHB 2746 ON SECOND READING
(by Ellzey)

CSHB 2746, A bill to be entitled An Act relating to the punishment for the criminal offense of use of laser pointers; increasing a criminal penalty.

Amendment No. 1

Representative J. González offered the following amendment to **CSHB 2746**:

Amend **CSHB 2746** (house committee report) as follows:

(1) On page 1, line 6, strike "Subsection (d)" and substitute "Subsections (d) and (e)".

(2) On page 1, between lines 10 and 11, insert the following:

(d) It is a defense to prosecution under this section that at the time of the offense the actor was discharging the actor's duties as a lighting technician at a venue which produces or hosts events involving laser pointers, including a concert or similar event.

(3) On page 1, line 11, strike "(d)" and substitute "(e)".

Amendment No. 1 was adopted.

CSHB 2746, as amended, was passed to engrossment.

CSHB 1516 ON SECOND READING
(by Parker, Sanford, and Frank)

CSHB 1516, A bill to be entitled An Act relating to efficiency audits of the Temporary Assistance for Needy Families program and the state temporary assistance and support services program.

CSHB 1516 - POINT OF ORDER

Representative Crockett raised a point of order against further consideration of **CSHB 1516** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

Representative Parker moved to postpone consideration of **CSHB 1516** until 8:30 p.m. today.

The motion prevailed.

CSSB 876 ON SECOND READING
(E. Thompson - House Sponsor)

CSSB 876, A bill to be entitled An Act relating to the county in which a person may apply for the registration of and title for a motor vehicle.

CSSB 876 was considered in lieu of **HB 3113**.

Amendment No. 1

Representative E. Thompson offered the following amendment to **CSSB 876**:

Amend **CSSB 876** (house committee printing), in SECTION 13 of the bill, in the effective date provision (page 5, line 26), by striking "September 1, 2021" and substituting "March 1, 2022".

Amendment No. 1 was adopted.

CSSB 876, as amended, was passed to third reading. (Darby, Herrero, Shine, and Wilson recorded voting no.)

HB 3113 - LAID ON THE TABLE SUBJECT TO CALL

Representative E. Thompson moved to lay **HB 3113** on the table subject to call.

The motion prevailed.

**HB 2534 ON SECOND READING
(by Clardy, et al.)**

HB 2534, A bill to be entitled An Act relating to an appraisal procedure for disputed losses under personal automobile insurance policies.

HB 2534 was passed to engrossment. (Darby, Dean, Shine, and Wilson recorded voting no.)

**CSHB 2554 ON SECOND READING
(by Gates, Burrows, Allen, Lucio, Harris, et al.)**

CSHB 2554, A bill to be entitled An Act relating to the operation by a school district of a vocational education program to provide eligible high school students with vocational and educational training under a plan for the issuance of a high school diploma and the application of certain student-based allotments under the public school finance system.

CSHB 2554 was passed to engrossment.

**CSHB 2352 ON SECOND READING
(by Parker, White, J.D. Johnson, and Moody)**

CSHB 2352, A bill to be entitled An Act relating to an educational and vocational training pilot program for certain state jail felony defendants and certain inmates released on parole; changing parole eligibility.

CSHB 2352 was passed to engrossment.

**CSHB 2391 ON SECOND READING
(by Dominguez, Huberty, and Buckley)**

CSHB 2391, A bill to be entitled An Act relating to the methods by which students may be admitted to public schools and the disclosure of information regarding public school admission methods.

Amendment No. 1

Representative M. González offered the following amendment to **CSHB 2391**:

Amend **CSHB 2391** (house committee report) by striking all below the enacting clause and substituting the following:

SECTION 1. The heading to Section 12.117, Education Code, is amended to read as follows:

Sec. 12.117. ADMISSION AND ENROLLMENT.

SECTION 2. Section 12.117, Education Code, is amended by amending Subsection (a) and adding Subsections (a-1), (a-2), (a-3), and (b-1) to read as follows:

(a) For admission and enrollment to an open-enrollment charter school, the governing body of the school shall:

(1) require the applicant to complete and submit the common admission application form described by Section 12.1173 not later than a reasonable deadline the school establishes; and

(2) on receipt of more acceptable applications for admission under this section than available positions in a grade level or campus [~~the school~~]:

(A) fill the available positions by lottery; or

(B) subject to Subsection (b), fill the available positions in the order in which applications received before the application deadline were received.

(a-1) An open-enrollment charter school that fills available positions by lottery under Subsection (a)(2)(A) may use a weighted lottery that assigns weights to applicants so that an applicant's probability of admission increases if the applicant satisfies criteria selected by the school. The school may increase an applicant's probability of admission if the applicant is:

(1) eligible to participate in a special education program under Section 29.003; or

(2) a student of limited English proficiency, as defined by Section 29.052.

(a-2) The commissioner shall adopt rules regarding the implementation of a weighted lottery under Subsection (a-1), including rules that:

(1) establish the information an open-enrollment charter school may request an applicant to provide that is limited in scope to only the information necessary for the school to implement the lottery; and

(2) ensure compliance with:

(A) federal law regarding the confidentiality of student medical or educational information, including the Health Insurance Portability and Accountability Act of 1996 (42 U.S.C. Section 1320d et seq.) and the Family Educational Rights and Privacy Act of 1974 (20 U.S.C. Section 1232g); and

(B) any state law relating to the privacy of student information.

(a-3) An open-enrollment charter school that uses a weighted lottery under Subsection (a-1) shall:

(1) include in the school's admission and enrollment policy the information requested under Subsection (a-2)(1) that the school uses for the lottery;

(2) provide notice of the information requested of an applicant under Subsection (a-2)(1) only if the school receives more acceptable applications for admission than available positions in the school;

(3) clearly mark all information requested under Subdivision (2) as optional; and

(4) use any information provided by an applicant under Subdivision (2) only to determine if the applicant's probability of admission will increase in accordance with Subsection (a-1).

(b-1) An open-enrollment charter school shall make publicly available and post in a prominent and appropriate location on the school's public Internet website, if the school maintains a public Internet website, notice of the school's admission and enrollment policy, including:

(1) the method by which the school fills available positions in the school, including whether the school uses:

(A) a lottery; or

(B) a weighted lottery; and

(2) if the school fills available positions by weighted lottery under Subsection (a-1), the weights assigned to applicants under that subsection.

SECTION 3. Section 25.001, Education Code, is amended by adding Subsections (k) and (l) to read as follows:

(k) If a school district elects to admit students not described by Subsection (b) into the district's schools by lottery, the district may use a weighted lottery that assigns weights to applicants so that an applicant's probability of admission increases if the applicant satisfies criteria selected by the district. The district may increase an applicant's probability of admission if the applicant is:

(1) eligible to participate in a special education program under Section 29.003; or

(2) a student of limited English proficiency, as defined by Section 29.052.

(l) If a school district elects to admit students not described by Subsection (b) into the district's schools, the district shall make publicly available and post in a prominent and appropriate location on the district's public Internet website, if the district maintains a public Internet website, notice of:

(1) the method by which the district admits those students; and

(2) if the district uses a weighted lottery to admit those students under Subsection (k), the weights assigned to applicants for the lottery.

SECTION 4. Subchapter B, Chapter 25, Education Code, is amended by adding Section 25.0311 to read as follows:

Sec. 25.0311. TRANSFER WITHIN DISTRICT BY LOTTERY. If the board of trustees of a school district elects to allow a student enrolled in the district to transfer from the student's assigned campus to another campus in the district by lottery, the board may use a weighted lottery that assigns weights to applicants so that an applicant's probability of receiving the transfer increases if the applicant is:

(1) eligible to participate in the school's special education program under Section 29.003; or

(2) a student of limited English proficiency, as defined by Section 29.052.

SECTION 5. This Act applies beginning with the 2022-2023 school year.

SECTION 6. This Act takes effect September 1, 2021.

Amendment No. 1 was adopted.

CSHB 2391, as amended, was passed to engrossment. (Darby, Dean, and Shine recorded voting no.)

CSHB 3880 ON SECOND READING
(by Dutton, Huberty, Guillen, Toth, et al.)

CSHB 3880, A bill to be entitled An Act relating to a student's eligibility for special education services provided by a school district, including services for dyslexia and related disorders.

CSHB 3880 - REMARKS

REPRESENTATIVE DUTTON: Texas is bound by federal education law, including the IDEA, what we call the Individuals with Disabilities Education Act. This bill creates what I think is a great process by which we will now turn our attention to children who have special education problems, particularly dyslexia. Let me tell you what this bill does. It removes the term "special services" and replaces it with "special education." It also defines what a "student with a disability" is. It changes the eligibility requirements for a district's special education program. It also provides an improvement plan for districts in their practices. It also replaces the duty of the State Board of Education to approve a program for testing students for dyslexia. And I could go on and tell you what it is, but I have an amendment, and I'd like to lay the amendment out.

Amendment No. 1

Representative Dutton offered the following amendment to **CSHB 3880**:

Amend **CSHB 3880** (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 Beckley Wilson Act.

REPRESENTATIVE MEYER: This amendment would simply rename the Act as the Beckley Wilson Act. And I think she's up in the gallery, perhaps? All right, Beckley, wave. Thank you for being here.

Amendment No. 1 was adopted.

REPRESENTATIVE M. GONZÁLEZ: Chairman Dutton, this bill had such powerful testimony from the students and their parents and the advocates. And one of the things we learned is that your bill is going to have a transformative effect in changing the stigma of special education. Did you hear that during the testimony?

DUTTON: Absolutely.

M. GONZÁLEZ: And it is important that we say that special ed kids are just as special to our state and our kids with dyslexia are just as special to our state as all of our kids. Is that correct?

DUTTON: I have been saying that throughout this session.

M. GONZÁLEZ: Well, I just want to say thank you to you and to Morgan Meyer. And especially to everybody who's watching, this bill is so important to the house and we're really trying to break that stigma.

DUTTON: I will just say this, members. I have been here a long time, and I was trying to count. I've probably heard witnesses who testified on a bill—I think I've probably heard more than 3,000, 4,000, or 5,000 witnesses. But 12-year-old

Beckley Wilson was the best witness I think I've ever heard in all my years. And I'd like for her to stand up again for us to give her a round of applause because she is such a fantastic student.

A record vote was requested by Representative Meyer.

CSHB 3880, as amended, was passed to engrossment by (Record 1082): 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; 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, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Lemman; 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; 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; Longoria; Raney.

Absent — Crockett; King, P.; Morrison.

STATEMENT OF VOTE

When Record No. 1082 was taken, I was in the house but away from my desk. I would have voted yes.

Crockett

REMARKS ORDERED PRINTED

Representative Zwiener moved to print all remarks on **CSHB 3880**.

The motion prevailed.

CSHB 545 ON SECOND READING (by E. Thompson and Vasut)

CSHB 545, A bill to be entitled An Act relating to municipal annexation of certain rights-of-way.

Amendment No. 1

Representative E. Thompson offered the following amendment to **CSHB 545**:

Amend **CSHB 545** (house committee printing) on page 2, immediately after line 27, by inserting the following:

(f) Notwithstanding Section 42.021, the annexation of a road right-of-way described by Subsection (b)(2)(B) does not expand the annexing municipality's extraterritorial jurisdiction.

Amendment No. 1 was adopted.

CSHB 545, as amended, was passed to engrossment.

**SB 285 ON SECOND READING
(Neave - House Sponsor)**

SB 285, A bill to be entitled An Act relating to the administration of and certain procedures under the Title IV-D program for child support enforcement.

SB 285 was considered in lieu of **HB 2953**.

SB 285 was passed to third reading.

HB 2953 - LAID ON THE TABLE SUBJECT TO CALL

Representative Neave moved to lay **HB 2953** on the table subject to call.

The motion prevailed.

**CSHB 396 ON SECOND READING
(by Moody, Guillen, and Howard)**

CSHB 396, A bill to be entitled An Act relating to the eligibility of nurses for workers' compensation benefits for coronavirus disease (COVID-19) and payment of those benefits.

Amendment No. 1

Representative Moody offered the following amendment to **CSHB 396**:

Amend **CSHB 396** (house committee report) on page 5, by striking lines 20 through 26 and substituting the following:

(b) Notwithstanding Section 409.003, 409.007, 410.169, or 410.205, Labor Code, a nurse whose injury occurred on or after February 1, 2020, but before the effective date of this Act, 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.

(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. 1 was adopted.

CSHB 396, as amended, was passed to engrossment.

CSHB 3691 ON SECOND READING
(by Frank, Minjarez, and Gates)

CSHB 3691, A bill to be entitled An Act relating to the statewide implementation of community-based foster care by the Department of Family and Protective Services.

CSHB 3691 was passed to engrossment.

HB 1631 ON SECOND READING
(by Guerra, Raney, and Darby)

HB 1631, A bill to be entitled An Act relating to the requirements for an application for a permit to manage wildlife and exotic animals from aircraft; authorizing a fee.

HB 1631 was passed to engrossment.

CSHB 3720 ON SECOND READING
(by Frank, M. González, Noble, and Capriglione)

CSHB 3720, A bill to be entitled An Act relating to interest lists and eligibility criteria for certain Medicaid waiver programs.

Amendment No. 1

Representative Frank offered the following amendment to **CSHB 3720**:

Amend **CSHB 3720** (house committee report) as follows:

(1) On page 5, line 21, between "individual's" and "income", strike "family".

(2) On page 6, line 14, strike "(c)" and substitute "(d)".

Amendment No. 1 was adopted.

CSHB 3720, as amended, was passed to engrossment.

HB 3925 ON SECOND READING
(by Collier, Cain, S. Thompson, Krause, and Leach)

HB 3925, A bill to be entitled An Act relating to pedestrian use of a sidewalk.

HB 3925 was passed to engrossment. (Dean recorded voting no.)

CSHB 643 ON SECOND READING
(by Raymond)

CSHB 643, A bill to be entitled An Act relating to disclosure of a beneficiary to a funeral director under a life insurance policy.

Amendment No. 1

Representative Raymond offered the following amendment to **CSHB 643**:

Amend **CSHB 643** (house committee printing) on page 1, line 15, by striking "\$15,000" and substituting "\$30,000".

Amendment No. 1 was adopted.

CSHB 643, as amended, was passed to engrossment. (Dean recorded voting no.)

HB 461 ON SECOND READING
(by Shaheen)

HB 461, A bill to be entitled An Act relating to the execution of a warrant issued for certain releasees who violate a condition of release on parole or to mandatory supervision.

HB 461 was passed to engrossment.

CSHB 740 ON SECOND READING
(by Fierro)

CSHB 740, A bill to be entitled An Act relating to preferential voting in runoff elections for certain voters voting by mail.

CSHB 740 was passed to engrossment. (Dean and Wilson recorded voting no.)

(Speaker pro tempore in the chair)

HB 1302 ON SECOND READING
(by Guillen, Meza, Button, and Shaheen)

HB 1302, A bill to be entitled An Act relating to indicators of achievement under the public school accountability system.

Amendment No. 1

Representative Guillen offered the following amendment to **HB 1302**:

Amend **HB 1302** (house committee printing) as follows:

(1) On page 3, line 27, strike "and".

(2) On page 4, between lines 3 and 4, insert the following:

(xiv) students who enroll in a preparatory program of training in fire protection at a school approved by the Texas Commission on Fire Protection; and

(3) On page 4, strike lines 8 through 21 and substitute the following:

(i) in grade seven or eight, complete an advanced level course as designated by the district;

(ii) have been promoted to a higher grade level, or accelerated to a higher level for a subject in the foundation curriculum, than the level to which the students would ordinarily be assigned, including through credit by examination or another method approved by the district;

(iii) are identified as gifted and talented and have been promoted to a higher grade level, or accelerated to a higher level for a subject in the foundation curriculum, than the level to which the students would ordinarily be assigned, including through credit by examination or another method approved by the district;

(iv) have received credit by examination with no prior instruction in the applicable course;

(v) are identified as gifted and talented and have received credit by examination with no prior instruction in the applicable course; and

(vi) complete during school hours not fewer than four project-based or problem-based learning projects during a school year;

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

SECTION ____ . Section 21.054(d), Education Code, is amended to read as follows:

(d) Continuing education requirements for a classroom teacher must provide that at least 25 percent of the training required every five years include instruction regarding:

(1) collecting and analyzing information that will improve effectiveness in the classroom;

(2) recognizing early warning indicators that a student may be at risk of dropping out of school;

(3) digital learning, digital teaching, and integrating technology into classroom instruction;

(4) project-based learning;

(5) educating diverse student populations, including:

(A) students who are eligible to participate in special education programs under Subchapter A, Chapter 29;

(B) students who are eligible to receive educational services required under Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794);

(C) students with mental health conditions or who engage in substance abuse;

(D) students with intellectual or developmental disabilities;

(E) students who are educationally disadvantaged;

(F) students of limited English proficiency; and

(G) students at risk of dropping out of school;

(6) [~~5~~] understanding appropriate relationships, boundaries, and communications between educators and students; and

(7) [~~6~~] how mental health conditions, including grief and trauma, affect student learning and behavior and how evidence-based, grief-informed, and trauma-informed strategies support the academic success of students affected by grief and trauma.

SECTION _____. Section 28.025(c-5), Education Code, is amended to read as follows:

(c-5) A student may earn a performance acknowledgment on the student's transcript by satisfying the requirements for that acknowledgment adopted by the State Board of Education by rule. An acknowledgment under this subsection may be earned:

(1) for outstanding performance:

(A) in a dual credit course;

(B) in bilingualism and biliteracy;

(C) on a college advanced placement test or international baccalaureate examination;

(D) on an established, valid, reliable, and nationally norm-referenced preliminary college preparation assessment instrument used to measure a student's progress toward readiness for college and the workplace; or

(E) on an established, valid, reliable, and nationally norm-referenced assessment instrument used by colleges and universities as part of their undergraduate admissions process; [~~or~~]

(2) for earning a state recognized or nationally or internationally recognized business or industry certification or license; or

(3) for completing 10 projects demonstrating workforce readiness while enrolled at a campus that is a member of the New Tech Network.

SECTION _____. Section 39.202, Education Code, is amended to read as follows:

Sec. 39.202. ACADEMIC DISTINCTION DESIGNATIONS [DESIGNATION] FOR DISTRICTS AND CAMPUSES. (a) The commissioner by rule shall establish an academic distinction designation for districts and campuses for outstanding performance in attainment of postsecondary readiness. The commissioner shall adopt criteria for the designation under this subsection [section], including:

- (1) percentages of students who:
 - (A) performed satisfactorily, as determined under the college readiness performance standard under Section 39.0241, on assessment instruments required under Section 39.023(a), (b), (c), or (l), aggregated across grade levels by subject area; or
 - (B) met the standard for annual improvement, as determined by the agency under Section 39.034, on assessment instruments required under Section 39.023(a), (b), (c), or (l), aggregated across grade levels by subject area, for students who did not perform satisfactorily as described by Paragraph (A);
- (2) percentages of:
 - (A) students who earned a nationally or internationally recognized business or industry certification or license;
 - (B) students who completed a coherent sequence of career and technical courses;
 - (C) students who completed a dual credit course or an articulated postsecondary course provided for local credit;
 - (D) students who achieved applicable College Readiness Benchmarks or the equivalent on the Preliminary Scholastic Assessment Test (PSAT), the Scholastic Assessment Test (SAT), the American College Test (ACT), or the ACT-Plan assessment program; and
 - (E) students who received a score on either an advanced placement test or an international baccalaureate examination to be awarded college credit; and
- (3) other factors for determining sufficient student attainment of postsecondary readiness.

(b) In addition to the distinction designation described by Subsection (a), the commissioner by rule shall establish an academic distinction designation for districts and campuses for outstanding performance in attainment of high student achievement. The commissioner shall adopt criteria for the designation under this subsection, including percentages of students who:

- (1) have earned a diploma after not more than three and one-half years of high school attendance;
- (2) in grade seven or eight, complete an advanced level course as designated by the district;
- (3) have been promoted to a higher grade level, or accelerated to a higher level for a subject in the foundation curriculum, than the level to which the students would ordinarily be assigned, including through credit by examination or another method approved by the district;
- (4) are identified as gifted and talented and have been promoted to a higher grade level, or accelerated to a higher level for a subject in the foundation curriculum, than the level to which the students would ordinarily be assigned, including through credit by examination or another method approved by the district;
- (5) have received credit by examination with no prior instruction in the applicable course;

(6) are identified as gifted and talented and have received credit by examination with no prior instruction in the applicable course; and

(7) complete during school hours not fewer than four project-based or problem-based learning projects during a school year.

SECTION _____. As soon as practicable after the effective date of this Act, the State Board for Educator Certification shall propose rules implementing Section 21.054(d), Education Code, as amended by this Act.

SECTION _____. A classroom teacher subject to continuing education requirements immediately before the effective date of this Act is not required to comply with the continuing education requirements described by Section 21.054(d), Education Code, as amended by this Act, for any continuing education requirements period that ends before January 1, 2022.

Amendment No. 2

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

Amend Amendment No. 1 by Guillen to **HB 1302** (house committee printing) on page 1, between lines 23 and 24, by inserting the following appropriately numbered subparagraph and renumbering subsequent subparagraphs accordingly:

() by the end of grade eight, complete one career and technology education course in a program of study approved by the agency for purposes of this subparagraph;

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

Amendment No. 3

Representative Wilson offered the following amendment to **HB 1302**:

Amend **HB 1302** (house committee report) on page 2, line 26, by striking "enlist in the armed forces of the United States" and substituting:
demonstrate military readiness by:

(a) enlisting in the armed forces of the United States; or
(b) successfully completing two years of a course of study in a Junior Reserve Officer Training Corps (JROTC) program; or
(c) enlisting in the Texas Military Forces, Texas National Guard or Texas State Guard.

Amendment No. 3 was adopted.

HB 1302, as amended, was passed to engrossment.

POSTPONED BUSINESS

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

CSHB 1516 ON SECOND READING **(by Parker, Sanford, and Frank)**

CSHB 1516, A bill to be entitled An Act relating to efficiency audits of the Temporary Assistance for Needy Families program and the state temporary assistance and support services program.

CSHB 1516 was read second time earlier today and was postponed until this time.

CSHB 1516 was passed to engrossment.

GENERAL STATE CALENDAR
(consideration continued)

CSHB 2629 ON SECOND READING
(by S. Thompson, Jetton, et al.)

CSHB 2629, A bill to be entitled An Act relating to the establishment of a registry for and requiring the registration of certain unmanned teller machines; imposing a fee; providing a civil penalty.

CSHB 2629 was passed to engrossment. (Wilson recorded voting no.)

HB 1480 ON SECOND READING
(by Cyrier)

HB 1480, A bill to be entitled An Act relating to the protection of animal and crop facilities; creating a criminal offense.

HB 1480 - REMARKS

REPRESENTATIVE K. KING: Representative Cyrier, did I hear you right? Does this bill create an offense?

REPRESENTATIVE CYRIER: It increases an offense, yes.

K. KING: It increases an offense? If this bill was to become law and this offense is created, you said the Department of Agriculture would have purview over that? Did I hear that right? It would go under TDA under that part of the code?

CYRIER: No, I don't believe so.

K. KING: There's not a rulemaking authority out there that oversees that part of the code?

CYRIER: I don't believe so.

K. KING: I think this would end up under TDA is the way I read it. I mean, all bills have a rulemaking authority out there. But you don't believe TDA is going to have anything to say about this? Or it doesn't belong in that part of the code?

CYRIER: No, I guess it would. It would be under the Agriculture Code so probably the Texas Department of Agriculture.

K. KING: Okay, that leads to my next question. Don't you think the commissioner of agriculture, who is an elected official, is perfectly capable of addressing your concern on this bill and adopting a rule that would create this offense?

CYRIER: No, actually, under this case, this would bring in more laws that would actually protect those facilities. Like in our case, what happened was it was a poultry house where it was trespassed. But it also would be for feedlots and things like that.

K. KING: All right. But it seems to me that I remember some comments from you from this microphone where you were very opposed to a bill that sought to undo a rule that created an offense that was adopted by an appointed commission. So my question to you is, some commissions are allowed to adopt rules that create offenses and others aren't?

CYRIER: I'm not sure where you're going with that.

K. KING: So my question is, why does this deliberative body—so we're about to pass a bill that creates an offense as a deliberative body, as a legislature, and that is the proper place to create a law. Is that correct? Especially one that creates an offense?

CYRIER: Yes, we can do that.

K. KING: Okay. Now, another commission adopted rules that also created an offense—an unelected commission. But it was my understanding that you believe that that was okay that they created law that created an offense under rule, but in this case, you need a bill to be heard and deliberated on by this legislature. Is that correct?

CYRIER: Yes, that other commission could create the rules that they created. And they followed what they were allowed to do, yes.

K. KING: And they have the ability to create law and a law that does create an offense. So you believe that they have that in statute. They get to create offenses.

CYRIER: In the particular case that you're talking about, I believe that was correct.

REMARKS ORDERED PRINTED

Representative K. King moved to print remarks between Representative Cyrier and Representative K. King on **HB 1480**.

The motion prevailed.

Amendment No. 1

Representative Rosenthal offered the following amendment to **HB 1480**:

Amend **HB 1480** (house committee printing) as follows:

- (1) On page 2, line 11, strike "or deception".
- (2) On page 2, line 12, strike "materials,"

Amendment No. 1 was adopted.

Amendment No. 2

Representative Zwiener offered the following amendment to **HB 1480**:

Amend **HB 1480** (house committee report) as follows:

- (1) On page 3, line 8, strike "MANDATORY".
- (2) On page 3, line 8, strike "shall" and substitute "may".

Amendment No. 2 was adopted.

HB 1480, as amended, was passed to engrossment.

CSHB 1591 ON SECOND READING
(by Leach)

CSHB 1591, A bill to be entitled An Act relating to an exemption from cemetery location restrictions for a funeral establishment licensed in this state.

CSHB 1591 was passed to engrossment.

(Goldman in the chair)

HB 1633 ON SECOND READING
(by Guillen)

HB 1633, A bill to be entitled An Act relating to the audiology and speech-language pathology interstate compact; authorizing fees.

HB 1633 was passed to engrossment.

REMARKS ORDERED PRINTED

Representative Zwiener moved to print all remarks on Amendment No. 3 on **HB 2874**.

The motion prevailed.

CSHB 2183 ON SECOND READING
(by Moody)

CSHB 2183, A bill to be entitled An Act relating to durable powers of attorney and the construction of certain powers conferred in those powers of attorney.

CSHB 2183 was passed to engrossment.

HB 1306 ON SECOND READING
(by Swanson, Dominguez, Pacheco, et al.)

HB 1306, A bill to be entitled An Act relating to increasing the criminal penalty for assault or aggravated assault of a process server.

HB 1306 was passed to engrossment.

HB 1754 ON SECOND READING
(by Hernandez)

HB 1754, 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.

Amendment No. 1

Representative Hinojosa offered the following amendment to **HB 1754**:

Amend **HB 1754** (house committee report) as follows:

- (1) On page 1, line 9, add a ":" after "higher".
- (2) On page 1, strike lines 10 and 11 and substitute the following:
 - (1) must have printed on the card the contact information for:
 - (A) the National Suicide Prevention Lifeline; and
 - (B) the Crisis Text Line; and
 - (2) may have printed on the card the contact information for a local suicide prevention hotline, if available.

Amendment No. 1 was adopted.

HB 1754, as amended, was passed to engrossment. (Craddick, Darby, Dean, Parker, Shine, and Wilson recorded voting no.)

CSHB 2001 ON SECOND READING
(by Canales)

CSHB 2001, A bill to be entitled An Act relating to procedures and practices governing the appeal of a disciplinary action within the Department of Public Safety.

CSHB 2001 - REMARKS

REPRESENTATIVE CANALES: I'm so happy we made it here today, because this bill is extremely important to me and the men and women of the Texas Tan. I brought this bill because I represented a trooper before the Public Safety Commission. And I could tell you it was the most patently unfair process that I've ever been a part of as a lawyer. And it's amazing to me that when law enforcement arrests somebody, they're afforded rights, due process rights before a court. But those same men and women do not get those rights when they're before the administrative agency. So I worked with DPS and what we've done is we crafted legislation that gives them rights when they are accused of doing something wrong. They should be afforded the same rights that we have. So with that, I'd appreciate your support.

CSHB 2001 was passed to engrossment.

REMARKS ORDERED PRINTED

Representative Harris moved to print remarks by Representative Canales on **CSHB 2001**.

The motion prevailed.

HB 2147 ON SECOND READING
(by Allen)

HB 2147, A bill to be entitled An Act relating to the punishment for the offense of driving while license invalid.

Amendment No. 1

Representative White offered the following amendment to **HB 2147**:

Amend **HB 2147** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. (a) Section 3, Chapter 710 (**HB 162**), Acts of the 86th Legislature, Regular Session, 2019, is repealed.

(b) Section 521.293, Transportation Code, as amended by Chapter 710 (**HB 162**), Acts of the 86th Legislature, Regular Session, 2019, applies to a determination to suspend a driver's license that is made by the Department of Public Safety of the State of Texas before, on, or after the effective date of this Act.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Wilson offered the following amendment to **HB 2147**:

Amend **HB 2147** (house committee report) as follows:

(1) On page 1, line 11, between "Act" and "applies", insert "to Section 521.457, Transportation Code,".

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

SECTION _____. Sections 524.011(b), (c), and (e), Transportation Code, are amended to read as follows:

(b) A peace officer shall:

(1) serve or, if a specimen is taken and the analysis of the specimen is not returned to the arresting officer before the person is admitted to bail, released from custody, delivered as provided by Title 3, Family Code, or committed to jail, attempt to serve notice of driver's license suspension by delivering the notice to the arrested person; and

~~(2) [take possession of any driver's license issued by this state and held by the person arrested;~~

~~[(3) issue a temporary driving permit to the person unless department records show or the officer otherwise determines that the person does not hold a driver's license to operate a motor vehicle in this state; and~~

~~[(4)]~~ send to the department not later than the fifth business day after the date of the arrest:

(A) a copy of the driver's license suspension notice; and

(B) ~~[any driver's license taken by the officer under this subsection;~~

~~[(C) a copy of any temporary driving permit issued under this subsection; and~~

~~[(D)]~~ a sworn report of information relevant to the arrest.

(c) The report required under Subsection (b)(2)(B) ~~[(b)(4)(D)]~~ must:

(1) identify the arrested person;

(2) state the arresting officer's grounds for believing the person committed the offense;

(3) give the analysis of the specimen if any; and

(4) include a copy of the criminal complaint filed in the case, if any.

(e) The department shall develop forms for the notice of driver's license suspension ~~[and temporary driving permits]~~ to be used by all state and local law enforcement agencies.

SECTION _____. Section 524.032(d), Transportation Code, is amended to read as follows:

(d) A request for a hearing stays suspension of a person's driver's license until the date of the final decision of the administrative law judge. ~~[If the person's driver's license was taken by a peace officer under Section 524.011(b), the department shall notify the person of the effect of the request on the suspension of the person's license before the expiration of any temporary driving permit issued to the person, if the person is otherwise eligible, in a manner that will permit the person to establish to a peace officer that the person's driver's license is not suspended.]~~

SECTION _____. Section 524.035(c), Transportation Code, is amended to read as follows:

(c) If the administrative law judge does not find in the affirmative on each issue in Subsection (a), the department shall:

(1) ~~[return the person's driver's license to the person, if the license was taken by a peace officer under Section 524.011(b);~~

~~[(2)]~~ reinstate the person's driver's license; and

(2) ~~[(3)]~~ rescind an order prohibiting the issuance of a driver's license to the person.

SECTION _____. Sections 724.032(a), (c), and (d), Transportation Code, are amended to read as follows:

(a) If a person refuses to submit to the taking of a specimen, whether expressly or because of an intentional failure of the person to give the specimen, the peace officer shall:

(1) serve notice of license suspension or denial on the person; and

(2) ~~[take possession of any license issued by this state and held by the person arrested;~~

~~[(3) issue a temporary driving permit to the person unless department records show or the officer otherwise determines that the person does not hold a license to operate a motor vehicle in this state; and~~

~~[(4)]~~ make a written report of the refusal to the director of the department.

(c) The officer shall forward to the department not later than the fifth business day after the date of the arrest:

(1) a copy of the notice of suspension or denial; and

(2) ~~[any license taken by the officer under Subsection (a);~~

~~[(3) a copy of any temporary driving permit issued under Subsection (a); and~~

~~[(4)]~~ a copy of the refusal report.

(d) The department shall develop forms for notices of suspension or denial ~~[and temporary driving permits]~~ to be used by all state and local law enforcement agencies.

SECTION _____. Section 724.041(c), Transportation Code, is amended to read as follows:

(c) A request for a hearing stays the suspension or denial until the date of the final decision of the administrative law judge. ~~[If the person's license was taken by a peace officer under Section 724.032(a), the department shall notify the person of the effect of the request on the suspension of the person's license before the expiration of any temporary driving permit issued to the person, if the person is otherwise eligible, in a manner that will permit the person to establish to a peace officer that the person's license is not suspended.]~~

SECTION _____. Section 724.043(b), Transportation Code, is amended to read as follows:

(b) If the administrative law judge does not find in the affirmative on each issue under Section 724.042, the department shall ~~[return the person's license to the person, if the license was taken by a peace officer under Section 724.032(a), and]~~ reinstate the person's license or rescind any order denying the issuance of a license because of the person's refusal to submit to the taking of a specimen under Section 724.032(a).

SECTION _____. Section 2.005(b), Family Code, is amended to read as follows:

(b) The proof must be established by:

(1) a driver's license or identification card issued by this state, another state, or a Canadian province that is current or has expired not more than two years preceding the date the identification is submitted to the county clerk in connection with an application for a license;

(2) a United States passport;

(3) a current passport issued by a foreign country or a consular document issued by a state or national government;

(4) an unexpired Certificate of United States Citizenship, Certificate of Naturalization, United States Citizen Identification Card, Permanent Resident Card, Temporary Resident Card, Employment Authorization Card, or other document issued by the federal Department of Homeland Security or the United States Department of State including an identification photograph;

(5) an unexpired military identification card for active duty, reserve, or retired personnel with an identification photograph;

(6) an original or certified copy of a birth certificate issued by a bureau of vital statistics for a state or a foreign government;

(7) an original or certified copy of a Consular Report of Birth Abroad or Certificate of Birth Abroad issued by the United States Department of State;

(8) an original or certified copy of a court order relating to the applicant's name change or sex change;

(9) school records from a secondary school or institution of higher education;

(10) an insurance policy continuously valid for the two years preceding the date of the application for a license;

(11) a motor vehicle certificate of title;

(12) military records, including documentation of release or discharge from active duty or a draft record;

(13) an unexpired military dependent identification card;

(14) an original or certified copy of the applicant's marriage license or divorce decree;

(15) a voter registration certificate;

(16) a pilot's license issued by the Federal Aviation Administration or another authorized agency of the United States;

(17) a license to carry a handgun under Subchapter H, Chapter 411, Government Code;

(18) ~~a temporary driving permit or~~ a temporary identification card issued by the Department of Public Safety; or

(19) an offender identification card issued by the Texas Department of Criminal Justice.

SECTION _____. Sections 524.011(f), 524.037(c), and 724.032(e), Transportation Code, are repealed.

SECTION _____. The change in law made by this Act to Chapters 524 and 724, Transportation Code, applies only to a failure to pass a test for intoxication or a refusal to submit to the taking of a specimen to test for intoxication that occurs on or after the effective date of this Act. A failure to pass a test for intoxication or refusal to submit to the taking of a specimen that occurred before the effective date of this Act is governed by the law in effect when the test was taken or the refusal was made, and the former law is continued in effect for that purpose.

Amendment No. 2 was adopted.

HB 2147, as amended, was passed to engrossment. (Ashby, Darby, Dean, and Shine recorded voting no.)

CSHB 2027 ON SECOND READING
(by Cortez, et al.)

CSHB 2027, A bill to be entitled An Act relating to the allocation of low income housing tax credits.

Amendment No. 1

Representative Cortez offered the following amendment to **CSHB 2027**:

Amend **CSHB 2027** (house committee report) by striking SECTION 3 of the bill (page 2, line 17 through page 4, line 19) and renumbering subsequent SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Holland offered the following amendment to **CSHB 2027**:

Amend **CSHB 2027** (house committee report) by striking SECTIONS 1 and 2 (page 1, line 4 through page 2, line 16) and SECTION 5 (page 5, lines 10 and 11) of the bill and renumbering subsequent SECTIONS of the bill accordingly.

Amendment No. 2 was adopted.

CSHB 2027, as amended, was passed to engrossment. (Ashby, Darby and Shine recorded voting no.)

SB 1055 ON SECOND READING
(Reynolds - House Sponsor)

SB 1055, A bill to be entitled An Act relating to motor vehicle accidents involving a pedestrian or other vulnerable road user within the area of a crosswalk; creating a criminal offense.

SB 1055 was considered in lieu of **HB 2081**.

Amendment No. 1

Representative Canales offered the following amendment to **SB 1055**:

Amend **SB 1055** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____ Sections 544.007(b) and (c), Transportation Code, are amended to read as follows:

(b) An operator of a vehicle facing a circular green signal may proceed straight or turn right or left unless a sign prohibits the turn. The operator shall, while the signal is exhibited:

(1) yield the right-of-way to other vehicles [and to pedestrians] lawfully in the intersection [or an adjacent crosswalk] when the signal is exhibited; and

(2) stop and yield the right-of-way to pedestrians lawfully in the intersection or an adjacent crosswalk.

(c) An operator of a vehicle facing a green arrow signal, displayed alone or with another signal, may cautiously enter the intersection to move in the direction permitted by the arrow or other indication shown simultaneously. The operator shall stop and yield the right-of-way to a pedestrian lawfully in an adjacent crosswalk and shall yield the right-of-way to other traffic lawfully using the intersection.

SECTION _____. Section 552.002(b), Transportation Code, is amended to read as follows:

(b) A pedestrian facing a "Walk" signal may proceed across a roadway in the direction of the signal, and the operator of a vehicle shall stop and yield the right-of-way to the pedestrian.

SECTION _____. Sections 552.003(a) and (b), Transportation Code, are amended to read as follows:

(a) The operator of a vehicle shall stop and yield the right-of-way to a pedestrian crossing a roadway in a crosswalk if:

(1) no traffic control signal is in place or in operation; and

(2) the pedestrian is:

(A) on the half of the roadway in which the vehicle is traveling; or

(B) approaching so closely from the opposite half of the roadway

as to be in danger.

(b) Notwithstanding Subsection (a), a pedestrian may not suddenly leave a curb or other place of safety and proceed into a crosswalk in the path of a vehicle so close that it is impossible for the vehicle operator to stop and yield.

SECTION _____. Section 552.006(c), Transportation Code, is amended to read as follows:

(c) The operator of a vehicle emerging from or entering an alley, building, or private road or driveway shall stop and yield the right-of-way to a pedestrian approaching on a sidewalk extending across the alley, building entrance or exit, road, or driveway.

SECTION _____. The change in law made by this Act 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 was committed before that date.

Amendment No. 1 was adopted.

SB 1055, as amended, was passed to third reading. (Craddick, Dean, and Parker recorded voting no.)

HB 2081 - LAID ON THE TABLE SUBJECT TO CALL

Representative Reynolds moved to lay **HB 2081** on the table subject to call.

The motion prevailed.

HB 4487 ON SECOND READING

(by Rosenthal)

HB 4487, A bill to be entitled An Act relating to measures to facilitate the successful completion of degree and certificate programs by certain adult learners at public institutions of higher education.

Amendment No. 1

Representative Rosenthal offered the following amendment to **HB 4487**:

Amend **HB 4487** (house committee report) in SECTION 1 of the bill, in added Subchapter R, Chapter 61, Education Code, by striking added Section 61.807, Education Code (page 2, lines 43 through 45), and substituting the following:

Sec. 61.807. FEDERAL FUNDING. (a) The board may only use federal funding available for purposes of job training and reskilling, to the extent authorized by federal law, to implement this subchapter.

(b) The board may accept federal grants for purposes of this subchapter.

Amendment No. 1 was adopted.

HB 4487, as amended, was passed to engrossment. (Craddick, Darby, Dean, Parker, Shine, and Wilson recorded voting no.)

CSSB 155 ON SECOND READING
(Klick - House Sponsor)

CSSB 155, A bill to be entitled An Act relating to the use of information from the lists of noncitizens and nonresidents excused or disqualified from jury service.

CSSB 155 was considered in lieu of **HB 2339**.

Amendment No. 1

Representative Neave offered the following amendment to **CSSB 155**:

Amend **CSSB 155** (house committee printing) as follows:

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

SECTION 1. Section 18.068, Election Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(2) On page 1, between lines 19 and 20, insert the following:

(a-1) The secretary of state is not required to send notice under Subsection (a) for a voter who is subject to an exemption from jury service under Section 62.106, Government Code.

Amendment No. 1 was adopted.

CSSB 155 - POINT OF ORDER

Representative Israel raised a point of order against further consideration of **CSSB 155** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

Representative Klick moved to postpone consideration of **CSSB 155** until 10 a.m. Monday, May 17.

The motion prevailed.

HB 2339 - LAID ON THE TABLE SUBJECT TO CALL

Representative Klick moved to lay **HB 2339** on the table subject to call.

The motion prevailed.

CSHB 2179 ON SECOND READING
(by Moody)

CSHB 2179, A bill to be entitled An Act relating to trusts.

CSHB 2179 was passed to engrossment.

CSHB 2384 ON SECOND READING
(by Sherman)

CSHB 2384, A bill to be entitled An Act relating to measures to improve community supervision outcomes.

CSHB 2384 was passed to engrossment.

HB 2409 ON SECOND READING
(by Dean, Guillen, Howard, and Klick)

HB 2409, A bill to be entitled An Act relating to the waiver of requirements for removing a person's license from inactive status during a state of disaster.

Amendment No. 1

Representative Dean offered the following amendment to **HB 2409**:

Amend **HB 2409** (house committee report) on page 1, lines 9 and 10, between "a" and "fee", by inserting "reactivation".

Amendment No. 1 was adopted.

HB 2409, as amended, was passed to engrossment.

CSHB 2416 ON SECOND READING
(by Gervin-Hawkins and Patterson)

CSHB 2416, A bill to be entitled An Act relating to the recovery of attorney's fees as compensatory damages for certain claims.

CSHB 2416 was passed to engrossment.

HB 2710 ON SECOND READING
(by Bowers)

HB 2710, A bill to be entitled An Act relating to an exemption to the cancellation of a water right for nonuse.

Amendment No. 1

Representative Bowers offered the following amendment to **HB 2710**:

Amend **HB 2710** (house committee report) as follows:

(1) On page 2, line 20, between "executed" and "forbearance", insert, "temporary or permanent".

(2) On page 2, line 22, strike "and".

(3) On page 2, line 24, between "adjudication" and the period, insert the following:

; and

(iii) was filed with the commission not later than the 180th day after the date the agreement was executed

Amendment No. 1 was adopted.

HB 2710, as amended, was passed to engrossment.

CSHB 2696 ON SECOND READING
(by Morrison, Harless, et al.)

CSHB 2696, A bill to be entitled An Act relating to eligibility for a loan under the disaster recovery loan program.

CSHB 2696 was passed to engrossment. (Ashby, Darby, Dean, and Shine recorded voting no.)

HB 2182 ON SECOND READING
(by Moody)

HB 2182, A bill to be entitled An Act relating to decedents' estates and the delivery of certain notices or other communications in connection with those estates or multiple-party accounts.

HB 2182 was passed to engrossment.

CSHB 2776 ON SECOND READING
(by Deshotel)

CSHB 2776, A bill to be entitled An Act relating to municipal release of extraterritorial jurisdiction and disannexation involving certain areas.

CSHB 2776 - POINT OF ORDER

Representative Howard raised a point of order against further consideration of **CSHB 2776** 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 Deshotel moved to postpone consideration of **CSHB 2776** until 10 a.m. Wednesday, June 9.

The motion prevailed.

CSHB 2438 ON SECOND READING
(by Meyer)

CSHB 2438, A bill to be entitled An Act relating to a limitation on property tax rates for municipalities that adopt budgets that defund municipal police departments.

Representative Meyer moved to postpone consideration of **CSHB 2438** until 10 a.m. Saturday, June 5.

The motion prevailed.

CSHB 2675 ON SECOND READING
(by Guillen, E. Morales, Toth, and Gates)

CSHB 2675, A bill to be entitled An Act relating to a license to carry a handgun for a person who is at increased risk of becoming a victim of violence.

CSHB 2675 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE RAYMOND: Chairman, I just wanted to make sure. So this is relating to a license to carry a handgun for a person who is at an increased risk of becoming a victim of violence. Is that correct?

REPRESENTATIVE GUILLEN: That's correct.

RAYMOND: Would this apply to all handguns?

GUILLEN: What's—say that again?

RAYMOND: Would this apply to all handguns?

GUILLEN: Yes.

RAYMOND: All handguns?

GUILLEN: Yes.

RAYMOND: Okay. And also, would this apply to all the counties in Texas, including Webb County?

GUILLEN: It would apply to Webb County, too, yes.

RAYMOND: And what about Loving County? Would it—because it's not based on population, right?

GUILLEN: No, it's not. It would include Loving County, too.

RAYMOND: And then finally, the joint authors are Mr. Morales and Mr. Toth and Mr. Gates. Is that right?

GUILLEN: That's right.

REMARKS ORDERED PRINTED

Representative Raymond moved to print remarks between Representative Guillen and Representative Raymond on **CSHB 2675**.

The motion prevailed.

CSHB 2675 was passed to engrossment.

HB 2740 ON SECOND READING (by Lopez, E. Morales, et al.)

HB 2740, A bill to be entitled An Act relating to the posting of certain business and occupational licensing information on state agency websites and the Texas Veterans Portal.

HB 2740 was passed to engrossment.

CSHB 1467 ON SECOND READING (by Jetton)

CSHB 1467, A bill to be entitled An Act relating to property owners' association annual meetings held electronically.

CSHB 1467 was passed to engrossment.

CSHB 2889 ON SECOND READING (by Meyer and Burrows)

CSHB 2889, A bill to be entitled An Act relating to the calculation, collection, and remittance of state hotel occupancy taxes.

Representative Meyer moved to postpone consideration of **CSHB 2889** until 10 a.m. Tuesday, June 1.

The motion prevailed.

SB 1122 ON SECOND READING (Holland - House Sponsor)

SB 1122, A bill to be entitled An Act relating to participation in the comptroller's contracts for travel services.

SB 1122 was considered in lieu of **HB 2894**.

SB 1122 was passed to third reading.

HB 2894 - LAID ON THE TABLE SUBJECT TO CALL

Representative Holland moved to lay **HB 2894** on the table subject to call.

The motion prevailed.

CSHB 3126 ON SECOND READING

(by VanDeaver and Guillen)

CSHB 3126, A bill to be entitled An Act relating to the health care providers authorized to examine a person to determine whether the person is incapacitated for purposes of certain guardianship proceedings.

CSHB 3126 was passed to engrossment.

HB 3985 ON SECOND READING

(by Huberty)

HB 3985, A bill to be entitled An Act relating to the offense of providing an alcoholic beverage to a minor; increasing a criminal penalty.

HB 3985 was passed to engrossment.

HB 3255 ON SECOND READING

(by Sanford)

HB 3255, A bill to be entitled An Act relating to capital stock requirements for certain insurance companies.

HB 3255 was passed to engrossment.

HB 3266 ON SECOND READING

(by Raymond and Guillen)

HB 3266, A bill to be entitled An Act relating to personal contact information submitted by certain local officials to the Texas Division of Emergency Management and local health departments.

HB 3266 was passed to engrossment.

HB 318 ON SECOND READING

(by VanDeaver and Cain)

HB 318, A bill to be entitled An Act relating to the prohibition of certain employment discrimination regarding an employee who is a volunteer emergency responder.

HB 318 was passed to engrossment. (Dean recorded voting no.)

HB 3941 ON SECOND READING

(by Guillen)

HB 3941, A bill to be entitled An Act relating to surcharges imposed for the use of a credit card.

Amendment No. 1

Representative Guillen offered the following amendment to **HB 3941**:

Amend **HB 3941** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. (a) Effective October 1, 2021, Section 151.423, Tax Code, is amended to read as follows:

Sec. 151.423. REIMBURSEMENT TO TAXPAYER FOR TAX COLLECTIONS. (a) In this section:

(1) "Credit card" means a card or equivalent device used to make purchases based on the cardholder's promise to pay the issuer of the card for the amount of the purchase and any associated interest and fees.

(2) "Credit card sale" means a sale of a taxable item paid for by the purchaser using a credit card.

(b) As reimbursement for the cost of collecting the taxes imposed by this chapter, a [A] taxpayer may on a timely return deduct and withhold:

(1) one-half of one percent of the amount of taxes due from the taxpayer, other than taxes imposed on credit card sales; and

(2) 2.5 percent of the amount of taxes imposed on credit card sales due from the taxpayer [on a timely return as reimbursement for the cost of collecting the taxes imposed by this chapter].

(c) The comptroller shall provide a card with each form distributed for the collection of taxes under this chapter. The card may be inserted by the taxpayer with the tax payment to provide for contribution of all or part of the reimbursement provided by this section for use as grants under Subchapter M, Chapter 56, Education Code. If the taxpayer chooses to contribute the reimbursement for the grants, the taxpayer shall include the amount of the reimbursement contribution with the tax payment. The comptroller shall transfer money contributed under this section for grants under Subchapter M, Chapter 56, Education Code, to the appropriate fund.

(b) Effective October 1, 2021, Section 151.424, Tax Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) A taxpayer who prepays the taxpayer's tax liability of taxes described by Section 151.423(b)(1) on the basis of a reasonable estimate of the tax liability for a quarter in which a prepayment is made or for a month in which a prepayment is made may deduct and withhold 1.25 percent of the amount of the prepayment in addition to the amount permitted to be deducted and withheld under that section [~~Section 151.423 of this code~~]. A reasonable estimate of the tax liability must be at least 90 percent of that [the] tax ultimately due or the amount of that tax paid in the same quarter, or month, if a monthly prepayer, in the last preceding year. Failure to prepay a reasonable estimate of the tax will result in the loss of the entire prepayment discount.

(a-1) A taxpayer may not deduct or withhold any amount under this section of a prepayment of the taxpayer's tax liability for taxes described by Section 151.423(b)(2).

(c) Section 151.423, Tax Code, as amended by this section, applies to a tax report due on or after October 1, 2021. A tax report due before October 1, 2021, is governed by the law in effect on the date the tax report was due, and the former law is continued in effect for that purpose.

(d) Section 151.424, Tax Code, as amended by this section, applies to a prepayment of tax liability made on or after October 1, 2021. A prepayment of tax liability made before October 1, 2021, is governed by the law in effect on the date the prepayment was made, and the former law is continued in effect for that purpose.

Amendment No. 1 was adopted.

HB 3941, as amended, was passed to engrossment.

CSHB 3110 ON SECOND READING
(by Meyer, Hunter, and A. Johnson)

CSHB 3110, A bill to be entitled An Act relating to possession or promotion of child sexual abuse material; increasing a criminal penalty; changing eligibility for community supervision.

CSHB 3110 was passed to engrossment.

HB 3601 ON SECOND READING
(by Leach, Collier, and Cook)

HB 3601, 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 3601 was passed to engrossment.

HB 3331 ON SECOND READING
(by Murr)

HB 3331, A bill to be entitled An Act relating to solicitation of patients and other prohibited marketing practices and the establishment of the task force on patient solicitation; increasing criminal penalties.

Amendment No. 1

Representative Murr offered the following amendment to **HB 3331**:

Amend **HB 3331** (house committee report) on page 2, line 13, by striking "violations of" and substituting "conduct that violates".

Amendment No. 1 was adopted.

HB 3331, as amended, was passed to engrossment.

HB 3430 ON SECOND READING
(by Landgraf and Rodriguez)

HB 3430, A bill to be entitled An Act relating to the establishment of a grant program for school districts or open-enrollment charter school campuses that are designated as full-service community schools.

Representative Landgraf moved to postpone consideration of **HB 3430** until 10 a.m. Wednesday, June 9.

The motion prevailed.

HB 2769 ON SECOND READING
(by Campos)

HB 2769, A bill to be entitled An Act relating to the essential knowledge and skills of the technology applications curriculum for public school students.

HB 2769 was passed to engrossment. (Darby, Dean, Shine, and Wilson recorded voting no.)

HB 3798 ON SECOND READING
(by Minjarez, Anderson, Stucky, and J. Turner)

HB 3798, A bill to be entitled An Act relating to county and municipal housing authority pet policies.

HB 3798 was passed to engrossment.

HB 2726 ON SECOND READING
(by Martinez Fischer)

HB 2726, A bill to be entitled An Act relating to eligibility to serve as a member of a board of directors of certain public improvement districts.

HB 2726 was passed to engrossment. (Dean and Wilson recorded voting no.)

CSHB 3969 ON SECOND READING
(by Sanford)

CSHB 3969, A bill to be entitled An Act relating to consideration by an insurer of certain insurers' filed rates and factors in setting the insurer's rates.

Representative Sanford moved to postpone consideration of **CSHB 3969** until 10 a.m. Tuesday, May 3, 2022.

The motion prevailed.

HB 2983 ON SECOND READING
(by Hull, Frank, and Gates)

HB 2983, A bill to be entitled An Act relating to medical examinations for certain children entering the conservatorship of the Department of Family and Protective Services.

Amendment No. 1

Representative J.E. Johnson offered the following amendment to **HB 2983**:

Amend **HB 2983** (house committee printing) as follows:

(1) On page 1, strike lines 6-8 and substitute the following:

SECTION 1. Section 264.1076, Family Code, is amended by amending Subsections (b) and (i) and adding Subsection (b-1) to read as follows:

(2) On page 1, between lines 8 and 9, insert the following:

(b) The department shall ensure that each child described by Subsection (a) receives an initial medical examination from a physician or other health care provider authorized under state law to conduct medical examinations not later than the end of the third business day after the date the child is removed from the child's home, if the child:

(1) is removed as the result of sexual abuse, physical abuse, or an obvious physical injury to the child; or

(2) has a known or suspected chronic medical condition, [a] medically complex condition, or [a] diagnosed mental illness.

Amendment No. 1 was adopted.

HB 2983 - POINT OF ORDER

Representative Meza raised a point of order against further consideration of **HB 2983** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

HB 2983, as amended, was passed to engrossment.

HB 4179 ON SECOND READING

(by Bonnen and Button)

HB 4179, A bill to be entitled An Act relating to the procedures to be used by an appraisal district in resolving a protest following the filing of a notice of protest by a property owner.

Amendment No. 1

Representative Bonnen offered the following amendment to **HB 4179**:

Amend **HB 4179** (house committee report) as follows:

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

SECTION ____ . Section 25.19(b), Tax Code, as effective January 1, 2022, is amended to read as follows:

(b) The chief appraiser shall separate real from personal property and include in the notice for each:

- (1) a list of the taxing units in which the property is taxable;
- (2) the appraised value of the property in the preceding year;
- (3) the taxable value of the property in the preceding year for each taxing unit taxing the property;

(4) the appraised value of the property for the current year, the kind and amount of each exemption and partial exemption, if any, approved for the property for the current year and for the preceding year, and, if an exemption or partial exemption that was approved for the preceding year was canceled or reduced for the current year, the amount of the exemption or partial exemption canceled or reduced;

(5) in italic typeface, the following statement: "The Texas Legislature does not set the amount of your local taxes. Your property tax burden is decided by your locally elected officials, and all inquiries concerning your taxes should be directed to those officials";

(6) a detailed explanation of the time and procedure for protesting the value;

(7) the date and place the appraisal review board will begin hearing protests; ~~and~~

(8) an explanation of the availability and purpose of an informal conference with the appraisal office before a hearing on a protest; and

(9) a brief explanation that the governing body of each taxing unit decides whether or not taxes on the property will increase and the appraisal district only determines the value of the property.

(2) On page 1, line 9, strike "review board" and substitute "district".

(3) On page 1, line 11, strike "board" and substitute "appraisal review board and requests an informal conference".

(4) On page 1, line 14, between "Section 41.46" and the underlined period, insert "or may be delivered electronically at the property owner's request".

(5) On page 1, line 18, between "date" and the underlined period, insert "unless the property owner agrees to the holding of the conference on the scheduled day".

(6) On page 3, line 4, strike "September 1, 2021" and substitute "January 1, 2022".

Amendment No. 1 was adopted.

HB 4179, as amended, was passed to engrossment.

CSHB 4525 ON SECOND READING
(by Gates)

CSHB 4525, A bill to be entitled An Act relating to the approval of career and technology courses by the State Board of Education.

Representative Gates moved to postpone consideration of **CSHB 4525** until 11 p.m. today.

The motion prevailed.

HB 1744 ON SECOND READING
(by Guerra, Moody, Bernal, et al.)

HB 1744, A bill to be entitled An Act relating to measures to prepare students to teach bilingual education, English as a second language, or Spanish.

HB 1744 was passed to engrossment. (Craddick, Dean, and Parker recorded voting no.)

CSHB 1971 ON SECOND READING
(by Canales, Burrows, Leach, Moody, White, et al.)

CSHB 1971, A bill to be entitled An Act relating to the purchase and installation of climate control systems at facilities operated by the Texas Department of Criminal Justice.

CSHB 1971 - REMARKS

REPRESENTATIVE CANALES: This legislation will only go into effect if state funds are specifically allocated. Over the past three years, our state has spent more than \$10 million on litigation due to heat-related deaths in our Texas prisons. I want to thank my joint authors, Chairman Burrows, Chairman White, Speaker Moody, and Chairman Leach for joining me. The reality is in Texas we are cooking people in the prisons that we have. This bill would lower the prison guard shortage and turnover rate. We have an average turnover rate of 21.9 percent in guards and a 40 percent turnover rate within the first year. TDCJ has long struggled against dangerous and chronic understaffing, but the number of officers has reached critical lows in recent months, and that is due to the heat in Texas. Aggressive behavior is also something that is occasioned by excessive heat.

CSHB 1971 would lower health care costs as well in these prisons. Extreme heat can cause a plethora of medical issues, but it also aggravates preexisting conditions. Most importantly, it will save the state time and money in dealing with the litigation that's ensued. Current lack of temperature control has already

cost our state \$7 million in a recent lawsuit concerning the Pack Unit and continual litigation. TDCJ does not know the true cost. So in regard to the cost, I want to point you to the Pack Unit lawsuit where TDCJ said it would cost more than \$20 million. That was not true. The fact is in one instance it only cost \$4 million. The reality is it appears TDCJ does not have the ability to properly approximate the cost. With around 70 prisons without heating or cooling, you can imagine that the other units cost a little more. This does not add up to close to the cost to TDCJ.

Many of the people that are imprisoned right now are in there for low-level drug offenses. The heat in Texas soars sometimes to over 110 degrees, making the inside temperature greater. The prisoners that we have heard testimony from lie on the floor in pools of water until the heat dries that water in the morning. And I'm so proud that we have got all these people surrounding me because the reality is this is the right thing to do. It's the humane thing to do. It's something we should have addressed a long time ago, and I'm so proud of all the people that are supporting this bill.

CSHB 1971 was passed to engrossment. (Dean recorded voting no.)

REMARKS ORDERED PRINTED

Representative Leach moved to print remarks by Representative Canales on **CSHB 1971**.

The motion prevailed.

HB 3157 ON SECOND READING
(by Reynolds)

HB 3157, A bill to be entitled An Act relating to the criminal offenses of violation of civil rights of and improper sexual activity with persons in custody; increasing a criminal penalty.

HB 3157 was passed to engrossment.

(Speaker in the chair)

SB 1251 ON SECOND READING
(A. Johnson - House Sponsor)

SB 1251, A bill to be entitled An Act relating to authorizing certain joint graduate degree programs between The University of Texas Health Science Center at Houston and The University of Texas M. D. Anderson Cancer Center.

SB 1251 was considered in lieu of **HB 1457**.

SB 1251 was passed to third reading.

HB 1457 - LAID ON THE TABLE SUBJECT TO CALL

Representative A. Johnson moved to lay **HB 1457** on the table subject to call.

The motion prevailed.

SB 162 ON SECOND READING
(Geren - House Sponsor)

SB 162, A bill to be entitled An Act relating to a false statement made to illegally acquire a firearm; creating a criminal offense.

SB 162 was considered in lieu of **HB 347**.

SB 162 - REMARKS

REPRESENTATIVE GEREN: During the mass violence hearings that Mr. Darby chaired, we got to go around the state to some of the places where we unfortunately had these. We learned that the feds do not prosecute people when they lie on their firearm application. It carries a 10-year federal sentence. The man that committed the crimes in Odessa should have been in the federal penitentiary instead of killing people in Odessa. This bill is not as strong as I'd like it to be, but it says that if you lie when you fill out that form, it's a state jail felony in the State of Texas. The ATF was not even telling DPS the people that they knew were lying on these forms. And when I went to El Paso, I promised those people that this would be the first bill I filed and this is one I'm dedicated to passing. And I hope you will support it.

A record vote was requested by Representative Geren.

SB 162 was passed to third reading by (Record 1083): 135 Yeas, 9 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.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; 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; 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; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Hefner; Middleton; Schaefer; Slaton; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Longoria; Raney.

Absent — Klick; Schofield.

STATEMENTS OF VOTE

When Record No. 1083 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 1083 was taken, I was shown voting no. I intended to vote yes.

Vasut

HB 347 - LAID ON THE TABLE SUBJECT TO CALL

Representative Geren moved to lay **HB 347** on the table subject to call.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Rosenthal moved to print remarks by Representative Geren on **SB 162**.

The motion prevailed.

POSTPONED BUSINESS

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

CSHB 4525 ON SECOND READING
(by Gates)

CSHB 4525, A bill to be entitled An Act relating to the approval of career and technology courses by the State Board of Education.

CSHB 4525 was read second time earlier today and was postponed until this time.

CSHB 4525 was passed to engrossment.

GENERAL STATE CALENDAR
(consideration continued)**CSHB 929 ON SECOND READING**
(by Sherman, Krause, Jetton, Reynolds, et al.)

CSHB 929, A bill to be entitled An Act relating to law enforcement policies and procedures regarding body worn cameras.

A record vote was requested by Representative Schaefer.

CSHB 929 was passed to engrossment by (Record 1084): 98 Yeas, 41 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Gervin-Hawkins; Goldman; 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.; Lambert; Larson; 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; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Burns; Cason; Cyrier; Darby; Ellzey; Frullo; Harless; Hefner; King, K.; King, P.; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Murr; Oliverson; Parker; Patterson; Paul; Price; Rogers; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; Wilson.

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

Absent, Excused — Coleman; Longoria; Raney.

Absent — Geren; Kacal; King, T.; Klick; Paddie; Schofield.

STATEMENTS OF VOTE

When Record No. 1084 was taken, I was shown voting no. I intended to vote yes.

Cason

When Record No. 1084 was taken, I was shown voting present, not voting. I intended to vote yes.

Gates

When Record No. 1084 was taken, I was shown voting yes. I intended to vote no.

Harris

When Record No. 1084 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 1084 was taken, I was shown voting yes. I intended to vote no.

Vasut

HB 140 ON SECOND READING

(by Rose, S. Thompson, Coleman, Leach, Krause, et al.)

HB 140, A bill to be entitled An Act relating to the applicability of the death penalty to a capital offense committed by a person with severe mental illness.

A record vote was requested by Representative K. King.

HB 140 was passed to engrossment by (Record 1085): 87 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Cain; Campos; Canales; Cason; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; King, T.; Lambert; Larson; Leach; 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; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Bailes; Bell, C.; Biedermann; Burns; Burrows; Button; Capriglione; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Harless; Harris; Hefner; Holland; Hull; Kacal; King, K.; King, P.; Krause; Kuempel; Landgraf; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson;

Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Thompson, E.; Tinderholt; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Longoria; Raney.

Absent — Clardy; Hunter; Johnson, A.; Klick; Toth.

STATEMENTS OF VOTE

When Record No. 1085 was taken, I was shown voting yes. I intended to vote no.

Ashby

When Record No. 1085 was taken, I was shown voting no. I intended to vote yes.

Hull

When Record No. 1085 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 1085 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 1085 was taken, I was in the house but away from my desk. I would have voted yes.

Toth

HB 3477 ON SECOND READING (by Rose and Reynolds)

HB 3477, A bill to be entitled An Act relating to the termination of corporate privileges for certain business entities under enforcement action for a violation of environmental laws.

HB 3477 - REMARKS

REPRESENTATIVE ROSE: Members, we all come here with intentions on making our communities better, and that's what this bill is. **HB 3477** was filed because one of my constituents had to endure hardship living in her home because of an environmental issue in her community. Many of you have heard of this issue. It's called Shingle Mountain. And that's not even the name of the corporation who caused the environmental disaster. That place is called Blue Star Recycling. But the reason it's called Shingle Mountain is because they built this plant right next to her home and they were supposed to recycle the fiberglass, but the shingles were so high that it became Shingle Mountain. And so my constituent endured hardship because her grandchildren could not come visit with her. She also became ill because of these pollutants that were in her community.

So all this bill does, members, it addresses—I guess one of the reasons I'm so frustrated, members, is we know we're not always going to agree with each other's legislation, but what I don't like is when people go around and try to discredit your work that you're doing for your constituents, instead of having a conversation with you to try to work out the issues. I know that the industry

people are calling everyone complaining about this bill, because I'm here for the people. Most of you might be here for the companies, but Toni Rose is here for the people. Now, I would like to acknowledge Cecil Bell who had the common courtesy to come over and talk to me about my bill and explain his concerns to me about my bill. I want to thank you, and I appreciate you. What this bill does is if a company causes some type of adverse environmental issue in a community, before they continue to move around to other areas, they have to make sure they clean up that community. Because what happened with this particular company, they caused a disaster in the community and then moved over to other communities before cleaning up the disaster in my area.

A record vote was requested by Representative K. King.

HB 3477 failed to pass to engrossment by (Record 1086): 64 Yeas, 79 Nays, 1 Present, not voting.

Yeas — 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; 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; 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; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Longoria; Raney.

Absent — Hunter; King, T.; Noble.

REMARKS ORDERED PRINTED

Representative Reynolds moved to print remarks by Representative Rose on **HB 3477**.

The motion prevailed.

HB 4420 ON SECOND READING (by Krause)

HB 4420, A bill to be entitled An Act relating to a study and analysis by the comptroller on delivery methods used for certain projects of the Texas Department of Transportation and the Texas Water Development Board.

Amendment No. 1

Representative Davis offered the following amendment to **HB 4420**:

Amend **HB 4420** (house committee report) as follows:

(1) On page 1, line 6, strike "STUDY AND ANALYSIS OF PROJECT DELIVERY METHODS."

(2) On page 2, strike line 15 and substitute the following:

(d) Not later than

(3) On page 2, line 21, strike "Section 1 of this Act" and substitute "this section".

(4) On page 2, line 24, strike "SECTION 3. EXPIRATION. This Act" and substitute the following:

(e) This section

(5) On page 2, line 25, strike "EFFECTIVE DATE."

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

SECTION _____. Subchapter P, Chapter 201, Transportation Code, is amended by adding Section 201.9931 to read as follows:

Sec. 201.9931. UNIFIED TRANSPORTATION PROGRAM FUNDING REPORT. (a) Not later than October 1 of each year, the department shall submit to each member of the legislature a report on the historical, current, and future projected funding in the unified transportation program.

(b) The report must:

(1) if submitted in 2021:

(A) include the amounts in each defined program funding category for fiscal years 2004 through 2031; and

(B) use actual funding amounts for fiscal years 2004 through 2021 and projected funding amounts for fiscal years 2022 through 2031;

(2) if submitted in 2022:

(A) include the amounts in Subdivision (1)(A) updated to reflect funding allocations made in the 2023 unified transportation program through fiscal year 2032; and

(B) use actual funding amounts for fiscal years 2004 through 2022 and projected funding amounts for fiscal years 2023 through 2032;

(3) provide the total amount committed under the program for the year the report is submitted;

(4) for each fiscal year required to be reported, provide a breakdown by each defined program funding category:

(A) of the amount allocated to the funding category and the percentage of the total funding amount; and

(B) of the amount allocated to each department district and metropolitan planning organization, if applicable;

(5) for defined funding category I2, Strategic Priority, provide an explanation of the methodology used to prioritize project funding in fiscal year 2004 and subsequent fiscal years, including an explanation of any updates or changes to the methodology; and

(6) be delivered in portable document format (PDF) and a format compatible with Microsoft Excel.

(c) This section expires December 1, 2022.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Romero offered the following amendment to **HB 4420**:

Amend **HB 4420** (house committee printing) on page 1, line 11, between "board" and the period, by inserting ", including the potential economic impact if those public-private partnerships file for bankruptcy,".

Amendment No. 2 was adopted.

Amendment No. 3

Representative Romero offered the following amendment to **HB 4420**:

Amend **HB 4420** by adding the following appropriately numbered SECTION to the bill and renumbering SECTIONS of the bill as appropriate:

SECTION _____. (a) In this section:

(1) "Comprehensive development agreement" has the meaning assigned by Section 223.201, Transportation Code.

(2) "Department" means the Texas Department of Transportation.

(3) "Institute" means the Texas A&M Transportation Institute.

(b) The institute, in consultation with the department, shall conduct a study on comprehensive development agreements entered into for transportation projects in this state. The study must include an analysis of:

(1) the contract provisions in comprehensive development agreements relating to maintenance and safety; and

(2) the responsibilities of each party to the comprehensive development agreements relating to maintenance and safety.

(c) Not later than December 1, 2022, the institute shall submit a report containing the results of the study conducted under this section to the members of the legislature.

(d) This section expires January 1, 2023.

Amendment No. 3 was adopted.

HB 4420, as amended, was passed to engrossment. (Ashby recorded voting no.)

HB 2290 ON SECOND READING

(by S. Thompson, Collier, Hinojosa, and A. Johnson)

HB 2290, A bill to be entitled An Act relating to the affirmative defense to prosecution for a criminal offense for persons acting under duress.

HB 2290 was passed to engrossment.

CSHB 3908 ON SECOND READING

(by Pacheco and Campos)

CSHB 3908, A bill to be entitled An Act relating to the deputy clerks appointed to certain statutory probate courts.

Representative Pacheco moved to postpone consideration of **CSHB 3908** until 10 a.m. Saturday, December 25.

The motion prevailed.

HB 4361 ON SECOND READING**(by Raney)**

HB 4361, A bill to be entitled An Act relating to off-campus workforce education or lower-division programs offered by a public institution of higher education at the request of an employer.

HB 4361 was passed to engrossment.

CSHB 1586 ON SECOND READING**(by Lucio, Oliverson, and Metcalf)**

CSHB 1586, A bill to be entitled An Act relating to health benefit plan coverage of clinician-administered drugs.

Amendment No. 1

Representative Lucio offered the following amendment to **CSHB 1586**:

Amend **CSHB 1586** (house committee report) by striking page 3, line 24, through page 4, line 5, and substituting the following:

Sec. 1369.553. CERTAIN LIMITATIONS ON COVERAGE OF CLINICIAN-ADMINISTERED DRUGS PROHIBITED. (a) A health benefit plan issuer may not, for a patient with a chronic, complex, rare, or life-threatening medical condition:

(1) require a clinician-administered drug to be dispensed by a pharmacy selected by the health benefit plan issuer;

(2) require that a clinician-administered drug or the administration of a clinician-administered drug be covered as a pharmacy benefit rather than a medical benefit;

(3) if a clinician-administered drug is otherwise covered, limit or exclude coverage for the clinician-administered drug when not dispensed by a pharmacy selected by the health benefit plan issuer; or

(4) prohibit a physician or health care provider from obtaining or administering a clinician-administered drug that the physician or provider is otherwise permitted to obtain or administer by law.

Amendment No. 1 was adopted.

CSHB 1586, as amended, was passed to engrossment. (Ashby, Craddick, Darby, Parker, and Shine recorded voting no.)

HB 4110 ON SECOND READING**(by Leach, Harless, et al.)**

HB 4110, A bill to be entitled An Act relating to the regulation of metal recycling; increasing a criminal penalty.

HB 4110 was passed to engrossment.

CSHB 41 ON SECOND READING**(by Talarico)**

CSHB 41, A bill to be entitled An Act relating to class size limits for prekindergarten classes provided by or on behalf of public schools.

Amendment No. 1

Representative Talarico offered the following amendment to **CSHB 41**:

Amend **CSHB 41** (house committee printing) on page 1 by striking lines 22 through 23 and substituting "adopted by the Health and Human Services Commission [~~Department of Protective and Regulatory Services~~] under Section 42.042, Human Resources Code; and".

Amendment No. 1 was adopted.

CSHB 41, as amended, was passed to engrossment.

HB 1914 ON SECOND READING
(by Schofield)

HB 1914, A bill to be entitled An Act relating to the civil liability of a children's isolation unit in a hospital.

HB 1914 was passed to engrossment.

HB 3658 ON SECOND READING
(by Capriglione, Shaheen, and P. King)

HB 3658, A bill to be entitled An Act relating to state agency contracting and state employees, officers, contractors, and other persons involved with the contracting.

Amendment No. 1

Representative Capriglione offered the following amendment to **HB 3658**:

Amend **HB 3658** (house committee report) as follows:

(1) On page 1, line 8, strike "CONTRACTOR OR SUBCONTRACTOR" and substitute "PAID CONSULTANT".

(2) Strike page 1, line 13 through page 2, line 8, and substitute the following:

(b) A former state officer or employee of a regulatory agency or a person or entity that provides paid consulting services in accordance with Subchapter B, Chapter 2254, to a regulatory agency under a contract or subcontract [~~who ceases service or employment with that agency on or after January 1, 1992,~~] may not represent any person or receive compensation for services rendered on behalf of any person regarding a particular matter in which the former officer, ~~or~~ employee, or consultant participated during the period of state service, ~~or~~ employment, or contract, either through personal involvement or because the case or proceeding was a matter within the officer's or employee's official responsibility or the consultant's contractual responsibility.

(d) Subsection (b) does not apply to a rulemaking proceeding that was concluded more than six months before the officer's, ~~or~~ employee's, or paid consultant's service, ~~or~~ employment, or contract ceased.

(3) On page 3, lines 24 and 25, strike "and (b-3)" and substitute "(b-3), and (d)".

(4) On page 5, between lines 15 and 16, insert the following:

(d) This section does not apply to a procurement for which purchasing authority is delegated to the Health and Human Services Commission under Section 2155.144.

(5) On page 5, line 27, between "(j-5)" and "to", insert "and amending Subsection (n)".

(6) On page 6, between lines 10 and 11, insert the following:

(n) To the extent of any conflict, this section prevails over any other state law relating to the procurement of goods and services or requiring the Health and Human Services Commission to award a contract to a managed care organization, including Chapter 533, except a law relating to contracting with historically underutilized businesses or relating to the procurement of goods and services from persons with disabilities.

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

SECTION _____. Section 533.002, Government Code, is amended to read as follows:

Sec. 533.002. PURPOSE; CONFLICT OF LAW; CONTRACT WITH MANAGED CARE ORGANIZATION. (a) The commission shall implement the Medicaid managed care program by contracting with managed care organizations in a manner that, to the extent possible:

- (1) improves the health of Texans by:
 - (A) emphasizing prevention;
 - (B) promoting continuity of care; and
 - (C) providing a medical home for recipients;
 - (2) ensures that each recipient receives high quality, comprehensive health care services in the recipient's local community;
 - (3) encourages the training of and access to primary care physicians and providers;
 - (4) maximizes cooperation with existing public health entities, including local departments of health;
 - (5) provides incentives to managed care organizations to improve the quality of health care services for recipients by providing value-added services; ~~and~~.
 - (6) reduces administrative and other nonfinancial barriers for recipients in obtaining health care services; and
 - (7) allows the commission to determine best value and apply the requirements of this chapter and Section 2155.144.
- (b) To the extent of any conflict between this chapter and Section 2155.144 relating to determining best value, Section 2155.144 controls.
- (c) Notwithstanding any other law, the commission is not required to award a contract to a managed care organization if the commission determines the organization's proposal does not satisfy best value contracting criteria.

Amendment No. 1 was withdrawn.

Amendment No. 2

Representative Capriglione offered the following amendment to **HB 3658**:

Amend **HB 3658** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering SECTIONS of the bill accordingly:

SECTION _____. Section 2155.089(c), Government Code, is amended to read as follows:

(c) This section does not apply to:

- (1) an enrollment contract described by 1 T.A.C. Section 391.183 as that section existed on September 1, 2015;

(2) a contract of the Employees Retirement System of Texas except for a contract with a nongovernmental entity for claims administration of a group health benefit plan under Subtitle H, Title 8, Insurance Code; or

(3) a contract entered into by:

(A) the comptroller under Section 2155.061; ~~or~~

(B) the Department of Information Resources under Section 2157.068; or

(C) a university system or an institution of higher education, as those terms are defined by Section 61.003, Education Code.

Amendment No. 2 was adopted.

Amendment No. 3

Representative P. King offered the following amendment to **HB 3658**:

Amend **HB 3658** (house committee report) as follows:

(1) On page 6, strike lines 5 through 10, and substitute the following:

(j-5) The contract management handbook published under Subsection (j) must include:

(1) instructions for ensuring that:

(A) health and human services agency employees who are involved in implementing a specific procurement are also involved in evaluating and scoring the responses submitted to the solicitation for the procurement;

(B) appropriate health and human services agency employees answer questions from vendors in a timely manner; and

(C) vendors that participate or are interested in participating in a procurement by an agency have access to at least two agency employees who serve as contacts for the agency;

(2) a model communications procedure for vendors and agency employees, developed in collaboration with representatives from vendors and state agencies, to be included in the agency's solicitations;

(3) procedures for:

(A) notifying other responsive vendors if an agency employee or another vendor violates the communications requirements for a solicitation; and

(B) determining when an agency employee or vendor has failed to comply with the communication provisions of a solicitation; and

(C) ensuring an appropriate number of interested vendors are granted access to a pre-bid, pre-offer, or pre-proposal conference.

(3) On page 7, line 1, immediately following the underlined semicolon, strike "and".

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

(5) ensure that:

(A) appropriate state agency employees answer questions from vendors in a timely manner; and

(B) vendors that participate or are interested in participating in a procurement by a state agency have access to at least two agency employees who serve as contacts for the agency;

(6) develop a communications procedure for vendors and agency employees to be included in the agency's solicitations; and

(7) establish procedures for:

(A) notifying other responsive vendors if an agency employee or another vendor violates the communication requirements for the solicitation;

(B) determining when an agency employee or vendor has failed to comply with the communication provisions of a solicitation;

(C) ensuring an appropriate number of interested vendors are granted access to a pre-bid, pre-offer, or pre-proposal conference; and

(D) ensuring that agency personnel who are involved in implementing a specific procurement are also involved in evaluating and scoring the responses submitted to the solicitation for the procurement.

Amendment No. 3 was adopted.

HB 3658, as amended, was passed to engrossment.

HB 105 ON SECOND READING
(by Ortega)

HB 105, A bill to be entitled An Act relating to the use of promotoras and community health workers in Medicaid managed care.

HB 105 was passed to engrossment. (Ashby, Darby, Dean, and Shine recorded voting no.)

HB 3889 ON SECOND READING
(by Morales Shaw, Hinojosa, Bernal, Talarico, Hernandez, et al.)

HB 3889, A bill to be entitled An Act relating to the cost for certain public school students of a broadband Internet access program offered by the Texas Education Agency.

HB 3889 was passed to engrossment.

CSHB 2134 ON SECOND READING
(by Bernal)

CSHB 2134, A bill to be entitled An Act relating to coverage for childhood cranial remodeling orthosis under certain health benefit plans.

CSHB 2134 was passed to engrossment.

CSHB 4653 ON SECOND READING
(by Sherman)

CSHB 4653, A bill to be entitled An Act relating to the creation of the Lancaster Logistics District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

Representative Sherman moved to postpone consideration of **CSHB 4653** until 10 a.m. Saturday, June 19.

The motion prevailed.

HB 2795 ON SECOND READING
(by S. Thompson and Collier)

HB 2795, A bill to be entitled An Act relating to the offense of solicitation of prostitution and certain other consequences of that offense; increasing a criminal penalty; making conforming changes.

HB 2795 was passed to engrossment. (Dean recorded voting no.)

CSHB 1032 ON SECOND READING**(by Thierry, Button, Ordaz Perez, Hefner, J.D. Johnson, et al.)**

CSHB 1032, A bill to be entitled An Act relating to authorizing school districts to provide funding using money received under the Foundation School Program to community-based organizations for purposes of reimbursing private employers for paid internships provided to certain students in career and technology education programs in the district.

CSHB 1032 was passed to engrossment. (Ashby, Darby, and Shine recorded voting no.)

CSHB 3767 ON SECOND READING**(by Murphy and Oliverson)**

CSHB 3767, A bill to be entitled An Act relating to measures to support the alignment of education and workforce development in the state with state workforce needs, including the establishment of the Tri-Agency Workforce Initiative.

CSHB 3767 was passed to engrossment.

CSHB 1907 ON SECOND READING**(by Walle)**

CSHB 1907, A bill to be entitled An Act relating to the establishment of a statewide all payor claims database to increase public transparency of health care data and improve quality of health care in this state.

Amendment No. 1

Representative Oliverson offered the following amendment to **CSHB 1907**:

Amend **CSHB 1907** (house committee printing) by striking all below the enacting clause and substituting the following:

SECTION 1. Chapter 38, Insurance Code, is amended by adding Subchapter I to read as follows:

SUBCHAPTER I. TEXAS ALL PAYOR CLAIMS DATABASE

Sec. 38.401. PURPOSE OF SUBCHAPTER. The purpose of this subchapter is to authorize the department to establish an all payor claims database in this state to increase public transparency of health care information and improve the quality of health care in this state.

Sec. 38.402. DEFINITIONS. In this subchapter:

(1) "Allowed amount" means the amount of a billed charge that a health benefit plan issuer determines to be covered for services provided by a non-network provider. The allowed amount includes both the insurer's payment and any applicable deductible, copayment, or coinsurance amounts for which the insured is responsible.

(2) "Center" means the Center for Healthcare Data at The University of Texas Health Science Center at Houston.

(3) "Contracted rate" means the fee or reimbursement amount for a network provider's services, treatments, or supplies as established by agreement between the provider and health benefit plan issuer.

(4) "Data" means the specific claims and encounters, enrollment, and benefit information submitted to the center under this subchapter.

(5) "Database" means the Texas All Payor Claims Database established under this subchapter.

(6) "Geozip" means an area that includes all zip codes with identical first three digits.

(7) "Payor" means any of the following entities that pay, reimburse, or otherwise contract with a health care provider for the provision of health care services, supplies, or devices to a patient:

(A) an insurance company providing health or dental insurance;

(B) the sponsor or administrator of a health or dental plan;

(C) a health maintenance organization operating under Chapter

843;

(D) the state Medicaid program, including the Medicaid managed care program operating under Chapter 533, Government Code;

(E) a health benefit plan offered or administered by or on behalf of this state or a political subdivision of this state or an agency or instrumentality of the state or a political subdivision of this state, including:

(i) a basic coverage plan under Chapter 1551;

(ii) a basic plan under Chapter 1575; and

(iii) a primary care coverage plan under Chapter 1579; or

(F) any other entity providing a health insurance or health benefit plan subject to regulation by the department.

(8) "Protected health information" has the meaning assigned by 45 C.F.R. Section 160.103.

(9) "Qualified research entity" means:

(A) an organization engaging in public interest research for the purpose of analyzing the delivery of health care in this state that is exempt from federal income tax under Section 501(a), Internal Revenue Code of 1986, by being listed as an exempt organization in Section 501(c)(3) of that code;

(B) an institution of higher education engaged in public interest research related to the delivery of health care in this state; or

(C) a health care provider in this state engaging in efforts to improve the quality and cost of health care.

(10) "Stakeholder advisory group" means the stakeholder advisory group established under Section 38.403.

Sec. 38.403. STAKEHOLDER ADVISORY GROUP. (a) The center shall establish a stakeholder advisory group to assist the center as provided by this subchapter, including assistance in:

(1) establishing and updating the standards, requirements, policies, and procedures relating to the collection and use of data contained in the database required by Sections 38.404(e) and (f);

(2) evaluating and prioritizing the types of reports the center should publish under Section 38.404(e);

(3) evaluating data requests from qualified (3) research entities under Section 38.404(e)(2); and

(4) assisting the center in developing the center's recommendations under Section 38.408(3).

(b) The advisory group created under this section must be composed of:

(1) the state Medicaid director or the director's designee;

(2) a member designated by the Teacher Retirement System of Texas;

(3) a member designated by the Employees Retirement System of Texas; and

(4) 12 members designated by the center, including:

(A) two members representing the business community, with at least one of those members representing small businesses that purchase health benefits but are not involved in the provision of health care services, supplies, or devices or health benefit plans;

(B) two members who represent consumers and who are not professionally involved in the purchase, provision, administration, or review of health care services, supplies, or devices or health benefit plans, with at least one member representing the behavioral health community;

(C) two members representing hospitals that are licensed in this state;

(D) two members representing health benefit plan issuers that are regulated by the department;

(E) two members who are physicians licensed to practice medicine in this state, one of whom is a primary care physician; and

(F) two members who are not professionally involved in the purchase, provision, administration, or review of health care services, supplies, or devices or health benefit plans and who have expertise in:

(i) health planning;

(ii) health economics;

(iii) provider quality assurance;

(iv) statistics or health data management; or

(v) medical privacy laws.

(c) A person serving on the stakeholder advisory group must disclose any conflict of interest.

(d) Members of the stakeholder advisory group serve fixed terms as prescribed by commissioner rules adopted under this subchapter.

Sec. 38.404. ESTABLISHMENT AND ADMINISTRATION OF DATABASE. (a) The department shall collaborate with the center under this subchapter to aid in the center's establishment of the database. The center shall leverage the existing resources and infrastructure of the center to establish the database to collect, process, analyze, and store data relating to medical, dental, pharmaceutical, and other relevant health care claims and encounters, enrollment, and benefit information for the purposes of increasing transparency of health care costs, utilization, and access and improving the affordability, availability, and quality of health care in this state, including by improving population health in this state.

(b) The center shall serve as the administrator of the database, design, build, and secure the database infrastructure, and determine the accuracy of the data submitted for inclusion in the database.

(c) In determining the information a payor is required to submit to the center under this subchapter, the center must consider requiring inclusion of information useful to health policy makers, employers, and consumers for purposes of improving health care quality and outcomes, improving population health, and controlling health care costs. The required information at a minimum must include the following information as it relates to all health care services, supplies, and devices paid or otherwise adjudicated by the payor:

(1) the name and National Provider Identifier, as described in 45 C.F.R. Section 162.410, of each health care provider paid by the payor;

(2) the claim line detail that documents the health care services, supplies, or devices provided by the health care provider;

(3) the amount of charges billed by the health care provider and the payor's:

(A) allowed amount or contracted rate for the health care services, supplies, or devices; and

(B) adjudicated claim amount for the health care services, supplies, or devices;

(4) the name of the payor, the name of the health benefit plan, and the type of health benefit plan, including whether health care services, supplies, or devices were provided to an individual through:

(A) a Medicaid or Medicare program;

(B) workers' compensation insurance;

(C) a health maintenance organization operating under Chapter

843;

(D) a preferred provider benefit plan offered by an insurer under

Chapter 1301;

(E) a basic coverage plan under Chapter 1551;

(F) a basic plan under Chapter 1575;

(G) a primary care coverage plan under Chapter 1579; or

(H) a health benefit plan that is subject to the Employee Retirement Income Security Act of 1974 (29 U.S.C. Section 1001 et seq.); and

(5) claim level information that allows the center to identify the geozip where the health care services, supplies, or devices were provided.

(d) Each payor shall submit the required data under Subsection (c) at a schedule and frequency determined by the center and adopted by the commissioner by rule.

(e) In the manner and subject to the standards, requirements, policies, and procedures relating to the use of data contained in the database established by the center in consultation with the stakeholder advisory group, the center may use the data contained in the database for a noncommercial purpose:

(1) to produce statewide, regional, and geozip consumer reports available through the public access portal described in Section 38.405 that address:

(A) health care costs, quality, utilization, outcomes, and disparities;

(B) population health; or

(C) the availability of health care services; and

(2) for research and other analysis conducted by the center or a qualified research entity to the extent that such use is consistent with all applicable federal and state law, including the data privacy and security requirements of Section 38.406 and the purposes of this subchapter.

(f) The center shall establish data collection procedures and evaluate and update data collection procedures established under this section. The center shall test the quality of data collected by and reported to the center under this section to ensure that the data is accurate, reliable, and complete.

Sec. 38.405. PUBLIC ACCESS PORTAL. (a) Except as provided by this section and Sections 38.404 and 38.406 and in a manner consistent with all applicable federal and state law, the center shall collect, compile, and analyze data submitted to or stored in the database and disseminate the information described in Section 38.404(e)(1) in a format that allows the public to easily access and navigate the information. The information must be accessible through an open access Internet portal that may be accessed by the public through an Internet website.

(b) The portal created under this section must allow the public to easily search and retrieve the information disseminated under Subsection (a), subject to data privacy and security restrictions described in this subchapter and consistent with all applicable federal and state law.

(c) Any information or data that is accessible through the portal created under this section:

(1) must be segmented by type of insurance or health benefit plan in a manner that does not combine payment rates relating to different types of insurance or health benefit plans;

(2) must be aggregated by like Current Procedural Terminology codes and health care services in a statewide, regional, or geozip area; and

(3) may not identify a specific patient, health care provider, health benefit plan, health benefit plan issuer, or other payor.

(d) Before making information or data accessible through the portal, the center shall remove any data or information that may identify a specific patient in accordance with the de-identification standards described in 45 C.F.R. Section 164.514.

Sec. 38.406. DATA PRIVACY AND SECURITY. (a) Any information that may identify a patient, health care provider, health benefit plan, health benefit plan issuer, or other payor is confidential and subject to applicable state and federal law relating to records privacy and protected health information, including Chapter 181, Health and Safety Code, and is not subject to disclosure under Chapter 552, Government Code.

(b) A qualified research entity with access to data or information that is contained in the database but not accessible through the portal described in Section 38.405:

(1) may use information contained in the database only for purposes consistent with the purposes of this subchapter and must use the information in accordance with standards, requirements, policies, and procedures established by the center in consultation with the stakeholder advisory group;

(2) may not sell or share any information contained in the database; and

(3) may not use the information contained in the database for a commercial purpose.

(c) A qualified research entity with access to information that is contained in the database but not accessible through the portal must execute an agreement with the center relating to the qualified research entity's compliance with the requirements of Subsections (a) and (b), including the confidentiality of information contained in the database but not accessible through the portal.

(d) Notwithstanding any provision of this subchapter, the department and the center may not disclose an individual's protected health information in violation of any state or federal law.

(e) The center shall include in the database only the minimum amount of protected health information identifiers necessary to link public and private data sources and the geographic and services data to undertake studies.

(f) The center shall maintain protected health information identifiers collected under this subchapter but excluded from the database under Subsection (e) in a separate database. The separate database may not be aggregated with any other information and must use a proxy or encrypted record identifier for analysis.

Sec. 38.407. CERTAIN ENTITIES NOT REQUIRED TO SUBMIT DATA. Any sponsor or administrator of a health benefit plan subject to the Employee Retirement Income Security Act of 1974 (29 U.S.C. Section 1001 et seq.) may elect or decline to participate in or submit data to the center for inclusion in the database as consistent with federal law.

Sec. 38.408. REPORT TO LEGISLATURE. Not later than September 1 of each even-numbered year, the center shall submit to the legislature a written report containing:

(1) an analysis of the data submitted to the center for use in the database;

(2) information regarding the submission of data to the center for use in the database and the maintenance, analysis, and use of the data;

(3) recommendations from the center, in consultation with the stakeholder advisory group, to further improve the transparency, cost-effectiveness, accessibility, and quality of health care in this state; and

(4) an analysis of the trends of health care affordability, availability, quality, and utilization.

Sec. 38.409. RULES. (a) The commissioner, in consultation with the center, shall adopt rules:

(1) specifying the types of data a payor is required to provide to the center under Section 38.404 to determine health benefits costs and other reporting metrics, including, if necessary, types of data not expressly identified in that section;

(2) specifying the schedule, frequency, and manner in which a payor must provide data to the center under Section 38.404, which must:

(A) require the payor to provide data to the center not less frequently than quarterly; and

(B) include provisions relating to data layout, data governance, historical data, data submission, use and sharing, information security, and privacy protection in data submissions; and

(3) establishing oversight and enforcement mechanisms to ensure that payors submit data to the database in accordance with this subchapter.

(b) In adopting rules governing methods for data submission, the commissioner shall to the maximum extent practicable use methods that are reasonable and cost-effective for payors.

SECTION 2. (a) Not later than January 1, 2022, the Center for Healthcare Data at The University of Texas Health Science Center at Houston shall establish the stakeholder advisory group in accordance with Section 38.403, Insurance Code, as added by this Act.

(b) Not later than June 1, 2022, the Texas Department of Insurance shall adopt rules, and the Center for Healthcare Data at The University of Texas Health Science Center at Houston shall adopt, in consultation with the stakeholder advisory group, standards, requirements, policies, and procedures, necessary to implement Subchapter I, Chapter 38, Insurance Code, as added by this Act.

SECTION 3. As soon as practicable after the effective date of this Act, the Center for Healthcare Data at The University of Texas Health Science Center at Houston shall actively seek financial support from the federal grant program for development of state all payer claims databases established under the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260) and from any

other available source of financial support provided by the federal government for purposes of implementing Subchapter I, Chapter 38, Insurance Code, as added by this Act.

SECTION 4. If before implementing any provision of Subchapter I, Chapter 38, Insurance Code, as added by this Act, the commissioner of insurance determines that a waiver or authorization from a federal agency is necessary for implementation of that provision, the commissioner shall request the waiver or authorization and may delay implementing that provision until the waiver or authorization is granted.

SECTION 5. This Act takes effect September 1, 2021.

Amendment No. 1 was adopted.

CSHB 1907, as amended, was passed to engrossment.

HB 195 ON SECOND READING
(by Bernal)

HB 195, A bill to be entitled An Act relating to the regulation of migrant labor housing facilities; changing the amount of a civil penalty.

HB 195 was passed to engrossment. (Wilson recorded voting no.)

HB 205 ON SECOND READING
(by Ortega)

HB 205, A bill to be entitled An Act relating to safety requirements for amusement ride operators.

HB 205 was passed to engrossment. (Dean recorded voting no.)

HB 2681 ON SECOND READING
(by Wilson, Noble, C. Bell, et al.)

HB 2681, A bill to be entitled An Act relating to public school elective courses providing academic study of the Bible offered to certain students.

HB 2681 was passed to engrossment.

CSHB 244 ON SECOND READING
(by M. González, Allison, Lozano, Huberty, Capriglione, et al.)

CSHB 244, A bill to be entitled An Act relating to the establishment of a grant program for promoting computer science certification and professional development in coding, technology applications, cybersecurity, and computer science for public school teachers.

CSHB 244 was passed to engrossment.

CSHB 162 ON SECOND READING
(by Thierry, Leach, Moody, Shaheen, Sanford, et al.)

CSHB 162, A bill to be entitled An Act relating to a prohibition on prosecuting or referring to juvenile court certain persons for certain conduct constituting the offense of prostitution, to the provision of services to those persons, and to the prosecution of related criminal offenses.

CSHB 162 was passed to engrossment.

SB 474 ON SECOND READING
(Collier - House Sponsor)

SB 474, A bill to be entitled An Act relating to the unlawful restraint of a dog; creating a criminal offense.

SB 474 was considered in lieu of **HB 873**.

Amendment No. 1

Representative C. Bell offered the following amendment to **SB 474**:

Amend **SB 474** (house committee printing) as follows:

(1) On page 1, lines 22-23, strike "or has custody or control of".

Amendment No. 1 failed of adoption.

SB 474 was passed to third reading.

HB 873 - LAID ON THE TABLE SUBJECT TO CALL

Representative Collier moved to lay **HB 873** on the table subject to call.

The motion prevailed.

CSHB 558 ON SECOND READING
(by White, Meza, et al.)

CSHB 558, A bill to be entitled An Act relating to the taking of a blood specimen on arrest for certain intoxication offenses.

CSHB 558 was passed to engrossment.

HB 285 ON SECOND READING
(by Murr)

HB 285, A bill to be entitled An Act relating to increasing the punishment for certain conduct constituting the criminal offense of obstruction or retaliation.

HB 285 was passed to engrossment.

CSHB 443 ON SECOND READING
(by Israel)

CSHB 443, A bill to be entitled An Act relating to requiring the operator of a vehicle to stop and yield the right-of-way to a pedestrian.

CSHB 443 was passed to engrossment.

CSHB 4107 ON SECOND READING
(by Burrows)

CSHB 4107, A bill to be entitled An Act relating to the notice of entry for the purpose of exercising the power of eminent domain by a common carrier pipeline.

CSHB 4107 was passed to engrossment.

CSHB 573 ON SECOND READING
(by Oliverson, Sanford, and Jetton)

CSHB 573, A bill to be entitled An Act relating to the operation of health care sharing ministries; authorizing a fee; providing a civil penalty.

CSHB 573 - POINT OF ORDER

Representative Slaton raised a point of order against further consideration of **CSHB 573** under Rule 4, Section 32, and Rule 4, Section 18, of the House Rules on the grounds that the committee report was inaccurate. The point of order was withdrawn.

Representative Oliverson moved to postpone consideration of **CSHB 573** until 10 a.m. Tuesday, June 1.

The motion prevailed.

CSHB 639 ON SECOND READING

(by White, Cortez, Oliverson, et al.)

CSHB 639, A bill to be entitled An Act relating to the authority of an emergency services district to provide preventive health care services; authorizing a fee.

CSHB 639 was passed to engrossment.

CSHB 572 ON SECOND READING

(by Dutton)

CSHB 572, A bill to be entitled An Act relating to authorizing a dropout recovery competency-based educational program provided through a campus or campus program charter or open-enrollment charter school.

CSHB 572 was passed to engrossment.

HB 662 ON SECOND READING

(by Collier)

HB 662, A bill to be entitled An Act relating to the administration of the homeless housing and services program by the Texas Department of Housing and Community Affairs.

HB 662 was passed to engrossment. (Wilson recorded voting no.)

SB 45 ON SECOND READING

(Zwiener, S. Thompson, Morrison, and Neave - House Sponsors)

SB 45, A bill to be entitled An Act relating to the prohibition against sexual harassment in the workplace.

SB 45 was considered in lieu of **HB 48**.

SB 45 was passed to third reading.

MIDNIGHT

The proceedings continued after 12 a.m. and the following actions occurred on Friday, May 14:

POINT OF ORDER

Representative Dutton raised a point of order against further consideration of the calendar under Rule 8, Section 13(b), of the House Rules on the grounds that the deadline for consideration of house bills on second reading had passed.

The point of order was sustained.

RECESS

Representative Dutton moved that the house recess until 9 a.m. today.

The motion prevailed.

The house accordingly, at 12:02 a.m. Friday, May 14, recessed until 9 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

HR 1139 (By Bucy), Commending Hill Country Community Ministries for its partnership with the House District 136 Neighbor to Neighbor Food and Wellness Program during the COVID-19 pandemic.

To Resolutions Calendars.

HR 1140 (By Rogers), Commending the Tolar High School band on its invitation to participate in the Pearl Harbor 80th anniversary commemoration ceremonies in Hawaii in December 2021.

To Resolutions Calendars.

HR 1141 (By Frullo), Commemorating the Tornado Memorial Gateway in Lubbock.

To Resolutions Calendars.

HR 1142 (By E. Morales), Commending Pecos County Judge Joe Shuster on being named the 2021 Official of the Year by the West Texas County Judges and Commissioners Association.

To Resolutions Calendars.

HR 1143 (By E. Morales), In memory of Carlos F. "Chiquis" Santos.

To Resolutions Calendars.

HR 1144 (By E. Morales), Congratulating Jose Oscar Morales on his retirement as assistant principal of Memorial Junior High in Eagle Pass ISD.

To Resolutions Calendars.

HR 1145 (By Slawson), Commemorating the 2021 Shivaree Up in Smoke BBQ Cook-off in Gatesville.

To Resolutions Calendars.

HR 1146 (By Meza), Honoring Ana Marie Silbas for her service as a Fellow of the Moreno/Rangel Legislative Leadership Program and as a legislative aide in the office of State Representative Terry Meza.

To Resolutions Calendars.

HR 1147 (By Cook), Congratulating Delvin Starling on being named the 2020 Police Officer of the Year by the Kennedale Police Department.

To Resolutions Calendars.

HR 1148 (By Cook), Commending Polly Walton for her service on the Arlington Independent School District Board of Trustees.

To Resolutions Calendars.

HR 1149 (By Cook), Congratulating Cary Moon on his reelection to the Fort Worth City Council.

To Resolutions Calendars.

HR 1150 (By Cook), Congratulating Dr. Barbara Odom-Wesley on her reelection to the Arlington City Council.

To Resolutions Calendars.

HR 1151 (By Cook), Congratulating Andrew Piel on his reelection to the Arlington City Council.

To Resolutions Calendars.

HR 1152 (By Cook), Congratulating Carlos Flores on his reelection to the Fort Worth City Council.

To Resolutions Calendars.

HR 1153 (By Cook), Congratulating Mike Leyman on his reelection to the Mansfield City Council.

To Resolutions Calendars.

HR 1154 (By Ellzey), Congratulating the cast and crew of the Waxahachie High School drama department on being nominated for nine Dallas Summer Musicals awards.

To Resolutions Calendars.

HR 1155 (By Cason), Honoring Dr. Faye Beaulieu of Bedford on her retirement as a trustee of the Hurst-Euless-Bedford Independent School District.

To Resolutions Calendars.

HR 1156 (By Jetton), Congratulating Alexis Jackson on being named the 2020 Child Advocate of the Year by Child Advocates of Fort Bend.

To Resolutions Calendars.

HR 1157 (By Jetton), Congratulating Rebecca Kennelly Haas on her election as mayor of Richmond.

To Resolutions Calendars.

HR 1158 (By Davis), Congratulating the DeSoto High School girls' track team on winning the 2021 UIL 6A state championship.

To Resolutions Calendars.

HR 1159 (By J.E. Johnson), Congratulating Metrocrest Services on its 50th anniversary.

To Resolutions Calendars.

HR 1160 (By Murr), In memory of Wanda Smith Center of Cherokee.

To Resolutions Calendars.

SB 402 to Ways and Means.

SB 970 to Public Health.

SB 1090 to Land and Resource Management.

SB 1254 to State Affairs.

SB 1606 to State Affairs.

SB 1648 to Insurance.

SB 2011 to Juvenile Justice and Family Issues.

SB 2028 to Insurance.

SB 2051 to Insurance.

SB 2081 to Public Education.

SB 2122 to Public Health.

SB 2181 to International Relations and Economic Development.

SB 2243 to Transportation.

SIGNED BY THE SPEAKER

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

House List No. 20

HB 103, HB 719, HB 788, HB 3390, HB 3401

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 13, 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 54 Talarico SPONSOR: Whitmire
Relating to accompanying and filming peace officers of state and local law enforcement agencies for producing reality television programs.

HB 454 Metcalf SPONSOR: Creighton
Relating to the creation of a specialty treatment court for certain individuals residing with a child who is the subject of a juvenile court case.

HB 569 Sanford SPONSOR: West
Relating to credit toward payment of a fine and costs for certain misdemeanants confined in jail or prison before sentencing.
(Amended)

HB 604 Noble SPONSOR: Zaffirini

Relating to a microchip scan of animals in the custody of an animal shelter or releasing agency, including an animal rescue organization.

HB 977 Metcalf SPONSOR: Creighton
Relating to a petition filed for a place on the ballot for the board of directors for the Montgomery County Hospital District.

HB 1057 Oliverson SPONSOR: Creighton
Relating to designating November 7 as Victims of Communism Day.

HB 1147 Huberty SPONSOR: Taylor
Relating to military readiness for purposes of the indicators of achievement under the public school accountability system and the college, career, or military readiness outcomes bonus under the Foundation School Program.
(Committee Substitute)

HB 1322 Shaheen SPONSOR: Zaffrini
Relating to a summary of a rule proposed by a state agency.
(Committee Substitute)

HB 2127 Turner, Chris SPONSOR: Hancock
Relating to consumption of alcoholic beverages in public entertainment facilities and zones.

SB 1572 Paxton
Relating to the numbering and signing of ballots by early voting clerks and deputy early voting clerks.

SB 1984 Lucio
Relating to the reassignment of the carryforward designation of certain private activity bonds.

THE SENATE HAS CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

SB 8 (18 Yeas, 12 Nays)

THE SENATE HAS GRANTED THE REQUEST OF THE HOUSE FOR THE APPOINTMENT OF A CONFERENCE COMMITTEE ON THE FOLLOWING MEASURES:

HB 1927
Senate Conferees: Schwertner - Chair/Birdwell/Campbell/Creighton/Hughes

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, May 13, 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 636 Thompson, Senfronia SPONSOR: Whitmire
Relating to the continuation and functions of the Texas State Board of Plumbing Examiners; authorizing a fee.

HB 1363 Minjarez SPONSOR: Hughes
Relating to treatment of a patient by a physical therapist without a referral.

HB 1763 Oliverson SPONSOR: Hughes
Relating to the contractual relationship between a pharmacist or pharmacy and a health benefit plan issuer or pharmacy benefit manager.

HB 3529 Meyer SPONSOR: Zaffirini
Relating to consent for the use or possession of personal identifying information under the Identity Theft Enforcement and Protection Act.

SB 993 Hancock
Relating to the practice of therapeutic optometry.

SB 1059 Paxton
Relating to the process for determining the Medicaid eligibility of certain former foster care youth.

SB 2232 Hall
Relating to a study on the effect of a change to the period for voting.

THE SENATE HAS CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

SB 230 (30 Yeas, 0 Nays)

SB 1126 (30 Yeas, 0 Nays)

SB 1230 (30 Yeas, 0 Nays)

SB 1448 (25 Yeas, 5 Nays)

SB 1774 (30 Yeas, 0 Nays)

SB 2093 (30 Yeas, 0 Nays)

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 3

MESSAGE FROM THE SENATE
SENATE CHAMBER

Austin, Texas

Thursday, May 13, 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 962

Hughes

Relating to restrictions on the use and disclosure of certain genetic material and genetic information; providing a civil penalty; creating a criminal offense.

SB 2089

Lucio

Relating to the use of certain tax revenue to acquire, construct, enhance, upgrade, operate, and maintain convention center facilities, multipurpose arenas, venues, and spaceport and spacecraft observation facilities in certain municipalities.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 12

Business and Industry - **SB 695**

Criminal Jurisprudence - **SB 474**

Defense and Veterans' Affairs - **SB 337**

Higher Education - **SB 36**

Homeland Security and Public Safety - **SB 68, SB 912**

House Administration - **HCR 89**

Human Services - **SB 263, SB 642, SB 1911**

Insurance - **SB 1028**

Land and Resource Management - **SB 1072**

Natural Resources - **HB 4668, HB 4669**

Pensions, Investments, and Financial Services - **SB 1132**

Public Health - **SB 40, SB 454, SB 572, SB 809**

State Affairs - **SB 220, SB 760**

Transportation - **SB 355, SB 787, SB 1308, SB 1323, SB 1474, SB 1727**

Urban Affairs - **HB 4666**

Ways and Means - **HB 3694, SB 153, SB 611, SB 742, SB 828, SB 1449, SJR 35**

ENGROSSED

May 12 - HJR 4, HJR 82, HJR 99, HJR 141

ENROLLED

May 12 - HB 103, HB 719, HB 788, HB 3390, HB 3401

SENT TO THE GOVERNOR

May 12 - HB 317, HB 1759, HB 2494, HB 2586, HB 2749, HB 3067

SIGNED BY THE GOVERNOR

May 12 - HB 1024

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-SEVENTH DAY (CONTINUED) — FRIDAY, MAY 14, 2021

The house met at 9:36 a.m. and was called to order by the speaker.

The invocation was offered by Representative Neave as follows:

We thank you God for an opportunity to live another day. We thank you for our health, for our families, and the opportunity to serve the people of Texas. We ask that you continue to guide us with your wisdom and help us lead with love. And I'd like to say the Lord's prayer in Spanish: Padre nuestro que estás en el cielo, santificado sea tu nombre. Venga tu reino. Hágase tu voluntad en la tierra como en el cielo. Danos hoy nuestro pan de cada día. Perdona nuestras ofensas, como también nosotros perdonamos a los que nos ofenden. No nos dejes caer en tentación y líbranos del mal. Amen.

The chair recognized Representative Buckley 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. 21).

(Guillen in the chair)

CONGRATULATORY AND MEMORIAL CALENDAR

The following congratulatory resolutions were laid before the house:

HR 1001 (by Jetton), Commending Sitara Seth for her service as a legislative intern in the office of State Representative Jacey Jetton.

HR 1002 (by Jetton), Commending Thomas Le for his service as a legislative intern in the office of State Representative Jacey Jetton.

HR 1003 (by Jetton), Commending Grace Beecroft for her service as a legislative intern in the office of State Representative Jacey Jetton.

HR 1004 (by Jetton), Commending Rea Motiwala for her service as a legislative intern in the office of State Representative Jacey Jetton.

HR 1005 (by Jetton), Commending Rahil Motiwala for his service as a legislative intern in the office of State Representative Jacey Jetton.

HR 1006 (by Jetton), Congratulating Albon Wu, Laaiqa Muhammad, Unna Ramanathan, Gabriel Rodriguez, Brenda Frye, and Ted Lieb on being named 2020 Volunteers of the Year by the City of Sugar Land.

HR 1007 (by Jetton), Congratulating Jakob Jones on graduating as salutatorian of the Fort Bend Christian Academy Class of 2021.

HR 1008 (by Jetton), Congratulating Sam Wadlington on graduating as valedictorian of the Class of 2021 at Fort Bend Christian Academy in Sugar Land.

HR 1009 (by Jetton), Congratulating the Sugar Land Skeeters baseball team on its acquisition as the Triple A affiliate of the Houston Astros.

HR 1010 (by Jetton), Congratulating Dr. Gildardo Andres Ceballos on being honored as the 2020 Physician of the Year at OakBend Medical Center.

HR 1011 (by Jetton), Commending Raymond Freeman American Legion Post 942 for its service to its members and to the Sugar Land community.

HR 1012 (by Jetton, Shaheen, and Oliverson), Recognizing the festival of Diwali 2021.

HR 1013 (by Jetton), Honoring Manish Seth for his service during Winter Storm Uri.

HR 1014 (by Frullo), Congratulating Zach Casias of Lubbock High School on winning the 2021 UIL 5A wrestling state championship in the 120-pound division.

HR 1015 (by Stucky), Congratulating Caitlin Elise Nowlin on graduating from the University of North Texas in Denton.

HR 1016 (by Frullo), Congratulating the Lubbock High School girls' swimming & diving team on winning the 2021 UIL 5A state championship.

HR 1020 (by A. Johnson), Congratulating Alkiviades Boukas on graduating as valedictorian of the Class of 2021 at Bellaire High School.

HR 1021 (by A. Johnson), Congratulating Daniel Chen on graduating as valedictorian of the Class of 2021 at Bellaire High School.

HR 1022 (by A. Johnson), Congratulating Evie Tsen-Ying Kao on graduating as valedictorian of the Class of 2021 at Bellaire High School.

HR 1023 (by A. Johnson), Congratulating Angela Ling on graduating as valedictorian of the Class of 2021 at Bellaire High School.

HR 1024 (by A. Johnson), Congratulating Miles Mackenzie on graduating as valedictorian of the Class of 2021 at Bellaire High School.

HR 1025 (by A. Johnson), Congratulating Wenson Tsiach-Hao Tang on graduating as valedictorian of the Class of 2021 at Bellaire High School.

HR 1026 (by A. Johnson), Congratulating Christopher Zhou on graduating as valedictorian of the Class of 2021 at Bellaire High School.

HR 1027 (by A. Johnson), Congratulating Annie Zhu on graduating as valedictorian of the Class of 2021 at Bellaire High School.

HR 1028 (by A. Johnson), Congratulating Shirley Zhu on graduating as valedictorian of the Class of 2021 at Bellaire High School.

HR 1031 (by Hinojosa), Honoring the participants in the 2021 Texas Folklife Apprenticeship in the Folk and Traditional Arts Program.

HR 1032 (by Herrero), Congratulating Ruben Perez on his retirement as Fire Chief of Naval Air Station Corpus Christi.

HR 1033 (by A. Johnson), Congratulating the Rice University women's basketball team on winning the 2021 Women's National Invitation Tournament.

HR 1035 (by Ordaz Perez), Congratulating Norma Myers, principal of Capistrano Elementary School in El Paso, on being honored as the 2021 Region 19 TEPSAN of the Year by the Texas Elementary Principals and Supervisors Association.

HR 1036 (by Ordaz Perez), Commending YWCA El Paso del Norte Region for its service to the community during the COVID-19 pandemic.

HR 1037 (by Ordaz Perez), Congratulating the El Paso Chapter of Credit Unions for receiving a 2020 Chapter of the Year Award from the Cornerstone Credit Union League.

HR 1038 (by Ordaz Perez), Commending Astro the pit bull terrier mix for heroically assisting his owner during a medical emergency.

HR 1039 (by Ordaz Perez), Congratulating Amanda Martinez of Bel Air High School in El Paso for placing third in the combined all-around competition at the 2021 Texas High School State Gymnastics Championship.

HR 1040 (by White), Honoring Mayor Floyd Petri of Chester for his achievements in military and public service.

HR 1041 (by E. Morales), Congratulating Joe Morales on his retirement as assistant principal of Memorial Junior High in Eagle Pass ISD.

HR 1042 (by Fierro), Commending Estine Davis of El Paso for her contributions to the community.

HR 1043 (by Fierro), Congratulating Vincent Sheffield on his appointment as interim superintendent of El Paso ISD.

HR 1044 (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.

HR 1045 (by A. Johnson), Honoring historians Betty Trapp Chapman and Anne Hulme Sloan for curating The Heritage Society exhibit "Houston Women Cast Their Ballots: Celebrating 100 Years of the Right to Vote."

HR 1047 (by Buckley), Honoring Clifton Park Elementary School on the occasion of its farewell ceremony at the Trimmier Road campus in Killeen.

HR 1048 (by White), Congratulating Cameron Thomas on helping the Stephen F. Austin State University coed cheer squad win second place at the 2021 College Cheer and Dance National Championship.

HR 1050 (by Sherman), Congratulating Megan Rios on her selection as the 2020-2021 Teacher of the Year at Plummer Elementary in Cedar Hill ISD.

HR 1051 (by Raymond), Congratulating former Dallas Cowboys head coach Jimmy Johnson on his induction into the Pro Football Hall of Fame.

HR 1053 (by Holland), Recognizing June 12, 2021, as Texas Pie Fest Day.

HR 1055 (by Herrero), Congratulating Mike Markle on his retirement as chief of the Corpus Christi Police Department.

HR 1056 (by Herrero), Commending Senior Officer Alex Labatto of the Corpus Christi Police Department for saving the life of a fellow citizen.

HR 1057 (by Herrero), Commending Captain Denny Asbury for 35 years of service to the Corpus Christi Police Department.

HR 1058 (by Herrero), Congratulating Senior Officer Edward Kearney on his retirement from the Corpus Christi Police Department.

HR 1059 (by Herrero), Congratulating Senior Officer Karl Wright on his retirement from the Corpus Christi Police Department.

HR 1060 (by Herrero), Congratulating Senior Officer David Gonzalez on his retirement from the Corpus Christi Police Department.

HR 1061 (by Herrero), Congratulating Senior Officer Richard Olden on his retirement from the Corpus Christi Police Department.

HR 1062 (by Herrero), Congratulating Senior Officer Tracy Roberts on his retirement from the Corpus Christi Police Department.

HR 1063 (by Herrero), Congratulating Senior Officer Jeffrey Mills on his retirement from the Corpus Christi Police Department.

HR 1064 (by Herrero), Congratulating Detective Joe Garza on his retirement from the Corpus Christi Police Department.

HR 1065 (by Herrero), Congratulating Senior Officer Shawn Kleven on his retirement from the Corpus Christi Police Department.

HR 1067 (by Dean), Congratulating Monsignor Xavier Pappu of St. Matthew Catholic Church in Longview on the 40th anniversary of his ordination as a priest.

HR 1068 (by Fierro), Congratulating Brayden Davis of Lincoln Middle School in El Paso for his outstanding performance in the 2021 Texas Math and Science Coaches Association Middle School State Meet.

HR 1070 (by J.D. Johnson), Congratulating Dr. Ruth Simmons, president of Prairie View A&M University, on her selection as principal speaker for the 2021 Harvard University commencement celebration.

HR 1071 (by Parker), Congratulating the Argyle High School band on winning the UIL 4A State Open Class Marching Band Contest.

HR 1072 (by Parker), Congratulating the Flower Mound High School girls' soccer team on winning the 2021 UIL 6A state championship.

HR 1073 (by Parker), Congratulating the Ponder High School girls' basketball team on advancing to the semifinals of the 2021 3A state playoffs.

HR 1080 (by Kacal), Congratulating Joseph Frazier Radcliffe of Waco on his 100th birthday and recognizing him as an honorary Texan.

HR 1081 (by K. King), Commemorating the 100th anniversary of First National Bank of Quitaque.

HR 1082 (by Meza), Honoring Dr. Yuba Raj Khatiwada, Nepal's ambassador to the United States, on the occasion of his visit to Irving.

HR 1084 (by Neave), Congratulating the Lakehill Preparatory School football team on winning the 2020 TAPPS Six-Man Division II state championship.

HR 1086 (by Jetton), Recognizing May 2021 as ALS Awareness Month.

HR 1088 (by Jetton), Commending the Chinese American business owners of Fort Bend County for their service to their communities.

HR 1089 (by Kacal), Commemorating the 35th anniversary of Brookhaven Youth Ranch.

HR 1092 (by Murr), Congratulating Rebecca Lange for her service as Llano County attorney.

HR 1093 (by Huberty), Commending Matthew Lair for his service as an intern in the office of State Representative Dan Huberty.

HR 1094 (by Murr), Congratulating Johnny Mayo on his retirement as Schleicher County Precinct 1 commissioner.

HR 1095 (by Murr), Congratulating Scott Monroe on his retirement as the district attorney for the 198th Judicial District of Texas.

HR 1096 (by Murr), Congratulating David R. Doran on his retirement as sheriff of Schleicher County.

HR 1097 (by Murr), Commending the Honorable Keith Williams on his service as judge of the 216th District Court.

HR 1098 (by Murr), Commending Bob Reeves for his service as Kerr County tax assessor-collector.

HR 1099 (by Raymond), Commending the work of El Camino Real de los Tejas National Historic Trail Association.

HR 1100 (by Herrero), Congratulating Dr. Max Thompson on his retirement as superintendent of the Banquete Independent School District.

HR 1101 (by Frullo), Commemorating the 100th anniversary of the Rotary Club of Lubbock.

HR 1102 (by C. Morales), Honoring the Houston-based band the Fab 5 for its accomplishments.

HR 1103 (by Ortega), Congratulating Austin High School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 1104 (by Ortega), Congratulating Logan Elementary School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 1105 (by Ortega), Congratulating Colin L. Powell Elementary School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 1112 (by Lopez), Congratulating Katie N. Reed on her retirement from the Northside ISD school board.

HR 1113 (by Oliverson), Honoring the Texas Pediatric Society on the occasion of its 100th anniversary.

HR 1115 (by Sherman), Commending Candace Quarles for her service to the DeSoto City Council.

HR 1116 (by Sherman), Congratulating Patricia A. Davis on her retirement from the Dallas College Cedar Valley Campus.

HR 1118 (by Slaton), Honoring entrepreneur and explorer Victor L. Vescovo of Dallas for his accomplishments.

HR 1119 (by Price), Congratulating the Panhandle High School girls' basketball team on advancing to the UIL 2A semifinals.

HR 1120 (by Price and K. King), Recognizing the Stanley Lamb farm for more than a century of operation in the Texas Panhandle.

HR 1122 (by Ordaz Perez), Congratulating Bliss Elementary School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 1123 (by Ordaz Perez), Congratulating Ross Middle School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 1124 (by Ordaz Perez), Congratulating Hughey Elementary School in El Paso ISD on receiving the Texas Purple Star Campus Designation from the Texas Education Agency.

HR 1125 (by A. Johnson), Honoring Baylor College of Medicine for its service during the COVID-19 pandemic.

HR 1126 (by Cook), Congratulating Tamera J. Bounds on her election to the Mansfield City Council.

HR 1127 (by Cook), Congratulating Todd Tonore on his election to the Mansfield City Council.

HR 1128 (by Cook), Congratulating Glenn Mayer of Arlington on his 90th birthday.

HR 1129 (by Dean), Congratulating Jasmyne Nelms of St. Mary's Catholic School in Longview on participating in the 2021 TAPPS Track and Field State Championships.

HR 1130 (by Dean), Congratulating Rebecca Dunn of St. Mary's Catholic School in Longview on participating in the 2021 TAPPS Track and Field State Championships.

HR 1131 (by Dean), Congratulating Kassidy McCullough of St. Mary's Catholic School in Longview for winning the bronze medal in the 1A women's shot put at the 2021 TAPPS Track and Field State Championships.

HR 1132 (by Dean), Congratulating Dominic Tucker of St. Mary's Catholic School in Longview on participating in the 2021 TAPPS Track and Field State Championships.

HR 1133 (by Dean), Congratulating Dewey Nelms of St. Mary's Catholic School in Longview on participating in the 2021 TAPPS Track and Field State Championships.

HR 1134 (by Dean), Congratulating Marlin Reeves of Trinity School of Texas in Longview on his participation in the 2021 TAPPS Track and Field State Championships.

HR 1135 (by Dean), Congratulating T. J. Daniels of Longview Christian School on participating in the 2021 TAPPS Track and Field State Championships.

HR 1136 (by Dean), Congratulating Raven East of Longview Christian School on participating in the 2021 TAPPS Track and Field State Championships.

HR 1137 (by Dean), Congratulating Evan Hodge of St. Mary's Catholic School in Longview on winning two medals at the 2021 TAPPS Track and Field State Championships.

HR 1138 (by Dean), Congratulating Georgia Scott of Trinity School of Texas on winning four medals at the 2021 TAPPS Track and Field State Championships.

The resolutions were adopted.

The following memorial resolutions were laid before the house:

HCR 106 (by Paul), In memory of Alayna Kay McDonald.

HR 1017 (by Murr), In memory of Lorelei Hankins of Rocksprings.

HR 1018 (by Morales Shaw), In memory of Linda Lelia Susan "Muffie" Moroney of Houston. (Leman recorded voting no.)

HR 1046 (by Cason), In memory of former Bedford Fire Chief James Lauren Tindell.

HR 1049 (by Davis), In memory of Opal M. Allen of San Angelo.

HR 1052 (by Sanford), In memory of Linda Fincher Nevil of Anna.

HR 1054 (by Neave), In memory of Pamela Christine Brandes Tackett of Austin.

HR 1066 (by Herrero), In memory of Senior Officer Charlie "Chuck" Williams Jr. of the Corpus Christi Police Department.

HR 1069 (by P. King), In memory of Christopher Ray Vardy of Fort Worth.

HR 1074 (by Parker), In memory of Vincent Michael Jones of Justin.

HR 1075 (by Parker), In memory of Roanoke City Council member Steven Heath.

HR 1076 (by Parker), In memory of U.S. Navy Midshipman Duke Anthony Carrillo.

HR 1077 (by Parker), In memory of Denton County Chief Deputy Constable Wayne Rhodes.

HR 1078 (by Parker), In memory of Jessica Courtney Duke.

HR 1079 (by Parker), In memory of Dylan Dorrell of Denton.

HR 1083 (by Wu), In memory of Leonard F. LaNoue of Houston.

HR 1085 (by Sanford), In memory of John Edward Gay, former mayor of McKinney.

HR 1087 (by Jetton), In memory of John William "Bill" Hartman of Richmond.

HR 1090 (by Murr), In memory of retired Kerr County judge Spencer Whitewood Brown.

HR 1091 (by Murr), In memory of G. Stanley Toepfich of Mason County.

HR 1106 (by Morrison), In memory of Earley Elton Calhoun Jr. of Victoria.

HR 1107 (by Lopez), In memory of Raul Basaldua Medrano of San Antonio.

HR 1108 (by Lopez), In memory of Cosmo Frank Guido of San Antonio.

HR 1109 (by Lopez), In memory of Epifanio "Prieto" Quiroga Jr. of San Antonio.

HR 1110 (by Lopez), In memory of John P. "Jack" Riegel III.

HR 1111 (by Lopez), In memory of Daniel B. Markson of San Antonio.

HR 1114 (by E. Morales), In memory of Jeff Davis County Judge Kerith Risa Sproul-Hurley.

HR 1117 (by Lopez), In memory of Vidal Castillo of San Antonio.

HR 1121 (by E. Morales), In memory of Ricardo Treviño of Eagle Pass.

SCR 43 (Hefner - House Sponsor), In memory of Michael Phillip Smith of Tyler.

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:

HB 424 was moved to the end of today's local, consent, and resolutions calendar.

HB 578 (by J. Turner, Allison, Price, and Coleman), A bill to be entitled An Act relating to the health literacy advisory committee and health literacy in the state health plan. (Anderson, C. Bell, Buckley, Cain, Capriglione, Cason, Clardy, Cook, Craddick, Cyrier, Ellzey, Gates, Harris, Hefner, Hull, Krause, Leach, Leman, Metcalf, Middleton, Noble, Oliverson, Parker, Paul, Sanford, Schaefer, Shaheen, Slaton, Slawson, Swanson, E. Thompson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 1157 (by Vo), A bill to be entitled An Act relating to hiring and licensing certain veterans as peace officers.

CSHB 1400 (by Swanson, Tinderholt, Pacheco, Dominguez, et al.), A bill to be entitled An Act relating to the creation of the criminal offense of impersonating a private investigator. (Buckley, Cain, Ellzey, Gates, Harris, Krause, Middleton, Oliverson, Slaton, Spiller, Toth, Vasut, and Wilson recorded voting no.)

HB 1507 (by Middleton, et al.), A bill to be entitled An Act relating to an entity responsible for the local share of qualified project costs under the ship channel improvement revolving fund. (Allison, K. Bell, Harless, Patterson, Slaton, and Slawson recorded voting no.)

HB 1524 (by Lucio), A bill to be entitled An Act relating to the prescribing and ordering of Schedule II controlled substances by certain advanced practice registered nurses and physician assistants. (Anderson, Burns, Holland, Landgraf, Middleton, Murr, Paul, Sanford, Slaton, Swanson, E. Thompson, and VanDeaver recorded voting no.)

HB 1678 (by Raymond), A bill to be entitled An Act relating to the confidentiality of certain autopsy records.

HB 1852 (by Sanford), A bill to be entitled An Act relating to the definition of "closing" for purposes of certain private activity bonds. (Patterson, Slaton, and Tinderholt recorded voting no.)

CSHB 2156 (by Raymond), A bill to be entitled An Act relating to the purchase of a United States flag or Texas flag by a governmental agency.

CSSB 1642 (Perez - House Sponsor), in lieu of **HB 2194**, A bill to be entitled An Act relating to the administration of navigation districts. (Allison, K. Bell, Harless, Middleton, Patterson, Slaton, Slawson, Tinderholt, and Wilson recorded voting no.)

Representative Perez moved to lay **HB 2194** on the table subject to call, and the motion prevailed.

HB 2222 (by Canales, et al.), A bill to be entitled An Act relating to a study by the Texas Department of Transportation on future transportation needs for the year 2045. (C. Bell, Cain, Capriglione, Clardy, Cyrier, Ellzey, Gates, Harris, Hefner, Krause, Metcalf, Middleton, Shaheen, Slaton, Slawson, Swanson, 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 2269 (by J. Turner), A bill to be entitled An Act relating to a requirement for and the contents of a declarations page required for certain standard insurance policy forms for personal automobile insurance. (C. Bell, Buckley, Cain, Capriglione, Cason, Clardy, Cyrier, Gates, Hefner, Krause, Metcalf, Middleton, Oliverson, Patterson, Shaheen, Slaton, Slawson, Swanson, 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.)

Amendment No. 1

Representative J. Turner offered the following amendment to **HB 2269**:

Amend **HB 2269** (house committee report) on page 1, line 18, between "increase" and "from", by inserting "during the policy term".

Amendment No. 1 was adopted.

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. (Allison, Anderson, C. Bell, K. Bell, Buckley, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Harless, Harris, Hefner, Hull, Krause, Leman, Metcalf, Noble, Oliverson, Paul, Sanford, Shaheen, Slaton, Slawson, Spiller, E. Thompson, 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.)

CSHB 2371 (by Morales Shaw, Minjarez, et al.), A bill to be entitled An Act relating to the evaluation of applications for certain financial assistance administered by the Texas Department of Housing and Community Affairs. (Allison, Anderson, Ashby, C. Bell, K. Bell, Buckley, Craddick, Darby, Dean, Ellzey, Geren, Harless, Harris, Lambert, Leman, Metcalf, Middleton, Oliverson, Parker, Patterson, Paul, Sanford, Shine, Slaton, Slawson, Spiller, Stucky, E. Thompson, and Tinderholt recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2435 (by Cain, Perez, Paul, and Canales), A bill to be entitled An Act relating to the imposition of tolls on Fairmont Parkway in Harris County. (Allison, K. Bell, Harless, Lambert, and Patterson recorded voting no.)

SB 2162 (Perez - House Sponsor), in lieu of **HB 2606**, A bill to be entitled An Act 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. (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Representative Perez moved to lay **HB 2606** on the table subject to call, and the motion prevailed.

CSHB 2815 (by C. Turner), A bill to be entitled An Act relating to the Texas Armed Services Scholarship Program. (Oliverson, Slaton, Slawson, and Spiller recorded voting no.)

SB 2164 (C. Bell - House Sponsor), in lieu of **HB 2837**, A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

Representative C. Bell moved to lay **HB 2837** on the table subject to call, and the motion prevailed.

HB 2864 (by Collier), A bill to be entitled An Act relating to the governance and administration of the Texas Indigent Defense Commission and to certain disclosures made in relation to the provision of funding for indigent defense services. (Allison, K. Bell, Buckley, Cain, Dean, Ellzey, Gates, Harless, Harris, Middleton, Oliverson, Slaton, Slawson, 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 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. (K. Bell, Cason, Ellzey, Harless, Harris, Middleton, Patterson, Slaton, Slawson, and Wilson recorded voting no.)

HB 3068 (by Slaton), A bill to be entitled An Act relating to the designation of a portion of State Highway 276 in Hunt and Rains Counties as the Staff Sergeant Shawn Henry McNabb Memorial Bridge. (Dean recorded voting no.)

CSHB 3140 (by C. Bell and Oliverson), A bill to be entitled An Act relating to the creation of the Harris-Waller Counties Municipal Utility District No. 5; 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, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Dean, Ellzey, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, 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.)

CSHB 3253 (by Jetton), A bill to be entitled An Act relating to meetings held by certain conservation and reclamation districts. (Patterson and Slaton recorded voting no.)

HB 3264 (by Dominguez, Guillen, and Lucio), A bill to be entitled An Act relating to the establishment by the Texas Workforce Commission of a workplace soft skills training pilot program. (Allison, C. Bell, K. Bell, Buckley, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Ellzey, Gates, Harless, Harris, Hefner, Krause, Leach, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Smith, Spiller, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 3340 (by Swanson), A bill to be entitled An Act relating to the appeal of certain orders regarding dangerous dogs. (Patterson recorded voting no.)

CSHB 3363 (by Harless, Wilson, Raymond, P. King, and Morrison), A bill to be entitled An Act relating to the issuance and execution of certain search warrants in a criminal investigation and the admissibility of evidence obtained through certain searches. (Slaton and Tinderholt recorded voting no.)

CSHB 3375 (by Davis), A bill to be entitled An Act relating to certain benefits payable by the public retirement systems for police and fire fighters in certain municipalities. (J. Turner requested to be recorded voting present, not voting after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 3375 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE PARKER: Representative, the substitute for this bill received, of course, unanimous support in our PIFS Committee because it's excellent in what it's trying to accomplish here to protect, obviously, beneficiaries during hardships. But the intention of the committee, Representative, was to keep the bill narrow in scope and not to expand it from its current form. I just want to make certain that that is your intent, not to expand the scope beyond what's currently being passed here today on the house floor.

REPRESENTATIVE DAVIS: In fact, that is exactly what we're trying to do. We want to make sure that this pension plan does not get injured in any way. However, in the original bill we filed, we had the "participant." Well, when an individual dies and leaves it to his beneficiary, they could not actually get benefits

through the hardship program because they are not the participant. They are the person that it was left to. So we had to go in and we worked with the board of the pension plan to change that one word from "participant" to "person," so that as benefits are left for those families, if they have emergencies and if they have needs for hardship relief, this would allow them to access those funds. But nothing else changed in the plan. It's just a way to allow those family beneficiaries, whether it's a spouse or son or whatever, to actually receive benefits from that plan.

PARKER: And again, you have no intention to expand the scope. If it comes back from the senate with amendments, will you work with the committee to make certain we protect all the pensioners in the Dallas fire and police system?

DAVIS: We made a commitment to not only the pensioners but also the board who worked with us to allow us to make this change. It is no way our intention to expand, to open it up, to jeopardize the stability of the pension plan. We understand the importance and significance. But we had a situation where a couple of families, their husbands passed away and they were not able to get hardship. And they were having to sell personal assets to make their mortgage payments. So this was just a way to address that concern. But in no way are we expanding or doing anything to harm the plan.

REMARKS ORDERED PRINTED

Representative Parker moved to print remarks between Representative Davis and Representative Parker on **CSHB 3375**.

The motion prevailed.

HB 3432 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 3436 (by C. Bell), A bill to be entitled An Act relating to the creation of the Waller 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, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 3438 (by C. Bell), A bill to be entitled An Act relating to the creation of the Waller County Municipal Utility District No. 9A; 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, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert,

Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

HB 3462 (by Morales Shaw), A bill to be entitled An Act relating to the designation of liaison officers to assist certain students at public institutions of higher education who are parents. (Capriglione, Cook, Craddick, Cyrier, Ellzey, Harris, Leman, Noble, Oliverson, Patterson, Shaheen, Slaton, Slawson, Spiller, Swanson, and Tinderholt recorded voting no.) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 3472 (by Deshotel), A bill to be entitled An Act relating to the investment and use of excess residential mortgage loan originator recovery fund fees and to the creation of the mortgage grant fund; changing a fee. (Allison, Anderson, K. Bell, Buckley, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Harris, Hefner, Hull, Krause, Leach, Leman, Noble, Oliverson, Patterson, Paul, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, E. Thompson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Amendment No. 1

On behalf of Representative Deshotel, Representative Geren offered the following amendment to **CSHB 3472**:

Amend **CSHB 3472** (house committee report) as follows:

(1) On page 2, line 27, between "collected" and "under", insert "by the commissioner".

(2) On page 3, line 21, between "collected" and "under", insert "by the commissioner".

Amendment No. 1 was adopted.

CSHB 3503 (by Lambert and Darby), A bill to be entitled An Act relating to the correction or removal of certain obsolete provisions of the Property Code. (Patterson and Slaton recorded voting no.)

CSHB 3531 (by Martinez), A bill to be entitled An Act relating to motor vehicle titles, registration, and license plates. (Gates, Krause, Middleton, Oliverson, Patterson, and Slaton recorded voting no.)

Amendment No. 1

On behalf of Representative Geren, Representative Martinez offered the following amendment to **CSHB 3531**:

Amend **CSHB 3531** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Sections 502.454(a), (b), and (f), Transportation Code, are amended to read as follows:

(a) The owner of a commercial motor vehicle, trailer, or semitrailer may apply for registration under Section 502.451 and is exempt from the payment of the registration fee that would otherwise be required by this chapter if the vehicle is:

(1) owned ~~[and used exclusively for emergencies]~~ by a nonprofit disaster relief organization; and

(2) used by the organization exclusively for emergencies, training, equipment maintenance, transportation of disaster relief supplies, or other activities related to disaster relief.

(b) An application for registration under this section must include:

(1) a statement by the owner of the vehicle that the vehicle is used exclusively as ~~[for]~~ described by Subsection (a) ~~[emergencies]~~ and has not been used for any other purpose;

(2) a statement signed by an officer of the nonprofit disaster relief organization that the vehicle has ~~[not]~~ been used exclusively as described by Subsection (a) [for any purpose other than emergencies] and qualifies for registration under this section; and

(3) a reasonable description of the vehicle and the emergency equipment included in the vehicle.

(f) A vehicle registered under this section that is used ~~[for any purpose]~~ other than as described by Subsection (a) [an emergency] may not again be registered under this section.

Amendment No. 1 was adopted.

CSHB 3533 (by Martinez), A bill to be entitled An Act relating to the security requirement for the issuance or renewal of a motor vehicle dealer general distinguishing number or a wholesale motor vehicle auction general distinguishing number. (Buckley, Cain, Capriglione, Cason, Clardy, Cyrier, Ellzey, Harris, Hefner, Leach, Metcalf, Patterson, Schaefer, Shaheen, Slaton, Smith, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 3541 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 3630 (by Metcalf), A bill to be entitled An Act relating to the designation of a portion of State Highway 242 in Montgomery County as the Sergeant Stacey Baumgartner Memorial Highway.

CSHB 3635 (by Frullo), A bill to be entitled An Act relating to vehicle modification services provided under the vocational rehabilitation program. (Cain, Ellzey, Harris, 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 3740 (by Guillen, Muñoz, Ramos, Raymond, Guerra, et al.), A bill to be entitled An Act relating to the provision of home telemonitoring services under Medicaid. (C. Bell, Buckley, Cain, Capriglione, Cyrier, Ellzey, Gates, Harris, Hefner, Krause, Metcalf, Oliverson, Patterson, Shaheen, Slaton, Slawson, Smith,

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 3750 (by Lucio and Guillen), A bill to be entitled An Act relating to financial assistance by the Texas Water Development Board for backup power generators in economically distressed areas for public water supply and sanitary sewer systems. (C. Bell, Buckley, Cain, Dean, Gates, Hefner, Krause, Metcalf, Middleton, Oliverson, Patterson, Slaton, Slawson, Spiller, Toth, Vasut, and Wilson recorded voting no.)

HB 3759 (by Guillen, et al.), A bill to be entitled An Act relating to requiring each state agency to post on the agency's Internet website information on suicide prevention. (Cook, Hull, Leman, Middleton, Noble, Oliverson, Patterson, Slaton, Slawson, and Spiller recorded voting no.)

CSHB 3802 (by Lozano and Guillen), A bill to be entitled An Act relating to requirements for public drinking water supply systems and certain rates and fees charged by water supply corporations. (C. Bell, Buckley, Cain, Capriglione, Cook, Dean, Ellzey, Gates, Harris, Hefner, Leach, Metcalf, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 1105 (Anchia - House Sponsor), in lieu of **HB 3902**, A bill to be entitled An Act relating to the resumption of employment by certain retirees within the Texas Municipal Retirement System. (Buckley, Cain, Cason, Cook, Gates, Noble, Patterson, Toth, Vasut, and Wilson recorded voting no.)

Representative Bernal moved to lay **HB 3902** on the table subject to call, and the motion prevailed.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today because of important business in the district:

Anchia on motion of C. Turner.

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR (consideration continued)

CSHB 3929 (by Bernal and Dean), A bill to be entitled An Act relating to the loss of benefits of and the payment of certain employer contributions for certain retirees of the Teacher Retirement System of Texas who resume service.

CSHB 3951 (by Cortez, et al.), A bill to be entitled An Act relating to health benefit plan coverage for certain tests to detect prostate cancer. (C. Bell, Buckley, Cain, Cason, Clardy, Cook, Ellzey, Gates, Harris, Hefner, Krause, Leach, Leman, Metcalf, Noble, Oliverson, Schaefer, Slaton, Slawson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 1467 (Canales - House Sponsor), in lieu of **HB 3993**, A bill to be entitled An Act 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. (C. Bell, Buckley, Cain, Capriglione, Clardy, Cyrier, Ellzey, Gates, Harris, Hefner, Krause, Leach, Leman, Metcalf, Middleton, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Toth, Vasut, and Wilson recorded voting no.)

Representative Canales moved to lay **HB 3993** on the table subject to call, and the motion prevailed.

HB 4023 (by Martinez), A bill to be entitled An Act relating to establishing a pilot program to employ a life skills counselor at public high school campuses in certain counties. (C. Bell, Buckley, Cain, Capriglione, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Harris, Hefner, Krause, Leach, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Smith, Spiller, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4058 (by Meza), A bill to be entitled An Act relating to a study on the provision of applied behavior analysis services to children with autism under Medicaid and other public benefits programs. (Anderson, C. Bell, Buckley, Burns, Cain, Capriglione, Clardy, Cook, Craddick, Cyrier, Ellzey, Gates, Harris, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Patterson, Paul, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

CSHB 4124 (by Hinojosa), A bill to be entitled An Act relating to student enrollment in certain special-purpose districts and the allotment under the public school finance system for those districts. (Buckley, Cain, Clardy, Cook, Dean, Ellzey, Gates, Harris, Leach, Leman, Metcalf, Noble, Oliverson, Patterson, Schaefer, Slawson, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4176 (by Guillen, Muñoz, Ramos, Raymond, and Guerra), A bill to be entitled An Act relating to performance criteria for the award of adult education and literacy funds. (Buckley, Cain, Gates, Middleton, Oliverson, Patterson, Slaton, Slawson, Spiller, Toth, Vasut, and Wilson recorded voting no.)

HB 4184 (by Guillen, Muñoz, Ramos, Raymond, and Guerra), A bill to be entitled An Act 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. (Allison, K. Bell, Cason, Clardy, Dean, Ellzey, Harless, Harris, Hull, Leach, Leman, Middleton, Schaefer, Slaton, and Slawson recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 4338 (by A. Johnson), A bill to be entitled An Act relating to the representation of a community supervision and corrections department in cases in which a person under the supervision of that department challenges the fact or duration of the supervision. (Buckley, Cain, Cook, Gates, Noble, Oliverson, Slaton, Spiller, 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 4486 (by Guillen, Muñoz, Ramos, Raymond, and Guerra), A bill to be entitled An Act relating to procedures for identifying defendants suspected of having a mental illness or intellectual disability. (Cason, Clardy, Leach, Oliverson, Schaefer, and Slaton recorded voting no.)

CSHB 4535 (by Guillen), A bill to be entitled An Act relating to axle weight limitations for certain vehicles transporting aggregates. (K. Bell, Cook, Harless, Noble, 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.)

CSHB 4539 (by Cain, Paul, Perez, Canales, and Middleton), A bill to be entitled An Act relating to the prohibition of tolls on portions of State Highway 146 and State Highway 99. (Patterson recorded voting no.)

Amendment No. 1

On behalf of Representative Middleton, Representative Cain offered the following amendment to **CSHB 4539**:

Amend **CSHB 4539** (house committee printing) on page 1, lines 18 and 19, by striking "crossing of Cedar Bayou" and substituting "intersection with Interstate 10".

Amendment No. 1 was adopted.

HB 4580 (by Metcalf), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 202; 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, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4584 (by Ellzey), A bill to be entitled An Act relating to the creation of the Sterrett Road Municipal Management District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes; granting a limited power of eminent domain. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 2207 (Smith - House Sponsor), in lieu of **HB 4586**, A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner,

Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative Smith moved to lay **HB 4586** on the table subject to call, and the motion prevailed.

HB 4589 (by Sanford), A bill to be entitled An Act relating to the creation of the LC Municipal Utility District No. 1 of Collin County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose fees and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4590 (by Sanford), A bill to be entitled An Act relating to the creation of the TRR 243 Municipal Management District; providing authority to issue bonds and impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4591 (by Sanford), A bill to be entitled An Act relating to the creation of the Blue Meadow 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 2219 (Smith - House Sponsor), in lieu of **HB 4596**, A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative Smith moved to lay **HB 4596** on the table subject to call, and the motion prevailed.

HB 4597 (by E. Thompson), A bill to be entitled An Act relating to validating certain acts and proceedings of the East Lake Houston Management District and to the authority of the district to exercise certain powers, issue bonds,

and impose fees, taxes, and assessments. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 2173 (Metcalf - House Sponsor), in lieu of **HB 4600**, A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative Metcalf moved to lay **HB 4600** on the table subject to call, and the motion prevailed.

HB 4605 (by Bailes), A bill to be entitled An Act relating to the creation of the New Waverly Municipal Management District No. 1; providing authority to issue bonds and impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4615 (by Gates), A bill to be entitled An Act relating to the creation of the Fort Bend County Municipal Utility District No. 249; 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, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4616 (by Gates), A bill to be entitled An Act relating to the creation of the Fort Bend County Municipal Utility District No. 246; 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, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4617 (by K. Bell and Holland), A bill to be entitled An Act relating to the qualifications and method of electing directors of the High Point Special Utility District of Kaufman and Rockwall Counties. (Ashby, Bonnen, Buckley, Burrows, Cain, Cook, Ellzey, Gates, Geren, Goldman, Harris, Lambert, Middleton, Noble, Patterson, Shine, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut recorded voting no.)

HB 4619 (by Stucky), A bill to be entitled An Act relating to the creation of the Earthland Farms Municipal Management District; providing authority to issue bonds; providing authority to impose assessments and fees; granting a limited power of eminent domain. (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4623 (by Leman), A bill to be entitled An Act relating to the creation of the Austin County Municipal Utility District No. 1; 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, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4624 (by M. González), A bill to be entitled An Act relating to the territory of the Horizon Regional Municipal Utility District. (Allison, C. Bell, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Noble, Patterson, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

SB 2216 (Metcalf - House Sponsor), in lieu of **HB 4625**, A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Representative Metcalf moved to lay **HB 4625** on the table subject to call, and the motion prevailed.

HB 4627 (by Sanford), A bill to be entitled An Act relating to the creation of the Uptown 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4628 (by P. King), A bill to be entitled An Act relating to the creation of the Veale Ranch Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes; granting the power of eminent domain. (Allison, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4629 (by Stucky), A bill to be entitled An Act relating to the creation of the Agora Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4630 (by P. King), A bill to be entitled An Act relating to the creation of the Parker County Municipal Management District No. 2; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes; granting a limited power of eminent domain. (Allison, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4633 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 4634 (by Stephenson), A bill to be entitled An Act relating to the creation of the Fort Bend County Municipal Utility District No. 250; 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, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4635 (by C. Bell), A bill to be entitled An Act relating to the creation of the Waller County Municipal Utility District No. 38; 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, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4638 (by Bucy), A bill to be entitled An Act relating to the creation of the City of Leander Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Amendment No. 1

Representative Bucy offered the following amendment to **HB 4638**:

Amend **HB 4638** (house committee printing) as follows:

- (1) On page 1, line 2, strike "City of".
- (2) On page 7, line 3, between "board" and the underlined period, insert "and may not exceed the amount of expenses budgeted for a member of the governing body of the city".
- (3) On page 8, line 15, between "city," and "the", insert "the district".
- (4) On page 10, line 10, between "programs" and "to", insert "with the prior consent of the governing body of the city in accordance with the development agreement".
- (5) On page 10, line 17, strike "provides" and substitute "and Subchapter A, Chapter 1509, Government Code, provide".
- (6) On page 11, line 21, between "resolution" and "shall", insert "with the prior consent of the governing body of the city in accordance with the development agreement".
- (7) On page 13, lines 13-14, strike "the property is used as office space" and substitute "in accordance with an agreement with the city".

Amendment No. 1 was adopted.

HB 4639 (by C. Bell), A bill to be entitled An Act relating to the powers and duties of the Conroe Municipal Management District No. 1, including the power to undertake and finance projects through taxes and bonds as a levee improvement district. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4641 (by Metcalf), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 209; 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, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4642 (by Stephenson), A bill to be entitled An Act relating to the creation of the Fort Bend County Municipal Utility District No. 253; 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, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4645 (by Cyrier), A bill to be entitled An Act relating to the creation of the Wildwood 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, Burrows, Cain, Capriglione, Clardy, Cook, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4647 (by Rodriguez), A bill to be entitled An Act relating to the creation of the Mustang Ridge 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, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4648 (by C. Bell), A bill to be entitled An Act relating to the powers, duties, territory, and governance of the Westwood Magnolia Parkway Improvement District; creating a criminal offense. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4649 (by Metcalf), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 198; 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, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4650 (by Rodriguez), A bill to be entitled An Act 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. (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

Amendment No. 1

Representative Rodriguez offered the following amendment to **HB 4650**:

Amend **HB 4650** (house committee report) as follows:

(1) On page 7, between lines 7 and 8, insert the following:

Sec. 7953A.0307. NO EMINENT DOMAIN POWER. The district may not exercise the power of eminent domain.

(2) On page 34, strike lines 2-11 and renumber subsequent SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

HB 4652 (by Metcalf), A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4654 (by Metcalf), A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf,

Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4658 (by Bailes), A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4659 (by Bonnen), A bill to be entitled An Act 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. (Allison, K. Bell, Buckley, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4662 (by E. Thompson), A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

CSHB 4663 (by Martinez, Canales, Muñoz, Guerra, and Longoria), A bill to be entitled An Act relating to the powers of the Hidalgo County Drainage District Number 1; authorizing the issuance of bonds. (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HB 4664 (by Bailes), A bill to be entitled An Act relating to authorizing the sale of certain real property by the State of Texas to the Trinity River Authority of Texas. (Buckley, Cain, Cook, Dean, Gates, Hefner, Holland, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Shine, Slawson, Stucky, Swanson, Toth, Vasut, and Wilson recorded voting no.)

HB 4665 (by Sanford), A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson recorded voting no.)

HCR 7 (by Raymond), A bill to be entitled An Act directing the Texas Facilities Commission to rename the TWC building the Lloyd M. Bentsen State Office Building.

HCR 7 was adopted by (Record 1087): 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; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Raney.

HCR 103 (by Sanford), A bill to be entitled An Act designating Celina as the official Halloween Capital of North Texas for a 10-year period beginning in 2021.

HCR 103 was adopted by (Record 1088): 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; 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; 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 — Middleton.

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

Absent, Excused — Anchia; Coleman; Raney.

STATEMENT OF VOTE

When Record No. 1088 was taken, I was shown voting yes. I intended to vote no.

Slaton

CSHB 4368 (by Rodriguez, Howard, Israel, and Hinojosa), A bill to be entitled An Act relating to participation in, contributions to, and the benefits and administration of retirement systems for police officers in certain municipalities. (Dean, Metcalf, Patterson, and Swanson recorded voting no.)

Amendment No. 1

Representative Rodriguez offered the following amendment to **CSHB 4368**:

Amend **CSHB 4368** (house committee printing) by striking all below the enacting clause and substituting the following:

SECTION 1. Section 1.02, Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended by amending Subdivisions (2) and (4) and adding Subdivisions (1-a), (2-a), (3-a), (3-b), (6-a), (6-b), (6-c), (6-d), (6-e), (10-a), (11-a), (13-a), (13-b), (13-c), (15-a), (15-b), (15-c), (15-d), (15-e), (17-a), (18-a), (18-b), (19-a), (19-b), (23-a), (29-a), and (29-b) to read as follows:

(1-a) "Actuarial accrued liability" means the portion of the actuarial present value of projected benefits of the police retirement system attributed to past periods of member service based on the cost method used in the risk sharing valuation study prepared under Section 8.03 or 8.04 of this Act, as applicable.

(2) "Actuarial equivalent" means any benefit of equal present value to a standard benefit when computed as specified by this Act, based on the actuarial assumptions adopted by the police retirement board for that purpose.

(2-a) "Actuarial value of assets" means the value of the police retirement system's investments as calculated using the asset smoothing method used in the risk sharing valuation study prepared under Section 8.03 or 8.04 of this Act, as applicable.

(3-a) "Amortization period" means:

(A) the period necessary to fully pay a liability layer; or
(B) if referring to the amortization period of the police retirement system as a whole, the number of years incorporated in a weighted average amortization factor for the sum of the legacy liability and all liability layers as determined in each annual actuarial valuation of assets and liabilities of the system.

(3-b) "Amortization rate" means, for a given calendar year, the percentage rate determined by:

(A) adding the scheduled amortization payments required to pay off the then-existing liability layers;

(B) subtracting the city legacy contribution amount for the same calendar year, as determined in the risk sharing valuation study prepared under Section 8.03 or 8.04 of this Act, as applicable, from the sum under Paragraph (A); and

(C) dividing the sum under Paragraph (B) by the projected pensionable payroll for the same calendar year.

(4) "Average final compensation" means the monthly average of basic hourly earnings of a member during, as applicable:

(A) if the member has 120 months or more of service during which the member made contributions to the system or the predecessor system, the 36 months for a group A member or 60 months for a group B member which yielded the highest average during the last 120 months of membership service during which the member contributed to the system or the predecessor system;

(B) if the member has less than 120 months of membership service during which the member contributed to the system or the predecessor system, but has at least 36 months of membership service for a group A member or 60 months of membership service for a group B member during which the member made contributions to the system or the predecessor system, the average of the 36 months or 60 months, as applicable, which yielded the highest average;
or

(C) if the member does not have 36 months of membership service for a group A member or 60 months of membership service for a group B member during which the member contributed to the system or the predecessor system, the average of the member's months of membership service during which the member made contributions to the system or the predecessor system.

(6-a) "City contribution rate" means, for a given calendar year, a percentage rate equal to the sum of the employer normal cost rate and the amortization rate, as adjusted under Section 8.05 or 8.06 of this Act, if applicable.

(6-b) "City legacy contribution amount" means, for each calendar year, a predetermined payment amount expressed in dollars in accordance with a payment schedule amortizing the legacy liability for the calendar year ending December 31, 2020, that is included in the initial risk sharing valuation study under Section 8.03 of this Act.

(6-c) "Corridor" means the range of city contribution rates that are:

(A) equal to or greater than the minimum city contribution rate;

and

(B) equal to or less than the maximum city contribution rate.

(6-d) "Corridor margin" means five percentage points.

(6-e) "Corridor midpoint" means the projected city contribution rate specified for each calendar year for 30 years as provided by the initial risk sharing valuation study under Section 8.03 of this Act, rounded to the nearest hundredths decimal place.

(10-a) "Employer normal cost rate" means, for a given calendar year, the normal cost rate minus the applicable member contribution rate determined under Section 8.01 of this Act.

(11-a) "Estimated city contribution rate" means, for a given calendar year, the city contribution rate that would be required to maintain an amortization period for the retirement system as a whole of no more than 30 years as determined by the system's actuary in a risk sharing valuation study under Section 8.03 or 8.04 of this Act, as applicable, and before any adjustment to the rate under Section 8.05 or 8.06 of this Act, as applicable.

(13-a) "Funded ratio" means the ratio of the actuarial value of assets divided by the actuarial accrued liability.

(13-b) "Group A member" means a member included in group A membership under Section 4.01(e-1) of this Act.

(13-c) "Group B member" means a member included in group B membership under Section 4.01(e-1) of this Act.

(15-a) "Legacy liability" means the unfunded actuarial accrued liability determined as of December 31, 2020, and for each subsequent calendar year, adjusted as follows:

(A) reduced by the city legacy contribution amount for the calendar year allocated to the amortization of the legacy liability; and

(B) adjusted by the assumed rate of return adopted by the police retirement board for the calendar year.

(15-b) "Level percent of payroll method" means the amortization method that defines the amount of the liability layer recognized each calendar year as a level percent of pensionable payroll until the amount of the liability layer remaining is reduced to zero.

(15-c) "Liability gain layer" means a liability layer that decreases the unfunded actuarial accrued liability.

(15-d) "Liability layer" means:

(A) the legacy liability established in the initial risk sharing valuation study under Section 8.03 of this Act; or

(B) for calendar years after December 31, 2020, the amount that the police retirement system's unfunded actuarial accrued liability increases or decreases, as applicable, due to the unanticipated change for the calendar year as determined in each subsequent risk sharing valuation study prepared under Section 8.04 of this Act.

(15-e) "Liability loss layer" means a liability layer that increases the unfunded actuarial accrued liability. For purposes of this Act, the legacy liability is a liability loss layer.

(17-a) "Maximum city contribution rate" means, for a given calendar year, the rate equal to the corridor midpoint plus the corridor margin.

(18-a) "Minimum city contribution rate" means, for a given calendar year, the rate equal to the corridor midpoint minus the corridor margin.

(18-b) "Normal cost rate" means, for a given calendar year, the salary weighted average of the individual normal cost rates determined for the current active member population, plus the assumed administrative expenses determined in the most recent actuarial experience study.

(19-a) "Payoff year" means the year a liability layer is fully amortized under the amortization period. A payoff year may not be extended or accelerated for a period that is less than one month.

(19-b) "Pensionable payroll" means the aggregate basic hourly earnings of all members in active service for a calendar year or pay period, as applicable.

(23-a) "Projected pensionable payroll" means the estimated pensionable payroll for the calendar year beginning 12 months after the date of the risk sharing valuation study prepared under Section 8.03 or 8.04 of this Act, at the time of calculation by:

(A) projecting the prior calendar year's pensionable payroll forward two years using the current payroll growth rate assumption adopted by the police retirement board; and

(B) adjusting, if necessary, for changes in population or other known factors, provided those factors would have a material impact on the calculation, as determined by the board.

(29-a) "Unanticipated change" means, with respect to the unfunded actuarial accrued liability in each subsequent risk sharing valuation study prepared under Section 8.04 of this Act, the difference between:

(A) the remaining balance of all then-existing liability layers as of the date of the risk sharing valuation study; and

(B) the actual unfunded actuarial accrued liability as of the date of the risk sharing valuation study.

(29-b) "Unfunded actuarial accrued liability" means the difference between the actuarial accrued liability and the actuarial value of assets.

SECTION 2. Section 3.02, Chapter 452 (SB 738), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 3.02. COMPOSITION OF BOARD; TRUSTEE QUALIFICATIONS.

(a) The police retirement board shall be composed of 11 members as follows:

(1) one council member designated by the city council;

- (2) the city manager or the city manager's designee;
- (3) the director of finance or the director's designee;
- (4) four [five] police officer members elected by the police officer members of the system, each of whom serves for a term of four years;
- (5) one legally qualified voter of the city, who is a resident and has been a resident for the preceding five years, is not an employee of the city or a member of the system, and has demonstrated experience in the field of finance or investments, to be appointed by the police retirement board to serve for a term of four years and until the member's successor is duly selected and qualified; [and]
- (6) one legally qualified voter of the city, who is a resident and has been a resident for the preceding five years, is not an employee of the city or a member of the system, and has demonstrated experience in the field of finance or investments, to be appointed by the city council to serve for a term of four years and until the member's successor is duly selected and qualified; and
- (7) two retired members to be elected by the retired members to serve for a term of four years, with the term of one member expiring each odd-numbered year.

(b) The terms of two members elected as described by Subsection (a)(4) of this section expire in 2023 [~~2004~~] and every fourth subsequent year, and the terms of two [~~three~~] members elected as described by Subsection (a)(4) of this section expire in 2025 [~~2003~~] and every fourth subsequent year.

(b-1) A member of the police retirement board appointed under Subsection (a)(5) or (a)(6) of this section must:

(1) have, at the time of taking office, the qualifications required for the trustee's position; and

(2) maintain during service on the board the qualifications required for the trustee's position.

(c) A vacancy occurring by the death, resignation, or removal of the member appointed under:

(1) Subsection (a)(5) of this section shall be filled by appointment by the remaining members of the police retirement board; and

(2) Subsection (a)(6) of this section shall be filled by appointment by the city council.

SECTION 3. Section 3.09(b), Chapter 452 (SB 738), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended to read as follows:

(b) From time to time on the advice of the actuary and at the direction of the board and as provided by Section 3.091 of this Act, the actuary shall make an actuarial investigation of the mortality, service, and compensation experience of members, retired members, and beneficiaries of the system and shall recommend for adoption by the board the tables and rates required by the system. The board shall adopt the tables and rates to be used by the system.

SECTION 4. Article III, Chapter 452 (SB 738), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended by adding Section 3.091 to read as follows:

Sec. 3.091. PROCESS FOR EXPERIENCE STUDIES AND CHANGES TO ACTUARIAL ASSUMPTIONS. (a) At least once every five years, the police retirement board shall have the system's actuary designated under Section 3.09 of this Act conduct an experience study to review the actuarial assumptions and methods adopted by the board for the purposes of determining the actuarial liabilities and actuarially determined contribution rates of the system. The system shall notify the city at the beginning of an upcoming experience study by the system's actuary.

(b) In connection with the system's experience study, the city will inform the system if it will:

(1) conduct the city's own experience study using the city's own actuary;

(2) have the city's actuary review the experience study of the system's actuary; or

(3) accept the experience study of the system's actuary.

(c) If the city chooses to:

(1) have the city's own experience study performed under Subsection (b)(1) of this section, the city must complete the study not later than three months after the date the system notified the city of the system's intent to conduct an experience study; or

(2) have the city's actuary review the system's experience study under Subsection (b)(2) of this section, the city must complete the review not later than one month after the date the preliminary results of the experience study are presented to the board.

(d) If the city chooses to have the city's own experience study performed under Subsection (b)(1) of this section, or to have the city's actuary review the system's experience study under Subsection (b)(2) of this section, the system's actuary and the city's actuary shall determine what the hypothetical city contribution rate would be using the proposed actuarial assumptions from the experience studies and data from the most recent actuarial valuation.

(e) If the difference between the hypothetical city contribution rates determined by the system's actuary and the city's actuary under Subsection (d) of this section:

(1) is less than or equal to two percent of pensionable payroll, then no further action is needed and the board shall use the experience study performed by the system's actuary in determining assumptions; or

(2) is greater than two percent of pensionable payroll, then the system's actuary and the city's actuary shall have 20 business days to reconcile the difference in actuarial assumptions or methods causing the different hypothetical city contribution rates, and:

(A) if, as a result of the reconciliation efforts under this subdivision, the difference between the city contribution rates determined by the system's actuary and the city's actuary is reduced to less than or equal to two percentage points, then no further action is needed and the board shall use the experience study performed by the system's actuary in determining actuarial assumptions; or

(B) if, after 20 business days, the system's actuary and the city's actuary are not able to reach a reconciliation that reduces the difference in the hypothetical city contribution rates to an amount less than or equal to two percentage points, a third-party actuary shall be retained to opine on the differences in the assumptions made and actuarial methods used by the system's actuary and the city's actuary.

(f) The independent third-party actuary retained in accordance with Subsection (e)(2)(B) of this section shall be chosen by the city from a list of three actuarial firms provided by the system.

(g) If a third-party actuary is retained under Subsection (e)(2)(B) of this section, the third-party actuary's findings will be presented to the board along with the experience study conducted by the system's actuary and, if applicable, the city's actuary. If the board adopts actuarial assumptions or methods contrary to the third-party actuary's findings:

(1) the system shall provide a formal letter describing the rationale for the board's action to the city council and State Pension Review Board; and

(2) the system's actuary and executive director shall be made available at the request of the city council or the State Pension Review Board to present in person the rationale for the board's action.

(h) If the board proposes a change to actuarial assumptions or methods that is not in connection with an experience study described in Subsection (a) of this section, the system and the city shall follow the same process prescribed by this section with respect to an experience study in connection with the proposed change.

SECTION 5. Section 3.10, Chapter 452 (SB 738), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 3.10. INVESTMENT MANAGERS. The police retirement board may hire an investment manager or investment managers who shall have full authority to invest the assets and manage any portion of the portfolio of the system, as specified by the manager's [employment] contract.

SECTION 6. Section 4.01, Chapter 452 (SB 738), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended by amending Subsections (c) and (e) and adding Subsections (e-1) and (e-2) to read as follows:

(c) Any person who becomes an employee of the city or the system, if eligible for membership, shall become a member as a condition of employment and shall make the required deposits commencing with the first pay period following a probationary period of six continuous months from date of employment, if applicable, or eligibility, if later.

(e) [(1)] Membership in the police retirement system shall consist of the following groups:

(1) [(A)] Active-Contributory: the member who is in a status which allows payroll contributions to the police retirement system (working a normal work week, holding a full-time position, and, if applicable, having completed a continuous period of six months of service initially to attain membership).

(2) [(B)] Active–Noncontributory: the member whose current employment status does not allow contributions to the system (working less than a normal work week or on a leave of absence under Subsection (f)(6)(A) of this section) and on return to working a normal work week, the member will again be given creditable service, with contributions resumed at time of status change.

(3) [(C)] Inactive–Contributory: the member who is on a uniformed service leave of absence under Subsection (f)(6)(B) of this section, who is allowed to make deposits to the system during the member's absence.

(4) [(D)] Vested–Noncontributory: the terminated member who, being vested, leaves the member's accumulated deposits in the system.

(5) [(E)] Retired: the member who is receiving a service or disability retirement annuity.

(e-1) Each member is either a group A member or a group B member, as follows:

(1) a member is a group A member if the member was:

(A) retired from or employed by the city or the system on December 31, 2021;

(B) a vested–noncontributory member as of December 31, 2021, who has not withdrawn the member's accumulated deposits; or

(C) formerly employed by the city or the system before December 31, 2021, returned to employment with the city or system on or after January 1, 2022, and:

(i) did not withdraw the member's accumulated deposits from the system; or

(ii) withdrew the member's accumulated deposits from the system, but reinstated all of the previously forfeited creditable service; and

(2) a member is a group B member if the member:

(A) first became employed by the city or the system on or after January 1, 2022; or

(B) was formerly employed by the city or the system before December 31, 2021, returned to employment with the city or system on or after January 1, 2022, and:

(i) while the member was separated from service, withdrew the member's accumulated deposits from the system; and

(ii) has not reinstated all of the member's previously forfeited creditable service.

(e-2) [(2)] It shall be the duty of the police retirement board to determine the membership group to which each police officer or employee of the system who becomes a member of the police retirement system properly belongs under Subsections (e) and (e-1) of this section.

SECTION 7. Section 5.03(a), Chapter 452 (SB 738), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended to read as follows:

(a) An eligible member or eligible surviving spouse may establish creditable service for probationary service performed as provided under this section according to the following conditions, limitations, and restrictions:

(1) Probationary service creditable in the system is any probationary service following the member's commission date or the member's first date of employment with the system for which the member does not have creditable service.

(2) An eligible member or eligible surviving spouse may establish creditable service under this section by contributing to the system a single payment equal to the contribution the member would have made to the system for that service at the time the service was performed and an interest charge based on the contribution amount to be repaid times an interest factor. The interest factor is eight percent per year for the period that begins with the beginning of the month and year at the end of the probationary period for which creditable service is being established to the beginning of the month and year payment is made to the system for the purpose of establishing said service.

(3) After the eligible member or eligible surviving spouse makes the deposit required by Subdivision (2) of this subsection, the system shall grant the member one month of creditable service for each month of probationary service established under this section.

SECTION 8. Section 5.04(a), Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended to read as follows:

(a) Under irrevocable action taken by the city council on February 12, 1998, police ~~[This section does not take effect unless the city council authorizes the city to begin making contributions to the police retirement system in accordance with Section 8.01(a) of this Act for police cadets during their employment as cadets while members of a cadet class. Police]~~ cadets whose cadet class begins after April 1, 1998, ~~[the city council makes the authorization]~~ shall make deposits to the police retirement system in accordance with Section 8.01(a) of this Act, and those cadets shall be members of the police retirement system and shall receive creditable service for employment as cadets while members of a cadet class, notwithstanding Sections 1.02(7), (18), and (21) of this Act.

SECTION 9. Section 6.01, Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended by amending Subsections (a) and (f) to read as follows:

(a) On retirement after having reached the member's normal retirement date, members entitled thereto shall receive a service retirement benefit in the form of a life annuity (modified cash refund). Each monthly payment of the life annuity (modified cash refund) shall be equal to one-twelfth of:

(1) for a group A member, the product of 3.2 [2.88] percent of a member's average final compensation multiplied by the number of months of creditable service; or

(2) for a group B member, the product of 2.5 percent of a member's average final compensation multiplied by the number of months of creditable service. ~~[The retirement benefit percent specified by this section to calculate the amount of the monthly payment of the life annuity (modified cash refund) may be changed after 1997 if:~~

~~(1) the change is approved by the board's actuary;~~

~~[(2) the change is adopted by the board as a board rule;~~

~~[(3) the change applies to all present members, all retired members, and all who become members after the effective date of the change in the retirement benefit percent;~~

~~[(4) a member's vested interest as of the last day of the month immediately preceding the effective date of the change in the retirement benefit percent is not reduced; and~~

~~[(5) a retirement annuity being paid by the police retirement system to members or to the surviving spouses or beneficiaries of members who retired before the effective date of the change in the retirement benefit percent is changed as prescribed by Subsection (d)(6) of this section, except that a reduction in annuities may not cause the member's, surviving spouse's, or beneficiary's annuity payment to be reduced below the base retirement amount calculated under this Act.]~~

(f) For purposes of this section, compensation of each noneligible member taken into account under this Act may not exceed the maximum amount allowed under [\$200,000 per calendar year, indexed pursuant to] Section 401(a)(17) of the Internal Revenue Code of 1986 (26 U.S.C. Section 401). The ~~[\$200,000]~~ limit prescribed by this subsection does not apply to an eligible member. For purposes of this subsection, an eligible member is any individual who first became a member before January 1, 1996. For purposes of this subsection, a noneligible member is any other member.

SECTION 10. Section 6.02, Chapter 452 (SB 738), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) A group A [Any] member shall be eligible for service retirement if the member has attained the age of 55 years and completed at least 20 years of creditable service with the city, or has completed 23 years of creditable service, excluding any military service established under Section 5.02 of this Act.

(a-1) A group B member shall be eligible for service retirement if the member has attained the age of 50 years and completed at least 25 years of creditable service with the city, excluding any military service established under Section 5.02 of this Act.

SECTION 11. Section 6.04(b), Chapter 452 (SB 738), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended to read as follows:

(b) If a member who has attained the applicable age for the minimum distribution required under Section 401(a)(9) of the Internal Revenue Code of 1986 (26 U.S.C. Section 401(a)(9)) ~~[age 70-1/2]~~ separates or has separated from service without applying for retirement or a refund of accumulated deposits, the police retirement system shall attempt to send to that member a written notice as soon as practicable after the later of the date the member attains the applicable age ~~[70-1/2]~~ or the date the member separates from service. The written notice must advise the member of the requirement under Section 401(a)(9) of the Internal Revenue Code of 1986 (26 U.S.C. Section 401(a)(9)) to retire and begin

receiving a monthly retirement benefit. If, before the 91st day after the date the police retirement system sends the notice, the member has not filed an application for retirement or a refund, the member is considered to have retired on the last day of the third month following the later of the two dates specified by this subsection. If applicable, the retirement option shall be determined in accordance with the member's written selection of optional benefit and designation of beneficiary under Section 6.06(a)(1) of this Act. Otherwise, the member shall receive the life annuity under Section 6.01 of this Act.

SECTION 12. Section 6.07(e), Chapter 452 (SB 738), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended to read as follows:

(e) The first monthly annuity amount that would have been paid during the RETRO DROP benefit accumulation period is the amount defined by Subsection (c) of this section. ~~[Subsequent monthly annuity amounts that would have been paid during the RETRO DROP benefit accumulation period must include any cost of living increases or special ad hoc increases in annuity amounts granted in accordance with Sections 6.01(e) and (d) of this Act.]~~

SECTION 13. Section 7.02, Chapter 452 (SB 738), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) On award of disability retirement benefits, the member shall receive a disability retirement benefit computed in the same manner that a service retirement benefit would be computed at the member's normal retirement date, based on average final compensation and creditable service at date of disability retirement without reduction for early retirement. If the disability is a direct or proximate result of the performance of the member's employment duties with the system or the city, then the disability retirement benefit will be subject to a minimum benefit determined in accordance with Section 6.01(a)(1) or (2) of this Act, as applicable, based on:

(1) average final compensation at date of disability retirement; and

(2) for:

(A) a group A member, 20 years of creditable service; or

(B) a group B member, 25 years of creditable service.

(a-1) The options allowed under this section are life annuity or its actuarial equivalent payable in the form described as Option I, Option II, Option III, Option IV, or Option V in Section 6.03 of this Act. The disability benefits paid to the member will be paid from Fund No. 1 until the amount received equals the member's accumulated deposits; thereafter the benefits will be paid from Fund No. 2.

SECTION 14. Article VIII, Chapter 452 (SB 738), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended by amending Section 8.01 and adding Sections 8.02 through 8.13 to read as follows:

Sec. 8.01. MEMBER CONTRIBUTIONS ~~[METHOD OF FINANCING]~~.

(a) ~~[(1)]~~ Deposits by the members to the police retirement system shall be made at a rate of at least:

(1) 13 percent of the basic hourly earnings of the [each] member, for each pay period beginning before January 1, 2022; and

(2) 15 percent of the basic hourly earnings of the member, for each pay period beginning on or after January 1, 2022, unless a different member contribution rate is required in accordance with Section 8.04(b)(4) of this Act, as adjusted, if applicable, under Section 8.065 of this Act, except that the rate may not exceed 17 percent.

(a-1) Deposits required to be made by members under Subsection (a) of this section shall be deducted from payroll each pay period.

(a-2) On recommendation of the board, the Active-Contributory members may by a majority of those voting increase the rate of member deposits above the minimum rate of deposit established by Subsection (a) of this section [13 percent] to whatever amount the board has recommended. If the deposit rate for members has been increased to a rate above the rate established by Subsection (a) of this section in accordance with this subsection [13 percent], the rate may be decreased to a rate lower than the rate prescribed by Subsection (a)(2) of this section if the board recommends the decrease, the board's actuary approves the decrease, and a majority of the Active-Contributory members voting on the matter approve the decrease. If an increase in the member contribution rate is made solely as the result of an adjustment under Section 8.065 of this Act, that increase may not be decreased under this subsection.

Sec. 8.02. CITY CONTRIBUTIONS. (a) ~~[(2)]~~ The city shall contribute amounts equal to ~~[18 percent of the basic hourly earnings of each member employed by the city for all periods on or before September 30, 2010, subject to additional amounts as provided by Subdivision (3) of this subsection. The city shall contribute amounts equal to 19 percent of the basic hourly earnings of each member employed by the city for all periods after September 30, 2010, and before October 1, 2011, subject to additional amounts as provided by Subdivision (3) of this subsection. The city shall contribute amounts equal to 20 percent of the basic hourly earnings of each member employed by the city for all periods after September 30, 2011, and before October 1, 2012, subject to additional amounts as provided by Subdivision (3) of this subsection. The city shall contribute amounts equal to]~~ 21 percent of the basic hourly earnings of each member employed by the city for all pay periods beginning after September 30, 2012, and before January 1, 2022, subject to additional amounts as provided by Section 8.07 of this Act ~~[Subdivision (3) of this subsection]~~. For all pay periods beginning on or after January 1, 2022, the city shall make contributions to the police retirement system in accordance with Subsections (b) and (c) of this section and Sections 8.03, 8.04, 8.05, and 8.06 of this Act, as applicable, and subject to additional amounts as provided by Section 8.07 of this Act. The city council may also authorize the city to make additional contributions to the police retirement system in whatever amount the city council may determine. Contributions by the city shall be made each pay period.

(b) For each pay period that begins on or after January 1, 2022, and before January 1, 2023, the city shall contribute an amount equal to the sum of:

(1) the city contribution rate, as determined in the initial risk sharing valuation study conducted under Section 8.03 of this Act, multiplied by the pensionable payroll for the applicable pay period; and

(2) 1/26 of the city legacy contribution amount for the 2022 calendar year, as determined and adjusted in the initial risk sharing valuation study conducted under Section 8.03 of this Act.

(c) For each pay period that begins on or after January 1, 2023, the city shall contribute an amount equal to the sum of:

(1) the city contribution rate for the applicable calendar year, as determined in a subsequent risk sharing valuation study conducted under Section 8.04 of this Act and adjusted under Section 8.05 or 8.06 of this Act, as applicable, multiplied by the pensionable payroll for the applicable pay period; and

(2) 1/26 of the city legacy contribution amount for the applicable calendar year, as determined and adjusted in the initial risk sharing valuation study conducted under Section 8.03 of this Act.

Sec. 8.03. INITIAL RISK SHARING VALUATION STUDY. (a) The police retirement system shall cause the system's actuary to prepare an initial risk sharing valuation study that is dated as of December 31, 2020, in accordance with this section.

(b) The initial risk sharing valuation study must:

(1) except as otherwise provided by this section, be prepared in accordance with the requirements of Section 8.04 of this Act;

(2) be based on the actuarial assumptions that were used by the system's actuary in the valuation completed for the year ended December 31, 2020;

(3) project the corridor midpoint for the next 30 calendar years beginning with the calendar year that begins on January 1, 2022; and

(4) include a schedule of city legacy contribution amounts for 30 calendar years beginning with the calendar year that begins on January 1, 2022.

(c) For purposes of Subsection (b)(4) of this section, the schedule of city legacy contribution amounts must be determined in such a manner that the total annual city legacy contribution amount for the first three calendar years will result in a phase-in of the anticipated increase in the city's contribution rate from the calendar year that begins on January 1, 2021, in accordance with Subsection (a) of this section, to the rate equal to the sum of the estimated contribution rate for the calendar year that begins on January 1, 2022, and the rate of pensionable payroll equal to the city legacy contribution amount for January 1, 2022, determined as if there was no phase-in of the increase to the city legacy contribution amount. The phase-in must reflect approximately one-third of the increase each year over the three-year phase-in period. The city's contribution under Section 8.02 of this Act for:

(1) the calendar years that begin on January 1, 2022, January 1, 2023, and January 1, 2024, must be adjusted to reflect the impact of the phase-in prescribed by this section; and

(2) each calendar year that begins on January 1, 2025, through January 1, 2051, must reflect a city legacy contribution amount that is three percent greater than the city legacy contribution amount for the preceding calendar year.

(d) The estimated city contribution rate for the calendar year that begins on January 1, 2022, must be based on the projected pensionable payroll, as determined under the initial risk sharing valuation study required by this section, assuming a payroll growth rate of three percent.

Sec. 8.04. SUBSEQUENT RISK SHARING VALUATION STUDIES. (a) For each calendar year beginning after December 31, 2020, the police retirement system shall cause the system's actuary to prepare a risk sharing valuation study in accordance with this section and actuarial standards of practice.

(b) Each risk sharing valuation study must:

(1) be dated as of the last day of the calendar year for which the study is required to be prepared;

(2) calculate the unfunded actuarial accrued liability of the system as of the last day of the applicable calendar year, including the liability layer, if any, associated with the most recently completed calendar year;

(3) calculate the estimated city contribution rate for the following calendar year;

(4) determine the city contribution rate and the member contribution rate for the following calendar year, taking into account any adjustments required under Section 8.05, 8.06, or 8.065 of this Act, as applicable; and

(5) except as provided by Subsection (d) of this section, be based on the assumptions and methods adopted by the board in accordance with Section 3.091 of this Act, if applicable, and that are consistent with actuarial standards of practice and the following principles:

(A) closed layered amortization of liability layers to ensure that the amortization period for each liability layer begins 12 months after the date of the risk sharing valuation study in which the liability layer is first recognized;

(B) each liability layer is assigned an amortization period;

(C) each liability loss layer will be amortized over a period of 30 years from the first day of the calendar year beginning 12 months after the date of the risk sharing valuation study in which the liability loss layer is first recognized, except that the legacy liability must be amortized over a 30-year period beginning January 1, 2022;

(D) each liability gain layer will be amortized over:

(i) a period equal to the remaining amortization period on the largest remaining liability loss layer, and the two layers must be treated as one layer such that if the payoff year of the liability loss layer is accelerated or extended, the payoff year of the liability gain layer is also accelerated or extended; or

(ii) if there is no liability loss layer, a period of 30 years from the first day of the calendar year beginning 12 months after the date of the risk sharing valuation study in which the liability gain layer is first recognized;

(E) liability layers will be funded according to the level percent of payroll method;

(F) payroll for purposes of determining the corridor midpoint, city contribution rate, and city legacy contribution amount must be projected using the annual payroll growth rate assumption adopted by the board; and

(G) the city contribution rate will be calculated each calendar year without inclusion of the legacy liability.

(c) The city and the board may agree on a written transition plan for resetting the corridor midpoint:

(1) if at any time the funded ratio of the system is equal to or greater than 100 percent; or

(2) for any calendar year after the payoff year of the legacy liability.

(d) Subject to Section 3.091 of this Act, the board may by rule adopt actuarial principles other than those required under Subsection (b)(5) of this section, provided the actuarial principles:

(1) are consistent with actuarial standards of practice;

(2) are approved by the system's actuary; and

(3) do not operate to change the city legacy contribution amount.

Sec. 8.05. ADJUSTMENT TO CITY CONTRIBUTION RATE IF LOWER THAN CORRIDOR MIDPOINT. (a) This section governs the determination of the city contribution rate applicable in a calendar year under Section 8.04(b)(4) of this Act if the estimated city contribution rate determined under Section 8.04(b)(3) of this Act is lower than the corridor midpoint.

(b) If the estimated city contribution rate is lower than the corridor midpoint and the funded ratio is:

(1) less than 90 percent, the city contribution rate for the applicable year equals the corridor midpoint; or

(2) equal to or greater than 90 percent and the city contribution rate is:

(A) equal to or greater than the minimum city contribution rate, the estimated city contribution rate is the city contribution rate for the calendar year; or

(B) less than the minimum city contribution rate for the corresponding calendar year, the city contribution rate for the calendar year equals the minimum city contribution rate.

(c) If the funded ratio is equal to or greater than 100 percent:

(1) all existing liability layers, including the legacy liability, are considered fully amortized and paid; and

(2) the city legacy contribution amount may no longer be included in the city contribution under Section 8.02 of this Act.

Sec. 8.06. ADJUSTMENT TO CITY CONTRIBUTION RATE IF EQUAL TO OR GREATER THAN CORRIDOR MIDPOINT. (a) This section governs the determination of the city contribution rate applicable in a calendar year under

Section 8.04(b)(4) of this Act if the estimated city contribution rate determined under Section 8.04(b)(3) of this Act is equal to or greater than the corridor midpoint.

(b) If the estimated city contribution rate is equal to or greater than the corridor midpoint and:

(1) less than or equal to the maximum city contribution rate for the corresponding calendar year, the estimated city contribution rate is the city contribution rate; or

(2) greater than the maximum city contribution rate for the corresponding calendar year, the city contribution rate is the maximum city contribution rate.

Sec. 8.065. INCREASED MEMBER CONTRIBUTION RATE IF ESTIMATED CITY CONTRIBUTION RATE GREATER THAN MAXIMUM CITY CONTRIBUTION RATE. (a) This section governs the determination of the member contribution rate applicable in a calendar year under Section 8.04(b)(4) of this Act if the estimated city contribution rate determined under Section 8.04(b)(3) of this Act is greater than the maximum city contribution rate.

(b) Except as provided by Subsection (c) of this section, if the estimated city contribution rate is greater than the corridor maximum, the member contribution rate will increase by an amount equal to the difference between the following:

(1) the estimated city contribution rate; and

(2) the maximum city contribution rate.

(c) The member contribution rate may not be increased by more than two percentage points under this section.

(d) If the estimated city contribution rate is more than two percent of pensionable payroll greater than the maximum city contribution rate, the city and the board shall enter into discussions to determine additional funding solutions.

Sec. 8.07. ADDITIONAL CITY CONTRIBUTIONS FOR PROPORTIONATE RETIREMENT PROGRAM PARTICIPATION. (a) ~~[(3)]~~ The city shall contribute amounts in addition to the amounts described by Section 8.02 of this Act ~~[Subdivision (2) of this subsection]~~ as required by Section 803.101(h), Government Code, to fund the additional liabilities incurred by the police retirement system as a result of participating in the proportionate retirement program. The rate at which the city shall contribute additional amounts under this section ~~[subdivision]~~ is equal to 0.737 ~~[0.25]~~ percent of the basic hourly earnings of each member employed by the city for all pay periods commencing on or after October 1, 2020, subject to adjustment under Subsection (b) of this section ~~[from January 4, 2009, through September 30, 2009. The rate at which the city shall contribute additional amounts under this subdivision is equal to 0.63 percent of the basic hourly earnings of each member employed by the city for all periods after September 30, 2009, subject to adjustment under Subdivision (4) of this subsection].~~

(b) ~~[(4)]~~ The additional contribution rate under Subsection (a) of this section ~~[Subdivision (3) of this subsection]~~ shall increase or decrease as considered necessary by the actuary for the police retirement system after each

five-year period of participation by the system in the proportionate retirement program in order to update the amount necessary to fund the additional liabilities incurred by the system as a result of participating in the proportionate retirement program and of the consolidation of the city's public safety and emergency management department with the police department on January 4, 2009. The system's actuary shall perform an experience study that shall be the basis for a contribution rate adjustment under this subsection ~~[subdivision]~~. The effective date of the initial contribution rate adjustment under this subsection ~~[subdivision]~~ is October 1, 2015. Each later contribution rate adjustment under this subsection ~~[subdivision]~~ takes effect October 1 of every fifth year after the effective date of the initial contribution rate adjustment. The system's actuary shall present to the police retirement board the experience study on which any contribution rate adjustment under this subsection ~~[subdivision]~~ is based not later than 45 days before the effective date of the adjustment, and the city's actuary shall have the opportunity to review and comment on the study. An adjustment in the additional contribution rate under this subsection ~~[subdivision]~~ may not cause the additional contribution rate under Subsection (a) of this section ~~[Subdivision (3) of this subsection]~~ to be less than zero.

Sec. 8.08. PUBLICATION OF CHANGES TO CONTRIBUTION RATES.

~~[(b)]~~ Any change of the rates of deposit and the rates of contribution shall be published when approved by the board.

Sec. 8.09. EXPENSES. ~~(a) [(e) Contributions by the city shall be paid to the system after appropriation by the city council.~~

~~[(d)]~~ Expenses involved in administration and operation of the police retirement system shall be paid from the assets of the police retirement system subject to approval by the board. Such expenses shall include actuarial valuations of the system no less frequently than on a biennial basis, annual audits and/or actuarial studies, preparation of annual reports, and staff assistance. Additional consulting may be authorized by the board and paid for from the assets of the police retirement system as deemed necessary from time to time by the board.

(b) [(e)] Expenses incurred from investment advice, counsel, and management shall be paid from the assets of the police retirement system.

Sec. 8.10. PAYMENT OF CONTRIBUTIONS. (a) Contributions by the city shall be paid to the system after appropriation by the city council.

(b) [(f)] The city shall make the police officer contributions to the system required by Section 8.02 of this Act ~~[Subsection (a) of this section]~~.

(c) The system shall make the administrative staff's contributions to the system.

(d) Member contributions will be made by a reduction in their monetary compensation. Contributions made shall be treated as employer contributions in accordance with Section 414(h)(2), Internal Revenue Code (26 U.S.C. Section 414(h)(2)), for the purpose of determining tax treatment of the amounts under the federal Internal Revenue Code. These contributions are not includible in the gross income of the member until such time as they are distributed or made available to the member.

(e) Member contributions made as provided by Subsection (d) of this section [~~subsection~~] shall be deposited to the individual account of each affected member and shall be treated as compensation of members for all other purposes of this Act and for the purpose of determining contributions to the federal Old-Age, Survivors, and Disability Insurance System (Social Security). The provisions of this subsection shall remain in effect as long as the plan covering members is a qualified retirement plan under Section 401(a), Internal Revenue Code (26 U.S.C. Section 401(a)), and its related trust is tax exempt under Section 501(a), Internal Revenue Code (26 U.S.C. Section 501(a)).

Sec. 8.11. EFFECT OF SYSTEM TERMINATION ON CONTRIBUTIONS. [~~(g)~~] If the police retirement system is terminated, further contributions may not be made by the city or the system, and further deposits may not be made by the members for service after the date of termination. Members do not accrue any additional benefits after the date of termination. The benefit accrued by each member on the termination of the plan or the complete discontinuance of contributions under the plan and the benefit of any affected member on the partial termination of the plan, to the extent funded, become nonforfeitable notwithstanding the length of a member's service. The benefit accrued by a member also becomes nonforfeitable, if not already nonforfeitable, at the normal retirement date.

Sec. 8.12. EFFECT OF FORFEITURE. [~~(h)~~] A forfeiture from a member terminating employment and withdrawing the member's accumulated deposits may not be applied to increase the benefit that any other member would receive from the system. The actuary shall anticipate the effect of forfeitures in determining the costs under the system.

Sec. 8.13. SYSTEM ASSETS. [~~(i)~~] The assets of the police retirement system shall be held in trust for the exclusive benefit of the members and their beneficiaries. The corpus or income may not be used for or diverted to a purpose other than the exclusive benefit of members or their beneficiaries, whether by operation or natural termination of the system, by power of revocation or amendment, by the happening of a contingency, by collateral arrangement, or by other means.

SECTION 15. Section 13.02, Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 13.02. MANDATORY DISTRIBUTIONS PROHIBITED. A member or former member who has separated from service may not be required to receive an eligible rollover distribution, as defined in Section 13.01(b)(1) of this Act, without the member's consent unless the member or former member has attained the applicable age for minimum distributions required under Section 401(a)(9) of the Internal Revenue Code of 1986 (26 U.S.C. Section 401(a)(9)) [~~is at least 70 1/2 years of age~~].

SECTION 16. The following provisions of Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), are repealed:

- (1) Section 5.04(b);

- (2) Sections 6.01(c), (d), and (e);
- (3) Section 6.02(b); and
- (4) Section 7.02(b).

SECTION 17. (a) In this section, "police retirement board" has the meaning assigned by Section 1.02, Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes).

(b) Section 3.02, Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), does not affect the term of a member of the police retirement board appointed or elected under that section, as that section existed immediately before the effective date of this Act, and serving on the board on the effective date of this Act.

(c) When the terms of:

(1) the two members of the police retirement board elected under Section 3.02(a)(4), Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), as that section existed immediately before the effective date of this Act, who have terms that expire in December 2021, expire:

(A) one of the resulting vacancies on the board shall be filled by appointment by the city council in accordance with Section 3.02(a)(6), Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), as amended by this Act; and

(B) the other resulting vacancy shall be filled by election of the members in accordance with Sections 3.02(a)(4) and 3.03, Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), as applicable; and

(2) the three members of the police retirement board elected under Section 3.02(a)(4), Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), as that section existed immediately before the effective date of this Act, who have terms that expire in December 2023, expire, the resulting vacancies on the board shall be filled by an election of the members in accordance with that section and Section 3.03, Chapter 452 (**SB 738**), Acts of the 72nd Legislature, Regular Session, 1991 (Article 6243n-1, Vernon's Texas Civil Statutes), as applicable, except that the member receiving the third highest number of votes in that election shall serve for a term of only two years with the member's term expiring in December 2025.

SECTION 18. This Act takes effect September 1, 2021.

Amendment No. 1 was adopted.

CSHB 4555 (by Guillen, et al.), A bill to be entitled An Act relating to an application for a place on a ballot filed by a person convicted of a felony. (Dean, Metcalf, Patterson, and Swanson recorded voting no.)

HB 4667 (by E. Morales), A bill to be entitled An Act relating to the transfer of certain state property from the Department of Public Safety to the City of Eagle Pass. (Buckley, Cain, Dean, Gates, Metcalf, Middleton, Patterson, Slaton, Swanson, Toth, Vasut, and Wilson recorded voting no.)

CSHB 424 (by K. King), A bill to be entitled An Act relating to a continuing review and revision of the essential knowledge and skills of the public school foundation curriculum and proclamations for the production of instructional materials. (Cain, Capriglione, Cyrier, Ellzey, Gates, Harris, Hefner, Hull, Krause, Middleton, Shaheen, Slaton, Slawson, Swanson, Toth, Vasut, and Wilson recorded voting no.)

ADJOURNMENT

Representative Geren moved that the house adjourn until 11:05 a.m. today.

The motion prevailed.

The house accordingly, at 10:58 a.m., adjourned until 11:05 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. 21

HB 16, HB 33, HB 54, HB 454, HB 604, HB 636, HB 977, HB 1057, HB 1363, HB 1585, HB 1763, HB 2127, HB 3529

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-EIGHTH DAY — FRIDAY, MAY 14, 2021

The house met at 11:10 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 1089).

Present — Mr. Speaker; 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(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; 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; Coleman; Raney.

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 1090): 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; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Raney.

HB 578 (Anderson, C. Bell, Buckley, Cain, Capriglione, Cason, Clardy, Cook, Craddick, Cyrier, Ellzey, Gates, Harris, Hefner, Hull, Krause, Leach, Leman, Metcalf, Middleton, Noble, Oliverson, Parker, Paul, Sanford, Schaefer, Shaheen, Slaton, Slawson, Swanson, E. Thompson, Tinderholt, Toth, Vasut, and Wilson - no) (110 - 35 - 2)

HB 1157

HB 1400 (Buckley, Cain, Ellzey, Gates, Harris, Krause, Middleton, Oliverson, Slaton, Spiller, Toth, Vasut, and Wilson - no) (132 - 13 - 2)

HB 1507 (Allison, K. Bell, Harless, Patterson, Slaton, and Slawson - no) (139 - 6 - 2)

HB 1524 (Anderson, Burns, Holland, Landgraf, Middleton, Murr, Paul, Sanford, Slaton, Swanson, E. Thompson, and VanDeaver - no) (133 - 12 - 2)

HB 1678

HB 1852 (Patterson, Slaton, and Tinderholt - no) (142 - 3 - 2)

HB 2156

SB 1642 (Allison, K. Bell, Harless, Middleton, Patterson, Slaton, Slawson, Tinderholt, and Wilson - no) (136 - 9 - 2)

HB 2222 (C. Bell, Cain, Capriglione, Clardy, Cyrier, Ellzey, Gates, Harris, Hefner, Krause, Metcalf, Middleton, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (125 - 20 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2269 (C. Bell, Buckley, Cain, Capriglione, Cason, Clardy, Cyrier, Gates, Hefner, Krause, Metcalf, Middleton, Oliverson, Patterson, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (123 - 22 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2333 (Allison, Anderson, C. Bell, K. Bell, Buckley, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Harless, Harris, Hefner, Hull, Krause, Leman, Metcalf, Noble, Oliverson, Paul, Sanford, Shaheen, Slaton, Slawson, Spiller, E. Thompson, Tinderholt, Toth, Vasut, and Wilson - no) (111 - 34 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2371 (Allison, Anderson, Ashby, C. Bell, K. Bell, Buckley, Craddick, Darby, Dean, Ellzey, Geren, Harless, Harris, Lambert, Leman, Metcalf, Middleton, Oliverson, Parker, Patterson, Paul, Sanford, Shine, Slaton, Slawson, Spiller, Stucky, E. Thompson, and Tinderholt - no) (116 - 29 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 2435 (Allison, K. Bell, Harless, Lambert, and Patterson - no) (140 - 5 - 2)

SB 2162 (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (102 - 43 - 2)

HB 2815 (Oliverson, Slaton, Slawson, and Spiller - no) (141 - 4 - 2)

SB 2164 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (105 - 40 - 2)

HB 2864 (Allison, K. Bell, Buckley, Cain, Dean, Ellzey, Gates, Harless, Harris, Middleton, Oliverson, Slaton, Slawson, Toth, Vasut, and Wilson - no) (129 - 16 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3044 (K. Bell, Cason, Ellzey, Harless, Harris, Middleton, Patterson, Slaton, Slawson, and Wilson - no) (135 - 10 - 2)

HB 3068 (Dean - no) (144 - 1 - 2)

HB 3140 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Dean, Ellzey, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (108 - 37 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3253 (Patterson and Slaton - no) (143 - 2 - 2)

HB 3264 (Allison, C. Bell, K. Bell, Buckley, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Ellzey, Gates, Harless, Harris, Hefner, Krause, Leach, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Smith, Spiller, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (111 - 34 - 2)

HB 3340 (Patterson - no) (144 - 1 - 2)

HB 3363 (Slaton and Tinderholt - no) (143 - 2 - 2)

HB 3375 (J. Turner requested to be recorded voting present, not voting after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3436 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (102 - 43 - 2)

HB 3438 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (102 - 43 - 2)

HB 3462 (Capriglione, Cook, Craddick, Cyrier, Ellzey, Harris, Leman, Noble, Oliverson, Patterson, Shaheen, Slaton, Slawson, Spiller, Swanson, and Tinderholt - no) (129 - 16 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3472 (Allison, Anderson, K. Bell, Buckley, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Harris, Hefner, Hull, Krause, Leach, Leman, Noble, Oliverson, Patterson, Paul, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, E. Thompson, Tinderholt, Toth, Vasut, and Wilson - no) (110 - 35 - 2)

HB 3503 (Patterson and Slaton - no) (143 - 2 - 2)

HB 3531 (Gates, Krause, Middleton, Oliverson, Patterson, and Slaton - no) (139 - 6 - 2)

HB 3533 (Buckley, Cain, Capriglione, Cason, Clardy, Cyrier, Ellzey, Harris, Hefner, Leach, Metcalf, Patterson, Schaefer, Shaheen, Slaton, Smith, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (124 - 21 - 2)

HB 3630

HB 3635 (Cain, Ellzey, Harris, Patterson, Slaton, and Tinderholt - no) (139 - 6 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3740 (C. Bell, Buckley, Cain, Capriglione, Cyrier, Ellzey, Gates, Harris, Hefner, Krause, Metcalf, Oliverson, Patterson, Shaheen, Slaton, Slawson, Smith, Tinderholt, Toth, Vasut, and Wilson - no) (124 - 21 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 3750 (C. Bell, Buckley, Cain, Dean, Gates, Hefner, Krause, Metcalf, Middleton, Oliverson, Patterson, Slaton, Slawson, Spiller, Toth, Vasut, and Wilson - no) (128 - 17 - 2)

HB 3759 (Cook, Hull, Leman, Middleton, Noble, Oliverson, Patterson, Slaton, Slawson, and Spiller - no) (135 - 10 - 2)

HB 3802 (C. Bell, Buckley, Cain, Capriglione, Cook, Dean, Ellzey, Gates, Harris, Hefner, Leach, Metcalf, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (120 - 25 - 2)

SB 1105 (Buckley, Cain, Cason, Cook, Gates, Noble, Patterson, Toth, Vasut, and Wilson - no) (135 - 10 - 2)

HB 3929

HB 3951 (C. Bell, Buckley, Cain, Cason, Clardy, Cook, Ellzey, Gates, Harris, Hefner, Krause, Leach, Leman, Metcalf, Noble, Oliverson, Schaefer, Slaton, Slawson, Tinderholt, Toth, Vasut, and Wilson - no) (122 - 23 - 2)

SB 1467 (C. Bell, Buckley, Cain, Capriglione, Clardy, Cyrier, Ellzey, Gates, Harris, Hefner, Krause, Leach, Leman, Metcalf, Middleton, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Toth, Vasut, and Wilson - no) (119 - 26 - 2)

HB 4023 (C. Bell, Buckley, Cain, Capriglione, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Harris, Hefner, Krause, Leach, Leman, Metcalf, Middleton, Noble, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Smith, Spiller, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (114 - 31 - 2)

HB 4058 (Anderson, C. Bell, Buckley, Burns, Cain, Capriglione, Clardy, Cook, Craddick, Cyrier, Ellzey, Gates, Harris, Hefner, Holland, Krause, Landgraf, Leach, Leman, Metcalf, Middleton, Murr, Noble, Oliverson, Parker, Patterson, Paul, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (107 - 38 - 2)

HB 4124 (Buckley, Cain, Clardy, Cook, Dean, Ellzey, Gates, Harris, Leach, Leman, Metcalf, Noble, Oliverson, Patterson, Schaefer, Slawson, Toth, Vasut, and Wilson - no) (126 - 19 - 2)

HB 4176 (Buckley, Cain, Gates, Middleton, Oliverson, Patterson, Slaton, Slawson, Spiller, Toth, Vasut, and Wilson - no) (133 - 12 - 2)

HB 4184 (Allison, K. Bell, Cason, Clardy, Dean, Ellzey, Harless, Harris, Hull, Leach, Leman, Middleton, Schaefer, Slaton, and Slawson - no) (130 - 15 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4338 (Buckley, Cain, Cook, Gates, Noble, Oliverson, Slaton, Spiller, Toth, and Vasut - no) (135 - 10 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4486 (Cason, Clardy, Leach, Oliverson, Schaefer, and Slaton - no) (139 - 6 - 2)

HB 4535 (K. Bell, Cook, Harless, Noble, and Tinderholt - no) (140 - 5 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4539 (Patterson - no) (144 - 1 - 2)

HB 4580 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

HB 4584 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith,

Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (104 - 41 - 2)
(Ellzey requested to be recorded voting yes after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 2207 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

HB 4589 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

HB 4590 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

HB 4591 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

SB 2219 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4597 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (104 - 41 - 2)

SB 2173 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

HB 4605 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Cason, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (104 - 41 - 2)

HB 4615 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4616 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4617 (Ashby, Bonnen, Buckley, Burrows, Cain, Cook, Ellzey, Gates, Geren, Goldman, Harris, Lambert, Middleton, Noble, Patterson, Shine, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut - no) (122 - 23 - 2)

HB 4619 (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (104 - 41 - 2)

HB 4623 (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (103 - 42 - 2)

HB 4624 (Allison, C. Bell, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Noble, Patterson, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (110 - 35 - 2)

SB 2216 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

HB 4627 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4628 (Allison, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (107 - 38 - 2)

HB 4629 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4630 (Allison, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (107 - 38 - 2)

HB 4634 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4635 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4638 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4639 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4641 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

HB 4642 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4645 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4647 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (103 - 42 - 2)

HB 4648 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4649 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

HB 4650 (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (103 - 42 - 2)

HB 4652 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

HB 4654 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

HB 4658 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4659 (Allison, K. Bell, Buckley, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (109 - 36 - 2)

HB 4662 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (105 - 40 - 2)

HB 4663 (Allison, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harless, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (104 - 41 - 2)

HB 4664 (Buckley, Cain, Cook, Dean, Gates, Hefner, Holland, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Shine, Slawson, Stucky, Swanson, Toth, Vasut, and Wilson - no) (124 - 21 - 2)

HB 4665 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Lambert, Landgraf, Leach, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Shine, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, Vasut, and Wilson - no) (106 - 39 - 2)

HB 4368 (Dean, Metcalf, Patterson, and Swanson - no) (141 - 4 - 2)

HB 4555 (Dean, Metcalf, Patterson, and Swanson - no) (141 - 4 - 2)

HB 4667 (Buckley, Cain, Dean, Gates, Metcalf, Middleton, Patterson, Slaton, Swanson, Toth, Vasut, and Wilson - no) (133 - 12 - 2)

HB 424 (Cain, Capriglione, Cyrier, Ellzey, Gates, Harris, Hefner, Hull, Krause, Middleton, Shaheen, Slaton, Slawson, Swanson, Toth, Vasut, and Wilson - no) (128 - 17 - 2)

PROVIDING FOR A CONGRATULATORY AND MEMORIAL CALENDAR

Representative Guillen moved to set a congratulatory and memorial calendar for 9 a.m. Friday, May 21.

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 21.

The motion prevailed.

**SB 58 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Geren moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative J. Turner as a house sponsor to **SB 58**.

The motion prevailed.

**MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING**

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

**HB 2022 ON THIRD READING
(by Darby, Rogers, J.D. Johnson, Morales Shaw, Herrero, et al.)**

HB 2022, A bill to be entitled An Act relating to enrollment of certain retirees in the Texas Public School Employees Group Insurance Program.

HB 2022 was passed by (Record 1091): 126 Yeas, 18 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; 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; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; 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; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Harris; Hefner; Hull; Klick; Middleton; Murphy; Patterson; Schaefer; Shaheen; Slaton; Slawson; Swanson; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Raney.

Absent — Romero.

STATEMENTS OF VOTE

When Record No. 1091 was taken, I was shown voting no. I intended to vote yes.

Harris

When Record No. 1091 was taken, I was shown voting no. I intended to vote yes.

Hull

When Record No. 1091 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1091 was taken, I was shown voting no. I intended to vote yes.

Patterson

When Record No. 1091 was taken, I was in the house but away from my desk. I would have voted yes.

Romero

When Record No. 1091 was taken, I was shown voting no. I intended to vote yes.

Shaheen

When Record No. 1091 was taken, I was shown voting no. I intended to vote yes.

Slaton

When Record No. 1091 was taken, I was shown voting no. I intended to vote yes.

Slawson

When Record No. 1091 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 1091 was taken, I was shown voting no. I intended to vote yes.

Wilson

**GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING**

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

HB 3598 ON THIRD READING**(by Leach and Rodriguez)**

HB 3598, A bill to be entitled An Act relating to increasing the minimum term of imprisonment and changing the eligibility for community supervision, mandatory supervision, and parole for persons convicted of intoxication manslaughter.

HB 3598 was passed by (Record 1092): 133 Yeas, 11 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; 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; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; 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 — Bucy; Campos; Collier; Crockett; Davis; González, J.; Hinojosa; Ortega; Reynolds; Schofield; Thompson, S.

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

Absent, Excused — Anchia; Coleman; Raney.

Absent — Morales Shaw.

STATEMENT OF VOTE

When Record No. 1092 was taken, my vote failed to register. I would have voted no.

Morales Shaw

HB 3920 ON THIRD READING**(by Dean)**

HB 3920, A bill to be entitled An Act relating to an application to vote early by mail on the grounds of disability or confinement for child birth.

HB 3920 was passed by (Record 1093): 99 Yeas, 44 Nays, 2 Present, not voting.

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

Nays — Bernal; Bucy; Campos; Collier; Cortez; Crockett; Davis; Fierro; González, J.; González, M.; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu.

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

Absent, Excused — Anchia; Coleman; Raney.

Absent — Biedermann; Meza.

STATEMENTS OF VOTE

When Record No. 1093 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 1093 was taken, I was shown voting yes. I intended to vote no.

Bowers

When Record No. 1093 was taken, I was shown voting yes. I intended to vote no.

Cole

When Record No. 1093 was taken, I was shown voting yes. I intended to vote no.

Dominguez

When Record No. 1093 was taken, I was shown voting yes. I intended to vote no.

Gervin-Hawkins

When Record No. 1093 was taken, I was in the house but away from my desk. I would have voted no.

Meza

When Record No. 1093 was taken, I was shown voting yes. I intended to vote no.

C. Morales

HB 3916 ON THIRD READING
(by Goldman and Reynolds)

HB 3916, A bill to be entitled An Act relating to the interconnection and operation of certain distributed electric generation facilities.

HB 3916 was passed by (Record 1094): 141 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; 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.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; 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; 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; Coleman; Raney.

Absent — Cain; Klick; Meza; Pacheco.

STATEMENT OF VOTE

When Record No. 1094 was taken, I was in the house but away from my desk. I would have voted yes.

Meza

HB 1530 ON THIRD READING
(by Murphy, Frullo, Huberty, C. Turner, Burns, et al.)

HB 1530, A bill to be entitled An Act relating to authorizing the issuance of revenue bonds to fund capital projects at public institutions of higher education.

Amendment No. 1

Representative J.D. Johnson offered the following amendment to **HB 1530**:

Amend **HB 1530** on third reading in added Section 55.1791(a), Education Code, as follows:

(1) In the subdivision that begins "Prairie View A&M University", strike "\$54" and substitute "\$60".

(2) In the subdivision that begins "Texas A&M University", strike "\$180" and substitute "\$174".

Amendment No. 1 was adopted by (Record 1095): 115 Yeas, 29 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; 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.; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Buckley; Cain; Capriglione; Cason; Craddick; Cyrier; Dean; Frank; Harris; Hefner; Holland; Kacal; Leman; Metcalf; Middleton; Murr; Patterson; Paul; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Raney.

Absent — Geren.

STATEMENT OF VOTE

When Record No. 1095 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

HB 1530, as amended, was passed by (Record 1096): 121 Yeas, 23 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; 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.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; 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; Paddie; Parker; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Slawson; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, K.; Biedermann; Cain; Cason; Dean; Harris; Hefner; Holland; Metcalf; Murr; Noble; Patterson; Sanford; Schaefer; Shaheen; Slaton; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Raney.

Absent — Middleton.

STATEMENTS OF VOTE

When Record No. 1096 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1096 was taken, I was shown voting yes. I intended to vote no.

Oliverson

HB 4509 ON THIRD READING (by Bonnen, et al.)

HB 4509, A bill to be entitled An Act relating to instruction on informed American patriotism in public schools.

HB 4509 was passed by (Record 1097): 104 Yeas, 37 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Canales; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guerra; Harless; Harris; Hefner; Herrero; 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; Lozano; Lucio; Martinez Fischer; Metcalf; Meyer; Middleton; Morales, C.; Morales, E.; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raymond; Rogers; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen;

Shine; Slaton; Slawson; Smith; Smithee; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson.

Nays — Allen; Beckley; Bowers; Campos; Cole; Collier; Crockett; Davis; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Johnson, J.D.; Longoria; Lopez; Martinez; Meza; Minjarez; Muñoz; Ortega; Perez; Ramos; Reynolds; Rodriguez; Rose; Sherman; Spiller; Thierry; Thompson, S.; Turner, C.; Wu; Zwiener.

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

Absent, Excused — Anchia; Coleman; Raney.

Absent — Bernal; Cain; Guillen; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 1097 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 1097 was taken, my vote failed to register. I would have voted yes.

Guillen

When Record No. 1097 was taken, I was shown voting yes. I intended to vote no.

A. Johnson

When Record No. 1097 was taken, I was shown voting yes. I intended to vote no.

E. Morales

When Record No. 1097 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 1097 was taken, I was shown voting no. I intended to vote yes.

Spiller

HB 4472 ON THIRD READING

(by Landgraf and C. Bell)

HB 4472, A bill to be entitled An Act relating to the Texas emissions reduction plan.

HB 4472 was passed by (Record 1098): 117 Yeas, 27 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; 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; 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; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; 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.; Vo; Walle; Wu; Zwiener.

Nays — Bell, K.; Burns; Cain; Capriglione; Cason; Cook; Hefner; Krause; Middleton; Murr; Noble; Oliverson; Patterson; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Raney.

STATEMENTS OF VOTE

When Record No. 1098 was taken, I was shown voting yes. I intended to vote no.

Ashby

When Record No. 1098 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 1098 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 1098 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1098 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1098 was taken, I was shown voting present, not voting. I intended to vote yes.

Lambert

When Record No. 1098 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1098 was taken, I was shown voting yes. I intended to vote no.

Metcalf

HB 3013 ON THIRD READING
(by Biedermann, Krause, Burns, et al.)

HB 3013, A bill to be entitled An Act relating to displays and exhibits located on the grounds of the Alamo complex.

HB 3013 was passed by (Record 1099): 123 Yeas, 22 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Jetton; 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.; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; Price; Raymond; Reynolds; Rodriguez; Rogers; 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 — Allen; Beckley; Bowers; Bucy; Cole; Crockett; Dominguez; Fierro; González, J.; González, M.; Goodwin; Israel; Johnson, A.; Longoria; Morales Shaw; Muñoz; Pacheco; Ramos; Romero; Rose; Talarico; Zwiener.

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

Absent, Excused — Anchia; Coleman; Raney.

STATEMENTS OF VOTE

When Record No. 1099 was taken, I was shown voting no. I intended to vote yes.

Cole

When Record No. 1099 was taken, I was shown voting no. I intended to vote yes.

Rose

HB 2874 ON THIRD READING
(by Anchia)

HB 2874, A bill to be entitled An Act relating to a requirement that public schools issue student identification cards to high school students.

Representative C. Turner moved to postpone consideration of **HB 2874** until 12:45 p.m. today.

The motion prevailed.

HB 3433 ON THIRD READING
(by Smithee and Oliverson)

HB 3433, A bill to be entitled An Act relating to prohibited discrimination on the basis of an individual's political affiliation or expression by certain insurers.

HB 3433 was passed by (Record 1100): 134 Yeas, 9 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; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; 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; 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; Rosenthal; Sanford; Schaefer; 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 — Cason; Collier; Crockett; Fierro; González, J.; González, M.; Johnson, A.; Rose; Shaheen.

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

Absent, Excused — Anchia; Coleman; Raney.

Absent — Deshotel; White.

STATEMENTS OF VOTE

When Record No. 1100 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 1100 was taken, I was shown voting yes. I intended to vote no.

Bowers

When Record No. 1100 was taken, I was shown voting yes. I intended to vote no.

Ramos

When Record No. 1100 was taken, I was shown voting no. I intended to vote yes.

Shaheen

HB 3250 ON THIRD READING

(by E. Thompson)

HB 3250, A bill to be entitled An Act relating to coverage of additional living expenses under a residential property insurance policy.

HB 3250 was passed by (Record 1101): 86 Yeas, 57 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burrows; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Leach; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Gates; Harless; Harris; Hefner; Holland; Hunter; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leman; Lozano; Meyer; Middleton; Morrison; Murr; Noble; Paddie; Parker; Patterson; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tinderholt; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Raney.

Absent — Larson; White.

STATEMENTS OF VOTE

When Record No. 1101 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1101 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 1101 was taken, I was shown voting yes. I intended to vote no.

Morales Shaw

When Record No. 1101 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 1101 was taken, I was shown voting yes. I intended to vote no.

Toth

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Price on motion of Larson.

HB 3906 ON THIRD READING (by Goldman)

HB 3906, A bill to be entitled An Act relating to the regulation of political funds, campaigns, and lobbying, including certain functions and procedures of the Texas Ethics Commission.

HB 3906 was passed by (Record 1102): 134 Yeas, 7 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; 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; 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; 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; Wilson; Wu; Zwiener.

Nays — Allen; Beckley; Bowers; Crockett; González, J.; Ramos; Rose.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Bell, C.; Ellzey; White.

STATEMENTS OF VOTE

When Record No. 1102 was taken, my vote failed to register. I would have voted yes.

Ellzey

When Record No. 1102 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

HB 3467 ON THIRD READING
(by Canales, Cyrier, and Rodriguez)

HB 3467, A bill to be entitled An Act relating to the amendment of an existing comprehensive development agreement for a portion of State Highway 130.

HB 3467 was passed by (Record 1103): 106 Yeas, 36 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; 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; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Landgraf; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Ramos; 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; Buckley; Cain; Capriglione; Cason; Cook; Goldman; Harris; Hefner; Holland; Krause; Lambert; Leach; Leman; Lozano; Metcalf; Middleton; Murr; Noble; Parker; Patterson; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Stucky; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Deshotel; Larson.

STATEMENTS OF VOTE

When Record No. 1103 was taken, I was shown voting yes. I intended to vote no.

Hull

When Record No. 1103 was taken, I was shown voting yes. I intended to vote no.

Jetton

HB 3385 ON THIRD READING
(by Rogers)

HB 3385, A bill to be entitled An Act relating to a landowner's bill of rights statement in connection with the acquisition of real property through eminent domain.

HB 3385 was passed by (Record 1104): 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; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Deshotel.

HB 1548 ON THIRD READING
(by C. Bell, Guillen, and Gates)

HB 1548, A bill to be entitled An Act relating to the civil liability of certain businesses in connection with allowing concealed handguns on the business premises.

HB 1548 was passed by (Record 1105): 94 Yeas, 49 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; Cortez; Craddick; Cyrier; Darby; Dean; 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; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Walle; White; Wilson.

Nays — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Collier; Crockett; Davis; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales Shaw; Neave; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Johnson, J.D.

STATEMENT OF VOTE

When Record No. 1105 was taken, I was shown voting yes. I intended to vote no.

Thierry

HB 2746 ON THIRD READING

(by Ellzey)

HB 2746, A bill to be entitled An Act relating to the punishment for the criminal offense of use of laser pointers; increasing a criminal penalty.

HB 2746 was passed by (Record 1106): 135 Yeas, 7 Nays, 2 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; 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; Morales, C.; Morales, E.; Morrison; Muñoz; 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; 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 — Allen; Beckley; Bowers; Cole; Crockett; Ramos; Rose.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Morales Shaw; Pacheco.

STATEMENT OF VOTE

When Record No. 1106 was taken, my vote failed to register. I would have voted no.

Morales Shaw

HB 2534 ON THIRD READING (by Clardy, et al.)

HB 2534, A bill to be entitled An Act relating to an appraisal procedure for disputed losses under personal automobile insurance policies.

HB 2534 was passed by (Record 1107): 91 Yeas, 50 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Bucy; Burns; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Dominguez; Dutton; Fierro; Frullo; 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.; Lambert; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Parker; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Smith; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Biedermann; Bonnen; Buckley; Burrows; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Gates; Goldman; Harris; Hefner; Holland; Hull; Jetton; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Murr; Noble; Oliverson; Paddie; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smithee; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker; Moody(C); Thompson, E.

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Deshotel; Pacheco.

STATEMENTS OF VOTE

When Record No. 1107 was taken, I was shown voting no. I intended to vote yes.

Jetton

When Record No. 1107 was taken, I was shown voting yes. I intended to vote no.

Parker

HB 2554 ON THIRD READING**(by Gates, Burrows, Allen, Lucio, Harris, et al.)**

HB 2554, A bill to be entitled An Act relating to the operation by a school district of a vocational education program to provide eligible high school students with vocational and educational training under a plan for the issuance of a high school diploma and the application of certain student-based allotments under the public school finance system.

HB 2554 was passed by (Record 1108): 131 Yeas, 11 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; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; 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; 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; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu.

Nays — Collier; Fierro; González, J.; González, M.; Herrero; Johnson, A.; Perez; Sherman; Thierry; Thompson, S.; Zwiener.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Morales Shaw; Pacheco.

STATEMENT OF VOTE

When Record No. 1108 was taken, my vote failed to register. I would have voted no.

Morales Shaw

HB 2352 ON THIRD READING**(by Parker, White, J.D. Johnson, Moody, Guillen, et al.)**

HB 2352, A bill to be entitled An Act relating to an educational and vocational training pilot program for certain state jail felony defendants and certain inmates released on parole; changing parole eligibility.

HB 2352 was passed by (Record 1109): 142 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; 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; 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; 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 — Slaton.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Pacheco.

HB 2391 ON THIRD READING
(by Dominguez, Huberty, and Buckley)

HB 2391, A bill to be entitled An Act relating to the methods by which students may be admitted to public schools and the disclosure of information regarding public school admission methods.

HB 2391 was passed by (Record 1110): 108 Yeas, 34 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Beckley; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cason; Cole; Cortez; Craddock; Crockett; Cyrier; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; 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; Kuempel; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Paddie; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bonnen; Cain; Capriglione; Collier; Cook; Darby; Dean; Frank; Gates; Harris; Hefner; Holland; Krause; Lambert; Leman; Metcalf; Murr; Noble; Parker; Patterson; Rogers; Sanford; Schaefer; Shine; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Clardy; Pacheco.

STATEMENTS OF VOTE

When Record No. 1110 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 1110 was taken, I was shown voting no. I intended to vote yes.

Patterson

When Record No. 1110 was taken, I was shown voting no. I intended to vote yes.

Sanford

HB 3880 ON THIRD READING
(by Dutton, Huberty, Guillen, Toth, et al.)

HB 3880, A bill to be entitled An Act relating to a student's eligibility for special education services provided by a school district, including services for dyslexia and related disorders.

HB 3880 was passed by (Record 1111): 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; 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; 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; 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; Coleman; Price; Raney.

Absent — Pacheco.

HB 545 ON THIRD READING
(by E. Thompson and Vasut)

HB 545, A bill to be entitled An Act relating to municipal annexation of certain rights-of-way.

HB 545 was passed by (Record 1112): 117 Yeas, 25 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cortez; Craddock; 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; Howard; Huberty; Hunter; Israel; Johnson, A.; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Slaton; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Cain; Cook; Cyrier; Hefner; Holland; Hull; Jetton; Krause; Leach; Middleton; Murr; Noble; Patterson; Sanford; Schaefer; Schofield; Shaheen; Slawson; Smith; Swanson; Tinderholt; Toth; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Johnson, J.D.; Pacheco.

STATEMENT OF VOTE

When Record No. 1112 was taken, I was shown voting yes. I intended to vote no.

Metcalf

HB 396 ON THIRD READING

(by Moody, Guillen, Howard, and Canales)

HB 396, A bill to be entitled An Act relating to the eligibility of nurses for workers' compensation benefits for coronavirus disease (COVID-19) and payment of those benefits.

HB 396 was passed by (Record 1113): 116 Yeas, 24 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; Cason; Clardy; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; 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; Lambert; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Capriglione; Cook; Craddick; Harless; Harris; Hefner; Leach; Leman; Metcalf; Middleton; Noble; Paul; Schaefer; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Dutton; Frank; Klick; Pacheco.

STATEMENTS OF VOTE

When Record No. 1113 was taken, I was shown voting yes. I intended to vote no.

Cason

When Record No. 1113 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 1113 was taken, I was shown voting no. I intended to vote yes.

Harless

HB 3691 ON THIRD READING (by Frank, Minjarez, and Gates)

HB 3691, A bill to be entitled An Act relating to the statewide implementation of community-based foster care by the Department of Family and Protective Services.

HB 3691 was passed by (Record 1114): 142 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; 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.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; 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; 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 — Herrero.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Lucio.

STATEMENT OF VOTE

When Record No. 1114 was taken, I was shown voting yes. I intended to vote no.

Rose

HB 1631 ON THIRD READING (by Guerra, Raney, and Darby)

HB 1631, A bill to be entitled An Act relating to the requirements for an application for a permit to manage wildlife and exotic animals from aircraft; authorizing a fee.

HB 1631 was passed by (Record 1115): 111 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; Cason; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dominguez; Dutton; Ellzey; 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.; Kuempel; Lambert; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Paddie; Parker; Perez; 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 — Biedermann; Bonnen; Cain; Cook; Dean; Gates; Goldman; Harris; Hefner; Holland; Klick; Krause; Leach; Leman; Metcalf; Middleton; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Deshotel; Pacheco.

STATEMENTS OF VOTE

When Record No. 1115 was taken, I was shown voting yes. I intended to vote no.

Cason

When Record No. 1115 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

HB 3720 ON THIRD READING**(by Frank, M. González, Noble, Guillen, and Capriglione)**

HB 3720, A bill to be entitled An Act relating to interest lists and eligibility criteria for certain Medicaid waiver programs.

HB 3720 was passed by (Record 1116): 141 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, 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; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; 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; Wilson; Wu; Zwiener.

Nays — Slaton.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Shaheen.

HB 3925 ON THIRD READING**(by Collier, Cain, S. Thompson, Krause, and Leach)**

HB 3925, A bill to be entitled An Act relating to pedestrian use of a sidewalk.

HB 3925 was passed by (Record 1117): 92 Yeas, 49 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Beckley; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Cason; Cole; Collier; Cortez; Crockett; Cyrier; Davis; Deshotel; Dominguez; Dutton; Ellzey; 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.; Krause; Leach; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Patterson; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Shaheen; Sherman; Shine; Slaton; Smith; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Burrows; Capriglione; Clardy; Cook; Craddick; Darby; Dean; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Jetton; King, K.; King, P.; Klick; Kuempel; Lambert; Landgraf; Leman; Lozano; Metcalf; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Paul; Rogers; Sanford; Schofield; Slawson; Smithee; Stucky; Swanson; Tinderholt.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Hunter; Larson; Wilson.

STATEMENTS OF VOTE

When Record No. 1117 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 1117 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1117 was taken, I was in the house but away from my desk. I would have voted yes.

Wilson

HB 643 ON THIRD READING (by Raymond)

HB 643, A bill to be entitled An Act relating to disclosure of a beneficiary to a funeral director under a life insurance policy.

HB 643 was passed by (Record 1118): 112 Yeas, 30 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Crockett; Cyrier; 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; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bonnen; Cain; Cason; Cook; Craddick; Dean; Goldman; Hefner; Holland; Hull; Jetton; Klick; Krause; Kuempel; Landgraf; Leach; Metcalf; Noble; Parker; Patterson; Schaefer; Schofield; Slaton; Slawson; Tinderholt; Toth; Vasut; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Leman.

STATEMENT OF VOTE

When Record No. 1118 was taken, I was shown voting no. I intended to vote yes.

Kuempel

HB 461 ON THIRD READING (by Shaheen)

HB 461, A bill to be entitled An Act relating to the execution of a warrant issued for certain releasees who violate a condition of release on parole or to mandatory supervision.

HB 461 was passed by (Record 1119): 136 Yeas, 8 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; 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; Metcalf; Meyer; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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, J.; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Cole; Longoria; Meza; Rose; Turner, C.; Walle; Wu; Zwiener.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

HB 740 ON THIRD READING (by Fierro)

HB 740, A bill to be entitled An Act relating to preferential voting in runoff elections for certain voters voting by mail.

HB 740 was passed by (Record 1120): 83 Yeas, 61 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Burns; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; 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.; Kuempel; Larson; Longoria; Lopez; Lucio; Martinez; Martinez

Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Spiller; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Cain; Cason; Clardy; Cook; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; King, P.; Klick; Krause; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

STATEMENTS OF VOTE

When Record No. 1120 was taken, I was shown voting yes. I intended to vote no.

Huberty

When Record No. 1120 was taken, I was shown voting yes. I intended to vote no.

Murphy

HB 1302 ON THIRD READING (by Guillen, Meza, Button, and Shaheen)

HB 1302, A bill to be entitled An Act relating to indicators of achievement under the public school accountability system.

Amendment No. 1

Representative Guillen offered the following amendment to **HB 1302**:

Amend **HB 1302** on third reading in SECTION 3 of the bill, in added Section 39.053(c)(1)(B)(iv)(c), Education Code, as added by the Wilson amendment on second reading, by striking "Texas National Guard, or Texas State Guard".

Amendment No. 1 was adopted.

HB 1302, as amended, was passed by (Record 1121): 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; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

HB 1516 ON THIRD READING
(by Parker, Sanford, and Frank)

HB 1516, A bill to be entitled An Act relating to efficiency audits of the Temporary Assistance for Needy Families program and the state temporary assistance and support services program.

HB 1516 was passed by (Record 1122): 94 Yeas, 50 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; Cortez; Craddick; Cyrier; Darby; Dean; Dominguez; Ellzey; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Johnson, J.D.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Metcalf; Meyer; Meza; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; Walle; White; Wilson.

Nays — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Collier; Crockett; Davis; Deshotel; Dutton; Fierro; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Longoria; Lopez; Martinez; Martinez Fischer; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

HB 2629 ON THIRD READING
(by S. Thompson, Jetton, et al.)

HB 2629, A bill to be entitled An Act relating to the establishment of a registry for and requiring the registration of certain unmanned teller machines; imposing a fee; providing a civil penalty.

HB 2629 was passed by (Record 1123): 86 Yeas, 54 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Beckley; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; Gervin-Hawkins; 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, T.; Kuempel; Lambert; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; 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; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Hull; Jetton; King, P.; Klick; Krause; Landgraf; Leach; Leman; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Ramos; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Huberty; Larson; Metcalf; Morrison.

STATEMENTS OF VOTE

When Record No. 1123 was taken, I was in the house but away from my desk. I would have voted no.

Huberty

When Record No. 1123 was taken, I was shown voting no. I intended to vote yes.

Jetton

When Record No. 1123 was taken, my vote failed to register. I would have voted no.

Metcalf

When Record No. 1123 was taken, I was shown voting no. I intended to vote yes.

Ramos

HB 1480 ON THIRD READING

(by Cyrier)

HB 1480, A bill to be entitled An Act relating to the protection of animal and crop facilities; creating a criminal offense.

HB 1480 was passed by (Record 1124): 136 Yeas, 8 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; 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, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; 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.

Nays — Crockett; González, J.; King, K.; Meza; Muñoz; Perez; Ramos; Smithee.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

HB 1591 ON THIRD READING (by Leach)

HB 1591, A bill to be entitled An Act relating to an exemption from cemetery location restrictions for a funeral establishment licensed in this state.

HB 1591 was passed by (Record 1125): 130 Yeas, 13 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; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; 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; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Raymond; Reynolds; Rodriguez; Romero; Rose; 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; Zwiener.

Nays — Cole; Collier; Crockett; Dutton; González, J.; González, M.; Longoria; Lopez; Ramos; Rogers; Rosenthal; Sherman; Wu.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

HB 1633 ON THIRD READING
(by Guillen)

HB 1633, A bill to be entitled An Act relating to the audiology and speech-language pathology interstate compact; authorizing fees.

HB 1633 was passed by (Record 1126): 97 Yeas, 46 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burns; Button; Campos; Canales; Cason; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; 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; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sherman; Shine; Smith; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Bonnen; Buckley; Burrows; Cain; Capriglione; Cook; Cyrier; Gates; Goldman; Harless; Harris; Hefner; Holland; Huberty; Jetton; King, P.; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Oliverson; Paddie; Parker; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smithee; Spiller; Stucky; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

STATEMENTS OF VOTE

When Record No. 1126 was taken, I was shown voting yes. I intended to vote no.

White

When Record No. 1126 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 2183 ON THIRD READING
(by Moody)

HB 2183, A bill to be entitled An Act relating to durable powers of attorney and the construction of certain powers conferred in those powers of attorney.

HB 2183 was passed by (Record 1127): 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; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

HB 1306 ON THIRD READING

(by Swanson, Dominguez, Pacheco, et al.)

HB 1306, A bill to be entitled An Act relating to increasing the criminal penalty for assault or aggravated assault of a process server.

HB 1306 was passed by (Record 1128): 126 Yeas, 18 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Campos; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; 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; Minjarez; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schaefer; 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; Wu; Zwiener.

Nays — Allen; Beckley; Bowers; Cain; Canales; Capriglione; Crockett; Deshotel; Guerra; Middleton; Morales Shaw; Ramos; Rose; Slaton; Toth; Vasut; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

STATEMENTS OF VOTE

When Record No. 1128 was taken, I was shown voting no. I intended to vote yes.

Guerra

When Record No. 1128 was taken, I was shown voting no. I intended to vote yes.

White

HB 1754 ON THIRD READING
(by Hernandez)

HB 1754, 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.

HB 1754 was passed by (Record 1129): 75 Yeas, 68 Nays, 2 Present, not voting.

Yeas — Allen; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; 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; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; 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; Frank; Gates; Goldman; Harless; Harris; Hefner; Hull; Jetton; King, P.; Klick; Krause; Lambert; Landgraf; Leman; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Larson.

STATEMENT OF VOTE

When Record No. 1129 was taken, I was shown voting no. I intended to vote yes.

Bailes

HB 2001 ON THIRD READING
(by Canales)

HB 2001, A bill to be entitled An Act relating to procedures and practices governing the appeal of a disciplinary action within the Department of Public Safety.

HB 2001 was passed by (Record 1130): 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; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Crockett.

HB 2147 ON THIRD READING

(by Allen)

HB 2147, A bill to be entitled An Act relating to the punishment for the offense of driving while license invalid.

HB 2147 was passed by (Record 1131): 75 Yeas, 67 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Bailes; 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; Jetton; 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; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Sanford; Sherman; Talarico; Thierry; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Rogers; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Cason; Rosenthal.

STATEMENTS OF VOTE

When Record No. 1131 was taken, I was in the house but away from my desk. I would have voted no.

Cason

When Record No. 1131 was taken, I was shown voting yes. I intended to vote no.

Sanford

When Record No. 1131 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 1131 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 2027 ON THIRD READING (by Cortez, et al.)

HB 2027, A bill to be entitled An Act relating to the allocation of low income housing tax credits.

HB 2027 was passed by (Record 1132): 113 Yeas, 30 Nays, 2 Present, not voting.

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

Nays — Bell, K.; Biedermann; Bonnen; Cain; Darby; Gates; Goldman; Harris; Hefner; Hunter; Klick; Krause; Kuempel; Leach; Leman; Metcalf; Middleton; Patterson; Schaefer; Shaheen; Shine; Slaton; Slawson; Smithee; Spiller; Thompson, E.; Tinderholt; Vasut; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Canales.

STATEMENTS OF VOTE

When Record No. 1132 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1132 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1132 was taken, I was shown voting yes. I intended to vote no.

Toth

HB 4487 ON THIRD READING
(by Rosenthal and Guillen)

HB 4487, A bill to be entitled An Act relating to measures to facilitate the successful completion of degree and certificate programs by certain adult learners at public institutions of higher education.

HB 4487 was passed by (Record 1133): 71 Yeas, 70 Nays, 2 Present, not voting.

Yeas — Allen; Bailes; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; 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.; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody(C); Morales, C.; Morales, E.; Morales Shaw; 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 — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; 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; Hunter.

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Canales; King, T.; Larson.

STATEMENTS OF VOTE

When Record No. 1133 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1133 was taken, I was shown voting yes. I intended to vote no.

Ellzey

HB 2179 ON THIRD READING
(by Moody)

HB 2179, A bill to be entitled An Act relating to trusts.

HB 2179 was passed by (Record 1134): 142 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; Capriglione; Cason; Clardy; Cole; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Canales; Collier.

STATEMENTS OF VOTE

When Record No. 1134 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1134 was taken, I was in the house but away from my desk. I would have voted yes.

Collier

HB 2384 ON THIRD READING
(by Sherman)

HB 2384, A bill to be entitled An Act relating to measures to improve community supervision outcomes.

HB 2384 was passed by (Record 1135): 132 Yeas, 10 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; 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; 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; 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; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Hefner; Krause; Middleton; Patterson; Schaefer; Swanson; Tinderholt; Toth; Vasut.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Lopez; Wilson.

STATEMENT OF VOTE

When Record No. 1135 was taken, I was shown voting yes. I intended to vote no.

Slawson

HB 2409 ON THIRD READING (by Dean, Guillen, Howard, and Klick)

HB 2409, A bill to be entitled An Act relating to the waiver of requirements for removing a person's license from inactive status during a state of disaster.

HB 2409 was passed by (Record 1136): 142 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; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Collier; Sherman.

STATEMENTS OF VOTE

When Record No. 1136 was taken, I was in the house but away from my desk. I would have voted no.

Collier

When Record No. 1136 was taken, I was in the house but away from my desk. I would have voted no.

Sherman

HB 2416 ON THIRD READING (by Gervin-Hawkins and Patterson)

HB 2416, A bill to be entitled An Act relating to the recovery of attorney's fees as compensatory damages for certain claims.

HB 2416 was passed by (Record 1137): 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; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

STATEMENT OF VOTE

When Record No. 1137 was taken, I was shown voting yes. I intended to vote no.

J. González

HB 2710 ON THIRD READING**(by Bowers)**

HB 2710, A bill to be entitled An Act relating to an exemption to the cancellation of a water right for nonuse.

HB 2710 was passed by (Record 1138): 132 Yeas, 11 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; Cason; Clardy; Cole; Collier; 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; 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; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Cook; Ellzey; Harris; Noble; Patterson; Shaheen; Slaton; Slawson; Swanson; Tinderholt.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Craddick.

STATEMENTS OF VOTE

When Record No. 1138 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1138 was taken, I was shown voting yes. I intended to vote no.

Vasut

When Record No. 1138 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 2696 ON THIRD READING**(by Morrison, Harless, et al.)**

HB 2696, A bill to be entitled An Act relating to eligibility for a loan under the disaster recovery loan program.

HB 2696 was passed by (Record 1139): 128 Yeas, 15 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; Capriglione; Cason; Clardy; Cole; Collier; 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; 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; Paul; Perez; Ramos; 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; Wu; Zwiener.

Nays — Biedermann; Cain; Cook; Harris; Hefner; Patterson; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Dominguez.

STATEMENTS OF VOTE

When Record No. 1139 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1139 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 1139 was taken, I was shown voting yes. I intended to vote no.

Spiller

HB 2182 ON THIRD READING

(by Moody)

HB 2182, A bill to be entitled An Act relating to decedents' estates and the delivery of certain notices or other communications in connection with those estates or multiple-party accounts.

HB 2182 was passed by (Record 1140): 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; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; 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.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Shaheen.

HB 2675 ON THIRD READING (by Guillen, E. Morales, Toth, and Gates)

HB 2675, A bill to be entitled An Act relating to a license to carry a handgun for a person who is at increased risk of becoming a victim of violence.

HB 2675 was passed by (Record 1141): 126 Yeas, 15 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Collier; Cook; Cortez; Craddick; 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; Huberty; Hull; Hunter; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Raymond; Reynolds; Rogers; 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; Wilson; Wu; Zwiener.

Nays — Bucy; Capriglione; Cole; Crockett; González, J.; González, M.; Goodwin; Howard; Israel; Johnson, A.; Martinez Fischer; Ramos; Rodriguez; Romero; Rose.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Jetton; Walle; White.

STATEMENTS OF VOTE

When Record No. 1141 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 1141 was taken, I was shown voting yes. I intended to vote no.

Collier

When Record No. 1141 was taken, I was in the house but away from my desk. I would have voted yes.

White

HB 2740 ON THIRD READING
(by Lopez, E. Morales, et al.)

HB 2740, A bill to be entitled An Act relating to the posting of certain business and occupational licensing information on state agency websites and the Texas Veterans Portal.

HB 2740 was passed by (Record 1142): 120 Yeas, 23 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; 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; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cook; Harris; Hefner; Holland; Krause; Landgraf; Leman; Metcalf; Middleton; Murr; Oliverson; Patterson; Paul; Schaefer; Shaheen; Slaton; Slawson; Swanson; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Capriglione.

STATEMENTS OF VOTE

When Record No. 1142 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1142 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 1467 ON THIRD READING**(by Jetton)**

HB 1467, A bill to be entitled An Act relating to property owners' association annual meetings held electronically.

HB 1467 was passed by (Record 1143): 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; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

HB 3126 ON THIRD READING**(by VanDeaver and Guillen)**

HB 3126, A bill to be entitled An Act relating to the health care providers authorized to examine a person to determine whether the person is incapacitated for purposes of certain guardianship proceedings.

HB 3126 was passed by (Record 1144): 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; 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; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Leach.

HB 3985 ON THIRD READING (by Huberty)

HB 3985, A bill to be entitled An Act relating to the offense of providing an alcoholic beverage to a minor; increasing a criminal penalty.

HB 3985 was passed by (Record 1145): 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; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

HB 3255 ON THIRD READING (by Sanford)

HB 3255, A bill to be entitled An Act relating to capital stock requirements for certain insurance companies.

Amendment No. 1

Representative Sanford offered the following amendment to **HB 3255**:

Amend **HB 3255** on third reading by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 2251.052, Insurance Code, is amended by adding Subsection (f) to read as follows:

(f) Notwithstanding Section 1953.051(a), in setting rates, an insurer writing personal or commercial automobile insurance may include in a filing made under this chapter any rating rule, rate variable, or rate classification that a county mutual insurance company has filed and implemented under this chapter.

Amendment No. 1 was adopted.

HB 3255, as amended, was passed by (Record 1146): 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; Collier; Cook; Cortez; Craddock; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Johnson, J.E.

HB 3266 ON THIRD READING **(by Raymond, Guillen, and E. Morales)**

HB 3266, A bill to be entitled An Act relating to personal contact information submitted by certain local officials to the Texas Division of Emergency Management and local health departments.

HB 3266 was passed by (Record 1147): 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; Collier; Cook; Cortez; Craddock; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble;

Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Klick.

HB 318 ON THIRD READING (by VanDeaver and Cain)

HB 318, A bill to be entitled An Act relating to the prohibition of certain employment discrimination regarding an employee who is a volunteer emergency responder.

HB 318 was passed by (Record 1148): 115 Yeas, 29 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; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; 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; Israel; 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; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slawson; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Burrows; Cain; Capriglione; Cason; Cook; Cyrier; Dean; Harris; Hefner; Holland; Hull; Hunter; Jetton; Krause; Landgraf; Leach; Leman; Noble; Oliverson; Paul; Schaefer; Shaheen; Slaton; Smith; Spiller; Swanson; Tinderholt; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

STATEMENTS OF VOTE

When Record No. 1148 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1148 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 1148 was taken, I was shown voting no. I intended to vote yes.

Vasut

HB 3941 ON THIRD READING
(by Guillen and E. Morales)

HB 3941, A bill to be entitled An Act relating to surcharges imposed for the use of a credit card.

HB 3941 was passed by (Record 1149): 134 Yeas, 9 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; 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; 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; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason; Harris; Middleton; Patterson; Schaefer; Shaheen; Slawson; Swanson; Vasut.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Leach.

STATEMENTS OF VOTE

When Record No. 1149 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1149 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

HB 3110 ON THIRD READING
(by Meyer, Hunter, A. Johnson, and Thierry)

HB 3110, A bill to be entitled An Act relating to possession or promotion of child sexual abuse material; increasing a criminal penalty; changing eligibility for community supervision.

HB 3110 was passed by (Record 1150): 141 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; 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; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Bernal; Crockett; Dominguez.

HB 3601 ON THIRD READING
(by Leach, Collier, and Cook)

HB 3601, 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 3601 was passed by (Record 1151): 142 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; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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 — Murr.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Schofield.

HB 3331 ON THIRD READING

(by Murr)

HB 3331, A bill to be entitled An Act relating to solicitation of patients and other prohibited marketing practices and the establishment of the task force on patient solicitation; increasing criminal penalties.

HB 3331 was passed by (Record 1152): 99 Yeas, 44 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Button; Campos; Clardy; Cole; Collier; Cortez; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Lambert; Landgraf; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Bonnen; Burns; Burrows; Cain; Canales; Capriglione; Cason; Cook; Craddick; Crockett; Cyrier; Darby; Dean; Frank; Gates; Goldman; Hefner; Holland; Huberty; Hunter; Krause; Kuempel; Larson; Leach; Leman; Metcalf; Middleton; Morrison; Muñoz; Noble; Oliverson; Parker; Patterson; Rogers; Rose; Schaefer; Shaheen; Slaton; Slawson; Stucky; Swanson; Tinderholt; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Toth.

STATEMENTS OF VOTE

When Record No. 1152 was taken, I was shown voting yes. I intended to vote no.

Harless

When Record No. 1152 was taken, I was shown voting yes. I intended to vote no.

Vasut

HB 2769 ON THIRD READING

(by Campos)

HB 2769, A bill to be entitled An Act relating to the essential knowledge and skills of the technology applications curriculum for public school students.

HB 2769 was passed by (Record 1153): 91 Yeas, 52 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Cason; Clardy; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; 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, T.; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Smith; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Bell, C.; Biedermann; Bonnen; Burns; Cain; Capriglione; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Goldman; Harless; Harris; Hefner; Holland; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Morales Shaw.

STATEMENT OF VOTE

When Record No. 1153 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1153 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

HB 3798 ON THIRD READING

(by Minjarez, Anderson, Stucky, and J. Turner)

HB 3798, A bill to be entitled An Act relating to county and municipal housing authority pet policies.

HB 3798 was passed by (Record 1154): 100 Yeas, 43 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Bailes; Beckley; Bell, K.; Bernal; Bowers; Bucy; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; 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, P.; King, T.; Lambert; 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; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Spiller; Stucky; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Cook; Cyrier; Gates; Goldman; Harless; Harris; Hefner; Holland; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Stephenson; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Thierry.

HB 2726 ON THIRD READING

(by Martinez Fischer)

HB 2726, A bill to be entitled An Act relating to eligibility to serve as a member of a board of directors of certain public improvement districts.

HB 2726 was passed by (Record 1155): 96 Yeas, 46 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Biedermann; Bowers; Bucy; Burns; Burrows; Campos; Canales; Cason; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; 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; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Spiller; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Bonnen; Buckley; Button; Cain; Capriglione; Cook; Cyrier; Dean; Ellzey; Frank; Gates; Goldman; Harris; Hefner; Holland; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Bernal; Huberty.

HB 2983 ON THIRD READING
(by Hull, Frank, and Gates)

HB 2983, A bill to be entitled An Act relating to medical examinations for certain children entering the conservatorship of the Department of Family and Protective Services.

HB 2983 was passed by (Record 1156): 96 Yeas, 48 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; 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; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Morrison; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Paddie; Parker; Patterson; Paul; Raymond; Rodriguez; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Beckley; Bernal; Bowers; Bucy; Canales; Cole; Collier; Cortez; Crockett; Davis; Dominguez; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Longoria; Lopez; Lucio; Martinez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ortega; Pacheco; Perez; Ramos; Reynolds; Romero; Rose; Rosenthal; Sherman; Spiller; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

STATEMENTS OF VOTE

When Record No. 1156 was taken, I was shown voting yes. I intended to vote no.

J. González

When Record No. 1156 was taken, I was shown voting yes. I intended to vote no.

M. González

When Record No. 1156 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

HB 4179 ON THIRD READING
(by Bonnen and Button)

HB 4179, A bill to be entitled An Act relating to the procedures to be used by an appraisal district in resolving a protest following the filing of a notice of protest by a property owner.

HB 4179 was passed by (Record 1157): 137 Yeas, 6 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrie; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Slaton; Spiller; Swanson; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Bernal.

STATEMENTS OF VOTE

When Record No. 1157 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

When Record No. 1157 was taken, I was shown voting yes. I intended to vote no.

Schaefer

HB 1744 ON THIRD READING
(by Guerra, Moody, Bernal, et al.)

HB 1744, A bill to be entitled An Act relating to measures to prepare students to teach bilingual education, English as a second language, or Spanish.

HB 1744 was passed by (Record 1158): 82 Yeas, 61 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Burrows; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; 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.; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Hull; Jetton; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smithee; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Geren.

STATEMENT OF VOTE

When Record No. 1158 was taken, I was shown voting yes. I intended to vote no.

Stucky

HB 1971 ON THIRD READING

(by Canales, Burrows, Leach, Moody, White, et al.)

HB 1971, A bill to be entitled An Act relating to the purchase and installation of climate control systems at facilities operated by the Texas Department of Criminal Justice.

HB 1971 was passed by (Record 1159): 123 Yeas, 18 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; 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.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza;

Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Ramos; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Slaton; Slawson; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Bell, C.; Cain; Craddick; Dean; Harris; Hefner; Holland; Landgraf; Leman; Metcalf; Oliverson; Paul; Schaefer; Shaheen; Smith; Spiller; Swanson; Tinderholt.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — King, T.; Rodriguez; Schofield.

STATEMENTS OF VOTE

When Record No. 1159 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1159 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 1159 was taken, I was shown voting no. I intended to vote yes.

Cain

HB 3157 ON THIRD READING (by Reynolds)

HB 3157, A bill to be entitled An Act relating to the criminal offenses of violation of civil rights of and improper sexual activity with persons in custody; increasing a criminal penalty.

HB 3157 was passed by (Record 1160): 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; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

STATEMENT OF VOTE

When Record No. 1160 was taken, I was shown voting yes. I intended to vote no.

Wilson

HB 4525 ON THIRD READING

(by Gates)

HB 4525, A bill to be entitled An Act relating to the approval of career and technology courses by the State Board of Education.

HB 4525 was passed by (Record 1161): 137 Yeas, 5 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; 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; 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 Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Ramos; Raymond; Reynolds; 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.

Nays — Collier; Noble; Perez; Rodriguez; Sherman.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Frank; Morales, E.

STATEMENTS OF VOTE

When Record No. 1162 was taken, I was shown voting yes. I intended to vote no.

Harless

When Record No. 1162 was taken, I was shown voting yes. I intended to vote no.

P. King

HB 140 ON THIRD READING

(by Rose, S. Thompson, Coleman, Leach, Krause, et al.)

HB 140, A bill to be entitled An Act relating to the applicability of the death penalty to a capital offense committed by a person with severe mental illness.

HB 140 was passed by (Record 1163): 108 Yeas, 35 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Cole; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; 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, T.; Klick; Krause; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, C.; Biedermann; Capriglione; Craddick; Ellzey; Harless; Harris; Hefner; Holland; King, P.; Landgraf; Leman; Metcalf; Murr; Noble; Oliverson; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; White.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Frank.

STATEMENT OF VOTE

When Record No. 1163 was taken, I was shown voting yes. I intended to vote no.

Dean

HB 4420 ON THIRD READING**(by Krause)**

HB 4420, A bill to be entitled An Act relating to a study and analysis by the comptroller on delivery methods used for certain projects of the Texas Department of Transportation and the Texas Water Development Board.

Representative Krause moved to postpone consideration of **HB 4420** until 12:50 p.m. today.

The motion prevailed.

HB 2290 ON THIRD READING**(by S. Thompson, Collier, Hinojosa, A. Johnson, and Crockett)**

HB 2290, A bill to be entitled An Act relating to the affirmative defense to prosecution for a criminal offense for persons acting under duress.

HB 2290 was passed by (Record 1164): 128 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; Capriglione; Cason; Clardy; Cole; Collier; 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; 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; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Ramos; Raymond; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Cook; Harris; Hefner; Klick; Krause; Middleton; Murr; Paul; Schaefer; Slawson; Toth; Vasut.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Davis; Noble; Reynolds.

STATEMENTS OF VOTE

When Record No. 1164 was taken, I was temporarily out of the house chamber. I would have voted yes.

Davis

When Record No. 1164 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 1164 was taken, my vote failed to register. I would have voted yes.

Noble

When Record No. 1164 was taken, I was in the house but away from my desk. I would have voted yes.

Reynolds

When Record No. 1164 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 1164 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

HB 4361 ON THIRD READING

(by Raney)

HB 4361, A bill to be entitled An Act relating to off-campus workforce education or lower-division programs offered by a public institution of higher education at the request of an employer.

HB 4361 was passed by (Record 1165): 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; 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; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Larson.

HB 1586 ON THIRD READING
(by Lucio, Oliverson, and Metcalf)

HB 1586, A bill to be entitled An Act relating to health benefit plan coverage of clinician-administered drugs.

Amendment No. 1

Representative Romero offered the following amendment to **HB 1586**:

Amend **HB 1586** on third reading in added Section 1369.553(a), Insurance Code, by striking "chronic, complex, rare, or life-threatening medical condition", and substituting "cancer or cancer-related diagnosis".

Amendment No. 1 was adopted.

HB 1586, as amended, was passed by (Record 1166): 122 Yeas, 19 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; Clardy; Cole; Collier; 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; 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; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Ramos; 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; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Cason; Cook; Harris; Hefner; Hull; Middleton; Murr; Noble; Patterson; Paul; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Cain; Capriglione; Frank.

STATEMENTS OF VOTE

When Record No. 1166 was taken, I was in the house but away from my desk. I would have voted yes.

Cain

When Record No. 1166 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1166 was taken, I was shown voting yes. I intended to vote no.

Vasut

HB 4110 ON THIRD READING
(by Leach, Harless, E. Morales, et al.)

HB 4110, A bill to be entitled An Act relating to the regulation of metal recycling; increasing a criminal penalty.

HB 4110 was passed by (Record 1167): 116 Yeas, 28 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; Capriglione; 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; 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; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; 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 — Biedermann; Cain; Cason; Cyrier; Harris; Hefner; Holland; Hull; Klick; Krause; Landgraf; Metcalf; Middleton; Muñoz; Murr; Oliverson; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

STATEMENTS OF VOTE

When Record No. 1167 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1167 was taken, I was shown voting yes. I intended to vote no.

Paul

HB 41 ON THIRD READING
(by Talarico)

HB 41, A bill to be entitled An Act relating to class size limits for prekindergarten classes provided by or on behalf of public schools.

HB 41 was passed by (Record 1168): 77 Yeas, 65 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Clardy; 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.; Kacal; King, K.; King, T.; Lambert; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; 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.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Larson.

STATEMENT OF VOTE

When Record No. 1168 was taken, I was shown voting no. I intended to vote yes.

Metcalf

HB 1914 ON THIRD READING
(by Schofield)

HB 1914, A bill to be entitled An Act relating to the civil liability of a children's isolation unit in a hospital.

HB 1914 was passed by (Record 1169): 92 Yeas, 51 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner;

Herrero; Holland; Huberty; Hull; Hunter; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Morales, C.; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Rogers; Romero; Sanford; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; Wilson.

Nays — Allen; Bernal; Bucy; Campos; Canales; Cason; Cole; Collier; Crockett; Davis; Deshotel; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; King, P.; Longoria; Lopez; Martinez Fischer; Meza; Minjarez; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Ramos; Raymond; Reynolds; Rodriguez; Rose; Rosenthal; Schaefer; Sherman; Slaton; Talarico; Thierry; Turner, C.; Vo; Walle; White; Wu; Zwiener.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 1169 was taken, I was shown voting yes. I intended to vote no.

Bowers

When Record No. 1169 was taken, I was shown voting yes. I intended to vote no.

J.E. Johnson

When Record No. 1169 was taken, I was shown voting no. I intended to vote yes.

P. King

When Record No. 1169 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 1169 was taken, I was shown voting no. I intended to vote yes.

White

HB 3658 ON THIRD READING (by Capriglione, Shaheen, and P. King)

HB 3658, A bill to be entitled An Act relating to state agency contracting and state employees, officers, contractors, and other persons involved with the contracting.

Amendment No. 1

Representative Capriglione offered the following amendment to **HB 3658**:

Amend **HB 3658** on third reading as follows:

(1) On page 3, strike lines 17 through 22, and substitute the following: state agency may establish a procedure and requirements for providing a salary increase to an agency employee who acts as an evaluator for an agency procurement in addition to the employee's regularly assigned duties. The procedure and requirements established under this section must provide for the salary increase only if the employee meets the qualifications for employment in the agency division overseeing the implementation of the procurement.

(2) On page 9, strike lines 19 and 20, and substitute the following: manager that the contract manager developed and implemented appropriate control mechanisms to ensure vendor proposals or other expressions of interest are scored as outlined in the solicitation for the procurement.

Amendment No. 1 was adopted.

HB 3658, as amended, was passed by (Record 1170): 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; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

HB 105 ON THIRD READING
(by Ortega)

HB 105, A bill to be entitled An Act relating to the use of promotoras and community health workers in Medicaid managed care.

HB 105 was passed by (Record 1171): 107 Yeas, 37 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; 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; Lambert; Larson; Leach; Leman; 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; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Buckley; Cain; Cason; Cook; Craddick; Cyrier; Dean; Gates; Harless; Harris; Hefner; Holland; Krause; Landgraf; Metcalf; Middleton; Murr; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

HB 3889 ON THIRD READING

(by Morales Shaw, Hinojosa, Bernal, Talarico, Hernandez, et al.)

HB 3889, A bill to be entitled An Act relating to the cost for certain public school students of a broadband Internet access program offered by the Texas Education Agency.

HB 3889 was passed by (Record 1172): 104 Yeas, 39 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Bonnen; Buckley; Cain; Capriglione; Cason; Cook; Craddick; Dean; Ellzey; Gates; Goldman; Harris; Hefner; Jetton; Klick; Krause; Leach; Leman; Metcalf; Middleton; Noble; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Schofield.

STATEMENTS OF VOTE

When Record No. 1172 was taken, I was shown voting yes. I intended to vote no.

Frank

When Record No. 1172 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1172 was taken, my vote failed to register. I would have voted no.

Schofield

POSTPONED BUSINESS

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

HB 2874 ON THIRD READING (by Anchia)

HB 2874, A bill to be entitled An Act relating to a requirement that public schools issue student identification cards to high school students.

HB 2874 was read third time earlier today and was postponed until this time.

HB 2874 - REMARKS

REPRESENTATIVE M. GONZÁLEZ: This is a bill by Chairman Anchia that is a commonsense solution to help students have identification. We have a couple of amendments to address some of the concerns. But really important, I think, for people to hear is think of our students who are homeless. These students who are experiencing homelessness are not able to get a driver's license because of their lack of access to resources, for example, not even having a car or not having an ID card. This might help the over 100,000 students who are experiencing homelessness in Texas. We're going to lay out the amendments so that you can see how we're trying to address some of y'all's concerns.

Amendment No. 1

Representative M. González offered the following amendment to **HB 2874**:

Amend **HB 2874** on third reading on page 1, line 7, by striking "A" and substituting "If feasible, a".

M. GONZÁLEZ: This amendment makes it "if feasible" so there's not an added pressure on any of our local school districts.

Amendment No. 1 was adopted.

Amendment No. 2

Representative M. González offered the following amendment to **HB 2874**:

Amend **HB 2874** on third reading on page 1, line 8, between "shall" and "issue", by inserting "in a manner that ensures compliance with applicable state or federal law relating to the privacy of student information,",.

M. GONZÁLEZ: This second amendment addresses a privacy concern and ensures that the application of this piece of legislation complies with state or federal laws relating to the privacy of student information.

Amendment No. 2 was adopted.

REPRESENTATIVE CAPRIGLIONE: As I had mentioned before, I have several concerns with not just this legislation but legislation like this. The first of my concerns is related to privacy. More and more every single day, we're giving up our personal identifying information, which includes everything from our names and our social security numbers but also to biometrics, our pictures, even our audio and what we say. And I think it's one thing to do that with adults, but it's another to risk the privacy of our minor children. What this legislation seeks to do is a requirement that every student take a picture, put it on a card, put their name on it, where the school is located. If you just think about what those risks might be, it includes everything from potentially people trying to create offenses against that child to knowing where that child might be. It creates a whole bunch of situations that as they get older people will know where they've been and where they went to school. I think it also creates, from a more global perspective, a chilling effect on those parents who may not want individuals or people outside of the school to know about their kid and the data that's on there.

We had legislation just today about people trying to add even more information onto these cards. And in my perspective, this is eventually going to be, as we work toward it, a step toward a national ID. And just like a lot of other things like the REAL ID and other items, it kind of makes sense at first until you realize how much information one day they'll be able to have on just one card. And if your kids are anything like my kids, that card's going to get lost. It's going to get stolen. I'll tell you what the ACLU has said about a national ID, which I think this helps us go toward, which is that it's "a misplaced, superficial 'quick fix' that poses serious threats to our civil liberties and our civil rights." That it's "an impractical and ineffective proposal that would only threaten our right to privacy and foster new forms of discrimination." But if privacy isn't the issue, if national ID isn't an issue, I'd just like you to think about the unfunded mandate this creates in our schools and possibly on our parents. While I appreciate some amendments on here, I think in some ways they don't really do anything. So I'd ask that you vote no on this bill.

M. GONZÁLEZ: I really respect Chairman Capriglione's comments and his concerns. Chairman Anchia is not here for this bill, but what I have seen in his development of this bill is his intent to listen to everyone's concerns. For example, yesterday he took an amendment from Mike Schofield regarding taking out date of birth so that it couldn't be used for voting. Today, he made it "if feasible." He also added privacy barometers. He is doing everything he can to

ensure that he has heard the body to pass this piece of legislation, which is a commonsense piece of legislation that is only "if feasible." Members, I ask for your support in getting his bill at least out of this chamber into the senate. I urge you to vote yes.

HB 2874, as amended, failed to pass by (Record 1173): 63 Yeas, 80 Nays, 2 Present, not voting.

Yeas — 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; Hinojosa; Howard; Huberty; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; 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 — 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; Herrero; 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; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Schofield.

STATEMENT OF VOTE

When Record No. 1173 was taken, I was shown voting no. I intended to vote yes.

Allen

HB 4420 ON THIRD READING (by Krause)

HB 4420, A bill to be entitled An Act relating to a study and analysis by the comptroller on delivery methods used for certain projects of the Texas Department of Transportation and the Texas Water Development Board.

HB 4420 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representative Romero offered the following amendment to **HB 4420**:

Amend **HB 4420** on third reading, in the SECTION of the bill entitled STUDY AND ANALYSIS OF PROJECT DELIVERY METHODS, by striking Subsection (c)(1) of that SECTION and substituting the following:

(1) the Texas Department of Transportation shall conduct a comprehensive review of:

(A) all proposed road projects with a project value of \$1 billion or more and submit a report of those projects to the comptroller for analysis under Subsection (b) of this section; and

(B) the total cost to taxpayers for entering into a public-private partnership agreement, including the cost of entering into a managed lane agreement compared to the cost of adding free lanes using a cost benefit analysis; and

Amendment No. 1 was adopted.

Amendment No. 2

Representative Romero offered the following amendment to **HB 4420**:

Amend **HB 4420** on third reading as follows:

(1) In SECTION 2, Subsection (b), insert the following appropriately numbered subdivision:

() the estimated cost of change orders for the project if the project is completed using a public-private partnership contract.

(2) Renumber any subsequent subdivisions as appropriate.

Amendment No. 2 was adopted.

HB 4420, as amended, was passed by (Record 1174): 105 Yeas, 37 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Bailes; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; 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; Lambert; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Biedermann; Bonnen; Burns; Burrows; Cain; Cason; Cook; Cyrier; Darby; Dean; Gates; Geren; Goldman; Harris; Hefner; Holland; Hull; Kuempel; Landgraf; Leach; Metcalf; Middleton; Murr; Patterson; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Bell, C.; White.

STATEMENTS OF VOTE

When Record No. 1174 was taken, my vote failed to register. I would have voted no.

C. Bell

When Record No. 1174 was taken, I was temporarily out of the house chamber. I would have voted no.

White

REMARKS ORDERED PRINTED

Representative Wu moved to print all remarks on **HB 2874**.

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. 1).

**GENERAL STATE CALENDAR
(consideration continued)**

**HB 2134 ON THIRD READING
(by Bernal)**

HB 2134, A bill to be entitled An Act relating to coverage for childhood cranial remolding orthosis under certain health benefit plans.

HB 2134 was passed by (Record 1175): 113 Yeas, 29 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; 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.; Krause; Kuempel; Lambert; Larson; Leach; Leman; 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; Patterson; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Burns; Cain; Cason; Craddick; Cyrier; Dean; Gates; Harris; Hefner; Landgraf; Metcalf; Middleton; Murr; Oliverson; Paul; Rogers; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Thompson, E.; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Capriglione; Klick.

STATEMENT OF VOTE

When Record No. 1175 was taken, I was shown voting yes. I intended to vote no.

P. King

HB 2795 ON THIRD READING
(by S. Thompson and Collier)

HB 2795, A bill to be entitled An Act relating to the offense of solicitation of prostitution and certain other consequences of that offense; increasing a criminal penalty; making conforming changes.

HB 2795 was passed by (Record 1176): 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; 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; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Schofield.

HB 1032 ON THIRD READING
(by Thierry, Button, Ordaz Perez, Hefner, J.D. Johnson, et al.)

HB 1032, A bill to be entitled An Act relating to authorizing school districts to provide funding using money received under the Foundation School Program to community-based organizations for purposes of reimbursing private employers for paid internships provided to certain students in career and technology education programs in the district.

HB 1032 was passed by (Record 1177): 89 Yeas, 53 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Cason; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dutton; Fierro; Frullo; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Howard; Huberty; Hull; Israel; Jetton;

Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Kuempel; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sherman; Spiller; Swanson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Bonnen; Burns; Cain; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Dominguez; Ellzey; Frank; Gates; Geren; Goldman; Harris; Hinojosa; Holland; Hunter; King, T.; Klick; Krause; Lambert; Landgraf; Leach; Metcalf; Middleton; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Rogers; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Stephenson; Stucky; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — González, M.; Pacheco.

STATEMENTS OF VOTE

When Record No. 1177 was taken, I was shown voting yes. I intended to vote no.

P. King

When Record No. 1177 was taken, I was shown voting no. I intended to vote yes.

Middleton

When Record No. 1177 was taken, I was shown voting no. I intended to vote yes.

Wilson

HB 3767 ON THIRD READING (by Murphy and Oliverson)

HB 3767, A bill to be entitled An Act relating to measures to support the alignment of education and workforce development in the state with state workforce needs, including the establishment of the Tri-Agency Workforce Initiative.

HB 3767 was passed by (Record 1178): 115 Yeas, 26 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; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; 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; Larson; Longoria; Lopez; Lucio; Martinez;

Martinez Fischer; Meyer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Cyrier; Gates; Harris; Hefner; Holland; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Patterson; Sanford; Schaefer; Shaheen; Slaton; Slawson; Spiller; Swanson; Tinderholt; Toth; Vasut.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — González, M.; Lozano; Schofield.

HB 1907 ON THIRD READING

(by Walle)

HB 1907, A bill to be entitled An Act relating to the establishment of a statewide all payor claims database to increase public transparency of health care data and improve quality of health care in this state.

HB 1907 was passed by (Record 1179): 110 Yeas, 33 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Cain; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Crockett; Darby; Davis; Deshotel; 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.; Krause; Kuempel; Lambert; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Bonnen; Burns; Capriglione; Cason; Craddick; Cyrier; Dean; Frank; Gates; Goldman; Harris; Hefner; Klick; Landgraf; Leman; Metcalf; Murr; Noble; Parker; Patterson; Paul; Schaefer; Schofield; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; White; Wilson.

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

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Hull.

STATEMENTS OF VOTE

When Record No. 1179 was taken, I was shown voting yes. I intended to vote no.

Cain

When Record No. 1179 was taken, I was in the house but away from my desk. I would have voted yes.

Hull

When Record No. 1179 was taken, I was shown voting yes. I intended to vote no.

Vasut

**HB 195 ON THIRD READING
(by Bernal and Romero)**

HB 195, A bill to be entitled An Act relating to the regulation of migrant labor housing facilities; changing the amount of a civil penalty.

HB 195 - REMARKS

REPRESENTATIVE BERNAL: In the frenzy of last night, we didn't get to talk about this bill. I know that someone's going to try to call a point on it. So I want to talk to you about what it does so you understand what it is we're trying to stop. This bill is about strengthening the protections for migrant workers who pick our food. Every vegetable and every piece of fruit that you eat is picked by these people, and the conditions that they live in while they're working are deplorable. And that is not in question. This problem is generations old. It's older than me. I know this because my father was a migrant worker. And they deserve protection.

All this bill does is change the structure of the fee from \$200 a day, which is less than a lot of us pay to stay here, to \$50 per violation. If you don't have a lot of violations, you don't have a lot to worry about. If you're a good actor, you have nothing to worry about. If you're a bad actor, guess what, the bill allows you to fix it before any fees are assessed. The bill allows you to remediate before you have to pay a penalty. And if you do have to pay money, whether it's from the AG, the local DA, or even a private point of action from the workers themselves, the workers don't see any money. The money goes back to GR to fund this program. We are talking about the least and the last among us who have been victimized for generations, and all we're trying to do is make sure that they don't have to live in filth. These people don't even get paid minimum wage. That is what the bill does.

Some people don't like it because they don't like it. Some people don't like it because they worry it's going to upend their industry. That's not true. There's not enough money to be made to do that. The people who feed us and feed our children deserve the basic—basic—human rights and the basic decency to live in a decent, clean place. That is what this bill is about. So you call your point. You call your point because you want to stop it, but understand what you're doing.

The vote of the house was taken on final passage of **HB 195** and the vote was announced yeas 71, nays 72.

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 1180): 61 Yeas, 68 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Bernal; Bowers; Bucy; Campos; Cole; Collier; Cook; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Lopez; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Craddick; Cyrier; Darby; Dean; Ellzey; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; 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; Moody(C).

Absent, Excused — Anchia; Coleman; Price; Raney.

Absent — Beckley; Bonnen; Canales; Dutton; Frullo; Huberty; Israel; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Pacheco; Paddie.

The chair stated that **HB 195** failed to pass by the above vote.

STATEMENT OF VOTE

When Record No. 1180 was taken, I was temporarily out of the house chamber. I would have voted yes.

Canales

REMARKS ORDERED PRINTED

Representative Wu moved to print remarks by Representative Bernal on **HB 195**.

The motion prevailed.

(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:

Bonnen on motion of Goldman.

Kacal on motion of Bailes.

K. King on motion of Ashby.

Larson on motion of Parker.

Paddie on motion of Bailes.

The following members were granted leaves of absence for the remainder of today because of important business:

P. King on motion of Morrison.

Longoria on motion of Hernandez.

Lucio on motion of Hernandez.

Martinez on motion of Krause.

The following member was granted leave of absence for the remainder of today to attend a meeting of a conference committee:

Huberty on motion of Murphy.

HB 205 ON THIRD READING (by Ortega)

HB 205, A bill to be entitled An Act relating to safety requirements for amusement ride operators.

HB 205 was passed by (Record 1181): 74 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Bernal; Bowers; Bucy; Campos; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Ellzey; Fierro; Frank; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Kuempel; Lopez; Lozano; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Buckley; Burns; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Dean; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Hunter; Klick; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Parker; Patterson; Paul; Rogers; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Bonnen; Coleman; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Beckley; Burrows; Canales; Dutton; Frullo; Israel; Pacheco.

STATEMENT OF VOTE

When Record No. 1181 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Fruzzo on motion of Kuempel.

HB 2681 ON THIRD READING

(by Wilson, Noble, C. Bell, et al.)

HB 2681, A bill to be entitled An Act relating to public school elective courses providing academic study of the Bible offered to certain students.

HB 2681 was passed by (Record 1182): 119 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Parker; Patterson; Paul; Perez; 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.

Nays — Bucy; Crockett; Dominguez; Hinojosa; Morales, C.; Ramos; Rosenthal; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Bonnen; Coleman; Fruzzo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Beckley; Canales; Deshotel; Dutton; Israel; Meza; Pacheco.

STATEMENTS OF VOTE

When Record No. 1182 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1182 was taken, I was shown voting no. I intended to vote yes.

Rosenthal

HB 244 ON THIRD READING

(by M. González, Allison, Lozano, Huberty, Capriglione, et al.)

HB 244, A bill to be entitled An Act relating to the establishment of a grant program for promoting computer science certification and professional development in coding, technology applications, cybersecurity, and computer science for public school teachers.

HB 244 was passed by (Record 1183): 95 Yeas, 33 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Button; Campos; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Ellzey; Fierro; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Kuempel; Lambert; Lopez; Lozano; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Parker; Perez; 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 — Bell, C.; Biedermann; Cain; Cason; Cook; Cyrier; Dean; Gates; Goldman; Harris; Hefner; Holland; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Beckley; Burrows; Canales; Dutton; Israel; Pacheco.

STATEMENT OF VOTE

When Record No. 1183 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Beckley on motion of Bowers.

HB 162 ON THIRD READING**(by Thierry, Leach, Moody, Shaheen, Sanford, et al.)**

HB 162, A bill to be entitled An Act relating to a prohibition on prosecuting or referring to juvenile court certain persons for certain conduct constituting the offense of prostitution, to the provision of services to those persons, and to the prosecution of related criminal offenses.

HB 162 was passed by (Record 1184): 118 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Hinojosa; Holland; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; 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; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; White; Wilson; Wu; Zwiener.

Nays — Harris; Hefner; Schaefer; Smith; Spiller.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Deshotel; Dominguez; Dutton; Herrero; Hull; Israel; Lozano; Pacheco; Walle.

STATEMENTS OF VOTE

When Record No. 1184 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1184 was taken, I was shown voting no. I intended to vote yes.

Harris

When Record No. 1184 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 1184 was taken, I was in the house but away from my desk. I would have voted yes.

Hull

When Record No. 1184 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

When Record No. 1184 was taken, I was shown voting yes. I intended to vote no.

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. 11).

HB 558 ON THIRD READING (by White, Meza, et al.)

HB 558, A bill to be entitled An Act relating to the taking of a blood specimen on arrest for certain intoxication offenses.

HB 558 was passed by (Record 1185): 92 Yeas, 34 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Cook; Craddick; Cyrier; Davis; Dean; Deshotel; Ellzey; Fierro; Frank; Geren; Gervin-Hawkins; Goldman; Goodwin; Guerra; Guillen; Harless; Harris; Herrero; Hinojosa; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Lopez; Lozano; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, E.; Morrison; Muñoz; Murr; Neave; Noble; Ordaz Perez; Ortega; Parker; Patterson; Paul; Perez; Raymond; Rodriguez; Rogers; Rosenthal; Sanford; Shaheen; Shine; Smith; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Cain; Cason; Collier; Cortez; Crockett; Darby; Dominguez; Gates; González, J.; González, M.; Hefner; Hernandez; Holland; Leman; Metcalf; Morales, C.; Oliverson; Ramos; Reynolds; Romero; Rose; Schaefer; Schofield; Sherman; Slaton; Slawson; Spiller; Tinderholt; Toth; Vasut; Walle; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Allen; Canales; Dutton; Israel; Morales Shaw; Murphy; Pacheco.

STATEMENTS OF VOTE

When Record No. 1185 was taken, I was in the house but away from my desk. I would have voted no.

Canales

When Record No. 1185 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 1185 was taken, I was shown voting yes. I intended to vote no.

Hull

When Record No. 1185 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 1185 was taken, I was shown voting no. I intended to vote yes.

Metcalf

When Record No. 1185 was taken, my vote failed to register. I would have voted no.

Morales Shaw

HB 285 ON THIRD READING

(by Murr)

HB 285, A bill to be entitled An Act relating to increasing the punishment for certain conduct constituting the criminal offense of obstruction or retaliation.

HB 285 was passed by (Record 1186): 104 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Capriglione; Clardy; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Frank; Gates; Geren; Goldman; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Moody; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Parker; Patterson; Paul; Raymond; Rodriguez; Rogers; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, J.; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Biedermann; Campos; Cason; Cole; Crockett; Fierro; Gervin-Hawkins; González, J.; Lopez; Minjarez; Morales, C.; Morales Shaw; Perez; Ramos; Reynolds; Romero; Rose; Rosenthal; Slaton; Toth; Turner, C.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Herrero; Israel; Pacheco.

STATEMENTS OF VOTE

When Record No. 1186 was taken, I was shown voting yes. I intended to vote no.

Bowers

When Record No. 1186 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

HB 443 ON THIRD READING

(by Israel)

HB 443, A bill to be entitled An Act relating to requiring the operator of a vehicle to stop and yield the right-of-way to a pedestrian.

HB 443 failed to pass by (Record 1187): 59 Yeas, 69 Nays, 1 Present, not voting.

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

Absent — Canales; Dean; Dutton; Israel; Pacheco.

STATEMENT OF VOTE

When Record No. 1187 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

HB 4107 ON THIRD READING (by Burrows)

HB 4107, A bill to be entitled An Act relating to the notice of entry for the purpose of exercising the power of eminent domain by a common carrier pipeline.

Amendment No. 1

Representative Burrows offered the following amendment to **HB 4107**:

Amend **HB 4107** on third reading as follows:

- (1) On page 1, line 6, strike "and (f)" and substitute "(f), and (g)".
- (2) On page 1, line 15, strike "any damages" and substitute "damages, if any,".
- (3) On page 2, strike lines 6-7 and substitute the following:
 - (1) is limited to only the portion of the property that:
 - (A) is anticipated to be affected by:
 - (i) the route of the proposed pipeline; or
 - (ii) a proposed pipeline appurtenance; or
 - (B) must be accessed to conduct the survey, including the property corners or property location monuments necessary to identify the boundaries of the property;
 - (4) On page 2, strike lines 19-21 and substitute "request, be provided, at no charge, a survey plat or depiction gathered and prepared from information obtained from the survey."
 - (5) On page 2, between lines 21 and 22, insert the following:
 - (g) This section does not prevent an entity from seeking survey access rights or seeking to prevent interference with those rights in a civil action authorized under other law.

Amendment No. 1 was adopted.

HB 4107, as amended, was passed by (Record 1188): 127 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; 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; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Parker; Patterson; Paul; Perez; 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 — Craddick.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Israel; Murphy; Pacheco.

STATEMENT OF VOTE

When Record No. 1188 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

HB 639 ON THIRD READING (by White, Cortez, Oliverson, et al.)

HB 639, A bill to be entitled An Act relating to the authority of an emergency services district to provide preventive health care services; authorizing a fee.

HB 639 was passed by (Record 1189): 117 Yeas, 10 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Oliverson; Ordaz Perez; Ortega; Parker; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Smith; Smithee;

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

Nays — Harris; Hefner; Noble; Patterson; Schaefer; Slaton; Slawson; Tinderholt; Toth; Wilson.

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

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Israel; Morales, C.; Pacheco.

STATEMENTS OF VOTE

When Record No. 1189 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1189 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

HB 572 ON THIRD READING

(by Dutton)

HB 572, A bill to be entitled An Act relating to authorizing a dropout recovery competency-based educational program provided through a campus or campus program charter or open-enrollment charter school.

HB 572 was passed by (Record 1190): 128 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; 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; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; 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; 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; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Deshotel; Dutton; Israel; Pacheco.

STATEMENTS OF VOTE

When Record No. 1190 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1190 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

HB 662 ON THIRD READING

(by Collier)

HB 662, A bill to be entitled An Act relating to the administration of the homeless housing and services program by the Texas Department of Housing and Community Affairs.

HB 662 was passed by (Record 1191): 75 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Bailes; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Kuempel; Leach; Lopez; Lozano; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; 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 — Ashby; Bell, C.; Biedermann; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; Klick; Krause; Lambert; Landgraf; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Israel; Pacheco.

STATEMENT OF VOTE

When Record No. 1191 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

GENERAL STATE CALENDAR SENATE BILLS THIRD READING

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

SB 876 ON THIRD READING (E. Thompson - House Sponsor)

SB 876, A bill to be entitled An Act relating to the county in which a person may apply for the registration of and title for a motor vehicle.

SB 876 was passed by (Record 1192): 93 Yeas, 35 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Bucy; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cortez; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Gates; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Guillen; Harless; Hernandez; Hinojosa; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Klick; Kuempel; Lambert; Lopez; Lozano; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Parker; Patterson; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Buckley; Burns; Cole; Collier; Cook; Craddick; Crockett; Cyrier; Darby; Geren; González, M.; Harris; Hefner; Herrero; Holland; King, T.; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Schaefer; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Swanson; Turner, J.; VanDeaver; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Israel; Ortega; Pacheco.

STATEMENTS OF VOTE

When Record No. 1192 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 1192 was taken, I was shown voting yes. I intended to vote no.

Cain

When Record No. 1192 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1192 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 1192 was taken, I was shown voting no. I intended to vote yes.

Middleton

When Record No. 1192 was taken, I was shown voting yes. I intended to vote no.

Patterson

When Record No. 1192 was taken, I was shown voting yes. I intended to vote no.

Rose

When Record No. 1192 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

When Record No. 1192 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 1192 was taken, I was shown voting yes. I intended to vote no.

Vasut

SB 285 ON THIRD READING

(Neave - House Sponsor)

SB 285, A bill to be entitled An Act relating to the administration of and certain procedures under the Title IV-D program for child support enforcement.

SB 285 was passed by (Record 1193): 129 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; 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; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; 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; 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; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Israel; Pacheco.

STATEMENT OF VOTE

When Record No. 1193 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

SB 1055 ON THIRD READING (Reynolds - House Sponsor)

SB 1055, A bill to be entitled An Act relating to motor vehicle accidents involving a pedestrian or other vulnerable road user within the area of a crosswalk; creating a criminal offense.

SB 1055 was passed by (Record 1194): 70 Yeas, 57 Nays, 2 Present, not voting.

Yeas — Allen; Ashby; Bailes; Bernal; Bowers; Bucy; Burrows; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Lopez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Parker; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Bell, C.; Bell, K.; Biedermann; Buckley; Burns; Button; Cain; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Gates; Geren; Goldman; Harless; Harris; Hefner; Hull; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble;

Oliverson; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Israel; Lambert; Pacheco.

STATEMENT OF VOTE

When Record No. 1194 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

SB 1122 ON THIRD READING (Holland - House Sponsor)

SB 1122, A bill to be entitled An Act relating to participation in the comptroller's contracts for travel services.

SB 1122 was passed by (Record 1195): 127 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; 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; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; 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; 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 — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Allison; Canales; Dutton; Israel; Pacheco; Schofield.

STATEMENT OF VOTE

When Record No. 1195 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

SB 1251 ON THIRD READING**(A. Johnson - House Sponsor)**

SB 1251, A bill to be entitled An Act relating to authorizing certain joint graduate degree programs between The University of Texas Health Science Center at Houston and The University of Texas M. D. Anderson Cancer Center.

SB 1251 was passed by (Record 1196): 112 Yeas, 13 Nays, 1 Present, not voting.

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

Nays — Cain; Cook; Krause; Leach; Middleton; Noble; Patterson; Shaheen; Slaton; Slawson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Burrows; Canales; Dean; Dutton; Hefner; Israel; Pacheco; Rose.

STATEMENTS OF VOTE

When Record No. 1196 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1196 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 1196 was taken, I was in the house but away from my desk. I would have voted no.

Hefner

When Record No. 1196 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 1196 was taken, I was shown voting yes. I intended to vote no.

Schaefer

SB 162 ON THIRD READING
(Geren - House Sponsor)

SB 162, A bill to be entitled An Act relating to a false statement made to illegally acquire a firearm; creating a criminal offense.

SB 162 was passed by (Record 1197): 117 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Lopez; Lozano; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Parker; Patterson; Paul; Perez; 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; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Gates; Hefner; Leman; Middleton; Murr; Oliverson; Schaefer; Slaton; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Israel; Pacheco.

STATEMENT OF VOTE

When Record No. 1197 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

SB 474 ON THIRD READING
(Collier - House Sponsor)

SB 474, A bill to be entitled An Act relating to the unlawful restraint of a dog; creating a criminal offense.

SB 474 was passed by (Record 1198): 83 Yeas, 32 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Button; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Fierro; Frank; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; King, T.; Krause; Lambert; Leach; Lopez; Lozano; Martinez Fischer; Metcalf; Meyer; Minjarez; Moody; Morales, C.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Parker; Patterson; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Shaheen; Sherman; Stephenson; Stucky; Talarico; Thompson, S.; Toth; Turner, C.; Turner, J.; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bell, C.; Burrows; Cain; Cason; Cook; Cyrier; Dean; Ellzey; Gates; Harless; Harris; Hefner; Holland; Klick; Kuempel; Landgraf; Leman; Middleton; Murr; Oliverson; Paul; Sanford; Schaefer; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; VanDeaver; White.

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

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Biedermann; Campos; Canales; Dutton; Israel; Johnson, J.E.; Meza; Morales, E.; Ortega; Pacheco; Perez; Ramos; Rosenthal; Schofield; Shine; Thierry; Thompson, E.

STATEMENTS OF VOTE

When Record No. 1198 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1198 was taken, I was shown voting no. I intended to vote yes.

Harless

When Record No. 1198 was taken, I was shown voting no. I intended to vote yes.

Middleton

When Record No. 1198 was taken, I was in the house but away from my desk. I would have voted yes.

E. Morales

When Record No. 1198 was taken, I was shown voting no. I intended to vote yes.

Oliverson

When Record No. 1198 was taken, I was in the house but away from my desk. I would have voted yes.

Ramos

When Record No. 1198 was taken, I was shown voting no. I intended to vote yes.

Sanford

When Record No. 1198 was taken, I was shown voting no. I intended to vote yes.

Swanson

**SB 45 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Button moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 45** all joint authors and co-authors for **HB 48**.

The motion prevailed.

**SB 474 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Collier moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 474** all joint authors and co-authors for **HB 873**.

The motion prevailed.

SB 45 ON THIRD READING

(Zwiener, S. Thompson, Morrison, and Neave - House Sponsors)

SB 45, A bill to be entitled An Act relating to the prohibition against sexual harassment in the workplace.

SB 45 - REMARKS

REPRESENTATIVE ZWIENER: Members, I did not get a lot of time to explain this bill last night. So please indulge me while I tell you a little bit about this legislation. This piece of legislation is about due process. It's about making sure that everyone who experiences sexual harassment in the workplace has an opportunity to come forward, have their complaint heard, and have it evaluated. Due process is a tenet of our systems here in the United States, and it's something that protects both the person making the claim and the person who the claim is

made against. Right now in the State of Texas, if you experience workplace sexual harassment, you have access to due process only if you work somewhere with 15 or more employees. If you work somewhere with fewer than 15 employees, you have no ability to seek redress in the State of Texas. If you go to Texas Workforce Commission and file a complaint, they reject your complaint without ever looking at the merits.

This body has done a lot of work on due process over this session and the last session. And I want to thank Speaker Phelan for his leadership on that. I also want to thank Representative Thompson for all of her work as well, Chair Metcalf and the House Administration Committee, and also Representative Donna Howard who has worked on this issue for years as well. We've worked on due process here in the body, and it's something that is critically important. And now we need to make sure that we offer that to the over 300,000 Texas workers who are currently unable to file a sexual harassment claim in the State of Texas. I want to thank the National Federation of Independent Business for working on this legislation with myself and Senator Zaffirini. I want to thank Senator Zaffirini for shepherding this legislation unanimously through the senate, not once but twice. And I want to thank my joint authors who have now stood with me on this legislation for two sessions in a row; Representative Morrison, Representative Button, Representative S. Thompson, and Representative Neave. And I of course want to thank Chair Button for shepherding this legislation through the International Relations and Economic Development Committee so successfully. So members, this legislation is about protecting every Texas worker and every Texas business by providing a system for due process. I move passage.

SB 45 was passed by (Record 1199): 104 Yeas, 25 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Kuempel; Lambert; Leach; Lopez; Lozano; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Parker; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Cain; Gates; Goldman; Harris; Hefner; Holland; Hull; Klick; Krause; Landgraf; Leman; Murr; Noble; Oliverson; Patterson; Schaefer; Slaton; Slawson; Smith; Swanson; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Israel; Pacheco.

STATEMENTS OF VOTE

When Record No. 1199 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1199 was taken, I was shown voting no. I intended to vote yes.

Goldman

When Record No. 1199 was taken, I was shown voting no. I intended to vote yes.

Landgraf

When Record No. 1199 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

RESOLUTIONS CALENDAR

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

SCR 23

(Wilson - House Sponsor)

SCR 23, Establishing an America 250 state commission.

SCR 23 was considered in lieu of **HCR 60**.

Amendment No. 1

Representative Wilson offered the following amendment to **SCR 23**:

Amend **SCR 23** (house committee printing) on page 2 as follows:

(1) On line 13, strike "and" after the semicolon.

(2) On line 14, between "Commission" and the semicolon, insert "; and other related historical organizations".

Amendment No. 1 was adopted.

SCR 23, as amended, was adopted by (Record 1200): 127 Yeas, 0 Nays, 1 Present, not voting.

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

Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; 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; 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; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Guillen; Israel; Johnson, J.D.; Pacheco.

STATEMENTS OF VOTE

When Record No. 1200 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1200 was taken, my vote failed to register. I would have voted yes.

Guillen

HCR 60 - LAID ON THE TABLE SUBJECT TO CALL

Representative Wilson moved to lay HCR 60 on the table subject to call.

The motion prevailed.

HCR 5

(by Cole, Rose, C. Turner, et al.)

HCR 5, Directing the Texas Facilities Commission to name the building being constructed on the east side of North Congress Avenue between 16th and 17th Streets the Barbara Jordan Building.

HCR 5 was adopted by (Record 1201): 128 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; 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; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; 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; 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; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Israel; Klick; Pacheco.

STATEMENT OF VOTE

When Record No. 1201 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

HR 186

(by Sherman, Button, Vo, Jetton, and Allen)

HR 186, Expressing support for the strengthening of the partnership between the U.S. and Taiwan and for the expansion of Taiwan's role on the global stage.

HR 186 was adopted by (Record 1202): 127 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Davis; Dean; Deshotel; Dominguez; 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; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Parker; Patterson; Paul; Perez; 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 — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Darby; Dutton; Israel; Meza; Pacheco.

STATEMENT OF VOTE

When Record No. 1202 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

HCR 1

(by Stephenson, Ashby, Parker, Stucky, et al.)

HCR 1, Supporting prayers, including the use of the word "God," at public gatherings and displays of the Ten Commandments in public educational institutions and other government buildings.

HCR 1 - REMARKS

REPRESENTATIVE STEPHENSON: America has a religious history of faith-based principles that have shaped our society. The Ten Commandments, one of the inspirations of western thought, stands as religious as well as secular legal history. There are many forces that want to expel this heritage, many groups and interests both public and private that seem to hold our nation in contempt. These forces have mistaken the notion of separation of church and state to mean that government should be hostile toward any expression of faith. It has become customary to disallow prayer associated with local school events. **HCR 1** lets it be known that the State of Texas not only allows these types of expressions but supports them. God—like we say right here—God bless America.

HCR 1 was adopted by (Record 1203): 103 Yeas, 8 Nays, 12 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Buckley; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Ellzey; Frank; Gates; Geren; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Holland; Hull; Hunter; Jetton; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Martinez Fischer; Metcalf; Meyer; Middleton; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Parker; Patterson; Paul; Perez; Raymond; Reynolds; Rodriguez; Rogers; Rose; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Bucy; Goodwin; Hinojosa; Howard; Lopez; Ramos; Walle; Zwiener.

Present, not voting — Mr. Speaker(C); Bernal; Bowers; González, J.; González, M.; Johnson, J.E.; Minjarez; Ortega; Romero; Rosenthal; Thierry; Turner, C.

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dominguez; Dutton; Fierro; Israel; Johnson, A.; Johnson, J.D.; Meza; Morales, C.; Pacheco; Wu.

STATEMENTS OF VOTE

When Record No. 1203 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1203 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

REMARKS ORDERED PRINTED

Representative Leach moved to print remarks by Representative Stephenson on **HCR 1**.

The motion prevailed.

SCR 1

(White - House Sponsor)

SCR 1, 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.

SCR 1 was considered in lieu of **HCR 4**.

SCR 1 was adopted by (Record 1204): 103 Yeas, 17 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Deshotel; Frank; Gates; Geren; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; Martinez Fischer; Metcalf; Meyer; Middleton; Moody; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Parker; Patterson; Paul; Perez; Raymond; Rodriguez; Rogers; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Tinderholt; Toth; Turner, C.; VanDeaver; Vasut; Vo; White; Wilson; Zwiener.

Nays — Bowers; Crockett; Davis; Fierro; González, J.; González, M.; Johnson, A.; Morales, C.; Ordaz Perez; Ramos; Reynolds; Romero; Rose; Thierry; Turner, J.; Walle; Wu.

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

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dean; Dominguez; Dutton; Ellzey; Goodwin; Israel; Johnson, J.D.; Meza; Morales Shaw; Pacheco; Thompson, S.

STATEMENTS OF VOTE

When Record No. 1204 was taken, I was shown voting no. I intended to vote yes.

Bowers

When Record No. 1204 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1204 was taken, I was in the house but away from my desk. I would have voted yes.

Ellzey

When Record No. 1204 was taken, I was in the house but away from my desk. I would have voted yes.

Goodwin

When Record No. 1204 was taken, I was shown voting no. I intended to vote yes.

A. Johnson

When Record No. 1204 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 1204 was taken, I was shown voting no. I intended to vote yes.

Ordaz Perez

When Record No. 1204 was taken, I was shown voting no. I intended to vote yes.

J. Turner

HCR 4 - LAID ON THE TABLE SUBJECT TO CALL

Representative White moved to lay HCR 4 on the table subject to call.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Goodwin moved to print remarks by Representative Zwiener on **SB 45**.

The motion prevailed.

HCR 52
(by Harris, et al.)

HCR 52, 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.

Representative Harris moved to postpone consideration of **HCR 52** until 10 a.m. Wednesday, May 19.

The motion prevailed.

HCR 54
(by Meza)

HCR 54, Approving the SNAP settlement agreement between the U.S. Department of Justice and the Texas Health and Human Services Commission.

HCR 54 was adopted by (Record 1205): 110 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Lopez; Lozano; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; 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; Sanford; Schaefer; 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; Frank; Holland; Leman; Middleton; Oliverson; Patterson; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Anderson; Canales; Dutton; Hefner; Israel; Johnson, J.D.; Pacheco.

STATEMENTS OF VOTE

When Record No. 1205 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 1205 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1205 was taken, I was shown voting yes. I intended to vote no.

Harris

When Record No. 1205 was taken, I was in the house but away from my desk. I would have voted no.

Hefner

When Record No. 1205 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 1205 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 1205 was taken, I was shown voting no. I intended to vote yes.

Middleton

When Record No. 1205 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 1205 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1205 was taken, I was shown voting yes. I intended to vote no.

VanDeaver

HCR 66

(by Wu, Vo, Button, Jetton, et al.)

HCR 66, Condemning racism against Asian Americans and Pacific Islanders.

HCR 66 - REMARKS

REPRESENTATIVE WU: This is a resolution against anti-Asian hate crimes and anti-Asian racism. This is, as I've said in committee, the very least that our legislature can do, which is to simply recognize the pain and the suffering that the Asian American community has endured, not just through these last years but over time in this nation. The community for a long time has been saying that they're in pain, has been saying that they're hurt, and also often saying that they feel ignored. And this is our opportunity to say to the Asian American community throughout this entire state and throughout this entire nation, we hear you. We hear you and we recognize your pain. This is the least we can do to formally acknowledge your suffering, formally acknowledge your pain. We are with you, and we will be with you the rest of the way.

HCR 66 was adopted by (Record 1206): 129 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; 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; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; 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; 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; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Israel; Pacheco.

STATEMENT OF VOTE

When Record No. 1206 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

CSHCR 67**(by Schofield, Jetton, Ordaz Perez, Lozano, Cortez, et al.)**

CSHCR 67, Designating April 6 as Tejano Day for a 10-year period beginning in 2021.

CSHCR 67 - REMARKS

REPRESENTATIVE SCHOFIELD: We had a lengthy discussion yesterday about the Alamo and the importance of Texas history. From the very beginning, even before the War of Texas Independence, Tejanos were a key part and driving force of building Texas and making Texas what it is today. We know the legendary names like José Antonio Navarro and José Francisco Ruiz, who were signers of the Texas Declaration of Independence. We know of Gregorio Esparza and Jose Toribio Losoya, who died at the Alamo. But even decades before them, the first battlers for Texas independence who fought against the Spanish royalists had a short-lived but hard-fought victory on March 29, 1813, at the Battle of Rosillo. On April 6, for the first time ever, they declared independence for Texas. Now, they were up against one of the biggest forces in the world at the time, and they were only able to hold on for four months until losing in August at the Battle of Medina, which to this day, is the bloodiest fight in the history of Texas, and God willing it always will be and will never be surpassed. But from the very beginning, Tejanos built this state. And Tejanos today are helping us, as you can see from all the folks here. So this resolution will honor Tejano Day on the date April 6 when Texas independence was declared for the very first time.

CSHCR 67 was adopted by (Record 1207): 125 Yeas, 0 Nays, 1 Present, not voting.

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

Absent — Canales; Dominguez; Dutton; Herrero; Israel; Kuempel; Meza; Pacheco.

STATEMENT OF VOTE

When Record No. 1207 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

REMARKS ORDERED PRINTED

Representative Reynolds moved to print remarks by Representative Wu on **HCR 66**.

The motion prevailed.

CSHCR 84

(by Parker and Button)

CSHCR 84, Recognizing the vital importance of the enduring friendship between Texas and the United Kingdom.

CSHCR 84 was adopted by (Record 1208): 120 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; 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; Jetton; Johnson, A.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; Martinez Fischer; Metcalf; Meyer; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Parker; Patterson; Paul; Perez; Ramos; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Slaton.

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

Absent, Excused — Anchia; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dominguez; Dutton; Israel; Johnson, J.D.; Meza; Middleton; Pacheco; Raymond; Spiller; Thierry.

STATEMENTS OF VOTE

When Record No. 1208 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1208 was taken, I was shown voting present, not voting. I intended to vote yes.

VanDeaver

REMARKS ORDERED PRINTED

Representative Cain moved to print remarks by Representative Schofield on CSHCR 67.

The motion prevailed.

HR 538

(by Vo, Harless, Howard, S. Thompson, Shine, et al.)

HR 538, Condemning racism against Asian Americans.

HR 538 - REMARKS

REPRESENTATIVE VO: This is a very simple resolution that asks our house to condemn anti-Asian racism and encourages law enforcement officials to investigate and document hate crimes against Asian Americans.

HR 538 was adopted by (Record 1209): 129 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; 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; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lopez; Lozano; 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; 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; Beckley; Bonnen; Coleman; Frullo; Huberty; Kacal; King, K.; King, P.; Larson; Longoria; Lucio; Martinez; Paddie; Price; Raney.

Absent — Canales; Dutton; Israel; Pacheco.

STATEMENT OF VOTE

When Record No. 1209 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

REMARKS ORDERED PRINTED

Representative Reynolds moved to print remarks by Representative Vo on **HR 538**.

The motion prevailed.

**SB 13 - REQUEST OF SENATE GRANTED
CONFERENCE COMMITTEE APPOINTED**

On motion of Representative C. Bell, the house granted the request of the senate for the appointment of a Conference Committee on **SB 13**.

The chair announced the appointment of the following conference committee, on the part of the house, on **SB 13**: P. King, chair; Darby, Guillen, Harless, and Lucio.

**SB 295 - REQUEST OF SENATE GRANTED
CONFERENCE COMMITTEE APPOINTED**

On motion of Representative Minjarez, the house granted the request of the senate for the appointment of a Conference Committee on **SB 295**.

The chair announced the appointment of the following conference committee, on the part of the house, on **SB 295**: Minjarez, chair; Cole, Guillen, Morales Shaw, and Raymond.

**SB 1438 - REQUEST OF SENATE GRANTED
CONFERENCE COMMITTEE APPOINTED**

On motion of Representative Meyer, the house granted the request of the senate for the appointment of a Conference Committee on **SB 1438**.

The chair announced the appointment of the following conference committee, on the part of the house, on **SB 1438**: Meyer, chair; Burrows, Guillen, Metcalf, and Noble.

ADJOURNMENT

Representative Krause moved that the house adjourn until 1 p.m. Monday, May 17.

The motion prevailed.

The house accordingly, at 2:26 p.m., adjourned until 1 p.m. Monday, May 17.

ADDENDUM

SIGNED BY THE SPEAKER

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

Senate List No. 11

SB 8, SB 230, SB 1126, SB 1230, SB 1448, SB 1774, SB 2093

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, May 14, 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 773 VanDeaver **SPONSOR: Powell**
 Relating to indicators of achievement under the public school accountability system.

HB 1544 Guillen **SPONSOR: Zaffirini**
 Relating to the eligibility of land to continue to be appraised for ad valorem tax purposes as qualified open-space land if the land is temporarily used for sand mining operations; authorizing a fee.
 (Committee Substitute)

HB 1957 Kuempel **SPONSOR: Buckingham**
 Relating to the labeling of wine as originating from an area of this state or with the name of a vineyard in this state.

HB 2390 Paul **SPONSOR: Taylor**
 Relating to the authority of a development corporation created by the Gulf Coast Authority to finance certain projects.

HB 2404 Meyer **SPONSOR: Zaffirini**
 Relating to the creation and maintenance of a database of information regarding certain local economic development agreements; providing a civil penalty.

(Committee Substitute)

HB 2431 Murr SPONSOR: Buckingham
Relating to the designation of a portion of State Highway 173 in Bandera County as the Master Sergeant Rodney Lee Buentello Memorial Highway.

HB 3399 Ortega SPONSOR: Blanco
Relating to the authority of the Texas Department of Transportation to provide road services on federal military property.

HJR 125 Ellzey SPONSOR: Birdwell
Proposing a constitutional amendment to allow the surviving spouse of a person who is disabled to receive a limitation on the school district ad valorem taxes on the spouse's residence homestead if the spouse is 55 years of age or older at the time of the person's death.

SB 113 West
Relating to community land trusts.

SB 585 Springer
Relating to the sale of wine and beer on Sundays.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 13

Business and Industry - **SB 818, SB 855, SB 1588, SB 1801**

County Affairs - **SB 476**

Criminal Jurisprudence - **SB 1164**

Culture, Recreation, and Tourism - **SB 1155, SB 1177, SB 1269, SB 2008**

Higher Education - **SB 480, SB 1092**

Homeland Security and Public Safety - **SB 24, SB 2222**

Human Services - **SB 271, SB 2054**

Insurance - **SB 999**

International Relations and Economic Development - **SB 678, SB 1465**

Judiciary and Civil Jurisprudence - **SB 207**

Juvenile Justice and Family Issues - **SB 1936**

Land and Resource Management - **SB 1168, SB 2183**

Natural Resources - **SB 1160**

Public Education - **SB 89, SB 204, SB 289, SB 338, SB 481**

Public Health - **SB 1876**

State Affairs - **SB 424, SB 799, SB 1202, SB 2154**

Urban Affairs - **SB 244, SB 403, SB 1942, SB 2046**

Ways and Means - **SB 938, SB 1245, SB 1257, SB 1524, SB 1655**

ENGROSSED

May 13 - **HB 100, HB 144, HB 156, HB 170, HB 525, HB 547, HB 805, HB 1156, HB 1568, HB 1686, HB 1838, HB 1861, HB 1885, HB 1929, HB 1984, HB 2014, HB 2095, HB 2168, HB 2204, HB 2275, HB 2344, HB 2405, HB 2569, HB 2641, HB 2664, HB 2711, HB 2730, HB 2742, HB 2793, HB 2802, HB 2821, HB 2950, HB 3016, HB 3121, HB 3141, HB 3162, HB 3221, HB 3286, HB 3298, HB 3333, HB 3388, HB 3583, HB 3629, HB 3673, HB 3789, HB 3959, HB 4212, HB 4293, HB 4355, HB 4545, HJR 165**

ENROLLED

May 13 - **HB 16, HB 33, HB 54, HB 454, HB 604, HB 636, HB 977, HB 1057, HB 1363, HB 1585, HB 1763, HB 2127, HB 3529**

SENT TO THE GOVERNOR

May 13 - **HB 103, HB 719, HB 788, HB 3390, HB 3401**

SIGNED BY THE GOVERNOR

May 13 - **HB 7**

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-NINTH DAY — MONDAY, MAY 17, 2021

The house met at 1:18 p.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 1210).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; 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; 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; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Biedermann; Bowers; Dean; Smithee; Thierry.

The invocation was offered by Representative C. Turner as follows:

Heavenly Father, as we enter the final two weeks of our legislative session, we ask that you watch over our families who continue to sacrifice while we are all away from home. We ask that you provide strength and inspiration to our exhausted legislative staff members who, as we all know, do much of the real work around here. We pray that you bless the administrative staff who keep this Capitol building running day and night and in pristine condition at all times. Please look after the law enforcement officers who protect all who visit and work here.

And we ask that you provide those of us entrusted to represent the people of Texas with the wisdom and compassion invoked in the prayer of St. Francis: Lord, make me an instrument of your peace. Where there is hatred, let me sow love. Where there is injury, pardon. Where there is doubt, faith. Where there is despair, hope. Where there is darkness, light. Where there is sadness, joy.

O divine master, grant that I may not so much seek to be consoled as to console, to be understood as to understand, to be loved as to love. For it is in giving that we receive. It is in pardoning that we are pardoned. It is in dying that we are born to eternal life. Amen.

The chair recognized Representative Gates 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 illness in the family:

Biedermann on motion of Slaton.

The following members were granted leaves of absence for today because of important business in the district:

Bowers on motion of Deshotel.

Smithee on motion of Darby.

The following member was granted leave of absence for today and tomorrow because of important business in the district:

Dean on motion of Oliverson.

The following member was granted leave of absence for today because of important business:

Thierry on motion of Patterson.

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. 22).

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 the remainder of today because of important business in the district:

Coleman on motion of Herrero.

COMMITTEE MEETING ANNOUNCEMENT

At 1:31 p.m., the following committee meeting was announced:

Higher Education, upon final adjournment or recess or bill referral, if permission is granted, today, Desk 98, for a formal meeting, to consider pending and referred business.

POSTPONED BUSINESS

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

CSSB 155 ON SECOND READING

(Klick, et al. - House Sponsors)

CSSB 155, A bill to be entitled An Act relating to the use of information from the lists of noncitizens and nonresidents excused or disqualified from jury service.

CSSB 155 was read second time on May 13, amendments were offered and disposed of, and **CSSB 155** was postponed until 10 a.m. today.

CSSB 155 - REMARKS

REPRESENTATIVE KLICK: Members, this is the bill that we postponed from last week. It adds the nonresident list of those excused from jury duty to the voter list maintenance protocols.

Amendment No. 2

Representative Bucy offered the following amendment to **CSSB 155**:

Amend **CSSB 155** (house committee printing) as follows:

(1) On page 1, lines 13 and 14, strike "or a resident of the county in which the voter is registered to vote".

(2) On page 2, line 13, immediately following the underlined semicolon, insert "and".

(3) On page 2, line 14, strike "; and" and substitute ".".

(4) On page 2, strike lines 15 through 17.

REPRESENTATIVE BUCY: Members, this amendment simply is aiming to ensure proper list maintenance and accurate voter rolls without needlessly ensnaring Texans who may have recently moved or who are in college and registered in the college where they attend school or similar good faith actors in needless criminal investigations. In a nutshell, it's saying if you claim to not be a resident of a county, we don't need to send that to the attorney general. We can send it, under this bill, to the secretary of state. They can do proper list maintenance. But why go to the attorney general? Why add these frivolous cases? So I'm asking y'all to vote for this amendment so we don't involve the attorney general in these things that will come up mainly with our college kids.

REPRESENTATIVE ISRAEL: Representative Bucy, this bill is about the voter rolls and the accuracy of voter rolls. I think what your amendment is about is taking into account that there's a lot of people who move from one county to another county and haven't updated their voter registration. Can you explain that situation in the law as it is right now?

BUCY: Well, what this amendment would do is say don't send those cases to the attorney general. The bill adds for it to go to the secretary of state. Your county elections administrators can look in the list maintenance and do this. So we're just saying this doesn't need to go to the attorney general. Let's keep it right now at home. We're not talking about not having list maintenance. We're just saying we don't need to send it in a way that will create more criminal investigations.

ISRAEL: And this list maintenance happens right now, correct?

BUCY: At the local level, yes—at the county level.

ISRAEL: At the county level they share information on who's moving and where they moved and it's a periodic update to the list, correct?

BUCY: That's correct.

KLICK: Members, this bill deals with those who self-identify as either noncitizens or nonresidents of a county. This amendment is not acceptable, and I would encourage you to vote against the amendment.

ISRAEL: Chair Klick, would you agree that Texas has been growing in exponential numbers and we are a young and diverse state—from all accounts from demographers who have been presenting to us—we're a young state and we move a lot?

KLICK: We absolutely do, but this bill deals with the issue of when somebody's called up for jury duty and they self-identify as no longer being a resident of the county or a citizen.

ISRAEL: But the heart of your bill is about the accuracy of the voter rolls and you're pulling data from those who signed up or didn't sign up for jury duty, correct?

KLICK: These are the folks that have self-identified as no longer residing in the county. And then therefore, they are not eligible to serve on a jury.

ISRAEL: So if they're moving a lot in the State of Texas, why wouldn't you allow those who have moved and just not updated their voter status the ability to not be considered as a part of this bill? It's a pretty sweeping bill that you're proposing today.

KLICK: But we do have folks that identify as no longer being a resident of the county. They may have moved, but they're not eligible to vote if they've moved outside of the county. And they're not eligible to serve on a jury either.

ISRAEL: So in reference to the conversation I was having with Representative Bucy when he was at the mic, you're acknowledging the fact that at the county level they do a lot of this cleanup already, correct?

KLICK: We're not changing any of the cleanup protocol at all. Members, I would encourage you to vote against this amendment.

BUCY: Again, this amendment is saying we don't need to send these types of issues to the attorney general. Let's let the secretary of state and let's let your county elections administration deal with this list maintenance. We don't need that burden and those criminal investigations sent to the attorney general's office. Please vote yes for the amendment.

A record vote was requested by Representative Bucy.

Amendment No. 2 failed of adoption by (Record 1211): 63 Yeas, 77 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; 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, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rosenthal; Sherman; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Ellzey; Frank; Frullo; Gates; Geren; Goldman; 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; Rose; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Biedermann; Bowers; Coleman; Dean; Smithee; Thierry.

Absent — Harless; Shine; Smith.

STATEMENT OF VOTE

When Record No. 1211 was taken, I was shown voting no. I intended to vote yes.

Rose

Amendment No. 3

Representative J. González offered the following amendment to **CSSB 155**:

Amend **CSSB 155** (house committee printing) as follows:

- (1) On page 2, line 13, insert "and" after the underlined semicolon.
- (2) On page 2, line 14, strike "; and" and substitute ".".
- (3) On page 2, strike lines 15 through 17.

REPRESENTATIVE J. GONZÁLEZ: This bill deals with persons who have been reported that are not citizens of the U.S. The bill's purpose is to remove those ineligible persons from the rolls. It takes a final step to send those names to the

county or the district attorney or the Texas AG for possible investigation. Do you really want your constituents to be investigated in this way? It's not against the law in Texas to simply relocate from one county to another for school, employment, or other legitimate reasons. Let's not put thousands of people's names on an investigation list like this. Let's fix the problem by adopting this amendment.

KLICK: Members, this bill deals with those who have self-identified as being noncitizens or nonresidents of a county. This amendment is not acceptable to the author, and I urge you to vote no.

J. GONZÁLEZ: Again, this bill opens up folks to being investigated over not committing a crime at all. I think this is unnecessary, and I encourage you to vote for this amendment.

A record vote was requested by Representative Israel.

Amendment No. 3 failed of adoption by (Record 1212): 65 Yeas, 76 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; 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.; 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; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; 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; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Biedermann; Bowers; Coleman; Dean; Smithee; Thierry.

Absent — Smith.

Amendment No. 4

Representative J. González offered the following amendment to **CSSB 155**:

Amend **CSSB 155** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter B, Chapter 15, Election Code, is amended by adding Section 15.029 to read as follows:

Sec. 15.029. APPLICATION TO NONRESIDENTS. After receiving notice under Section 62.114(b), Government Code, that a voter may no longer reside in the county, a voter registrar shall mail, to the voter's most recent known address:

(1) a notice that the voter may need to register in the voter's new county of residence; and

(2) a blank voter registration application.

J. GONZÁLEZ: All right, members, this amendment is really simple. If a person receives notice that they may not reside in the county, the county's voter registrar will mail to the voter's most recent address or their most recent known address a letter to the voter informing them that they may need to reregister to vote in their new county and a blank voter registration application so that the individual may complete it and return it via mail. We should give folks a chance to avoid a drastic investigation by criminal prosecutors by simply filling out a new voter registration application with their new address and their new county.

KLICK: Members, whenever a voter is identified as no longer living in the county, they do get an opportunity to register. This amendment is unnecessary. Again, these are voters that are self-identifying as either noncitizens, who are not eligible to vote, or those who are not residents of a county, who are not eligible to vote in that county nor are they eligible for jury duty.

REPRESENTATIVE COLLIER: Chair Klick, I just want to ask about the address change. So if somebody moves since completing their voter registration card, is there any requirement under the law to change their address within a certain number of days?

KLICK: What they typically do if they know, like in the case that a voter registration card has been returned, they are put on the suspense voter list. And if they confirm that they have in fact moved, they can reregister at their new location. That's already part of the process.

COLLIER: Well, what I'm trying to pick up on is if I've moved since filling out the voter registration card and then it just so happens that I'm called in because I've changed my driver's license—which is required to be changed within 30 days is my understanding—and I'm called into jury duty as a result of my new county and it happens in between that time, would they be in violation of the law? Because I didn't change my voter registration?

KLICK: This is for those who have gone to jury service and say that they are no longer a resident of the county or they're not a citizen. That's who this is dealing with.

COLLIER: But correct me if I'm wrong—I didn't get to hear everything. Under this particular amendment that's being proposed, is it attempting to provide an affirmative defense if I've moved since completing the voter registration and I, it just so happens, am no longer living in the county since that time?

KLICK: The amendment? Is that what you're speaking of?

COLLIER: Yes, I'm trying to see if it addresses that concern.

KLICK: That's part of our ongoing list maintenance protocols, and the amendment is not necessary.

COLLIER: But it doesn't hurt.

KLICK: The amendment is not acceptable to the author. Members, I would encourage you to vote no on this amendment.

REPRESENTATIVE ANCHIA: I just wanted to ask you about the process by which a person is removed. And I was listening to your explanation earlier where a person, for example, who might be in the jury wheel, ready for jury service, would be excused from jury service if they mark a box saying they're not a citizen of the United States or otherwise not a resident of the county. And I know that we've had this issue in the past. Last decade, when we were doing the strict photo ID bill, this was offered up as evidence that a person was not a citizen of the United States because they had checked that box saying that they were not. What I found difficult about that situation is that you had a statement by a person that said they were not a citizen in the jury wheel but that they were a citizen on their voter registration application. And the question to you is, does that prove dispositively one way or another that they are a citizen or not?

KLICK: You know, the jury wheel, they self-identify, and we're not changing the process at all. All we're doing is allowing additional notification of those situations in which someone has self-identified that they are either not a resident of the county or a citizen.

ANCHIA: At that point, do they get a letter asking them to confirm one way or another?

KLICK: Generally speaking, that is the normal process of list maintenance.

ANCHIA: And that does not change under your bill.

KLICK: It does not change anything under my bill.

ANCHIA: The voter would be asked then, say, "Hey, we have two conflicting statements from you. We have your voter registration card. We have your jury wheel statement." When we looked into this—I was a member of the Elections Committee—we looked into that extensively last decade, and it turned out that people just wanted to get out of service of jury duty and they would check the box. Then, when they would receive the letter, they would offer up some other evidence to stay on the rolls. Is that preserved under your bill?

KLICK: Mr. Anchia, as an officer of the court, if somebody completed false information denying when they showed up for jury service that they were eligible, is that a crime?

ANCHIA: I think they clearly are answering something under penalty of perjury, and they could absolutely be prosecuted for that. My question is more about the process by which they would be either removed or be able to offer up some evidence showing that they were either a resident or otherwise a citizen of the United States.

KLICK: Representative Anchia, we are not changing that process. All this is allowing additional notification of those individuals that have self-identified as either not being a resident of the county or a noncitizen. We are not changing that process at all.

ANCHIA: Thank you, Madame Chair. If you could help me understand as well, what is the additional notification itself? What does that consist of?

KLICK: The additional notification in the bill goes to the attorney general. They're also added to that list.

ANCHIA: And for what purpose?

KLICK: You know, they have statewide jurisdiction. You could have folks that could potentially be registered to vote in more than one county.

ANCHIA: Oftentimes, when there is a referral to the attorney general, it is for prosecution. Is this additional step of notification—is it your intent that that would be for prosecution?

KLICK: Not necessarily for prosecution but for at least someone to look at it for investigation purposes.

ANCHIA: For investigation? Okay, thank you.

J. GONZÁLEZ: Again, this will create an opportunity for folks to be able to reregister when they identify themselves as either not being a resident of the county or a noncitizen. In lots of situations, there are people that may have naturalized since then, and so we need to give them the opportunity to be able to register to vote, and we can do that by passing this amendment. It is highly doubtful that a person who is a noncitizen who is trying to naturalize will lie just to be able to register to vote. It's already difficult enough for us to get Americans to go vote, and so let's just do right by Texans, and let's just allow for them to get notification and allow them to submit a new application to register to vote.

A record vote was requested by Representative Israel.

Amendment No. 4 failed of adoption by (Record 1213): 64 Yeas, 79 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; 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, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; 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; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Biedermann; Bowers; Coleman; Dean; Smithee; Thierry.

Amendment No. 5

Representative J. González offered the following amendment to **CSSB 155**:

Amend **CSSB 155** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____ Chapter 273, Election Code, is amended by adding Subchapter F to read as follows:

SUBCHAPTER F. REPORT OF INVESTIGATIONS AND PROSECUTIONS

Sec. 273.101. REPORT OF INVESTIGATIONS AND PROSECUTIONS.

(a) The attorney general shall record, for each investigation or prosecution under Section 18.068(a) of this code or Section 62.113(b) or 62.114(b), Government Code, the following information:

(1) the race of the investigated person;
(2) the age of the investigated person;
(3) the gender of the investigated person;
(4) the month the complaint alleging criminal conduct was made;
(5) the county in which the complaint alleging criminal conduct was made; and

(6) the source of the complaint alleging criminal conduct.

(b) Not later than January 1 of each year, the attorney general shall prepare and submit a report containing the data under Subsection (a) to:

(1) the governor;
(2) the lieutenant governor;
(3) the speaker of the house;
(4) the members of the committee of the house of representatives with primary jurisdiction over elections; and
(5) the principal deputy assistant attorney general for the Civil Rights Division of the United States Department of Justice.

J. GONZÁLEZ: If we're sending a list of thousands of people to investigatory bodies for possible investigation, we need to make sure that the law is being applied equitably and that we're not prosecuting or investigating one group more than the other. We've seen in recent months some reporting that under the AG's election fraud unit, people of color make up an overwhelming majority of people currently being investigated by the AG's office. This amendment would require the AG's office to track race and demographic information for people being investigated under this bill. You know, we were told time and time again in the

Elections Committee that this information is not tracked. I find that highly doubtful. But as the legislature passes more voter suppression legislation this session and empowers the AG to play a role in intimidating voters, it's important that we collect and report data to ensure that the law is being applied in an equitable way and not targeting minority communities. Texas has a history of doing this in the past, and just because Section 5 doesn't exist anymore does not mean that there aren't bad actors out there that will apply this law in a way that targets people of color.

REPRESENTATIVE WU: The bill on its face does not have any obvious racial implications. Would that be a fair statement?

J. GONZÁLEZ: Yes.

WU: Okay. But as we know, and as you know as an attorney, many times legislation can have disparate racial impacts. Would that be fair?

J. GONZÁLEZ: Yes, absolutely.

WU: Even if it is not discriminatory on its face.

J. GONZÁLEZ: Yes.

WU: And some of the populations that this bill would affect would be people who live in more temporary housing, such as people who live in apartments, correct?

J. GONZÁLEZ: Absolutely.

WU: And would it be fair to say that generally that that would be a population made up of a larger percentage of minority communities?

J. GONZÁLEZ: Yes, that's accurate.

WU: And the intent of your legislation, of the amendment you're offering, is to help make sure that while the bill on its face is not intentionally discriminatory, that if there are discriminatory effects, discriminatory outcomes, that we would be able to track it.

J. GONZÁLEZ: Yes, sir.

WU: So a rejection of this amendment would be to purposely blind ourselves to probably a very obvious racial discrimination that likely would be created by this legislation.

J. GONZÁLEZ: Yes, I would agree with that.

KLICK: Members, this amendment is not acceptable to the author, and I would encourage you to vote against it.

J. GONZÁLEZ: Again, members, look, I spent some time working at the Department of Justice in the voting rights section. I saw what this type of legislation can do. And as Representative Wu mentioned, although this bill may not on its face show that it is discriminatory, the impact that this bill can have on communities of color will be daunting, and so I encourage you to vote for this amendment.

A record vote was requested by Representative Israel.

Amendment No. 5 failed of adoption by (Record 1214): 64 Yeas, 78 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; 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, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; 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; 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); Murphy.

Absent, Excused — Biedermann; Bowers; Coleman; Dean; Smithee; Thierry.

ISRAEL: I understand there will be some more questions for the author, but I wanted to speak against this bill for a number of reasons. One of the issues that I have advocated in this body is the concept of online voter registration, making sure that the voter rolls are accurate, González with a "z" not with an "s." Didn't cost a dime—small software change and it's done. We haven't had a hearing on that in two sessions. We haven't had a real hearing on that ever. Now, over 40 states have it. As it relates to this bill, this bill is not doing anything to help with the accuracy. It's more punitive than anything else, from my view, and we're doing this bill to codify the purging of the voter rolls. And last session, as we began this session, then-Secretary of State Whitley was given the mandate to purge the voter rolls, and it was done in a very embarrassing way. Texas got national recognition, yet again, because we purged 100,000 people from the voter rolls. We ended up paying \$450,000 in legal fees for an exercise in futility and embarrassment again.

So now we're codifying it and saying that four times a year, the attorney general's office is going to take a look at this. There's a zero fiscal note on this, but my understanding from those who were involved in the Appropriations process is that there will likely be more resources given to the attorney general's office for this type of activity. And by this type of activity, I mean a snipe hunt looking for those crimes, and we're looking in a situation in a state that has

grown and in the numbers that we have grown. We are saying to people who move from one county to the next and didn't update their voter status, you're a part of this. We're looking at people, as was made known two years ago, people who became citizens afterward and are legitimately able to vote and they're caught up in this. I know Chair Klick is going after those who signed up for jury duty. It's a shock to those of us here that there are people who lie on their jury duty form and say, "Well, I don't live here" or "I'm not a citizen." This is a very, in my view, an unjust way to handle this situation, and I harken back to the two years back when Secretary of State Whitley did this, and it was an embarrassment to the state. My concern is that we are repeating that same mistake here on the floor today. So I would urge you to vote no.

KLICK: Under current law, when a person is summoned for jury duty but identifies him or herself as a noncitizen or nonresident of that county, they are excused from jury service. Their name is then sent to the appropriate officials to have their name removed from the voter rolls. Members, I would encourage you to vote yes on this bill.

REPRESENTATIVE A. JOHNSON: I had a question about the provision that adds what seems to be an additional amount of power to Attorney General Ken Paxton, and that is under Section 3(b), Subsection (3), that "the attorney general and the county or district attorney for an investigation of whether the person committed an offense under Section 13.007, Election Code, or other law." I'm worried about the breadth of that term "other law." Is there a limiting definition to "other law"?

KLICK: We have not changed the other process that is involved in list maintenance. All we've done is added the attorney general to the list of those notified so that they can compare the list quarterly.

A. JOHNSON: I know. But my concern is and my understanding of the process is the attorney general can't just waltz into a county and begin a prosecution. That attorney general generally asks for permission from the local county attorney and the district attorney or the local district attorney or county attorney will ask the attorney general for assistance. It seems that this provision is adding blanket authority to the attorney general to potentially investigate this grouping of individuals not for just Election Code violations but other law. And my concern is "other law" could be a Class C, Class B, Class A misdemeanor, could be any felony range.

KLICK: Ms. Johnson, the list that we're talking about already goes to the county or district attorney. They are on the distribution list already.

A. JOHNSON: I know. I understand that, and that would be appropriate because the local county attorney or district attorney is elected by the citizens of that individual county to make the determination of prosecutorial discretion. My concern is this would seem to give the attorney general the authority to prosecute any individual for any offense in any county based on this statutory change.

KLICK: It allows them to compare the list.

A. JOHNSON: No, it doesn't. It says that they can engage in investigation for any crime.

KLICK: Correct.

A. JOHNSON: Well, that—I pulled up the attorney general's website just now to see if I was correct in his job. The attorney general's job is to enforce child support orders, protect against consumer fraud, enforce open government laws, and provide legal advice to the state officials. And unfortunately, in this climate, Attorney General Ken Paxton has even been criticized by republican U.S. Senator Ben Sasse for the manner in which he has used our office for political purposes. And it scares the dickens out of me to think that this provision that we're about to vote on would give Ken Paxton the authority to waltz into any county and investigate any citizen off of this list for "other law." That opens up the entire—it gives him an incredible amount of power that the attorney general, in my view, should never have, much less this attorney general. And I wondered if that was the intent of this law?

KLICK: The intent is to remove those that have self-identified as not a resident of the county or a noncitizen and to verify that that is removed and they have not been voting in elections that they're not eligible to vote in.

A. JOHNSON: And if that is appropriately handled by the reference to 13.007, Election Code, then what's the need for "or other law"?

KLICK: You know, currently under state law, these lists can be available under an open records request, but they are not allowed to compare it to see if these individuals who are not citizens and nonresidents actually voted in a recent election.

A. JOHNSON: I don't disagree with you on what you're saying about the intent of the election integrity.

KLICK: That's what we're trying to fix.

A. JOHNSON: My concern is that under Subsection 3(b)(3), it seems to expand the attorney general's legal and prosecutorial authority into every county, into anyone on this list, for "other law"—"or" other law, not "and" other law—not tied to the Election Code violation and another law. It's either the Election Code violation "or other law," and that would seem to give the attorney general authority to take anybody off of this list and attempt to prosecute them for any potential offense. And that seems to be an extremely broad authority that is never given to an attorney general, much less one that has been criticized by republicans for being overly partisan with his use of our office.

KLICK: I would encourage you, Representative Johnson, to go to Section (c), right under the section you cited, where it says the "list compiled under this section may not be used for a purpose other than a purpose described by Subsection (b) or Section 15.081."

A. JOHNSON: So if that is the case, it may be that Subsection (b) and Subsection (c) are giving us different intents. Because if the intent is just for the Election Code, could this be amended to say that it's an "other law" in connection with the Election Code violation and make it an "and" as opposed to an "or"?

KLICK: I believe that the drafting is pretty clear as to what this means, and all we're doing is adding the AG to the list of folks that already get this notification and going through the normal voter list maintenance.

WU: Representative Klick, the legislation you're proposing would create a list of people who respond that they were not citizens, correct?

KLICK: Correct.

WU: To a jury summons?

KLICK: Correct.

WU: Would it be fair to say that when people get jury summons, there's not a certain timeline of how often they get it? That you can get two in a year or you could not get one inside of five years?

KLICK: I'm not advised.

WU: Is that possible? Is it within the realm of possibility?

KLICK: I'm not advised.

WU: Okay. In your personal experience, have you ever experienced that? Have you ever gotten a jury summons?

KLICK: I have.

WU: Do you know how long it was between your jury summons?

KLICK: Maybe a decade.

WU: A decade? Okay. Are you aware that people can change their citizenship status?

KLICK: Absolutely.

WU: In fact, almost 100,000 Texans became citizens in 2019 alone. Were you aware of that?

KLICK: I believe that is correct.

WU: Does this legislation create a process to check to see if people have become citizens within the last year?

KLICK: Mr. Wu, we have not changed any of the list maintenance protocols that are already in play, and that is part of the process.

WU: Does this legislation create any type of process to remove the names of people who have become citizens?

KLICK: Mr. Wu, existing law that we are not dealing with before us today does that. All we're doing is adding to the notification list. We're not changing the protocol.

WU: So I'm going to take by your answer twice now and the legislation itself, that it does not have a process to take the names off this list, okay?

KLICK: It's not in this bill. It's already in other statute that we're not touching.

WU: So this bill is going to check every time and create a list, and if someone becomes a citizen, is it the intent of this legislation for them to have to get their name off this list before they can register to vote?

KLICK: The bill does not provide for that.

WU: So if someone becomes a citizen in between the time they were sent a jury summons card, and they returned it saying they were not a citizen yet, and they became a citizen the following year, do they have to take their name off the list manually?

KLICK: Mr. Wu, we are not changing the protocol.

WU: This is a very simple question.

KLICK: They investigate this first before anybody would be referred for prosecution. We're not changing that process. The protocols are—

WU: That's not the question. The question isn't—we're not to the prosecution yet. We're just talking about whether somebody can register to vote legally. If someone is already on this list because they returned their jury summons card and they become a citizen—100,000 Texans, potentially, have become citizens in the last year. They want to register to vote. Do they have to manually take their name off this list before they can register?

KLICK: Mr. Wu, I'm not advised. We're not changing—

WU: This is your legislation. How are you not advised?

KLICK: We're not changing the protocols for list maintenance. All we're doing is adding the attorney general to the notification list.

WU: Representative Klick, you are creating a possible criminal prosecution and you cannot tell someone, tell the average Texan, whether or not they will be prosecuted for doing what they feel is their constitutionally protected right. You're creating legislation, creating a law, that subjects someone to possible criminal prosecution, and you are leaving it vague enough where they don't know how to act.

KLICK: Mr. Wu, all we are doing is adding the attorney general to the list that gets notified. Those notifications are quarterly.

WU: So let me ask you then, if the attorney general gets a list—they have a list that said someone turned in a card that says that they are not a citizen for the purposes of jury service, but they have become a citizen within the last year—is that person now subject to criminal prosecution?

KLICK: There's generally an investigation before somebody is charged with a crime.

WU: I'm not in the AG's office. I don't do any investigations. Is that person subject to prosecution under your law?

KLICK: If they are not a citizen, they could be.

WU: And if they are? They're now conflicting. They now have a conflict in the law.

KLICK: There's a means to prove that.

WU: I'm sorry?

KLICK: There is a means to prove that they have passed and became a citizen.

WU: So I want to be sure. In order for these people, these 100,000 Texans who become citizens every year—they would have to have a separate approval, a separate showing of evidence, before they're allowed to properly exercise their vote? Otherwise, they're under threat of criminal prosecution.

KLICK: Mr. Wu, how many of those 100,000 folks that you spoke of that have become new citizens have declined to do jury service and self-identified as noncitizens?

WU: I'm sorry. I can't hear anything.

KLICK: How many of those new citizens you're speaking about have been called up for jury service and have self-identified as noncitizens?

WU: I don't know. I would assume 100,000 of them a year would say they were not a citizen before the beginning of the year and they became a citizen during the year—100,000 Texans every single year.

REPRESENTATIVE C. TURNER: So you would agree that it's fairly routine for individuals to live temporarily away from the address at which they are registered to vote, right?

KLICK: Sure.

C. TURNER: Okay. So let me run through some hypotheticals with you. Could a voter who is serving abroad in the U.S. military and could be excused from jury duty for not residing in the county at the time—that happens frequently—under this bill, would that voter's name be sent to the attorney general for investigation and possible prosecution?

KLICK: Not likely, unless they had gone for jury service and self-identified that they were not a resident or a citizen.

C. TURNER: Well, they would be ineligible to serve because they are not presently in the county if they're deployed. So in that instance, they were ineligible to serve because they were physically not there in the county. Would they be referred to the attorney general for investigation and prosecution?

KLICK: How we go about determining residency, a person can claim a primary residence in one location at a time.

C. TURNER: Well, that's not the question. The question is if I'm a member of the U.S. Armed Forces and I'm deployed, I get called for jury duty—this happens. You would agree this happens all the time, right? Someone gets called for jury duty, they're deployed overseas or even elsewhere in the United States—you would agree that that happens?

KLICK: I'm not advised, but I would say that it's within the realm of possibilities.

C. TURNER: Okay. I'll represent to you that members of the U.S. Armed Forces do get deployed and they would therefore be unavailable to serve on a jury when they are deployed. So when that happens, will that voter's name be referred to the attorney general?

KLICK: I would not think so.

C. TURNER: Okay, that's good. Where in your bill does it say that?

KLICK: They got a normal exemption because they are out serving—

C. TURNER: So where in your bill does it say that that would not happen?

KLICK: That is in another section of statute in code that we are not touching.

C. TURNER: What section of statute is that?

KLICK: I'm sorry. I don't have that here in front of me. I'm not advised.

C. TURNER: Okay, because I'm not aware of what that section of statute is. So I would think we'd want to make sure. Let me go through a couple of other hypotheticals. So what about a voter who's attending college outside their county and they're excused from jury duty because they're not residing in the county? Would that voter's name be referred to the attorney general?

KLICK: You know, college students can be residents of where their college towns are but have a driver's license from their hometown. A college student is a resident wherever a college student identifies their primary residence to be. However, college students can only vote in one town at a time.

C. TURNER: Sure, but that's not my question. My question is if a college student is called to jury duty—let's say a student in Tarrant County, where you and I both live, is called for jury duty in Tarrant County but they're attending college at The University of Texas at Austin. They're not available to serve on a jury in Tarrant County. Would that be correct?

KLICK: I believe that that could be difficult for them.

C. TURNER: In the jury system, we don't make a college student skip a week of class to come back and serve on a jury. That's a valid excuse not to serve on a jury. Is that correct?

KLICK: College students can be residents of where they go to college but they can also have their driver's license from their hometown. That student is a resident wherever that student identifies their primary residence to be.

C. TURNER: But the question is not about residency. It's simply about if they get called for jury duty, they're unable to serve because they're not living in the county at that time because they're away at school, is that student going to be referred to the attorney general under your bill?

KLICK: I do not think so.

C. TURNER: But you're not sure. So what about a voter who is caring for a sick relative on a long-term basis outside the county? That happens to a lot of us. We go and take care of an ailing parent or a relative. They're unable to serve on a jury. They're exempted from jury duty. Would they then be referred to the attorney general?

KLICK: No. A person can claim primary residence in one location at a time. However, a person's residency does not have to be the address listed on the person's driver's license. The courts have ruled that residency is very subjective and ultimately is decided by a court if challenged.

C. TURNER: So you're not sure with respect to a member of the military or a college student. And I think those are questions the body would like to get clarified before we vote on this bill. But I know other members have questions, so I'll yield the microphone.

J. GONZÁLEZ: Representative Klick, in 2019, the secretary of state attempted to purge nearly 100,000 unregistered voters from our voter rolls. Are you aware of this event and the fact that the secretary of state resigned from his position because of that?

KLICK: I am aware that there were news stories about that.

J. GONZÁLEZ: Are you aware that at least 18,000 of the 95,000 voters in the attempted purge were naturalized citizens and 100 percent eligible to vote? Some of which were my constituents.

KLICK: I'm not advised.

J. GONZÁLEZ: Are you aware that this scandal cost Texas taxpayers \$450,000?

KLICK: I'm not advised.

J. GONZÁLEZ: Your bill addresses notification of the authorities when someone in Texas has been excused from jury duty because they are a noncitizen or because they are no longer a resident of this county. Is there a mechanism in your bill that ensures that these two categories, noncitizen and no longer in the county, are not conflated?

A record vote was requested by Representative Cason.

CSSB 155, as amended, was passed to third reading by (Record 1215): 79 Yeas, 64 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; 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; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; 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, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Biedermann; Bowers; Coleman; Dean; Smithee; Thierry.

**GENERAL STATE CALENDAR
SENATE BILLS
SECOND READING**

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

**SB 2212 ON SECOND READING
(S. Thompson - House Sponsor)**

SB 2212, A bill to be entitled An Act relating to the duty of a peace officer to request and render aid for an injured person.

Representative S. Thompson moved to postpone consideration of **SB 2212** until 10 a.m. Thursday, May 20.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Wu moved to print all remarks on **CSSB 155**.

The motion prevailed.

**CSSB 601 ON SECOND READING
(Burrows - House Sponsor)**

CSSB 601, A bill to be entitled An Act relating to the creation and activities of the Texas Produced Water Consortium.

CSSB 601 was passed to third reading.

**CSSB 153 ON SECOND READING
(Sanford, Burrows, and Frullo - House Sponsors)**

CSSB 153, A bill to be entitled An Act relating to the exclusion of certain payment processing services from the definition of "data processing service" for purposes of sales and use taxes.

CSSB 153 was passed to third reading.

**SB 884 ON SECOND READING
(Raymond - House Sponsor)**

SB 884, A bill to be entitled An Act relating to the management and operation by The University of Texas System of a multi-institution center in the city of Laredo.

SB 884 was passed to third reading.

**SB 1354 ON SECOND READING
(Collier - House Sponsor)**

SB 1354, A bill to be entitled An Act relating to the prosecution of the offense of injury to a child, elderly individual, or disabled individual.

SB 1354 was passed to third reading.

**SB 313 ON SECOND READING
(Meyer - House Sponsor)**

SB 313, A bill to be entitled An Act relating to a sales and use tax exemption for firearm safety equipment.

Amendment No. 1

Representative Meyer offered the following amendment to **SB 313**:

Amend **SB 313** (house committee printing) on page 1, line 9, between "trigger lock," and "or", by inserting "a firearm safety training manual or electronic publication,".

Amendment No. 1 was adopted.

SB 313, as amended, was passed to third reading.

**SB 581 ON SECOND READING
(Schofield - House Sponsor)**

SB 581, A bill to be entitled An Act relating to regulation by a property owners' association of certain religious displays.

SB 581 was passed to third reading.

**SB 383 ON SECOND READING
(Perez and Fierro - House Sponsors)**

SB 383, A bill to be entitled An Act relating to disclosure requirements of certain facilities that provide care for persons with Alzheimer's disease and related disorders.

Amendment No. 1

Representative Raymond offered the following amendment to **SB 383**:

Amend **SB 383** (house committee report) as follows:

(1) On page 1, line 9, between "facility" and "shall", insert "that advertises that the facility provides memory care services".

(2) On page 2, line 22, immediately following "facility", insert "that advertises that the facility provides memory care services".

Amendment No. 1 was adopted.

SB 383 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE RAYMOND: I'd like to establish some legislative intent. Is it your intent under this bill, as amended, that any assisted living facility or nursing facility which advertises to provide memory care services would have to follow the disclosure process required by the bill?

REPRESENTATIVE PEREZ: Yes, it is.

RAYMOND: Also, is it your intent that "advertising," including any written communication, verbal communication, anything posted on the website, or any other suggestion made that the facility provides memory care or Alzheimer's services, would meet the bill's disclosure requirements and by law be required to make the disclosure?

PEREZ: Yes, any type of communication, suggestion, or implication, whether verbal or written.

REMARKS ORDERED PRINTED

Representative Raymond moved to print remarks between Representative Perez and Representative Raymond on **SB 383**.

The motion prevailed.

A record vote was requested by Representative Tinderholt.

SB 383, as amended, was passed to third reading by (Record 1216): 98 Yeas, 42 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Bonnen; Bucy; Burrows; Button; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; 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.; Klick; Kuempel; Lambert; 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; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds;

Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Stephenson; Talarico; Thompson, E.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Buckley; Burns; Cain; Cason; Craddick; Cyrier; Ellzey; Gates; Harless; Harris; Hefner; Holland; Jetton; King, P.; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Biedermann; Bowers; Coleman; Dean; Smithee; Thierry.

Absent — Campos; Morrison; Thompson, S.

STATEMENTS OF VOTE

When Record No. 1216 was taken, I was shown voting yes. I intended to vote no.

Klick

When Record No. 1216 was taken, I was shown voting yes. I intended to vote no.

Lambert

When Record No. 1216 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

SB 922 ON SECOND READING (Patterson - House Sponsor)

SB 922, A bill to be entitled An Act relating to contracts for fingerprinting services entered into by the Department of Public Safety of the State of Texas.

SB 922 was passed to third reading.

RECESS

Representative Middleton moved that the house recess until 10 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 2:31 p.m., recessed 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

HR 1161 (By Ramos), Congratulating the softball team of Berkner High School in Richardson on its achievements during the 2021 season.

To Resolutions Calendars.

HR 1162 (By Ramos), Honoring RAC-TX, the statewide affiliate of the Religious Action Center of Reform Judaism, for its political and civic engagement.

To Resolutions Calendars.

HR 1163 (By Hinojosa), In memory of Julian Otis Read of Austin.

To Resolutions Calendars.

HR 1164 (By Stucky), Congratulating Brynn Brown on her outstanding accomplishments as a member of the girls' track and cross country teams at Guyer High School in Denton.

To Resolutions Calendars.

HR 1165 (By A. Johnson), Congratulating Lamar High School in Houston on receiving a 2021 Landmark Award from the Houston Business Journal.

To Resolutions Calendars.

HR 1166 (By Cole), Congratulating Judy Moore on being named Teacher Advocate of the Year by the Texas Public Charter Schools Association.

To Resolutions Calendars.

HR 1167 (By Cole), Congratulating Gregory Harrington on being named Parent Advocate of the Year by the Texas Public Charter Schools Association.

To Resolutions Calendars.

HR 1168 (By Neave), Congratulating Pam Sherrill of the Mesquite Independent School District on her induction into the 2021 class of DFW Great 100 Nurses.

To Resolutions Calendars.

HR 1169 (By Neave), Congratulating Porter Elementary School in Mesquite ISD on its nomination for a 2021 U.S. Department of Education Blue Ribbon School award.

To Resolutions Calendars.

HR 1170 (By Neave), Congratulating Karen Mira Lopez of Lakeview Centennial High School in Garland on her selection as a 2021 Dell Scholar.

To Resolutions Calendars.

HR 1171 (By Neave), Commemorating the grand opening of the nonprofit Well Grounded Coffee Community in Dallas.

To Resolutions Calendars.

HR 1172 (By Neave), Congratulating Robert Richard Fegraeus of Dallas on his 100th birthday.

To Resolutions Calendars.

HR 1173 (By Neave), Congratulating Diego Barron of Mesquite on being named to the 2021 USA Boxing Junior High Performance Squad as the nation's top-ranked boxer in his division.

To Resolutions Calendars.

HR 1174 (By Murr), In memory of retired U.S. Air Force Colonel Patricia Ellen Frain.

To Resolutions Calendars.

HR 1175 (By Sanford), Congratulating Collin College on its receipt of a 2020-2021 Innovation of the Year Award from the League for Innovation in the Community College.

To Resolutions Calendars.

HR 1176 (By Sanford), In memory of Carroll Homer Maxwell Jr. of McKinney.

To Resolutions Calendars.

HR 1177 (By Sanford), In memory of Frederick William "Rick" Herzberger, chief building official for the City of McKinney.

To Resolutions Calendars.

HR 1178 (By Fierro), Honoring Vista Hills Elementary School principal Judith Calderon for her contributions to education in the El Paso community.

To Resolutions Calendars.

HR 1179 (By Lucio), Congratulating Jose Garcia of Harlingen High School on his medal-winning performances at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1180 (By S. Thompson and Geren), In memory of former state representative Michael "Tuffy" Hamilton.

To Resolutions Calendars.

HR 1181 (By Jetton), Honoring the Ismaili Jamatkhana and Center for its service to the Sugar Land community.

To Resolutions Calendars.

HR 1182 (By Jetton), Honoring Mission BE A Resource of Sugar Land for its service to the community.

To Resolutions Calendars.

HR 1183 (By Jetton), Commemorating the Lunar New Year on February 1, 2022.

To Resolutions Calendars.

HR 1184 (By E. Morales), Recognizing the Eagle Pass Jeep Club for its contributions to the community.

To Resolutions Calendars.

HR 1185 (By E. Morales), Honoring Enrique and Margarita Ramos of Eagle Pass for their activism.

To Resolutions Calendars.

HR 1186 (By Jetton), Recognizing the festival of Diwali 2022.

To Resolutions Calendars.

HR 1187 (By C. Turner), Commending Nora Melhem for her service as constituent correspondence manager in the office of State Representative Chris Turner.

To Resolutions Calendars.

HR 1188 (By C. Turner), Commending Lynn Garavaglia for her service as a social work intern in the office of State Representative Chris Turner during the 87th Legislative session.

To Resolutions Calendars.

HR 1189 (By C. Turner), Commending Veronikah Sanford for her service as a legislative aide in the office of State Representative Chris Turner.

To Resolutions Calendars.

HR 1190 (By C. Turner), Commending Raychel Polk for her service as a legislative aide in the office of State Representative Chris Turner.

To Resolutions Calendars.

HR 1191 (By C. Turner), Commending Brittany Reed for her service as a legislative aide and social media manager in the office of State Representative Chris Turner.

To Resolutions Calendars.

HR 1192 (By Hernandez), In memory of Enrique "Rick" Dovalina of Houston.

To Resolutions Calendars.

HR 1193 (By Smithee), In memory of Robert Earl Stout of Dalhart.

To Resolutions Calendars.

HR 1194 (By Smithee), In memory of Baron Williams Corbitt Truitt of Dalhart.

To Resolutions Calendars.

HR 1195 (By Smithee), In memory of Levi James Drew of Dalhart.

To Resolutions Calendars.

HR 1196 (By C. Turner), Honoring Tammy Dubberke of Arlington for her service as director of constituent services and office manager in the office of State Representative Chris Turner.

To Resolutions Calendars.

HR 1197 (By Smithee), In memory of John Delmas "Rusty" Hancock of Dalhart.

To Resolutions Calendars.

HR 1198 (By C. Turner), In memory of Nina Jo McKinley Baker of Fort Worth.

To Resolutions Calendars.

HR 1199 (By Smithee), In memory of Larry Clinton "Chip" Formby of Hereford.

To Resolutions Calendars.

HR 1200 (By Smithee), In memory of Robert Douglas Josserand of Hereford.

To Resolutions Calendars.

HR 1201 (By Dutton), Congratulating James Joe Joseph of Houston on his receipt of a 2021 Outstanding Texan Award from the Texas Legislative Black Caucus.

To Resolutions Calendars.

HR 1202 (By Dutton), In memory of Gerald Morris Jr. of Houston.

To Resolutions Calendars.

HR 1203 (By Dutton), In memory of Earl B. Middleton Sr. of Houston.

To Resolutions Calendars.

HR 1204 (By Leman), Congratulating the Brenham High School Marine Corps Junior ROTC team on winning the overall title at the 2021 national championship.

To Resolutions Calendars.

HR 1205 (By Leman), In memory of Stephen Kent Balas of Eagle Lake.

To Resolutions Calendars.

HR 1206 (By Cook), Congratulating Julie Short on her reelection to the Mansfield City Council.

To Resolutions Calendars.

HR 1207 (By Cook), In memory of former Fort Worth city councilperson Clyde Wendell Picht.

To Resolutions Calendars.

HR 1208 (By Cook), Congratulating the Kennedale High School girls' track team on winning the 4A championship at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1209 (By Cook), Commending Nicole Wren for her service as a legislative aide in the office of State Representative David Cook.

To Resolutions Calendars.

HR 1210 (By Smithee), In memory of Randall County Judge Ernie Houdashell of Amarillo.

To Resolutions Calendars.

HR 1211 (By Ordaz Perez), Honoring Melody Tsutsumi Cruz of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

To Resolutions Calendars.

HR 1212 (By Ordaz Perez), Honoring Alonzo Jordan Ruelas of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

To Resolutions Calendars.

HR 1213 (By Ordaz Perez), Honoring Graciela Ortiz of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

To Resolutions Calendars.

HR 1214 (By Ordaz Perez), Honoring Jia Moreno of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

To Resolutions Calendars.

HR 1215 (By Ordaz Perez), Honoring Ashley Houser of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

To Resolutions Calendars.

HR 1216 (By Ordaz Perez), Honoring Mariana Hernandez of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

To Resolutions Calendars.

HR 1217 (By Ordaz Perez), Honoring Zayra Gomez of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

To Resolutions Calendars.

HR 1218 (By Ordaz Perez), Honoring Georgina Bugarini of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

To Resolutions Calendars.

HR 1219 (By Dean), In memory of Andrew George Khoury of Longview.

To Resolutions Calendars.

HR 1220 (By K. King), Congratulating the 2021 Texas Commission on the Arts honorees.

To Resolutions Calendars.

HR 1221 (By K. King), Congratulating the 2022 Texas Commission on the Arts honorees.

To Resolutions Calendars.

HR 1222 (By Martinez Fischer), Honoring chef Steve McHugh for his contributions to San Antonio.

To Resolutions Calendars.

HR 1223 (By Martinez Fischer), Commending Endeavors for its service to vulnerable people in crisis.

To Resolutions Calendars.

HR 1224 (By Martinez Fischer), Commending Vanessa Chebli for her service as a legislative aide in the office of State Representative Trey Martinez Fischer.

To Resolutions Calendars.

HR 1225 (By Martinez Fischer), Commending Elena Tamez on her service as a legislative aide in the office of State Representative Trey Martinez Fischer during the 87th Legislative Session.

To Resolutions Calendars.

HR 1226 (By Jetton), Congratulating Sarah Sutar of Sienna Crossing Elementary School on being named the 2021 Texas Teacher of the Year by Texas Teachers of Tomorrow.

To Resolutions Calendars.

HR 1227 (By Jetton), In memory of Deputy Caleb Daniel Rule of the Fort Bend County Precinct 4 Constable's Office.

To Resolutions Calendars.

HR 1228 (By Jetton), Recognizing April 1, 2022, as Hindu New Year.

To Resolutions Calendars.

HR 1229 (By Fierro), Honoring the El Paso Community College Student Government Association for its work with the Tejanos Against Tobacco campaign.

To Resolutions Calendars.

HR 1230 (By J.D. Johnson), Congratulating State Representative Senfronia Thompson on the dedication of the auditorium at Booker T. Washington High School and the High School for Engineering Professions in her honor.

To Resolutions Calendars.

HR 1231 (By Holland), Congratulating Dr. Bill Dean on his retirement from Texas Tech University.

To Resolutions Calendars.

HR 1232 (By Martinez Fischer), Honoring God'swill Osa for his service as a legislative aide in the office of Representative Trey Martinez Fischer during the 87th Legislative Session.

To Resolutions Calendars.

HR 1233 (By Metcalf), Recognizing the Legislative Budget Board for its work during the 87th Legislative Session.

To Resolutions Calendars.

HR 1234 (By Metcalf), Commending Robert Haney and the staff of the Chief Clerk's Office for their service during the 87th Legislative Session.

To Resolutions Calendars.

HR 1235 (By Metcalf), Commending Region VII of the Texas Department of Public Safety for its outstanding service to the Capitol Complex in Austin.

To Resolutions Calendars.

HR 1236 (By Metcalf), Recognizing the staff of the Texas Legislative Council.

To Resolutions Calendars.

HR 1237 (By Metcalf), Commending the staff of the State Preservation Board for their service during the 87th Legislative Session.

To Resolutions Calendars.

HR 1238 (By Metcalf), Commending Ginger McGalin for her service as Capitol nurse practitioner during the 87th Texas Legislature.

To Resolutions Calendars.

HR 1239 (By Metcalf), Commending the members of the House Committee Coordinator's Office for their work during the 87th Legislative Session.

To Resolutions Calendars.

HR 1241 (By Metcalf), Commending Jennifer Teigen Doran and the staff of the House Journal Clerk's Office for their service during the 87th Legislative Session.

To Resolutions Calendars.

HR 1242 (By Metcalf), Commending the House Business Office staff for its work during the 87th Legislative Session.

To Resolutions Calendars.

HR 1243 (By Metcalf), Commending the Office of the House Sergeant-at-Arms for its work during the 87th Legislative Session.

To Resolutions Calendars.

HR 1244 (By Button), In memory of the Reverend Gerald Lee Nichols of Richardson.

To Resolutions Calendars.

HR 1245 (By Cole), Congratulating Carlyle Morris of the Liberal Arts and Science Academy in Austin on finishing in the top 100 contestants in the 2021 CyberStart America National Cyber Scholarship Competition.

To Resolutions Calendars.

HR 1246 (By Cole), Congratulating Jeriah Yu of the Liberal Arts and Science Academy in Austin on finishing in the top 100 contestants in the 2021 CyberStart America National Cyber Scholarship Competition.

To Resolutions Calendars.

HR 1247 (By Spiller), In memory of Wheeler County Judge Jerry Dan Hefley.

To Resolutions Calendars.

HR 1248 (By Longoria), Congratulating Jose Garcia of Harlingen High School on his medal-winning performances at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1249 (By Murr), Congratulating Mark McDaniel on his retirement as Kerrville City Manager.

To Resolutions Calendars.

HR 1250 (By Murr), Recognizing Emma Cullins Holland of Heath on being the first person to lose a tooth on the floor of the Texas House of Representatives during a legislative session.

To Resolutions Calendars.

HR 1251 (By Cook), Congratulating the Stephen F. Austin State University softball team on winning the 2021 Southland Conference regular season title.

To Resolutions Calendars.

HR 1252 (By Cook), Congratulating Raul H. Gonzalez on his election to the Arlington City Council.

To Resolutions Calendars.

HR 1253 (By Bucy), Congratulating Sara-ann and Ian Groff on their 25th wedding anniversary.

To Resolutions Calendars.

HR 1254 (By Frullo), Honoring the Lubbock Police Department on its 100th anniversary.

To Resolutions Calendars.

HR 1255 (By Lopez), Congratulating Mario Jorge of San Antonio on his retirement from the Texas Department of Transportation.

To Resolutions Calendars.

HR 1256 (By Lopez), Congratulating Mario Jorge of San Antonio on his retirement from the Texas Department of Transportation.

To Resolutions Calendars.

HR 1257 (By Lopez), Congratulating Ricardo Castañeda of New Braunfels on his retirement from the Texas Department of Transportation.

To Resolutions Calendars.

HR 1258 (By Lopez), Congratulating Maribel P. Fuentes on her selection as the 2018-2019 Teacher of the Year at Roosevelt Elementary School in San Antonio.

To Resolutions Calendars.

HR 1259 (By Lopez), Congratulating Gabriela Garcia on her selection as the 2018-2019 Teacher of the Year at Gus Garcia Middle School in San Antonio.

To Resolutions Calendars.

HR 1260 (By Lopez), Congratulating Ida Tello on her selection as the 2018-2019 Teacher of the Year at Winston Elementary School in San Antonio.

To Resolutions Calendars.

HR 1261 (By Lopez), Congratulating Cynthia Kelly on her selection as the 2018-2019 Teacher of the Year for Gardendale Elementary School in San Antonio.

To Resolutions Calendars.

HR 1262 (By Lopez), Congratulating Cynthia Ramirez de Lopez on her selection as the 2018-2019 Teacher of the Year at Henry B. Gonzalez Elementary School in San Antonio.

To Resolutions Calendars.

HR 1263 (By Lopez), Congratulating Megan Prado on her selection as the 2018-2019 Teacher of the Year at Brentwood Middle School in San Antonio.

To Resolutions Calendars.

HR 1264 (By Lopez), Congratulating Rosalie Rodriguez on her selection as the 2018-2019 Teacher of the Year at Memorial High School in San Antonio.

To Resolutions Calendars.

HR 1265 (By Lopez), Congratulating Celeste Foster on her selection as the 2018-2019 Teacher of the Year at Roy Cisneros Elementary School in San Antonio.

To Resolutions Calendars.

HR 1266 (By Lopez), Congratulating Evangelina Perez on her selection as the 2018-2019 Teacher of the Year at Loma Park Elementary School in San Antonio.

To Resolutions Calendars.

HR 1267 (By Lopez), Congratulating Robert J. Lopez on his selection as the 2018-2019 Teacher of the Year at the Emma Frey Disciplinary Alternative Education Program in San Antonio.

To Resolutions Calendars.

HR 1268 (By Lopez), Congratulating Zoila Vela on her selection as the 2018-2019 Teacher of the Year at Lyndon B. Johnson Elementary School in San Antonio.

To Resolutions Calendars.

HR 1269 (By Lopez), Congratulating Patricia Preciado-Ramon on her selection as the 2018-2019 Teacher of the Year for Jose Cardenas Early Childhood Center in San Antonio.

To Resolutions Calendars.

HR 1270 (By Lopez), Congratulating John Leos on his selection as the 2018-2019 Teacher of the Year at Las Palmas Elementary School in San Antonio.

To Resolutions Calendars.

SB 113 to Ways and Means.

SB 585 to Licensing and Administrative Procedures.

SB 962 to Public Health.

SB 993 to Public Health.

SB 1059 to Human Services.

SB 1572 to Elections.

SB 1984 to Pensions, Investments, and Financial Services.

SB 2089 to Ways and Means.

SB 2232 to Elections.

List No. 2

SB 487 to Land and Resource Management.

SB 734 to Ways and Means.

SB 1471 to Insurance.

SB 2193 to Natural Resources.

SB 2230 to Pensions, Investments, and Financial Services.

SB 2247 to Homeland Security and Public Safety.

SIGNED BY THE SPEAKER

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

House List No. 22

HB 773, HB 1957, HB 2390, HB 2431, HB 3399, HJR 125

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

Monday, May 17, 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 487 Hughes

Relating to the applicability of certain laws to open-enrollment charter schools.

SB 734 Paxton

Relating to an exemption from ad valorem taxation of property owned by a charitable organization that provides services related to the placement of a child in a foster or adoptive home.

SB 1471 Taylor

Relating to eligibility to establish a multiple employer welfare arrangement.

SB 2193 Buckingham

Relating to the creation of the Matthews Ranch Water Control and Improvement District No. 1 of Blanco County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2230 Schwertner

Relating to the acquisition of real property or construction of buildings for the purpose of operating the Texas Bullion Depository.

SB 2247 Huffman

Relating to the removal of a fee for the issuance of an original, duplicate, modified, or renewed license to carry a handgun.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 14

Business and Industry - **SB 2099**

County Affairs - **SB 504**

Criminal Jurisprudence - **SB 109, SB 335**

Elections - **SB 598, SB 1116**

Homeland Security and Public Safety - **SB 181, SB 741, SB 1359**

Human Services - **SB 764, SB 1136, SB 1917**

Judiciary and Civil Jurisprudence - **SB 6, SB 1179**

Licensing and Administrative Procedures - **SB 766, SB 2062**

Natural Resources - **SB 387, SB 1949**

Pensions, Investments, and Financial Services - **SB 186, SB 1372**

Public Education - **SB 1365**

State Affairs - **SB 14**

Transportation - SB 782, SB 1123, SB 1814, SB 1815, SB 1816, SB 1817, SB 1865, SB 1907

Urban Affairs - SB 591, SB 2185

Ways and Means - SB 296, SB 334, SB 794, SB 1315, SB 1421, SB 1764

ENGROSSED

May 14 - HB 41, HB 318, HB 461, HB 578, HB 740, HB 929, HB 1032, HB 1306, HB 1400, HB 1467, HB 1480, HB 1507, HB 1516, HB 1524, HB 1548, HB 1591, HB 1631, HB 1633, HB 1678, HB 1754, HB 1852, HB 1907, HB 1914, HB 1971, HB 2001, HB 2022, HB 2147, HB 2156, HB 2179, HB 2182, HB 2183, HB 2290, HB 2333, HB 2352, HB 2371, HB 2384, HB 2391, HB 2409, HB 2416, HB 2435, HB 2534, HB 2554, HB 2629, HB 2675, HB 2696, HB 2710, HB 2726, HB 2740, HB 2746, HB 2769, HB 2795, HB 2815, HB 2864, HB 3013, HB 3044, HB 3068, HB 3110, HB 3126, HB 3140, HB 3157, HB 3250, HB 3253, HB 3264, HB 3266, HB 3340, HB 3363, HB 3375, HB 3385, HB 3433, HB 3436, HB 3467, HB 3533, HB 3598, HB 3601, HB 3630, HB 3635, HB 3691, HB 3720, HB 3740, HB 3750, HB 3759, HB 3802, HB 3889, HB 3906, HB 3920, HB 3925, HB 3941, HB 3951, HB 3985, HB 4124, HB 4176, HB 4179, HB 4338, HB 4472, HB 4486, HB 4487, HB 4509, HB 4525, HB 4535, HB 4580, HB 4584, HB 4590, HB 4591, HB 4597, HB 4615, HB 4616, HB 4617, HB 4619, HB 4627, HB 4628, HB 4629, HB 4630, HB 4634, HB 4639, HB 4642, HB 4645, HB 4647, HB 4648, HB 4649, HB 4652, HB 4654, HB 4658, HB 4659, HB 4662, HB 4663, HB 4667, HCR 7, HCR 103

May 16 - HB 105, HB 140, HB 162, HB 205, HB 244, HB 285, HB 396, HB 424, HB 545, HB 558, HB 572, HB 639, HB 643, HB 662, HB 1157, HB 1302, HB 1530, HB 1586, HB 1744, HB 2027, HB 2134, HB 2222, HB 2269, HB 2681, HB 2983, HB 3255, HB 3331, HB 3438, HB 3462, HB 3472, HB 3503, HB 3531, HB 3658, HB 3767, HB 3798, HB 3880, HB 3916, HB 3929, HB 4023, HB 4058, HB 4107, HB 4110, HB 4184, HB 4361, HB 4368, HB 4420, HB 4539, HB 4555, HB 4589, HB 4605, HB 4623, HB 4624, HB 4635, HB 4638, HB 4641, HB 4650, HB 4664, HB 4665, HCR 1, HCR 5, HCR 54, HCR 66, HCR 67, HCR 84

ENROLLED

May 14 - HB 773, HB 1957, HB 2390, HB 2431, HB 3399, HJR 125

SENT TO THE GOVERNOR

May 14 - HB 16, HB 33, HB 54, HB 454, HB 604, HB 636, HB 977, HB 1057, HB 1363, HB 1585, HB 1763, HB 2127, HB 3529

RECOMMENDATIONS FILED WITH THE SPEAKER

May 14 - HB 4654, HB 4657, HB 4658, HB 4659

SIGNED BY THE GOVERNOR

May 15 - HB 362, HB 723, HB 735, HB 780, HB 786, HB 917, HB 1070, HB 1081, HB 1325, HB 1428, 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

FILED WITHOUT THE GOVERNOR'S SIGNATURE

May 15 - HB 567, HB 1116, HB 1472

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-NINTH DAY (CONTINUED) — TUESDAY, MAY 18, 2021

The house met at 10:20 a.m. and was called to order by the speaker.

The invocation was offered by Representative P. King as follows:

Father, we know that your word is living and active. It's sharper than any two-edged sword and piercing as far as the division of both soul and spirit, of joints and marrow, and able to judge the thoughts and intentions of the heart. And we thank you that you provided your word for us, that we can know you and know how to walk with you and have guidance and direction for our lives, not only for how to live daily but how to know that we can have eternity with you through our savior Jesus. We ask in these last couple of weeks of session that we would be mindful that our job is to do good things for others; that we need to, in the tension that we all experience and fatigue and stress and being away from home, treat one another the way we want to be treated; that we love you with all our heart, soul, mind, and strength; and that we have as our singular goal to serve Texans and help people in this little time we have left. So with all this, we pray, we thank you for your Bible, and we pray that you would use this book in all of our lives going forward. It's in Jesus' name we pray. Amen.

The chair recognized Representative Moody 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 illness:

Thierry on motion of Patterson.

The following member was granted leave of absence for today and tomorrow to attend a funeral:

Cason on motion of Slaton.

The following member was granted leave of absence for today because of important business in the district:

White on motion of Harless.

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, Senate List No. 12).

**HR 1180 - ADOPTED
(by S. Thompson and Geren)**

Representative S. Thompson moved to suspend all necessary rules to take up and consider at this time **HR 1180**.

The motion prevailed.

The following resolution was laid before the house:

HR 1180, In memory of former state representative Michael "Tuffy" Hamilton.

HR 1180 - REMARKS

REPRESENTATIVE S. THOMPSON: My dear friend and colleague, former State Representative Mike "Tuffy" Hamilton, passed away November 8, 2019, at the age of 58, bringing a profound loss to his loved ones, to the friends he made here at the Capitol, and to the many people whose lives he benefitted through his public service. Today would have been Tuffy Tuesday for those of you who knew him here. I had the honor of serving with Tuffy as a member of this august body and also as one of his committee members when he chaired the House Licensing and Administrative Procedures Committee. He was larger than life, a friend to all who knew him, and although we came from different parties, we worked together and shared a common bond to better the lives of our constituents. His resolution reads, in part, "he cherished the time he spent with his loved ones at gatherings, where he always made certain that everyone around him was enjoying themselves as much as he was." Mr. Speaker, I know he would have been extremely proud of you serving as speaker of the house. And I can just picture Tuffy here with his legs, large grin, and his rosy cheeks, walking in your office, kicking his legs around like he would do, and checking out all of the office space you inherited. He would have really enjoyed seeing you lead the house, and I know he is watching from above. I'd like to yield to my colleague Chairman Geren.

REPRESENTATIVE GEREN: Tuffy was a dear friend. He had a heart as big as Edmund Kuempel's, and that's saying a lot. Please join me in welcoming Tuffy's wife, Terry; his son Michael; and his daughter and son-in-law Lacey and Alex Coyne to the Capitol. They're sitting in the gallery to my right. Thank y'all for being here. Members, it was truly an honor to serve with Tuffy. He really did have a heart of gold, and he cared about everybody on this floor. And thank y'all for letting us honor his wonderful life today.

S. THOMPSON: Members, when I first got on the Licensing Committee, I didn't know very much about it. I was sitting next to Tuffy, and we would always talk. And Chairman Kino Flores would always insist on us shutting up. I was trying to get information on the bills because, you know, he knew about the legislation in that committee. And so one day he came in and the chairman was just sick and

tired of us. Every time he came in, he and I were sitting there just going at it, talking. I'm asking him a question about this bill and he's giving me his insight. So the chairman insisted that the next committee meeting that we would be separated. So we get back the next week and when we get there, he had my seat on one side and he had Tuffy on the other side. And we wondered, what's going on? You know, I'm normally sitting next to Tuffy. So as the committee meeting proceeded that morning, all of a sudden, for some reason, the chairman had to get up and step out. And he left it in the hands of the vice-chair. And what happened when he came back? Tuffy and I were sitting next to each other. And Tuffy told him, he says, "We're like coffee and cream. You can't separate us." So a few weeks later, we got some cups made, Tuffy did, and they said "coffee and cream."

He was a wonderful person to work with. Many of you who are here with me, you remember the pies, because we ate Tuffy pies for years. It was always so wonderful to get them. And Ms. Hamilton, you know the Hamilton family always sees to it that I get a cherry pie every session. And they served them, normally, each time that Geren served barbecue. Tuffy always furnished the pies. So we, on behalf of the house, say thank you for the Tuffy pies. And ladies and gentlemen, we would like for you to know that we are continuing to celebrate Tuffy Tuesday.

SPEAKER PHELAN: Members, I want to welcome the Hamilton family. Mike wasn't just one of a kind, he was also a constituent of mine. I noticed that many of you have not put on your session 15 pounds that you're supposed to put on because, I guess, we haven't had the Mike Hamilton pies this session to put on all of our session weight. Mike was somebody who, in the last six years since I've been in office, not a day didn't go by where he was not on the couch in my office kicking his feet up. I'm sure he'd love to be in the speaker's office right now because I have several couches for him to choose from, but the Hamilton family is always welcome in my office. I appreciate this moment. He loved this body. He loved Mr. Geren. He loved Ms. Thompson, who gave a wonderful eulogy at his funeral, and I know the family appreciated that as well. We're a family here, and when we lose a family member, it always hurts, but it's nice to have the support of one another.

HR 1180 was unanimously adopted by a rising vote.

On motion of Representative Geren, the names of all the members of the house were added to **HR 1180** as signers thereof.

REMARKS ORDERED PRINTED

Representative Geren moved to print remarks by Representative S. Thompson, Representative Geren, and Speaker Phelan on **HR 1180**.

The motion prevailed.

FIVE-DAY POSTING RULE SUSPENDED

Representative Dutton moved to suspend the five-day posting rule to allow the Committee on Public Education to consider pending and referred business and **SB 1716** upon final adjournment or recess or bill referral, if permission is granted, today in E1.030.

The motion prevailed.

SB 383 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Frank moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 383** all joint authors and co-authors for **HB 413**.

The motion prevailed.

(Speaker pro tempore in the chair)

FIVE-DAY POSTING RULE SUSPENDED

Representative Bowers moved to suspend the five-day posting rule to allow the Committee on Homeland Security and Public Safety to consider **SB 2247** at 9 a.m. Thursday, May 20 in E2.030.

The motion prevailed.

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.

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 4666 (by Anderson), A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Middleton, Murr, Noble, Oliverson, Patterson, Shaheen, Shine, Slaton, Slawson, Smith, Smithee, Stucky, Swanson, Tinderholt, Toth, VanDeaver, and Vasut recorded voting no.) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4668 (by Murr), A bill to be entitled An Act 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. (Allison, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Middleton, Noble, Oliverson, Patterson, Shaheen, Shine, Slaton, Slawson, Smith, Smithee, Stucky, Swanson, Tinderholt, Toth, VanDeaver, and Vasut recorded voting no.) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSHB 4669 (by Cain), A bill to be entitled An Act relating to the boundaries of the Harris County Water Control and Improvement District No. 70. (Allison, Ashby, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Darby, Ellzey, Gates, Goldman, Harless, Harris, Holland, Krause, Landgraf, Leach, Middleton, Murr, Noble, Oliverson, Patterson, Shaheen, Shine, Slaton, Slawson, Smithee, Stucky, Swanson, Toth, VanDeaver, and Vasut recorded voting no.) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HCR 29 (by Thierry), A bill to be entitled An Act designating November 5 as Type 1.5 Diabetes Awareness Day for a 10-year period beginning in 2021.

HCR 29 was adopted by (Record 1217): 140 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; 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; 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 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; 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; Vo; Walle; Wilson; Wu; Zwiener.

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

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — Krause; Martinez; Sanford.

STATEMENTS OF VOTE

When Record No. 1217 was taken, I was temporarily out of the house chamber. I would have voted yes.

Krause

When Record No. 1217 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez

HCR 86 (by J.D. Johnson), A bill to be entitled An Act expressing support for equitable access to transformative therapies for sickle cell disease.

HCR 86 was adopted by (Record 1218): 142 Yeas, 0 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; Cain; 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; 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; Rosenthal; Sanford; 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; Vo; Walle; Wilson; Wu; Zwiener.

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

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

STATEMENT OF VOTE

When Record No. 1218 was taken, I was shown voting present, not voting. I intended to vote yes.

Rose

HCR 89 (by Metcalf), A bill to be entitled An Act authorizing the lieutenant governor and speaker to appoint joint committees.

HCR 89 was adopted by (Record 1219): 140 Yeas, 1 Nays, 2 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; 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; 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.; 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; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Beckley.

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

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — Morales Shaw; Shine.

STATEMENTS OF VOTE

When Record No. 1219 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 1219 was taken, I was shown voting yes. I intended to vote no.

Ramos

SB 40 (Price - House Sponsor), A bill to be entitled An Act relating to the provision of telehealth services by certain health professionals licensed by the Texas Department of Licensing and Regulation. (Patterson and Slaton recorded voting no.)

SB 58 (J. Turner - House Sponsor), A bill to be entitled An Act relating to purchasing of cloud computing services by a political subdivision. (Allison, K. Bell, Bonnen, Clardy, Cook, Harless, Noble, Oliverson, Patterson, Slaton, Smith, and Spiller recorded voting no.)

CSSB 152 (T. King, et al. - House Sponsors), A bill to be entitled An Act relating to the regulation of groundwater conservation districts. (Allison, Burns, Hefner, Krause, Landgraf, Murr, Patterson, and VanDeaver recorded voting no.)

SB 157 (Craddick - House Sponsor), A bill to be entitled An Act relating to eminent domain reporting requirements for certain entities. (Patterson and Slaton recorded voting no.)

Amendment No. 1

On behalf of Representative Geren, Representative Craddick offered the following amendment to **SB 157**:

Amend **SB 157** (house committee printing) as follows:

(1) On page 2, line 9, strike "or".

(2) On page 2, line 11, strike the underlined period and substitute "; or".

(3) On page 2, between lines 11 and 12, insert the following:

(3) a district created under Section 52, Article III, or Section 59, Article XVI, Texas Constitution, with a population of less than 25,000.

Amendment No. 1 was adopted.

SB 184 (S. Thompson - House Sponsor), A bill to be entitled An Act relating to reports on the prevalence of eating disorders and eating disorder-related deaths in this state. (Buckley, Cain, Cook, Ellzey, Gates, Harris, Hefner, Hull, Krause, Leman, Middleton, Noble, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, and Vasut recorded voting no.) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 280 (Collier - House Sponsor), A bill to be entitled An Act relating to the composition and duties of the capital and forensic writs committee. (Buckley, Cain, Cook, Ellzey, Gates, Hefner, Krause, Middleton, Noble, Patterson, Sanford, Shaheen, Slaton, Slawson, Stucky, Swanson, Toth, and Vasut recorded voting no.) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 284 (Allison - House Sponsor), A bill to be entitled An Act relating to a study of out-of-state physicians who practiced in this state during the COVID-19 pandemic. (Bonnen, Buckley, Cain, Cook, Ellzey, Gates, Harris, Hefner, Krause, Leman, Metcalf, Middleton, Noble, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut recorded voting no.) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 297 (Button, Stephenson, Sanford, and Frullo - House Sponsors), A bill to be entitled An Act relating to the criminal history record information requirement for applicants for renewal of a license issued by the Texas State Board of Public Accountancy. (Patterson recorded voting no.)

SB 445 was previously passed to third reading in lieu of **HB 3992** on May 11.

SB 454 (Lambert and Guillen - House Sponsors), A bill to be entitled An Act relating to mental health services development plans as updated by the Health and Human Services Commission and local mental health authority groups. (Slaton and Smith recorded voting no.)

SB 510 (Rogers - House Sponsor), A bill to be entitled An Act relating to the transfer of certain state property from the Texas Department of Criminal Justice to Stephens County. (Allison, K. Bell, Harless, Patterson, Slaton, Stucky, and Tinderholt recorded voting no.)

CSSB 630 (Muñoz - House Sponsor), A bill to be entitled An Act relating to the directors and administration of the Agua Special Utility District, including the grounds for removal of a director. (Allison, K. Bell, Buckley, Cyrier, Gates, Harless, Holland, Patterson, Shaheen, Slaton, Slawson, Smith, Swanson, and Vasut recorded voting no.) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSSB 642 (Hinojosa - House Sponsor), A bill to be entitled An Act relating to the provision of mental health services for certain children at risk of relinquishment. (Buckley, Gates, Shaheen, Slaton, Slawson, and Vasut recorded voting no.) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 695 (Hefner - House Sponsor), A bill to be entitled An Act relating to the service of a notice of assessment by the Texas Workforce Commission under the Texas Unemployment Compensation Act. (Buckley, Gates, Shaheen, Slawson, Stucky, and Vasut recorded voting no.) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 787 (Lucio - House Sponsor), A bill to be entitled An Act relating to the designation of Farm-to-Market Road 1479 in Cameron County as the Bobby Morrow Memorial Highway.

SB 791 (Schaefer - House Sponsor), A bill to be entitled An Act relating to the issuance of specialty license plates to United States Navy submariners. (Bonnen, Oliverson, Shaheen, Slaton, and Spiller recorded voting no.)

SB 795 (Cain - House Sponsor), A bill to be entitled An Act relating to an exemption from the requirement that the title of a state agency be printed on state-owned motor vehicles. (Patterson, Shaheen, and Slaton recorded voting no.)

CSSB 809 (Oliverson - House Sponsor), A bill to be entitled An Act relating to health care institution reporting of federal money received for the coronavirus disease public health emergency. (Smith recorded voting no.)

SB 905 (Frank - House Sponsor), A bill to be entitled An Act relating to guidance on the regulations applicable to the potable reuse of wastewater. (Middleton, Patterson, and Slaton recorded voting no.)

SB 937 (Tinderholt - House Sponsor), A bill to be entitled An Act relating to an excused absence from a public institution of higher education for a student called to required military service.

SB 1028 (Smithee, Capriglione, Price, Guerra, Vo, et al. - House Sponsors), A bill to be entitled An Act relating to health benefit plan coverage for colorectal cancer early detection. (Biedermann, Buckley, Cain, Cook, Ellzey, Gates, Hefner,

Krause, Middleton, Noble, Schaefer, Shaheen, Slaton, Slawson, Tinderholt, Toth, and Vasut recorded voting no.) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1072 (Hunter - House Sponsor), 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 and Slaton recorded voting no.)

SB 1105 was previously passed to third reading in lieu of **HB 3902** on May 14.

CSSB 1117 (Gates - House Sponsor), A bill to be entitled An Act relating to the composition of the board of directors of the Fort Bend Subsidence District, including a director's qualifications and term. (Allison, K. Bell, Cook, Harless, Harris, Noble, Patterson, Slaton, Stucky, and Swanson recorded voting no.)

SB 1134 (Hefner - House Sponsor), A bill to be entitled An Act relating to address confidentiality on certain documents for certain federal officials and family members of certain federal officials or federal or state court judges. (Shaheen and Slaton recorded voting no.)

SB 1185 (C. Morales - House Sponsor), A bill to be entitled An Act relating to the designation of a portion of State Highway 3 in Harris County as the Vanessa Guillen Memorial Highway.

CSSB 1308 (Canales - House Sponsor), A bill to be entitled An Act relating to a study on the impacts of using certain motor vehicle technologies. (Allison, K. Bell, Buckley, Burns, Cain, Cook, Ellzey, Gates, Harless, Hefner, Hull, Krause, Landgraf, Leach, Leman, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, VanDeaver, and Vasut recorded voting no.) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

Amendment No. 1

Representative Canales offered the following amendment to **CSSB 1308**:

Amend **CSSB 1308** (house committee printing) on page 1 as follows:

(1) On line 18, between "technologies" and "to", insert ", including license plates equipped with integrated circuit functionality,".

(2) On line 22, between "technologies" and "on", insert ", including license plates equipped with integrated circuit functionality,".

Amendment No. 1 was adopted.

SB 1323 (Canales - House Sponsor), A bill to be entitled An Act relating to preemployment physical examinations for employment with the Texas Department of Transportation. (Cook, Leman, Noble, Patterson, Slaton, Spiller, and Tinderholt recorded voting no.)

SB 1371 (Murphy - House Sponsor), A bill to be entitled An Act relating to the reporting of certain incidents of sexual harassment, sexual assault, dating violence, or stalking at certain public or private institutions of higher education. (Biedermann and Clardy recorded voting no.)

SB 1414 (Oliverson - House Sponsor), A bill to be entitled An Act relating to the time frame for passing certain licensing examinations for applicants seeking a license to practice medicine.

CSSB 1441 (Lopez - House Sponsor), A bill to be entitled An Act relating to withdrawals of water from the Edwards Aquifer to supply a military installation. (Patterson recorded voting no.)

SB 1467 was previously passed to third reading in lieu of **HB 3993** on May 14.

SB 1474 (Price - House Sponsor), A bill to be entitled An Act relating to the I-27 Advisory Committee. (Buckley, Cain, Cook, Ellzey, Gates, Harris, Hefner, Krause, Middleton, Noble, Patterson, Shaheen, Slaton, Slawson, Swanson, Toth, and Vasut recorded voting no.) (Craddick, Landgraf, and Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSSB 1490 (C. Turner - House Sponsor), A bill to be entitled An Act relating to the authority of the Texas Higher Education Coordinating Board to authorize certain degree programs offered by private postsecondary educational institutions. (Buckley, Cain, Ellzey, Gates, Hefner, Krause, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, and Vasut recorded voting no.) (Leach and Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1534 (Campos - House Sponsor), A bill to be entitled An Act relating to remedial plans issued by the State Board of Dental Examiners to address complaints against dentists and dental hygienists. (Ashby, Clardy, and Slaton recorded voting no.)

SB 1550 (Goldman - House Sponsor), A bill to be entitled An Act relating to airport police forces, including the authority to commission peace officers and the rights, privileges, and duties of those officers. (Biedermann, Ramos, and Slaton recorded voting no.)

SB 1677 (Frullo - House Sponsor), A bill to be entitled An Act 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. (Patterson recorded voting no.)

SB 1727 (Ashby - House Sponsor), A bill to be entitled An Act relating to certain local government corporations created for the development, construction, operation, management, or financing of transportation projects. (Patterson recorded voting no.)

SB 1829 (Klick - House Sponsor), A bill to be entitled An Act relating to maintaining and distributing certain Medicaid managed care directories. (Slaton recorded voting no.)

CSSB 1900 (Anchia - House Sponsor), A bill to be entitled An Act relating to the regulatory authority of the savings and mortgage lending commissioner; authorizing fees. (Allison, Biedermann, Buckley, Cain, Clardy, Cyrier, Ellzey, Gates, Harris, Hefner, Holland, Krause, Leman, Patterson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut recorded voting no.) (Craddick, Leach, and Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

CSSB 2049 (Wu - House Sponsor), A bill to be entitled An Act relating to guardians ad litem for children who are in the juvenile justice system and the child protective services system. (Hull and Leman recorded voting no.)

SB 2162 was previously passed to third reading in lieu of **HB 2606** on May 14.

SB 2164 was previously passed to third reading in lieu of **HB 2837** on May 14.

SB 2173 was previously passed to third reading in lieu of **HB 4600** on May 14.

SB 2207 was previously passed to third reading in lieu of **HB 4586** on May 14.

SB 2216 was previously passed to third reading in lieu of **HB 4625** on May 14.

SB 2219 was previously passed to third reading in lieu of **HB 4596** on May 14.

SCR 7 (Spiller - House Sponsor), A bill to be entitled An Act designating the Bowie knife as the official state knife of Texas.

SCR 7 was adopted by (Record 1220): 140 Yeas, 1 Nays, 2 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; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; 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; 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; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Beckley.

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

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — Cyrier; Hull.

STATEMENTS OF VOTE

When Record No. 1220 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

When Record No. 1220 was taken, I was in the house but away from my desk. I would have voted yes.

Hull

SCR 26 (Ashby - House Sponsor), A bill to be entitled An Act designating the third Tuesday in February as Texas Game Warden Day for a 10-year period beginning in 2021.

SCR 26 was adopted by (Record 1221): 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; 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; 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; 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 — Cason; Coleman; Dean; Thierry; White.

ADJOURNMENT

Representative Geren moved that the house adjourn until 11:20 a.m. today.

The motion prevailed.

The house accordingly, at 11:17 a.m., adjourned until 11:20 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:

Senate List No. 12

SCR 1, SCR 11, SCR 17, SCR 43

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 18, 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 315 VanDeaver SPONSOR: Hughes
 Relating to the purchasing of the uniform of certain honorably retired or medically discharged peace officers.
 (Committee Substitute)

HB 699 Rosenthal SPONSOR: Zaffirini
 Relating to public school attendance requirements for students diagnosed with or undergoing related treatment for severe or life-threatening illnesses.
 (Committee Substitute)

HB 1197 Metcalf SPONSOR: Campbell
 Relating to the period for which certain land owned by a religious organization for the purpose of expanding a place of religious worship or constructing a new place of religious worship may be exempted from ad valorem taxation.

HB 1571 Muñoz, Jr. SPONSOR: Hinojosa
 Relating to an exemption for certain cemeteries from cemetery location restrictions.
 (Committee Substitute)

SB 1084 Powell
 Relating to the Preparation for Adult Living Program and other services for foster children transitioning to independent living.

SB 1388 Creighton

Relating to the unlawful disclosure of an autopsy image or other visual depiction; creating a criminal offense.

SB 1947

Springer

Relating to the time for the issuance of municipal building permits and to the approval of certain land development applications by a municipality.

SB 2094

Taylor

Relating to the assessment of public school students, providing accelerated instruction for students who fail to achieve satisfactory performance on certain assessment instruments, and an accelerated learning and sustainment outcomes bonus allotment under the foundation school program.

SB 2246

Schwertner

Relating to the designation of a portion of State Highway 164 in Limestone County as the Trooper Chad M. Walker Memorial Highway.

SCR 51

Hughes

In memory of Sara "Sally" Sandlin Ratliff of Mount Pleasant.

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 7

Senate Conferees: Hughes - Chair/Bettencourt/Buckingham/Kolkhorst/Powell

Respectfully,

Patsy Spaw

Secretary of the Senate

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTIETH DAY — TUESDAY, MAY 18, 2021

The house met at 11:21 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 1222).

Present — Mr. Speaker; 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; 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; 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; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

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 1223): 137 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; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; 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; 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; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

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

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — Cyrier; Johnson, J.E.; Morales, C.; Noble; Romero; Thompson, E.

STATEMENTS OF VOTE

When Record No. 1223 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

When Record No. 1223 was taken, I was in the house but away from my desk. I would have voted yes.

J.E. Johnson

When Record No. 1223 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

When Record No. 1223 was taken, my vote failed to register. I would have voted yes.

E. Thompson

HB 4666 (Allison, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Middleton, Murr, Noble, Oliverson, Patterson, Shaheen, Shine, Slaton, Slawson, Smith, Smithee, Stucky, Swanson, Tinderholt, Toth, VanDeaver, and Vasut - no) (99 - 38 - 2) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4668 (Allison, Ashby, K. Bell, Biedermann, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Cyrier, Darby, Ellzey, Gates, Goldman, Harless, Harris, Hefner, Holland, Krause, Landgraf, Leach, Middleton, Noble, Oliverson, Patterson, Shaheen, Shine, Slaton, Slawson, Smith, Smithee, Stucky, Swanson, Tinderholt, Toth, VanDeaver, and Vasut - no) (100 - 37 - 2) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

HB 4669 (Allison, Ashby, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Cook, Darby, Ellzey, Gates, Goldman, Harless, Harris, Holland, Krause, Landgraf, Leach, Middleton, Murr, Noble, Oliverson, Patterson, Shaheen, Shine, Slaton, Slawson, Smithee, Stucky, Swanson, Toth, VanDeaver, and Vasut - no) (103 - 34 - 2) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 40 (Patterson and Slaton - no) (135 - 2 - 2)

SB 58 (Allison, K. Bell, Bonnen, Clardy, Cook, Harless, Noble, Oliverson, Patterson, Slaton, Smith, and Spiller - no) (126 - 11 - 2)

SB 152 (Allison, Burns, Hefner, Krause, Landgraf, Murr, Patterson, and VanDeaver - no) (129 - 8 - 2)

SB 157 (Patterson and Slaton - no) (135 - 2 - 2)

SB 184 (Buckley, Cain, Cook, Ellzey, Gates, Harris, Hefner, Hull, Krause, Leman, Middleton, Noble, Oliverson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, and Vasut - no) (115 - 22 - 2) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 280 (Buckley, Cain, Cook, Ellzey, Gates, Hefner, Krause, Middleton, Noble, Patterson, Sanford, Shaheen, Slaton, Slawson, Stucky, Swanson, Toth, and Vasut - no) (120 - 17 - 2) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 284 (Bonnen, Buckley, Cain, Cook, Ellzey, Gates, Harris, Hefner, Krause, Lemman, Metcalf, Middleton, Noble, Schaefer, Shaheen, Slaton, Slawson, Swanson, Tinderholt, Toth, and Vasut - no) (117 - 20 - 2) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 297 (Patterson - no) (136 - 1 - 2)

SB 454 (Slaton and Smith - no) (135 - 2 - 2)

SB 510 (Allison, K. Bell, Harless, Patterson, Slaton, Stucky, and Tinderholt - no) (130 - 7 - 2)

SB 630 (Allison, K. Bell, Buckley, Cyrier, Gates, Harless, Holland, Patterson, Shaheen, Slaton, Slawson, Smith, Swanson, and Vasut - no) (124 - 13 - 2) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 642 (Buckley, Gates, Shaheen, Slaton, Slawson, and Vasut - no) (131 - 6 - 2) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 695 (Buckley, Gates, Shaheen, Slawson, Stucky, and Vasut - no) (131 - 6 - 2) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 787

SB 791 (Bonnen, Oliverson, Shaheen, Slaton, and Spiller - no) (132 - 5 - 2)

SB 795 (Patterson, Shaheen, and Slaton - no) (134 - 3 - 2)

SB 809 (Smith - no) (136 - 1 - 2)

SB 905 (Middleton, Patterson, and Slaton - no) (134 - 3 - 2)

SB 937

SB 1028 (Biedermann, Buckley, Cain, Cook, Ellzey, Gates, Hefner, Krause, Middleton, Noble, Schaefer, Shaheen, Slaton, Slawson, Tinderholt, Toth, and Vasut - no) (121 - 16 - 2) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1072 (Patterson and Slaton - no) (135 - 2 - 2)

SB 1117 (Allison, K. Bell, Cook, Harless, Harris, Noble, Patterson, Slaton, Stucky, and Swanson - no) (128 - 9 - 2)

SB 1134 (Shaheen and Slaton - no) (135 - 2 - 2)

SB 1185

SB 1308 (Allison, K. Bell, Buckley, Burns, Cain, Cook, Ellzey, Gates, Harless, Hefner, Hull, Krause, Landgraf, Leach, Lemman, Middleton, Murr, Noble, Patterson, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, VanDeaver, and Vasut - no) (109 - 28 - 2) (Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1323 (Cook, Leman, Noble, Patterson, Slaton, Spiller, and Tinderholt - no) (131 - 6 - 2)

SB 1371 (Biedermann and Clardy - no) (135 - 2 - 2)

SB 1414

SB 1441 (Patterson - no) (136 - 1 - 2)

SB 1474 (Buckley, Cain, Cook, Ellzey, Gates, Harris, Hefner, Krause, Middleton, Noble, Patterson, Shaheen, Slaton, Slawson, Swanson, Toth, and Vasut - no) (121 - 16 - 2) (Craddick, Landgraf, and Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1490 (Buckley, Cain, Ellzey, Gates, Hefner, Krause, Oliverson, Patterson, Schaefer, Shaheen, Slaton, Slawson, Spiller, Swanson, Tinderholt, Toth, and Vasut - no) (120 - 17 - 2) (Leach and Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 1534 (Ashby, Clardy, and Slaton - no) (134 - 3 - 2)

SB 1550 (Biedermann, Ramos, and Slaton - no) (134 - 3 - 2)

SB 1677 (Patterson - no) (136 - 1 - 2)

SB 1727 (Patterson - no) (136 - 1 - 2)

SB 1829 (Slaton - no) (136 - 1 - 2)

SB 1900 (Allison, Biedermann, Buckley, Cain, Clardy, Cyrier, Ellzey, Gates, Harris, Hefner, Holland, Krause, Leman, Patterson, Sanford, Schaefer, Shaheen, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut - no) (114 - 23 - 2) (Craddick, Leach, and Wilson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 2049 (Hull and Leman - no) (135 - 2 - 2)

(Speaker in the chair)

COMMITTEE MEETING ANNOUNCEMENT

At 11:27 a.m., the following committee meeting was announced:

Juvenile Justice and Family Issues, upon final adjournment or recess or bill referral, if permission granted, today, Desk 37, for a formal meeting, to consider pending and referred business.

GENERAL STATE CALENDAR

SENATE BILLS

THIRD READING

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

SB 155 ON THIRD READING
(Klick, et al. - House Sponsors)

SB 155, A bill to be entitled An Act relating to the use of information from the lists of noncitizens and nonresidents excused or disqualified from jury service.

SB 155 was passed by (Record 1224): 83 Yeas, 61 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cyrier; Darby; 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; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Pacheco; 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; 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; 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; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

STATEMENTS OF VOTE

When Record No. 1224 was taken, I was shown voting yes. I intended to vote no.

Guillen

When Record No. 1224 was taken, I was shown voting yes. I intended to vote no.

E. Morales

When Record No. 1224 was taken, I was shown voting yes. I intended to vote no.

Ordaz Perez

When Record No. 1224 was taken, I was shown voting yes. I intended to vote no.

Pacheco

When Record No. 1224 was taken, I was excused because of important business in the district. I would have voted yes.

White

**SB 601 ON THIRD READING
(Burrows - House Sponsor)**

SB 601, A bill to be entitled An Act relating to the creation and activities of the Texas Produced Water Consortium.

Amendment No. 1

Representative Burrows offered the following amendment to **SB 601**:

Amend **SB 601** (on third reading) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 8843.056(c), Special District Local Laws Code, is amended to read as follows:

(c) At the first election after the single-member districts are revised, a new director shall be elected from each district. The directors shall draw lots to determine which two directors serve two-year [~~one-year~~] terms and which three directors serve four-year [~~two-year~~] terms.

SECTION _____. Section 8843.152(b), Special District Local Laws Code, is amended to read as follows:

(b) For each new water service connection made after September 1, 2021, the [~~The~~] district may assess [~~levy and collect~~] a water utility service connection fee only in accordance with the following schedule:

<u>Meter Size</u>	<u>Maximum Fee</u>
<u>5/8"</u>	<u>\$1,000</u>
<u>3/4"</u>	<u>\$1,000</u>
<u>1"</u>	<u>\$1,250</u>
<u>1.5"</u>	<u>\$2,500</u>
<u>2"</u>	<u>\$4,000</u>
<u>3"</u>	<u>\$8,000</u>
<u>4" or larger</u>	<u>\$12,500</u>

~~[not to exceed \$1,000 for each new water service connection made after September 1, 2013.]~~

SECTION _____. Section 8843.055, Special District Local Laws Code, is repealed.

Amendment No. 1 was adopted. (Ellzey recorded voting no.)

SB 601, as amended, was passed by (Record 1225): 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; 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; 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.; 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; 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 — Cason; Coleman; Dean; Thierry; White.

Absent — Holland.

STATEMENTS OF VOTE

When Record No. 1225 was taken, I was in the house but away from my desk. I would have voted no.

Holland

When Record No. 1225 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 1225 was taken, I was excused because of important business in the district. I would have voted yes.

White

SB 153 ON THIRD READING

(Sanford, Burrows, and Frullo - House Sponsors)

SB 153, A bill to be entitled An Act relating to the exclusion of certain payment processing services from the definition of "data processing service" for purposes of sales and use taxes.

SB 153 was passed by (Record 1226): 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; 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; 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; 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 — Cason; Coleman; Dean; Thierry; White.

STATEMENT OF VOTE

When Record No. 1226 was taken, I was excused because of important business in the district. I would have voted yes.

White

SB 884 ON THIRD READING

(Raymond - House Sponsor)

SB 884, A bill to be entitled An Act relating to the management and operation by The University of Texas System of a multi-institution center in the city of Laredo.

SB 884 was passed by (Record 1227): 121 Yeas, 22 Nays, 1 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; Collier; 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; 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; 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; Parker; Paul; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Biedermann; Buckley; Cain; Cook; Gates; Harris; Hefner; Holland; Krause; Leach; Middleton; Noble; Oliverson; Patterson; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — Perez.

STATEMENTS OF VOTE

When Record No. 1227 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 1227 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1227 was taken, I was excused because of important business in the district. I would have voted yes.

White

SB 1354 ON THIRD READING (Collier - House Sponsor)

SB 1354, A bill to be entitled An Act relating to the prosecution of the offense of injury to a child, elderly individual, or disabled individual.

SB 1354 was passed by (Record 1228): 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; 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; 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; 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 — Cason; Coleman; Dean; Thierry; White.

STATEMENT OF VOTE

When Record No. 1228 was taken, I was excused because of important business in the district. I would have voted yes.

White

SB 313 ON THIRD READING
(Meyer - House Sponsor)

SB 313, A bill to be entitled An Act relating to a sales and use tax exemption for firearm safety equipment.

SB 313 was passed by (Record 1229): 142 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; 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; 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; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Collier; Sherman.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

STATEMENTS OF VOTE

When Record No. 1229 was taken, I was shown voting no. I intended to vote yes.

Collier

When Record No. 1229 was taken, I was shown voting yes. I intended to vote no.

Rose

When Record No. 1229 was taken, I was shown voting no. I intended to vote yes.

Sherman

When Record No. 1229 was taken, I was excused because of important business in the district. I would have voted no.

White

SB 581 ON THIRD READING

(Schofield - House Sponsor)

SB 581, A bill to be entitled An Act relating to regulation by a property owners' association of certain religious displays.

SB 581 was passed by (Record 1230): 139 Yeas, 4 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; Clardy; Cole; Collier; Cook; Craddick; Crockett; Cyrier; Darby; Davis; 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; 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; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Anchia; Beckley; Cortez; Rose.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — González, M.

STATEMENT OF VOTE

When Record No. 1230 was taken, I was excused because of important business in the district. I would have voted yes.

White

SB 383 ON THIRD READING
(Perez and Fierro - House Sponsors)

SB 383, A bill to be entitled An Act relating to disclosure requirements of certain facilities that provide care for persons with Alzheimer's disease and related disorders.

SB 383 was passed by (Record 1231): 100 Yeas, 44 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; 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; 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; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Stephenson; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cook; Craddick; Cyrier; Ellzey; Frullo; Gates; Geren; Harris; Hefner; Holland; Klick; Krause; Lambert; Landgraf; Leach; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

STATEMENTS OF VOTE

When Record No. 1231 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1231 was taken, I was excused because of important business in the district. I would have voted no.

White

SB 922 ON THIRD READING
(Patterson - House Sponsor)

SB 922, A bill to be entitled An Act relating to contracts for fingerprinting services entered into by the Department of Public Safety of the State of Texas.

SB 922 was passed by (Record 1232): 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; 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; 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; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

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

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

STATEMENT OF VOTE

When Record No. 1232 was taken, I was excused because of important business in the district. I would have voted yes.

White

MAJOR STATE CALENDAR

SENATE BILLS

SECOND READING

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

SB 702 ON SECOND READING

(Paddie - House Sponsor)

SB 702, A bill to be entitled An Act relating to the continuation and functions of the Prepaid Higher Education Tuition Board.

SB 702 was passed to third reading.

SB 707 ON SECOND READING

(Lambert, Canales, Paddie, Goldman, and Cyrier - House Sponsors)

SB 707, A bill to be entitled An Act relating to the continuation and functions of the Credit Union Department and the Credit Union Commission.

Amendment No. 1

Representative Slaton offered the following amendment to **SB 707**:

Amend **SB 707** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 15.402, Finance Code, is amended by adding Subsections (e) and (f) to read as follows:

(e) Before the commission may adopt a new rule under this section related to an activity regulated by the department, the commission must repeal two existing rules related to any activity regulated by the department.

(f) The department shall prominently display on the department's Internet website the number of rules adopted and repealed in accordance with Subsection (e) and a link to a description of those rules.

Amendment No. 1 was withdrawn.

SB 707 was passed to third reading.

CSSB 709 ON SECOND READING
(Canales and Cortez - House Sponsors)

CSSB 709, A bill to be entitled An Act relating to the continuation and functions of the Texas Commission on Fire Protection.

CSSB 709 was passed to third reading.

CONSTITUTIONAL AMENDMENTS CALENDAR
SENATE JOINT RESOLUTIONS
SECOND READING

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

SJR 47 ON SECOND READING
(Landgraf - House Sponsor)

SJR 47, A joint resolution proposing a constitutional amendment changing the eligibility requirements for certain judicial offices.

SJR 47 was adopted by (Record 1233): 120 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allen; Anderson; Ashby; Bailes; Bell, C.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Campos; Canales; Capriglione; Clardy; Cole; Cortez; Craddick; Cyrier; Darby; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Goldman; González, M.; Goodwin; 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; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Rodriguez; Rogers; Rosenthal; Sanford; Schaefer;

Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wilson; Zwiener.

Nays — Allison; Anchia; Beckley; Cain; Collier; Cook; Crockett; Davis; Gervin-Hawkins; González, J.; Guerra; Johnson, J.D.; Muñoz; Neave; Reynolds; Romero; Slaton; Thompson, S.; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — Bell, K.; Button; Gates; Rose; Wu.

STATEMENTS OF VOTE

When Record No. 1233 was taken, I was in the house but away from my desk. I would have voted yes.

K. Bell

When Record No. 1233 was taken, I was in the house but away from my desk. I would have voted yes.

Button

When Record No. 1233 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 1233 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 1233 was taken, I was shown voting yes. I intended to vote no.

Sherman

When Record No. 1233 was taken, I was shown voting yes. I intended to vote no.

Toth

GENERAL STATE CALENDAR SENATE BILLS SECOND READING

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

SB 1821 ON SECOND READING (Canales - House Sponsor)

SB 1821, A bill to be entitled An Act relating to procurement of a contingent fee contract for legal services by certain governmental entities.

SB 1821 was passed to third reading.

SB 911 ON SECOND READING
(Burrows and Pacheco - House Sponsors)

SB 911, A bill to be entitled An Act relating to the regulation of restaurants and third-party food delivery services, including the issuance of certain alcoholic beverage certificates to restaurants.

SB 911 was passed to third reading.

SB 550 ON SECOND READING
(Spiller - House Sponsor)

SB 550, A bill to be entitled An Act relating to the manner of carrying a handgun by a person who holds a license under Subchapter H, Chapter 411, Government Code.

SB 550 was passed to third reading.

SB 281 ON SECOND READING
(Lucio - House Sponsor)

SB 281, A bill to be entitled An Act relating to the use of hypnotically induced statements in a criminal trial.

Amendment No. 1

Representative Lucio offered the following amendment to **SB 281**:

Amend **SB 281** (house committee report) on page 1 as follows:

- (1) On line 12, between "during" and "a", insert "or after".
- (2) Strike lines 22-24, and substitute "trial".

Amendment No. 1 was adopted.

SB 281, as amended, was passed to third reading.

SB 586 ON SECOND READING
(Spiller - House Sponsor)

SB 586, A bill to be entitled An Act relating to the filing of certain reports by distributors of certain off-highway vehicles purchased outside this state; providing civil penalties.

SB 586 was passed to third reading.

SB 997 ON SECOND READING
(Harris - House Sponsor)

SB 997, A bill to be entitled An Act 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 997 was passed to third reading.

CSSB 760 ON SECOND READING
(Shaheen - House Sponsor)

CSSB 760, A bill to be entitled An Act relating to the removal of solar power facilities.

CSSB 760 was passed to third reading.

SB 197 ON SECOND READING
(Noble - House Sponsor)

SB 197, A bill to be entitled An Act relating to a sales and use tax exemption for animals adopted from or sold by nonprofit animal welfare organizations.

SB 197 was passed to third reading.

SB 197 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED

Representative Meyer moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 197** all joint authors and co-authors for **HB 2510**.

The motion prevailed.

SB 312 ON SECOND READING
(Smith - House Sponsor)

SB 312, A bill to be entitled An Act relating to the punishment for the criminal offense of improper sexual activity with a person in custody; increasing a criminal penalty.

Amendment No. 1

Representative J.E. Johnson offered the following amendment to **SB 312**:

Amend **SB 312** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____ . Section 22.012, Penal Code, is amended by amending Subsection (b) and adding Subsection (d) to read as follows:

(b) An offense under this section is a Class A misdemeanor, except that the offense is:

(1) a state jail felony if it is shown on the trial of the offense that:

(A) the defendant has been previously convicted of an offense under this section, other than an offense punishable under Paragraph (B); or

(B) the defendant is a health care services provider or a mental health services provider and the act is:

(i) committed during the course of providing a treatment or service to the victim; and

(ii) beyond the scope of generally accepted practices for the treatment or service; or

(2) a felony of the third degree if it is shown on the trial of the offense that the defendant has been previously convicted of an offense under this section that is punishable under Subdivision (1)(B).

(d) In this section, "health care services provider" and "mental health services provider" have the meanings assigned by Section 22.011.

Amendment No. 1 was adopted.

SB 312, as amended, was passed to third reading.

SB 808 ON SECOND READING
(Krause - House Sponsor)

SB 808, A bill to be entitled An Act relating to recovery of attorney's fees in certain civil cases.

Amendment No. 1

Representative Krause offered the following amendment to **SB 808**:

Amend **SB 808** (house committee printing) as follows:

(1) On page 1, line 6, between the period and "A", insert the following:

(a) In this section, "organization" has the meaning assigned by Section 1.002, Business Organizations Code.

(b)

(2) On page 1, lines 7-8, strike "another person [~~an individual or corporation~~]" and substitute "an individual or organization [~~corporation~~]".

Amendment No. 1 was adopted.

SB 808, as amended, was passed to third reading.

HB 654 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS

Representative Lucio called up with senate amendments for consideration at this time,

HB 654, A bill to be entitled An Act relating to the rule against perpetuities.

Representative Lucio moved to concur in the senate amendments to **HB 654**.

The motion to concur in the senate amendments to **HB 654** prevailed by (Record 1234): 135 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; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; 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, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; 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; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Crockett; Fierro; Hinojosa; Morales, C.; Murr; Ramos; Toth; Turner, J.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — Pacheco.

STATEMENT OF VOTE

When Record No. 1234 was taken, I was shown voting no. I intended to vote yes.

Toth

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend **HB 654** (senate committee report) in SECTION 1 of the bill, after amended Section 112.036, Property Code (page 1, between lines 39 and 40) by inserting the following:

(f) Under this section, a settlor of a trust may not direct that a real property asset be retained or refuse that a real property asset may be sold for a period longer than 100 years.

HB 2533 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Darby called up with senate amendments for consideration at this time,

HB 2533, A bill to be entitled An Act relating to the performance of a real property evaluation for use by certain financial institutions.

Representative Darby moved to concur in the senate amendments to **HB 2533**.

The motion to concur in the senate amendments to **HB 2533** prevailed by (Record 1235): 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; 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; 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; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — Pacheco; Turner, C.

Senate Committee Substitute

CSHB 2533, A bill to be entitled An Act relating to the performance of a real property evaluation for use by certain financial institutions.

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

SECTION 1. Section 1103.003, Occupations Code, is amended by adding Subdivisions (4-b), (6-c), and (7-a) to read as follows:

(4-b) "Automated valuation model" means an automated system used to derive the value of real property through publicly available property records and various analytic methodologies, including comparable sales prices, home characteristics, and historical home price appreciations.

(6-c) "Federally regulated financial institution" means:

(A) a depository institution as defined by Section 3, Federal Deposit Insurance Act (12 U.S.C. Section 1813) or a subsidiary of a depository institution; or

(B) a federal credit union or a state credit union as defined by Section 101, Federal Credit Union Act (12 U.S.C. Section 1752), a subsidiary of a credit union, or a credit union service organization.

(7-a) "Non-bank financial institution" means:

(A) a residential mortgage loan company licensed under Chapter 156, Finance Code;

(B) a mortgage banker regulated under Chapter 157, Finance Code;

or

(C) a regulated lender licensed under Chapter 342, Finance Code.

SECTION 2. Section 1103.004, Occupations Code, is amended to read as follows:

Sec. 1103.004. **APPLICABILITY** ~~[EFFECT]~~ OF CHAPTER. This chapter does not apply to ~~[prohibit]~~:

(1) a person who is authorized by law to perform ~~[from performing]~~ an evaluation of real property for or to provide ~~[providing]~~ an evaluation of real property to another person;

(2) a real estate broker licensed under Chapter 1101 or a sales agent acting under the authority of a sponsoring broker who provides [~~from providing~~] to another person a written analysis, opinion, or conclusion relating to the estimated price of real property if the analysis, opinion, or conclusion:

(A) is not referred to as an appraisal;

(B) is given in the ordinary course of the broker's business; and

(C) is related to the actual or potential acquisition, disposition, encumbrance, or management of an interest in real property; ~~or~~

(3) an appraiser [~~who is~~] certified by a jurisdiction other than this state who performs [~~from performing~~] an appraisal review of an appraisal performed on real property in this state, if the appraiser does not offer an opinion of value as part of the appraisal review;

(4) an employee of a federally regulated financial institution or any other person engaged by the institution who performs an evaluation of real property for use by the institution in a transaction for which the institution is not required to use the services of a licensed or certified appraiser under federal regulations adopted under Title XI, Financial Institutions Reform, Recovery, and Enforcement Act of 1989 (12 U.S.C. Section 1833e) or under applicable state law;

(5) an employee of a non-bank financial institution or any other person engaged by the institution who provides an analysis, assessment, opinion, conclusion, notation, or compilation of data concerning the value of an interest in real property for use by the institution; or

(6) the procurement or use of an automated valuation model.

SECTION 3. Section 1103.405, Occupations Code, is amended to read as follows:

Sec. 1103.405. PROFESSIONAL STANDARDS. (a) Except as provided by Subsection (b), a [A] person who holds a certificate, license, or registration issued under this chapter shall comply with:

(1) the most current edition of the Uniform Standards of Professional Appraisal Practice adopted by the Appraisal Standards Board of the Appraisal Foundation; or

(2) other standards provided by board rule that are at least as stringent as the Uniform Standards of Professional Appraisal Practice.

(b) A certified or licensed appraiser is not required to comply with the standards described by Subsection (a) to provide:

(1) an evaluation of real property described by Section 1103.004(4); or

(2) an analysis, assessment, opinion, conclusion, notation, or compilation of data concerning the value of an interest in real property described by Section 1103.004(5) for use by a non-bank financial institution.

(c) A document provided under Section 1103.004(4) or (5) must contain on the first page of the document the following notice: "This is not an appraisal performed in accordance with the Uniform Standards of Professional Appraisal Practice."

SECTION 4. The changes in law made by this Act apply only to an evaluation, document, or action related to a real property transaction commenced on or after the effective date of this Act. An evaluation, document, or other action related to a real property transaction commenced before the effective date of this Act is governed by the law applicable immediately before the effective date of this Act, and that law is continued in effect for that purpose.

SECTION 5. 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 918 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Leman called up with senate amendments for consideration at this time,

HB 918, A bill to be entitled An Act relating to a license to carry a handgun for certain young adults who are protected under certain court orders related to family violence.

Representative Leman moved to concur in the senate amendments to **HB 918**.

The motion to concur in the senate amendments to **HB 918** prevailed by (Record 1236): 131 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; Canales; Capriglione; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; 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; Raney; Raymond; Rodriguez; Rogers; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Beckley; Cole; Collier; Crockett; Davis; Ramos; Reynolds; Romero; Rose; Sherman; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — Campos; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 1236 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 1236 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 1236 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 1236 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

When Record No. 1236 was taken, I was shown voting no. I intended to vote yes.

Toth

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend **HB 918** (senate committee report) in SECTION 2 of the bill, by striking added Section 411.1735(c), Government Code (page 1, lines 52 through 55), and substituting the following:

(c) Notwithstanding Section 411.183, a license that bears a protective order designation under this section expires on the earlier of:

(1) the date on which the applicable court order described by Section 411.172(i)(1) is rescinded or expires; or

(2) the 22nd birthday of the license holder.

HB 1071 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Harris called up with senate amendments for consideration at this time,

HB 1071, A bill to be entitled An Act relating to the presence of a qualified facility dog or qualified therapy animal in certain court proceedings.

Representative Harris moved to concur in the senate amendments to **HB 1071**.

The motion to concur in the senate amendments to **HB 1071** prevailed by (Record 1237): 137 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; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; 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.; 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; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Cain; Schaefer; Swanson; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — Frullo; Holland; Slaton.

STATEMENTS OF VOTE

When Record No. 1237 was taken, I was in the house but away from my desk. I would have voted yes.

Frullo

When Record No. 1237 was taken, my vote failed to register. I would have voted yes.

Holland

When Record No. 1237 was taken, my vote failed to register. I would have voted yes.

Slaton

Senate Committee Substitute

CSHB 1071, A bill to be entitled An Act relating to the presence of a qualified facility dog in certain court proceedings.

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

SECTION 1. Chapter 21, Government Code, is amended by adding Section 21.012 to read as follows:

Sec. 21.012. **PRESENCE OF QUALIFIED FACILITY DOG IN COURT PROCEEDING.** (a) In this section, "qualified facility dog" means a dog that is a graduate of a program operated by an assistance dog organization that is a member of a nationally recognized assistance dog association.

(b) Any party to an action filed in a court in this state in which a proceeding related to the action will be held may petition the court for an order authorizing a qualified facility dog to be present with a witness who is testifying before the court through:

(1) in-person testimony; or

(2) closed-circuit video teleconferencing testimony.

(c) The court may enter an order authorizing a qualified facility dog to accompany a witness testifying at the court proceeding if:

(1) the presence of the dog will assist the witness in providing testimony; and

(2) the party petitioning for the order provides proof of liability insurance coverage in effect for the dog.

(d) A handler who is trained to manage the qualified facility dog must accompany the dog provided for a witness at a court proceeding.

(e) A party to the action must petition the court for an order under Subsection (b) not later than the 14th day before the date of the court proceeding.

(f) A court may:

(1) impose restrictions on the presence of the qualified facility dog during the court proceeding; and

(2) issue instructions to the jury, as applicable, regarding the presence of the dog.

SECTION 2. This Act takes effect September 1, 2021.

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend CSHB 1071 as follows:

(1) In SECTION 1 of the bill, in the heading to added Section 21.012, Government Code (page 1, line 24), between "DOG" and "IN" insert "OR QUALIFIED THERAPY DOG".

(2) In SECTION 1 of the bill, strike added Section 21.012(a), Government Code (page 1, lines 25-28), and substitute the following:

(a) In this section:

(1) "Qualified facility dog" means a dog that is a graduate of a program operated by an assistance dog organization that is a member of a nationally recognized assistance dog association.

(2) "Qualified therapy dog" means a dog that successfully completes a program operated by an organization that registers, insures, or certifies a therapy dog and the dog's handler as meeting or exceeding the standards of practice in animal-assisted interventions.

(3) In SECTION 1 of the bill, in added Section 21.012(b), Government Code (page 1, line 31), between "dog" and "to" insert "or qualified therapy dog".

(4) In SECTION 1 of the bill, in added Section 21.012(c), Government Code (page 1, line 36), between "dog" and "to" insert "or qualified therapy dog".

(5) In SECTION 1 of the bill, in added Section 21.012(d), Government Code (page 1, line 43), between "dog" and "must" insert "or qualified therapy dog".

(6) In SECTION 1 of the bill, in added Section 21.012(f)(1), Government Code (page 1, line 50), between "dog" and "during" insert "or qualified therapy dog".

Senate Amendment No. 2 (Senate Floor Amendment No. 2)

Amend Amendment No. 1 by Whitmire to **CSHB 1071** (senate committee printing), in Item 2 of the amendment, substituting language for added Section 21.012(a), Government Code, by striking added Subdivision (1) of that section (lines 9 through 12 of the amendment) and substituting the following:

(1) "Qualified facility dog" means a dog that:

(A) is a graduate of a program operated by an assistance dog organization that is a member of a nationally recognized assistance dog association; or

(B) before January 1, 2021, on the approval of the court, served in a court proceeding by accompanying a witness who was testifying.

**HB 574 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS**

Representative Bonnen called up with senate amendments for consideration at this time,

HB 574, A bill to be entitled An Act relating to the elements of the criminal offense of election fraud; increasing criminal penalties.

Representative Bonnen moved to concur in the senate amendments to **HB 574**.

The motion to concur in the senate amendments to **HB 574** prevailed by (Record 1238): 94 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; 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; Lozano; Martinez; Martinez Fischer; Metcalf; Middleton; Moody; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rodriguez; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; Walle; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Crockett; Davis; Deshotel; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Longoria; Lopez; Lucio; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

Absent — Fierro; Meyer.

STATEMENTS OF VOTE

When Record No. 1238 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

When Record No. 1238 was taken, my vote failed to register. I would have voted yes.

Meyer

When Record No. 1238 was taken, I was shown voting yes. I intended to vote no.

Moody

Senate Committee Substitute

CSHB 574, A bill to be entitled An Act relating to the creation of criminal offenses involving elections.

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

SECTION 1. Chapter 276, Election Code, is amended by adding Section 276.014 to read as follows:

Sec. 276.014. OTHER ELECTION OFFENSES. (a) A person commits an offense if the person knowingly or intentionally makes any effort to:

(1) count votes the person knows are invalid or alter a report to include votes the person knows are invalid; or

(2) refuse to count valid votes or alter a report to exclude valid votes.

(b) An offense under this section is a felony of the second degree.

SECTION 2. This Act takes effect September 1, 2021.

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend **CSHB 574** (senate committee printing) in SECTION 1 of the bill, in added Section 276.014(a)(2), Election Code (page 1, lines 30 and 31) by striking "valid votes or alter a report to exclude valid votes" and substituting "votes the person knows are valid or alter a report to exclude votes the person knows are valid".

HB 569 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Sanford called up with senate amendments for consideration at this time,

HB 569, A bill to be entitled An Act relating to credit toward payment of a fine and costs for certain misdemeanants confined in jail or prison before sentencing.

Representative Sanford moved to concur in the senate amendments to **HB 569**.

The motion to concur in the senate amendments to **HB 569** prevailed by (Record 1239): 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; 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; 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; 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 — Cason; Coleman; Dean; Thierry; White.

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend **HB 569** (senate 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 Bonton Farms Act.

HB 1147 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Huberty called up with senate amendments for consideration at this time,

HB 1147, A bill to be entitled An Act relating to military readiness for purposes of the college, career, or military readiness outcomes bonus under the Foundation School Program.

Representative Huberty moved to concur in the senate amendments to **HB 1147**.

The motion to concur in the senate amendments to **HB 1147** prevailed by (Record 1240): 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; 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; 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; 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 — Cason; Coleman; Dean; Thierry; White.

Senate Committee Substitute

CSHB 1147, A bill to be entitled An Act relating to military readiness for purposes of the indicators of achievement under the public school accountability system and the college, career, or military readiness outcomes bonus under the Foundation School Program.

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

SECTION 1. Section 39.053(c), Education Code, is amended to read as follows:

(c) School districts and campuses must be evaluated based on three domains of indicators of achievement adopted under this section that include:

(1) in the student achievement domain, indicators of student achievement that must include:

(A) for evaluating the performance of districts and campuses generally:

(i) an indicator that accounts for the results of assessment instruments required under Sections 39.023(a), (c), and (l), as applicable for the district and campus, including the results of assessment instruments required for graduation retaken by a student, aggregated across grade levels by subject area, including:

(a) for the performance standard determined by the commissioner under Section 39.0241(a), the percentage of students who performed satisfactorily on the assessment instruments, aggregated across grade levels by subject area; and

(b) for the college readiness performance standard as determined under Section 39.0241, the percentage of students who performed satisfactorily on the assessment instruments, aggregated across grade levels by subject area; and

(ii) an indicator that accounts for the results of assessment instruments required under Section 39.023(b), as applicable for the district and campus, including the percentage of students who performed satisfactorily on the assessment instruments, as determined by the performance standard adopted by the agency, aggregated across grade levels by subject area; and

(B) for evaluating the performance of high school campuses and districts that include high school campuses, indicators that account for:

(i) students who satisfy the Texas Success Initiative (TSI) college readiness benchmarks prescribed by the Texas Higher Education Coordinating Board under Section 51.334 on an assessment instrument in reading or mathematics designated by the coordinating board under that section;

(ii) students who satisfy relevant performance standards on advanced placement tests or similar assessments;

(iii) students who earn dual course credits in the dual credit courses;

(iv) students who enlist in the armed forces of the United States or the Texas National Guard;

(v) students who earn industry certifications;

(vi) students admitted into postsecondary industry certification programs that require as a prerequisite for entrance successful performance at the secondary level;

(vii) students whose successful completion of a course or courses under Section 28.014 indicates the student's preparation to enroll and succeed, without remediation, in an entry-level general education course for a baccalaureate degree or associate degree;

(viii) students who successfully met standards on a composite of indicators that through research indicates the student's preparation to enroll and succeed, without remediation, in an entry-level general education course for a baccalaureate degree or associate degree;

(ix) high school graduation rates, computed in accordance with standards and definitions adopted in compliance with the Every Student Succeeds Act (20 U.S.C. Section 6301 et seq.) subject to the exclusions provided by Subsections (g), (g-1), (g-2), and (g-3);

(x) students who successfully completed an OnRamps dual enrollment course;

(xi) students who successfully completed a practicum or internship approved by the State Board of Education; and

(xii) students who are awarded an associate degree;

(2) in the school progress domain, indicators for effectiveness in promoting student learning, which must include:

(A) for assessment instruments, including assessment instruments under Subdivisions (1)(A)(i) and (ii), the percentage of students who met the standard for improvement, as determined by the commissioner; and

(B) for evaluating relative performance, the performance of districts and campuses compared to similar districts or campuses; and

(3) in the closing the gaps domain, the use of disaggregated data to demonstrate the differentials among students from different racial and ethnic groups, socioeconomic backgrounds, and other factors, including:

(A) students formerly receiving special education services;

(B) students continuously enrolled; and

(C) students who are mobile.

SECTION 2. Section 48.110(f), Education Code, is amended to read as follows:

(f) For purposes of this section, an annual graduate demonstrates:

(1) college readiness if the annual graduate:

(A) achieves college readiness standards used for accountability purposes under Chapter 39 on the ACT, the SAT, or an assessment instrument designated by the Texas Higher Education Coordinating Board under Section 51.334; and

(B) during a time period established by commissioner rule, enrolls at a postsecondary educational institution;

(2) career readiness if the annual graduate:

(A) achieves college readiness standards used for accountability purposes under Chapter 39 on the ACT, the SAT, or an assessment instrument designated by the Texas Higher Education Coordinating Board under Section 51.334; and

(B) during a time period established by commissioner rule, earns an industry-accepted certificate; and

(3) military readiness if the annual graduate:

(A) achieves a passing score set by the applicable military branch on the Armed Services Vocational Aptitude Battery; and

(B) during a time period established by commissioner rule, enlists in the armed forces of the United States or the Texas National Guard.

SECTION 3. This Act takes effect September 1, 2021.

HB 1322 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Shaheen called up with senate amendments for consideration at this time,

HB 1322, A bill to be entitled An Act relating to a summary of a rule proposed by a state agency.

Representative Shaheen moved to concur in the senate amendments to **HB 1322**.

The motion to concur in the senate amendments to **HB 1322** prevailed by (Record 1241): 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; 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; 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; 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 — Cason; Coleman; Dean; Thierry; White.

Senate Committee Substitute

CSHB 1322, A bill to be entitled An Act relating to a summary of a rule proposed by a state agency.

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

SECTION 1. Section 2001.023, Government Code, is amended by adding Subsections (c) and (d) to read as follows:

(c) At the time a state agency files notice of a proposed rule under Subsection (b), the agency shall publish on the agency's Internet website a summary of the proposed rule written in plain language in both English and Spanish in accordance with Section 2054.116.

(d) For purposes of Subsection (c), a summary is written in plain language if it uses language the general public, including individuals with limited English proficiency, can readily understand because the language is concise and well-organized.

SECTION 2. The change in law made by this Act applies only to a proposed state agency rule for which notice is filed with the secretary of state under Section 2001.023, Government Code, on or after the effective date of this Act.

SECTION 3. This Act takes effect September 1, 2021.

HB 2723 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Meyer called up with senate amendments for consideration at this time,

HB 2723, A bill to be entitled An Act relating to public notice of the availability on the Internet of property-tax-related information.

Representative Meyer moved to concur in the senate amendments to **HB 2723**.

The motion to concur in the senate amendments to **HB 2723** prevailed by (Record 1242): 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; 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; 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; 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 — Cason; Coleman; Dean; Thierry; White.

Senate Committee Substitute

CSHB 2723, A bill to be entitled An Act relating to public notice of the availability on the Internet of property-tax-related information.

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

SECTION 1. Section 44.004(c), Education Code, is amended to read as follows:

(c) The notice of public meeting to discuss and adopt the budget and the proposed tax rate may not be smaller than one-quarter page of a standard-size or a tabloid-size newspaper, and the headline on the notice must be in 18-point or larger type. Subject to Subsection (d), the notice must:

(1) contain a statement in the following form:

**"NOTICE OF PUBLIC MEETING TO DISCUSS BUDGET AND PROPOSED
TAX RATE**

"The (name of school district) will hold a public meeting at (time, date, year) in (name of room, building, physical location, city, state). The purpose of this meeting is to discuss the school district's budget that will determine the tax rate that will be adopted. Public participation in the discussion is invited." The statement of the purpose of the meeting must be in bold type. In reduced type, the notice must state: "The tax rate that is ultimately adopted at this meeting or at a separate meeting at a later date may not exceed the proposed rate shown below unless the district publishes a revised notice containing the same information and comparisons set out below and holds another public meeting to discuss the revised notice." In addition, in reduced type, the notice must state: "Visit Texas.gov/PropertyTaxes to find a link to your local property tax database on which you can easily access information regarding your property taxes, including information about proposed tax rates and scheduled public hearings of each entity that taxes your property."

(2) contain a section entitled "Comparison of Proposed Budget with Last Year's Budget," which must show the difference, expressed as a percent increase or decrease, as applicable, in the amounts budgeted for the preceding fiscal year and the amount budgeted for the fiscal year that begins in the current tax year for each of the following:

- (A) maintenance and operations;
- (B) debt service; and
- (C) total expenditures;

(3) contain a section entitled "Total Appraised Value and Total Taxable Value," which must show the total appraised value and the total taxable value of all property and the total appraised value and the total taxable value of new property taxable by the district in the preceding tax year and the current tax year as calculated under Section 26.04, Tax Code;

(4) contain a statement of the total amount of the outstanding and unpaid bonded indebtedness of the school district;

(5) contain a section entitled "Comparison of Proposed Rates with Last Year's Rates," which must:

(A) show in rows the tax rates described by Subparagraphs (i)-(iii), expressed as amounts per \$100 valuation of property, for columns entitled "Maintenance & Operations," "Interest & Sinking Fund," and "Total," which is the sum of "Maintenance & Operations" and "Interest & Sinking Fund":

(i) the school district's "Last Year's Rate";

(ii) the "Rate to Maintain Same Level of Maintenance & Operations Revenue & Pay Debt Service," which:

(a) in the case of "Maintenance & Operations," is the tax rate that, when applied to the current taxable value for the district, as certified by the chief appraiser under Section 26.01, Tax Code, and as adjusted to reflect changes made by the chief appraiser as of the time the notice is prepared, would impose taxes in an amount that, when added to state funds to be distributed to the district under Chapter 48, would provide the same amount of maintenance and operations taxes and state funds distributed under Chapter 48 per student in average daily attendance for the applicable school year that was available to the district in the preceding school year; and

(b) in the case of "Interest & Sinking Fund," is the tax rate that, when applied to the current taxable value for the district, as certified by the chief appraiser under Section 26.01, Tax Code, and as adjusted to reflect changes made by the chief appraiser as of the time the notice is prepared, and when multiplied by the district's anticipated collection rate, would impose taxes in an amount that, when added to state funds to be distributed to the district under Chapter 46 and any excess taxes collected to service the district's debt during the preceding tax year but not used for that purpose during that year, would provide the amount required to service the district's debt; and

(iii) the "Proposed Rate";

(B) contain fourth and fifth columns aligned with the columns required by Paragraph (A) that show, for each row required by Paragraph (A):

(i) the "Local Revenue per Student," which is computed by multiplying the district's total taxable value of property, as certified by the chief appraiser for the applicable school year under Section 26.01, Tax Code, and as adjusted to reflect changes made by the chief appraiser as of the time the notice is prepared, by the total tax rate, and dividing the product by the number of students in average daily attendance in the district for the applicable school year; and

(ii) the "State Revenue per Student," which is computed by determining the amount of state aid received or to be received by the district under Chapters 43, 46, and 48 and dividing that amount by the number of students in average daily attendance in the district for the applicable school year; and

(C) contain an asterisk after each calculation for "Interest & Sinking Fund" and a footnote to the section that, in reduced type, states "The Interest & Sinking Fund tax revenue is used to pay for bonded indebtedness on construction, equipment, or both. The bonds, and the tax rate necessary to pay those bonds, were approved by the voters of this district.";

(6) contain a section entitled "Comparison of Proposed Levy with Last Year's Levy on Average Residence," which must:

(A) show in rows the information described by Subparagraphs (i)-(iv), rounded to the nearest dollar, for columns entitled "Last Year" and "This Year":

(i) "Average Market Value of Residences," determined using the same group of residences for each year;

(ii) "Average Taxable Value of Residences," determined after taking into account the limitation on the appraised value of residences under Section 23.23, Tax Code, and after subtracting all homestead exemptions applicable in each year, other than exemptions available only to disabled persons or persons 65 years of age or older or their surviving spouses, and using the same group of residences for each year;

(iii) "Last Year's Rate Versus Proposed Rate per \$100 Value"; and

(iv) "Taxes Due on Average Residence," determined using the same group of residences for each year; and

(B) contain the following information: "Increase (Decrease) in Taxes" expressed in dollars and cents, which is computed by subtracting the "Taxes Due on Average Residence" for the preceding tax year from the "Taxes Due on Average Residence" for the current tax year;

(7) contain the following statement in bold print: "Under state law, the dollar amount of school taxes imposed on the residence of a person 65 years of age or older or of the surviving spouse of such a person, if the surviving spouse was 55 years of age or older when the person died, may not be increased above the amount paid in the first year after the person turned 65, regardless of changes in tax rate or property value.";

(8) contain the following statement in bold print: "Notice of Voter-Approval Rate: The highest tax rate the district can adopt before requiring voter approval at an election is (the school district voter-approval rate determined

under Section 26.08, Tax Code). This election will be automatically held if the district adopts a rate in excess of the voter-approval rate of (the school district voter-approval rate)."; and

(9) contain a section entitled "Fund Balances," which must include the estimated amount of interest and sinking fund balances and the estimated amount of maintenance and operation or general fund balances remaining at the end of the current fiscal year that are not encumbered with or by corresponding debt obligation, less estimated funds necessary for the operation of the district before the receipt of the first payment under Chapter 48 in the succeeding school year.

SECTION 2. Section 25.19, Tax Code, is amended by adding Subsection (m) to read as follows:

(m) A notice required by Subsection (a) or (g) must include the following statement: "Beginning August 7th, visit [Texas.gov/PropertyTaxes](https://www.texas.gov/PropertyTaxes) to find a link to your local property tax database on which you can easily access information regarding your property taxes, including information regarding the amount of taxes that each entity that taxes your property will impose if the entity adopts its proposed tax rate. Your local property tax database will be updated regularly during August and September as local elected officials propose and adopt the property tax rates that will determine how much you pay in property taxes."

SECTION 3. Section 26.04(e-2), Tax Code, is amended to read as follows:

(e-2) By August 7 or as soon thereafter as practicable, the chief appraiser of each appraisal district shall deliver by regular mail or e-mail to each owner of property located in the appraisal district a notice that the estimated amount of taxes to be imposed on the owner's property by each taxing unit in which the property is located may be found in the property tax database maintained by the appraisal district under Section 26.17. The notice must include:

(1) the following [a] statement: "Visit [Texas.gov/PropertyTaxes](https://www.texas.gov/PropertyTaxes) to find a link to your local property tax database on which you can easily access information regarding your property taxes, including information regarding the amount of taxes that each entity that taxes your property will impose if the entity adopts its proposed tax rate. Your local property tax database will be updated regularly during August and September as local elected officials propose and adopt the property tax rates that will determine how much you pay in property taxes." ~~[directing the property owner to an Internet website from which the owner may access information related to the actions taken or proposed to be taken by each taxing unit in which the property is located that may affect the taxes imposed on the owner's property];~~

(2) a statement that the property owner may request from the county assessor-collector for the county in which the property is located or, if the county assessor-collector does not assess taxes for the county, the person who assesses taxes for the county under Section 6.24(b), contact information for the assessor for each taxing unit in which the property is located, who must provide the information described by this subsection to the owner on request; and

(3) the name, address, and telephone number of the county assessor-collector for the county in which the property is located or, if the county assessor-collector does not assess taxes for the county, the person who assesses taxes for the county under Section 6.24(b).

SECTION 4. Section 26.052, Tax Code, is amended by adding Subsection (e-1) to read as follows:

(e-1) Public notice provided under Subsection (c) must include the following statement: "Visit Texas.gov/PropertyTaxes to find a link to your local property tax database on which you can easily access information regarding your property taxes, including information about proposed tax rates and scheduled public hearings of each entity that taxes your property."

SECTION 5. Sections 26.06(b-1), (b-2), and (b-3), Tax Code, are amended to read as follows:

(b-1) If the proposed tax rate exceeds the no-new-revenue tax rate and the voter-approval tax rate of the taxing unit, the notice must contain a statement in the following form:

"NOTICE OF PUBLIC HEARING ON TAX INCREASE

"PROPOSED TAX RATE \$ _____ per \$100

"NO-NEW-REVENUE TAX RATE \$ _____ per \$100

"VOTER-APPROVAL TAX RATE \$ _____ per \$100

"The no-new-revenue tax rate is the tax rate for the (current tax year) tax year that will raise the same amount of property tax revenue for (name of taxing unit) from the same properties in both the (preceding tax year) tax year and the (current tax year) tax year.

"The voter-approval tax rate is the highest tax rate that (name of taxing unit) may adopt without holding an election to seek voter approval of the rate.

"The proposed tax rate is greater than the no-new-revenue tax rate. This means that (name of taxing unit) is proposing to increase property taxes for the (current tax year) tax year.

"A public hearing on the proposed tax rate will be held on (date and time) at (meeting place).

"The proposed tax rate is also greater than the voter-approval tax rate. If (name of taxing unit) adopts the proposed tax rate, (name of taxing unit) is required to hold an election so that the voters may accept or reject the proposed tax rate. If a majority of the voters reject the proposed tax rate, the tax rate of the (name of taxing unit) will be the voter-approval tax rate. The election will be held on (date of election). You may contact the (name of office responsible for administering the election) for information about voting locations. The hours of voting on election day are (voting hours).

"Your taxes owed under any of the tax rates mentioned above can be calculated as follows:

"Property tax amount = tax rate x taxable value of your property / 100

"(Names of all members of the governing body, showing how each voted on the proposal to consider the tax increase or, if one or more were absent, indicating the absences.)

"Visit [Texas.gov/PropertyTaxes](https://www.texas.gov/PropertyTaxes) to find a link to your local property tax database on which you can easily access information regarding your property taxes, including information about proposed tax rates and scheduled public hearings of each entity that taxes your property.

"The 86th Texas Legislature modified the manner in which the voter-approval tax rate is calculated to limit the rate of growth of property taxes in the state."

(b-2) If the proposed tax rate exceeds the no-new-revenue tax rate but does not exceed the voter-approval tax rate of the taxing unit, the notice must contain a statement in the following form:

"NOTICE OF PUBLIC HEARING ON TAX INCREASE

"PROPOSED TAX RATE	\$ _____	per \$100
"NO-NEW-REVENUE TAX RATE	\$ _____	per \$100
"VOTER-APPROVAL TAX RATE	\$ _____	per \$100

"The no-new-revenue tax rate is the tax rate for the (current tax year) tax year that will raise the same amount of property tax revenue for (name of taxing unit) from the same properties in both the (preceding tax year) tax year and the (current tax year) tax year.

"The voter-approval tax rate is the highest tax rate that (name of taxing unit) may adopt without holding an election to seek voter approval of the rate.

"The proposed tax rate is greater than the no-new-revenue tax rate. This means that (name of taxing unit) is proposing to increase property taxes for the (current tax year) tax year.

"A public hearing on the proposed tax rate will be held on (date and time) at (meeting place).

"The proposed tax rate is not greater than the voter-approval tax rate. As a result, (name of taxing unit) is not required to hold an election at which voters may accept or reject the proposed tax rate. However, you may express your support for or opposition to the proposed tax rate by contacting the members of the (name of governing body) of (name of taxing unit) at their offices or by attending the public hearing mentioned above.

"Your taxes owed under any of the tax rates mentioned above can be calculated as follows:

"Property tax amount = tax rate x taxable value of your property / 100

"(Names of all members of the governing body, showing how each voted on the proposal to consider the tax increase or, if one or more were absent, indicating the absences.)

"Visit [Texas.gov/PropertyTaxes](https://www.texas.gov/PropertyTaxes) to find a link to your local property tax database on which you can easily access information regarding your property taxes, including information about proposed tax rates and scheduled public hearings of each entity that taxes your property.

"The 86th Texas Legislature modified the manner in which the voter-approval tax rate is calculated to limit the rate of growth of property taxes in the state."

(b-3) If the proposed tax rate does not exceed the no-new-revenue tax rate but exceeds the voter-approval tax rate of the taxing unit, the notice must contain a statement in the following form:

"NOTICE OF PUBLIC HEARING ON TAX RATE

"PROPOSED TAX RATE	\$ _____	per \$100
"NO-NEW-REVENUE TAX RATE	\$ _____	per \$100
"VOTER-APPROVAL TAX RATE	\$ _____	per \$100

"The no-new-revenue tax rate is the tax rate for the (current tax year) tax year that will raise the same amount of property tax revenue for (name of taxing unit) from the same properties in both the (preceding tax year) tax year and the (current tax year) tax year.

"The voter-approval tax rate is the highest tax rate that (name of taxing unit) may adopt without holding an election to seek voter approval of the rate.

"The proposed tax rate is not greater than the no-new-revenue tax rate. This means that (name of taxing unit) is not proposing to increase property taxes for the (current tax year) tax year.

"A public hearing on the proposed tax rate will be held on (date and time) at (meeting place).

"The proposed tax rate is greater than the voter-approval tax rate. If (name of taxing unit) adopts the proposed tax rate, (name of taxing unit) is required to hold an election so that the voters may accept or reject the proposed tax rate. If a majority of the voters reject the proposed tax rate, the tax rate of the (name of taxing unit) will be the voter-approval tax rate. The election will be held on (date of election). You may contact the (name of office responsible for administering the election) for information about voting locations. The hours of voting on election day are (voting hours).

"Your taxes owed under any of the tax rates mentioned above can be calculated as follows:

"Property tax amount = tax rate x taxable value of your property / 100

"(Names of all members of the governing body, showing how each voted on the proposal to consider the tax rate or, if one or more were absent, indicating the absences.)

"Visit Texas.gov/PropertyTaxes to find a link to your local property tax database on which you can easily access information regarding your property taxes, including information about proposed tax rates and scheduled public hearings of each entity that taxes your property.

"The 86th Texas Legislature modified the manner in which the voter-approval tax rate is calculated to limit the rate of growth of property taxes in the state."

SECTION 6. Section 26.061(b), Tax Code, is amended to read as follows:

(b) The notice of the meeting at which the governing body of the taxing unit will vote on the proposed tax rate must contain a statement in the following form:

"NOTICE OF MEETING TO VOTE ON TAX RATE

"PROPOSED TAX RATE	\$ _____	per \$100
"NO-NEW-REVENUE TAX RATE	\$ _____	per \$100
"VOTER-APPROVAL TAX RATE	\$ _____	per \$100

"The no-new-revenue tax rate is the tax rate for the (current tax year) tax year that will raise the same amount of property tax revenue for (name of taxing unit) from the same properties in both the (preceding tax year) tax year and the (current tax year) tax year.

"The voter-approval tax rate is the highest tax rate that (name of taxing unit) may adopt without holding an election to seek voter approval of the rate.

"The proposed tax rate is not greater than the no-new-revenue tax rate. This means that (name of taxing unit) is not proposing to increase property taxes for the (current tax year) tax year.

"A public meeting to vote on the proposed tax rate will be held on (date and time) at (meeting place).

"The proposed tax rate is also not greater than the voter-approval tax rate. As a result, (name of taxing unit) is not required to hold an election to seek voter approval of the rate. However, you may express your support for or opposition to the proposed tax rate by contacting the members of the (name of governing body) of (name of taxing unit) at their offices or by attending the public meeting mentioned above.

"Your taxes owed under any of the above rates can be calculated as follows:

"Property tax amount = tax rate x taxable value of your property / 100

"(Names of all members of the governing body, showing how each voted on the proposed tax rate or, if one or more were absent, indicating the absences.)

"Visit [Texas.gov/PropertyTaxes](https://www.texas.gov/PropertyTaxes) to find a link to your local property tax database on which you can easily access information regarding your property taxes, including information about proposed tax rates and scheduled public hearings of each entity that taxes your property.

"The 86th Texas Legislature modified the manner in which the voter-approval tax rate is calculated to limit the rate of growth of property taxes in the state."

SECTION 7. Chapter 26, Tax Code, is amended by adding Section 26.175 to read as follows:

Sec. 26.175. PROPERTY TAX DATABASE LOCATOR WEBSITE. (a) In this section, "property tax database" means a property tax database required to be created and maintained by a chief appraiser under Section 26.17.

(b) The Department of Information Resources shall develop and maintain an easily accessible Internet website that lists each property tax database and includes a method to assist a property owner to identify the appropriate property tax database for the owner's property.

(c) The Internet website must provide a separate link to the Internet location of each property tax database.

(d) The address of the Internet website must be "Texas.gov/PropertyTaxes."

SECTION 8. Section 49.236(a), Water Code, is amended to read as follows:

(a) Before the board adopts an ad valorem tax rate for the district for debt service, operation and maintenance purposes, or contract purposes, the board shall give notice of each meeting of the board at which the adoption of a tax rate will be considered. The notice must:

(1) contain a statement in substantially the following form:

"NOTICE OF PUBLIC HEARING ON TAX RATE

"The (name of the district) will hold a public hearing on a proposed tax rate for the tax year (year of tax levy) on (date and time) at (meeting place). Your individual taxes may increase at a greater or lesser rate, or even decrease, depending on the tax rate that is adopted and on the change in the taxable value of your property in relation to the change in taxable value of all other property. The change in the taxable value of your property in relation to the change in the taxable value of all other property determines the distribution of the tax burden among all property owners.

"Visit [Texas.gov/PropertyTaxes](https://www.texas.gov/PropertyTaxes) to find a link to your local property tax database on which you can easily access information regarding your property taxes, including information about proposed tax rates and scheduled public hearings of each entity that taxes your property.

"(Names of all board members and, if a vote was taken, an indication of how each voted on the proposed tax rate and an indication of any absences.);";

(2) contain the following information:

(A) the district's total adopted tax rate for the preceding year and the proposed tax rate, expressed as an amount per \$100;

(B) the difference, expressed as an amount per \$100 and as a percent increase or decrease, as applicable, in the proposed tax rate compared to the adopted tax rate for the preceding year;

(C) the average appraised value of a residence homestead in the district in the preceding year and in the current year; the district's total homestead exemption, other than an exemption available only to disabled persons or persons 65 years of age or older, applicable to that appraised value in each of those years; and the average taxable value of a residence homestead in the district in each of those years, disregarding any homestead exemption available only to disabled persons or persons 65 years of age or older;

(D) the amount of tax that would have been imposed by the district in the preceding year on a residence homestead appraised at the average appraised value of a residence homestead in that year, disregarding any homestead exemption available only to disabled persons or persons 65 years of age or older;

(E) the amount of tax that would be imposed by the district in the current year on a residence homestead appraised at the average appraised value of a residence homestead in that year, disregarding any homestead exemption available only to disabled persons or persons 65 years of age or older, if the proposed tax rate is adopted;

(F) the difference between the amounts of tax calculated under Paragraphs (D) and (E), expressed in dollars and cents and described as the annual percentage increase or decrease, as applicable, in the tax to be imposed by the district on the average residence homestead in the district in the current year if the proposed tax rate is adopted; and

(G) if the proposed combined debt service, operation and maintenance, and contract tax rate requires or authorizes an election to approve or reduce the tax rate, as applicable, a description of the purpose of the proposed tax increase;

(3) contain a statement in substantially the following form, as applicable:

(A) if the district is a district described by Section 49.23601:

"NOTICE OF VOTE ON TAX RATE

"If the district adopts a combined debt service, operation and maintenance, and contract tax rate that would result in the taxes on the average residence homestead increasing by more than eight percent, an election must be held to determine whether to approve the operation and maintenance tax rate under Section 49.23601, Water Code.";

(B) if the district is a district described by Section 49.23602:

"NOTICE OF VOTE ON TAX RATE

"If the district adopts a combined debt service, operation and maintenance, and contract tax rate that would result in the taxes on the average residence homestead increasing by more than 3.5 percent, an election must be held to determine whether to approve the operation and maintenance tax rate under Section 49.23602, Water Code."; or

(C) if the district is a district described by Section 49.23603:

"NOTICE OF TAXPAYERS' RIGHT TO ELECTION TO REDUCE TAX RATE

"If the district adopts a combined debt service, operation and maintenance, and contract tax rate that would result in the taxes on the average residence homestead increasing by more than eight percent, the qualified voters of the district by petition may require that an election be held to determine whether to reduce the operation and maintenance tax rate to the voter-approval tax rate under Section 49.23603, Water Code."; and

(4) include the following statement: "The 86th Texas Legislature modified the manner in which the voter-approval tax rate is calculated to limit the rate of growth of property taxes in the state.".

SECTION 9. Not later than January 1, 2022, the Department of Information Resources shall develop the Internet website required by Section 26.175, Tax Code, as added by this Act.

SECTION 10. The changes in law made by this Act apply only to a notice required to be delivered for an ad valorem tax year that begins on or after January 1, 2022.

SECTION 11. 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 2404 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS**

Representative Meyer called up with senate amendments for consideration at this time,

HB 2404, A bill to be entitled An Act relating to the creation and maintenance of a database of information regarding certain local economic development agreements; providing a civil penalty.

Representative Meyer moved to concur in the senate amendments to **HB 2404**.

The motion to concur in the senate amendments to **HB 2404** prevailed by (Record 1243): 139 Yeas, 4 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; 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; 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; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Swanson; Tinderholt; Toth; Wilson.

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

Absent, Excused — Cason; Coleman; Dean; Thierry; White.

STATEMENT OF VOTE

When Record No. 1243 was taken, I was shown voting present, not voting. I intended to vote yes.

Deshotel

Senate Committee Substitute

CSHB 2404, A bill to be entitled An Act relating to the creation and maintenance of a database of information regarding certain local economic development agreements; providing a civil penalty.

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

SECTION 1. Subchapter B, Chapter 403, Government Code, is amended by adding Sections 403.0246 and 403.0247 to read as follows:

Sec. 403.0246. LOCAL DEVELOPMENT AGREEMENT DATABASE.

(a) In this section:

(1) "Business day" means a day other than a Saturday, Sunday, or state or national holiday.

(2) "Local development agreement" means:

(A) an agreement entered into by a municipality under Section 380.001 or 380.002, Local Government Code;

(B) an agreement entered into by a county under Section 381.004, Local Government Code; or

(C) any other agreement to grant or otherwise commit public money or other resources for economic development purposes by a local government under Chapter 380 or 381, Local Government Code.

(3) "Local government" includes:

(A) a municipality;

(B) a county;

(C) a county industrial commission under Section 381.001, Local Government Code; or

(D) a board of development under Section 381.002, Local Government Code.

(b) The comptroller shall create and make accessible on the Internet a database, to be known as the Chapter 380 and 381 Agreement Database, that contains information regarding all local development agreements in this state.

(c) For each local development agreement described by Subsection (b), the database must include:

(1) the name of the local government that entered into the agreement;

(2) a numerical code assigned to the local government by the comptroller;

(3) the address of the local government's administrative offices and public contact information;

(4) the name of the appropriate officer or other person representing the local government and that person's contact information;

(5) the name of any entity that entered into the agreement with the local government;

(6) the date on which the agreement went into effect and the date on which the agreement expires;

(7) the focus or scope of the agreement;

(8) an electronic copy of the agreement; and

(9) the name and contact information of the individual reporting the information to the comptroller.

(d) The comptroller may consult with the appropriate officer of, or other person representing, each local government that enters into a local development agreement to obtain the information necessary to operate and update the database.

(e) The comptroller shall enter into the database for access by the public the information described by Subsection (c) not later than the 15th business day after the date the comptroller receives the information from the providing local government. The information, including a copy of the agreement, must remain accessible to the public through the database during the period the agreement is in effect.

(f) The comptroller may not charge a fee to the public to access the database.

(g) The comptroller may establish procedures and adopt rules to implement this section.

Sec. 403.0247. NONCOMPLIANCE; CIVIL PENALTY. (a) In this section, "local development agreement" has the meaning assigned by Section 403.0246.

(b) If a local government that enters into a local development agreement has not complied with a requirement to provide information under Section 403.0246 of this code or Section 380.004 or 381.005, Local Government Code, the comptroller shall send a notice to the local government. The notice must be in writing, describe the information that must be submitted to the comptroller, and inform the local government that if the information is not provided on or before the 30th day after the date the notice is provided, the local government will be subject to a civil penalty of \$1,000.

(c) If a local government does not report the required information as prescribed by Subsection (b), the local government is liable to the state for a civil penalty of \$1,000.

(d) The attorney general may sue to collect a civil penalty imposed under this section.

(e) It is a defense to an action brought under this section that the local government provided the required information or documents to the extent the information or documents are not exempt from disclosure or confidential under Chapter 552.

SECTION 2. Chapter 380, Local Government Code, is amended by adding Section 380.004 to read as follows:

Sec. 380.004. PROVISION OF CERTAIN INFORMATION TO COMPTROLLER. (a) Not later than the 14th day after the date of entering into, amending, or renewing an agreement authorized by this chapter, a municipality shall submit to the comptroller the information described by Section 403.0246(c), Government Code, and any other information the comptroller considers necessary to operate and update the database described by that section.

(b) A municipality shall transmit the information required by Subsection (a) in a form and manner prescribed by the comptroller.

(c) If a municipality submits an agreement to the comptroller under this section and maintains an Internet website, the municipality shall provide on the website a direct link to the location of the agreement information published on the comptroller's Internet website.

SECTION 3. Chapter 381, Local Government Code, is amended by adding Section 381.005 to read as follows:

Sec. 381.005. PROVISION OF CERTAIN INFORMATION TO COMPTROLLER. (a) Not later than the 14th day after the date of entering into, amending, or renewing an agreement authorized by this chapter, a county, county industrial commission, or development board, as applicable, shall submit to the comptroller the information described by Section 403.0246(c), Government Code, and any other information the comptroller considers necessary to operate and update the database described by that section.

(b) A county, commission, or board shall transmit the information required by Subsection (a) in a form and manner prescribed by the comptroller.

(c) If a county or a commission or board created by the county submits an agreement to the comptroller under this section and the county maintains an Internet website, the county shall provide on the website a direct link to the location of the agreement information published on the comptroller's Internet website.

SECTION 4. (a) For each agreement described by Section 403.0246, Government Code, as added by this Act, that is in effect on the effective date of this Act, the local government that entered into the agreement shall, not later than January 1, 2022, submit to the comptroller the information described by that section and any other information the comptroller considers necessary to operate and update the database required by that section.

(b) The comptroller shall publish on the comptroller's Internet website the information received under this section not later than September 1, 2022.

SECTION 5. The comptroller shall create and post on the comptroller's Internet website the database required by Section 403.0246, Government Code, as added by this Act, not later than September 1, 2022.

SECTION 6. The comptroller is required to implement the changes in law made by this Act only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the comptroller may, but is not required to, implement this Act using other appropriations available for that purpose.

SECTION 7. This Act takes effect September 1, 2021.

HB 2152 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Meyer called up with senate amendments for consideration at this time,

HB 2152, A bill to be entitled An Act relating to the online renewal of vehicle registration.

Representative Meyer moved to concur in the senate amendments to **HB 2152**.

The motion to concur in the senate amendments to **HB 2152** prevailed by (Record 1244): 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; 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; 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; 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 — Cason; Coleman; Dean; Thierry; White.

Senate Committee Substitute

CSHB 2152, A bill to be entitled An Act relating to the online renewal of vehicle registration.

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

SECTION 1. Subchapter B, Chapter 502, Transportation Code, is amended by adding Section 502.0435 to read as follows:

Sec. 502.0435. ONLINE REGISTRATION RENEWAL. If a person is otherwise eligible to renew a vehicle registration under this chapter, the person may renew the vehicle registration through an online registration system maintained by the department.

SECTION 2. This Act takes effect September 1, 2021.

FIVE-DAY POSTING RULE SUSPENDED

Representative Anchia moved to suspend the five-day posting rule to allow the Committee on Pensions, Investments, and Financial Services to consider **SB 604**, **SB 1204**, and **SB 1984** at 8 a.m. tomorrow in E2.030.

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.)

ADJOURNMENT

Representatives Geren and S. Thompson moved that the house adjourn until 10 a.m. tomorrow in memory of the Honorable Mike "Tuffy" Hamilton of Orange County.

The motion prevailed.

The house accordingly, at 12:30 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

HR 1271 (By Fierro), In memory of Alvin Jones Sr.
To Resolutions Calendars.

HR 1272 (By Wu), Paying tribute to the life of Houston television personality and consumer advocate Marvin Zindler on the occasion of the 100th anniversary of his birth.
To Resolutions Calendars.

HR 1273 (By Fierro), In memory of George Elias Salom of El Paso.
To Resolutions Calendars.

HR 1274 (By Cook), Congratulating Michelle Newsom on her reelection as the Place 1 representative on the Mansfield Independent School District Board of Trustees.
To Resolutions Calendars.

HR 1275 (By Murphy), Congratulating Robert and Jessica Murphy on the birth of their son, Mark James "MJ" Murphy.
To Resolutions Calendars.

HR 1276 (By Vasut), Congratulating William Orton of Matagorda County on being selected as Constable of the Year by the Justices of the Peace and Constables Association of Texas.
To Resolutions Calendars.

HR 1277 (By Vasut), Congratulating Paul E. Reitz on his retirement as district engineer for the Yoakum District of the Texas Department of Transportation.
To Resolutions Calendars.

HR 1278 (By Vasut), Congratulating Dr. Millicent M. Valek on her retirement as president of Brazosport College.
To Resolutions Calendars.

HR 1279 (By Vasut), Commending Henry Mendez for his 46 years of service with the Lake Jackson Volunteer Fire Department.
To Resolutions Calendars.

HR 1280 (By Goldman), Congratulating Taylor Fox of Fort Worth on her selection as the 2021 Nurse of the Year and her receipt of the 2021 Gold Stethoscope Award from the JPS Health Network.

To Resolutions Calendars.

HR 1281 (By Ashby), Congratulating Craig Thompson on his success as a horse trainer and in National Cutting Horse Association competitions.

To Resolutions Calendars.

HR 1282 (By Lopez), Congratulating Coach Leila Lockett on her selection as the 2018-2019 Teacher of the Year for E. T. Wrenn Middle School in San Antonio.

To Resolutions Calendars.

HR 1283 (By Lopez), Congratulating Jennifer Ramirez on her selection as the 2018-2019 Teacher of the Year for Stafford Elementary School in San Antonio.

To Resolutions Calendars.

HR 1284 (By Ordaz Perez), Commending El Paso City Representative Henry Rivera and the Zaragoza Rotary Club of El Paso for their efforts to maintain the temporary memorial at the Cielo Vista Walmart in El Paso.

To Resolutions Calendars.

HR 1285 (By Wilson), Recognizing the electrical utility line and generation workers of Texas for their efforts during the 2021 winter storm.

To Resolutions Calendars.

HR 1286 (By Kacal), In memory of Dr. Ennis Holmes of Mexia.

To Resolutions Calendars.

HR 1287 (By Parker), Congratulating Eddie Gossage on his retirement as president of Texas Motor Speedway in Fort Worth.

To Resolutions Calendars.

HR 1288 (By Cook), Honoring William Wade "Bill" Zedler of Arlington for his service in the Texas House of Representatives.

To Resolutions Calendars.

HR 1289 (By Anchia), Honoring Carol Donovan for her service as Dallas County Democratic Party chair.

To Resolutions Calendars.

HR 1290 (By Leach), Congratulating Eric Yang of the Lowery Freshman Center in Allen on finishing in the top 100 contestants in the 2021 CyberStart America National Cyber Scholarship Competition.

To Resolutions Calendars.

HR 1291 (By Neave), In memory of Sonia Castellano Vasquez of Dallas.

To Resolutions Calendars.

SB 1084 to Human Services.

SB 1388 to Criminal Jurisprudence.

SB 1947 to Land and Resource Management.

- **SB 2094** to Public Education.
- SB 2246** to Transportation.
- SCR 51** to Resolutions Calendars.

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 17

Appropriations - **SB 1827**

County Affairs - **SB 1165, SB 1357**

Criminal Jurisprudence - **SB 56, SB 111, SB 1125**

Defense and Veterans' Affairs - **SB 1208**

Elections - **SB 331, SB 1018, SB 1111, SB 1113, SB 1114, SB 1509, SB 1901**

Higher Education - **SB 1019, SB 1521, SB 1531**

Homeland Security and Public Safety - **SB 841**

Human Services - **SB 50, SB 910, SB 1149**

Insurance - **SB 1065, SB 1296, SB 1602**

Licensing and Administrative Procedures - **SB 839**

Public Education - **SB 168, SB 179, SB 226, SB 462, SB 560, SB 746, SB 1063, SB 1267, SB 1356, SB 1436, SB 1522, SB 1590, SB 1831**

Public Health - **SB 967, SB 969, SB 984, SB 1856, SB 1895, SCR 21**

State Affairs - **SB 23, SB 59, SB 62, SB 566, SB 800, SB 2116, SB 2188, SB 2233, SCR 29**

Transportation - **SB 1270**

Ways and Means - **SB 916, SB 1427**

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-FIRST DAY — WEDNESDAY, MAY 19, 2021

The house met at 10:21 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 1245).

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; 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; 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 — Cason; Lozano.

The invocation was offered by Representative Hernandez as follows:

Father, we thank you for giving us another day of life, and we thank you for bringing us together. We know that it's not a coincidence that we're here today. We know that you have a plan and a purpose for each one of us. We pray that you open our hearts, open our minds. We pray for guidance and discernment as we deliberate as a legislative body. We pray for wisdom from above to be able to overcome challenges and find solutions. We pray that you will renew our hearts with your strength and your purpose and keep our bodies healthy in these final days of session. In Jesus' name we pray. Amen.

The chair recognized Representative Middleton 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 illness:

Lozano on motion of Stephenson.

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).

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. 23).

RESOLUTIONS 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.)

ADDRESS BY REPRESENTATIVES CANALES, RAYMOND, GUERRA, AND MUÑOZ

The chair recognized Representative Canales who addressed the house, speaking as follows:

I'm going to try and make it through this without crying because it's that time of session. The father of our friend and colleague—Representative Muñoz's father, Sergio Muñoz Sr., went to be with our Lord on July 30, 2020. He was born on January 20, 1952, in Mission, Texas to the late Paulino Muñoz Sr. and Celia Cantú Muñoz. He is preceded in death by both his parents, his sister Maria Magdalena, brothers Domingo, Alejandro, and Jorge Luis Muñoz, and numerous aunts, uncles, and cousins. Left to cherish his memory are his wife of 44 years, Connie Bazán Muñoz; his children, Marla (Jaime) López and Sergio (María Elena) Muñoz Jr., our colleague; and his nephews and nieces he claimed as his own, J.J. (Melissa) Peña Jr. and Gerardo and Selina Alaniz. His grandchildren, who he adored, are Gael Garza, Carolina Peña, Sofía Peña, Aleksandro López, Arianna López, Sergio Muñoz III, and Caterina and María Elena Muñoz.

He was well known in his community and he lived life to the fullest. He loved his community, and he loved to spend time with his family and his friends, anyone who needed someone to lend an ear, including myself. I spoke to him, at times, for hours on the phone. You could usually find him on any given morning making his rounds to all the local restaurants with a cup of black coffee in his hand. He was usually surrounded by friends talking about his favorite topics which were politics, family, and Longhorn football. When he wasn't surrounded by friends, he was surrounded by his grandkids who were his pride and joy. He especially loved all his family traveling to Austin. You often saw him here. At the beginning of session, he would stand behind the rail and he would watch his son, who he was so proud of.

Sergio was raised in Los Ebanos, and he graduated valedictorian from La Joya High School in 1970. Growing up, he worked in the fields providing for his family, and as the oldest brother, he was entrusted with raising his younger brothers and sisters. For the last 20 years, Sergio Muñoz Sr. focused his time on being a strong advocate for the health care industry where he and his businesses worked to provide quality care for the elderly. On many occasions, he would provide those services to the less fortunate, without any financial gain. His chief priority was to assure that everyone had the appropriate care needed. Even if it meant some of his friends would quote him saying, "no tengo dinero"—I don't have any money—his eyes and his heart were always there to help someone. He would share whatever knowledge or connections he had to help them. He would make a phone call for you. It did not matter. It was very common to see him here, like I said, at the State Capitol, always with state or national leaders advocating for the needs of the Rio Grande Valley. He was a fierce, fierce advocate for our region. He served as the immediate past faithful navigator of the fourth degree for the Knights of Columbus-Bishop Garriga Assembly 1111. He also served as a grand knight of the St. John of the Fields Knights of Columbus Council. He was very involved with the Hidalgo County Democratic Party, proudly serving as first vice-chair and the precinct chair for Precinct 78.

I can't tell you enough about who he was. He was like a dad to me, and he's going to be greatly missed. I want to extend my sincerest condolences to the entire Muñoz family. I don't know if anyone else wants to join me.

The chair recognized Representative Raymond who addressed the house, speaking as follows:

I'm sorry Ms. Davis is not here. She and I are the last two members who were Class of 1992. Oh, she's back here, Ms. Davis? But Sergio and I got here together. I was looking last night, and I think we were 35 members in that class. We're down to two, but Sergio was one of my favorites. We had never met until we got elected. Like many of you all, you came in with your classmates, and they'll be some of the best friends you have for the rest of your life. I think you know that already. And Sergio was one of mine. We had some great times on this floor talking about everything from substance to the things that weren't as substantive and everything in between.

I never met someone who had more quiet confidence than Sergio did. And Sergio, you know what I'm talking about. Your dad was a very confident man, but he was not braggadocio. He wasn't full of himself like some of you guys are. I'm kidding, I'm kidding. Well, I'm not, really. But for example, I didn't know that he was at the top of his class, that he had graduated valedictorian of his class. That's a big deal, you know. I don't care where you're from. I never knew that he had a successful band. Some of you know that I put together a little band, and we weren't successful because we've never been paid to do anything. But he had a band back in the day, and I never knew about that until his son would tell me years later. So Sergio Sr. never bragged about that either, and that was a big deal. We all love music, and he was very successful at music. And then he decided to go into business and left that behind and then, of course, ended up here in the legislature.

I loved working with him, and more importantly, I loved him as a friend. We stayed in touch. We never stopped being in touch through the years after he left, and nothing gave me more joy than to see his son get elected and come and join us. And Sergio to me is like a little brother. I'm not quite old enough to be his dad—maybe I could be; I'm not sure. But he's like a little brother. And so when his dad got sick with COVID last year and he fought hard, it was a hard deal. And when we lost him, that was devastating for a lot of us, particularly for Sergio and his sister and his mom, because his dad was such a positive guy. He was so positive. I'd like to shed tears, but I focus on how Sergio was always so positive about life, about his family, about his community, about his friends, about everything that he touched and worked on. And he fought till the end to try to survive because he's someone that lived life. So I hate that we lost him, but I have no doubt that he's in heaven. I have no doubt that he continues to be very, very proud of his son, who we have the privilege of serving with. And I'm very, very proud that he's one of my classmates. I'm glad we're doing this. Terry, thank you for bringing it forth.

The chair recognized Representative Guerra who addressed the house, speaking as follows:

I'm from the Rio Grande Valley, Hidalgo County. In 2000, I was democratic party chairman for a few years, and I remember this guy when he was about that size. He used to be with his dad. His dad would bring him to the committee meetings and to party events. And I knew you were going to go someplace. And I knew you would be up here. He was always positive about everything, and all I can say is I have great, great memories of Sergio Sr. And I love sitting next to this guy here on the floor. God bless him, and thank you, Mr. Speaker, for letting me say these few words. And again, God bless you.

The chair recognized Representative Canales who addressed the house, speaking as follows:

He was just a good guy. If you'll all join us in a moment of silence. Thank you, members.

The chair recognized Representative Muñoz who addressed the house, speaking as follows:

Thank you to all of you for allowing of your time and for this recognition of my father who, as was mentioned before, was definitely just a great person and a great father. For all of you that would take the time to talk to him when he was outside the rail and just give of your time, I really appreciate that because as Representative Canales mentioned, he loved politics. There were times we even thought maybe he loved it just as much as his family. But he enjoyed it. He just lived for it. He was just a great person who lived life to the fullest, as was mentioned. He enjoyed every minute of it. He is, I know, watching down from heaven. And I know I never got the chance to say goodbye to him or thank you, but I do know that for all of us that believe, he is in a better place. And we trust in God's plan and the reason for why things happen like they do.

So I just want to say thank you and just ask you for your continued prayers, not only for my family but for all those that have lost a loved one. I know Representative Thierry was here not too long ago talking about her father. We all go through challenges and obstacles, and a lot of times maybe we're not showing it, but definitely the prayers are what allow us to keep going forward and to stand tall and stand proud and continue to do our best for the people that we represent and the people of this great State of Texas. And it really is a blessing to serve and to be here with each and every one of you. So not only pray for my family but pray for all of those, pray for each one of us that is here because we truly are trying to do our best. And at times we disagree, but I know that's just part of the process. One of the quotes that we used when my father passed away is by Abraham Lincoln, who said: "In the end, it's not the years in your life that count; It's the life in your years." And in his 68 years of life, he did the best that he could living those years and doing his best for his family. And for that, I'm just honored and proud. Thank you very much for giving me this opportunity for this recognition.

REMARKS ORDERED PRINTED

Representative Huberty moved to print remarks by Representative Canales, Representative Raymond, Representative Guerra, and Representative Muñoz.

The motion prevailed.

LEAVE OF ABSENCE GRANTED

Pursuant to a previous motion, the following member was granted leave of absence for the remainder of today to attend a meeting of the Conference Committee on **SB 1**:

Bonnen on motion of Goldman.

MAJOR STATE CALENDAR SENATE BILLS THIRD READING

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

SB 702 ON THIRD READING (Paddie - House Sponsor)

SB 702, A bill to be entitled An Act relating to the continuation and functions of the Prepaid Higher Education Tuition Board.

SB 702 was passed by (Record 1246): 133 Yeas, 13 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; Capriglione; Clardy; 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; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.;

Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Landgraf; Larson; 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; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cook; Gates; Hefner; Israel; Krause; Leach; Middleton; Slaton; Slawson; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

STATEMENT OF VOTE

When Record No. 1246 was taken, I was shown voting yes. I intended to vote no.

Toth

SB 707 ON THIRD READING

(Lambert, Canales, Paddie, Goldman, and Cyrier - House Sponsors)

SB 707, A bill to be entitled An Act relating to the continuation and functions of the Credit Union Department and the Credit Union Commission.

SB 707 was passed by (Record 1247): 136 Yeas, 9 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; 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; Kuempel; Lambert; Landgraf; Larson; 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; 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; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Krause; Leach; Patterson; Slaton; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Coleman.

SB 709 ON THIRD READING
(Canales and Cortez - House Sponsors)

SB 709, A bill to be entitled An Act relating to the continuation and functions of the Texas Commission on Fire Protection.

SB 709 was passed by (Record 1248): 145 Yeas, 1 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; 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; 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 — Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING

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

SB 1821 ON THIRD READING
(Canales - House Sponsor)

SB 1821, A bill to be entitled An Act relating to procurement of a contingent fee contract for legal services by certain governmental entities.

SB 1821 was passed by (Record 1249): 145 Yeas, 0 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; 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; 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; 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 — Cason; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Shine.

SB 911 ON THIRD READING
(Burrows and Pacheco - House Sponsors)

SB 911, A bill to be entitled An Act relating to the regulation of restaurants and third-party food delivery services, including the issuance of certain alcoholic beverage certificates to restaurants.

SB 911 was passed by (Record 1250): 134 Yeas, 11 Nays, 2 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; 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.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; 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; 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; Cook; Middleton; Patterson; Schofield; Shaheen; Slaton; Toth; Vasut; Wilson.

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

Absent, Excused — Cason; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

STATEMENTS OF VOTE

When Record No. 1250 was taken, I was shown voting no. I intended to vote yes.

Cook

When Record No. 1250 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 1250 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

**SB 550 ON THIRD READING
(Spiller - House Sponsor)**

SB 550, A bill to be entitled An Act relating to the manner of carrying a handgun by a person who holds a license under Subchapter H, Chapter 411, Government Code.

SB 550 was passed by (Record 1251): 144 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; 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; 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; 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 — Beckley; Ramos.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

SB 281 ON THIRD READING

(Lucio - House Sponsor)

SB 281, A bill to be entitled An Act relating to the use of hypnotically induced statements in a criminal trial.

Amendment No. 1

Representative Lucio offered the following amendment to **SB 281**:

Amend **SB 281** on third reading, immediately following the last sentence of added Article 38.24(c), Code of Criminal Procedure, by inserting the following: Notwithstanding Article 38.23, this article does not affect the admissibility of any physical evidence, or the testimony of any witness identified, that corroborates the crime.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Coleman on motion of Herrero.

(Murr in the chair)

SB 281 - (consideration continued)

A record vote was requested by Representative Canales.

Amendment No. 1 failed of adoption by (Record 1252): 68 Yeas, 74 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bowers; Campos; Clardy; Cole; Cyrier; Deshotel; Frank; Frullo; Gates; Gervin-Hawkins; Goodwin; Harless; Hernandez; Herrero; Hinojosa; Huberty; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Larson; Longoria; Lopez; Lucio; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Noble; Oliverson; Ordaz

Perez; Ortega; Paddie; Perez; Price; Raney; Rogers; Rose; Rosenthal; Schofield; Shine; Smithee; Stephenson; Swanson; Thompson, E.; Tinderholt; Turner, C.; Vo; White; Wu; Zwiener.

Nays — Bernal; Biedermann; Buckley; Bucy; Burns; Button; Cain; Canales; Capriglione; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Geren; Goldman; González, J.; González, M.; Guerra; Guillen; Harris; Holland; Howard; Hull; Hunter; Israel; Jetton; Klick; Krause; Landgraf; Leach; Leman; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Moody; Muñoz; Neave; Pacheco; Parker; Patterson; Paul; Ramos; Raymond; Reynolds; Rodriguez; Romero; Sanford; Schaefer; Shaheen; Sherman; Slaton; Slawson; Smith; Spiller; Stucky; Talarico; Thierry; Thompson, S.; Toth; Turner, J.; VanDeaver; Vasut; Walle; Wilson.

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

Absent, Excused — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Burrows; Hefner.

STATEMENTS OF VOTE

When Record No. 1252 was taken, I was shown voting no. I intended to vote yes.

Bernal

When Record No. 1252 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

SB 281 was passed by (Record 1253): 143 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; 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; Leach; Leman; Longoria; Lopez; 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.

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

Absent, Excused — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Larson.

SB 586 ON THIRD READING
(Spiller - House Sponsor)

SB 586, A bill to be entitled An Act relating to the filing of certain reports by distributors of certain off-highway vehicles purchased outside this state; providing civil penalties.

SB 586 was passed by (Record 1254): 125 Yeas, 18 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; 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; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; 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; Schofield; Sherman; Shine; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Beckley; Biedermann; Cain; Dean; Ellzey; Hefner; Krause; Leach; Patterson; Schaefer; Shaheen; Slaton; Slawson; Smith; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Klick.

STATEMENTS OF VOTE

When Record No. 1254 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 1254 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1254 was taken, I was in the house but away from my desk. I would have voted yes.

Klick

When Record No. 1254 was taken, I was shown voting yes. I intended to vote no.

Lambert

**SB 997 ON THIRD READING
(Harris - House Sponsor)**

SB 997, A bill to be entitled An Act 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 997 was passed by (Record 1255): 143 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; 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; 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; 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; Murr(C).

Absent, Excused — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Rosenthal.

STATEMENT OF VOTE

When Record No. 1255 was taken, my vote failed to register. I would have voted yes.

Rosenthal

SB 760 ON THIRD READING (Shaheen - House Sponsor)

SB 760, A bill to be entitled An Act relating to the removal of solar power facilities.

SB 760 was passed by (Record 1256): 144 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; 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; 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.

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

Absent, Excused — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

SB 197 ON THIRD READING (Noble, Meyer, Buckley, C. Turner, Rodriguez, et al. - House Sponsors)

SB 197, A bill to be entitled An Act relating to a sales and use tax exemption for animals adopted from or sold by nonprofit animal welfare organizations.

SB 197 was passed by (Record 1257): 143 Yeas, 0 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; 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; 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; 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; Beckley; Murr(C).

Absent, Excused — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

**SB 312 ON THIRD READING
(Smith - House Sponsor)**

SB 312, A bill to be entitled An Act relating to the punishment for the criminal offense of improper sexual activity with a person in custody; increasing a criminal penalty.

Amendment No. 1

Representative Smith offered the following amendment to **SB 312**:

Amend **SB 312** on third reading by striking the SECTION of the bill amending Section 22.012, Penal Code.

Amendment No. 1 was adopted.

SB 312, as amended, was passed by (Record 1258): 144 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; 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; 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.

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

Absent, Excused — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

COMMITTEE MEETING ANNOUNCEMENT

At 11:23 a.m., the following committee meeting was announced:

State Affairs, upon final adjournment or recess or during bill referral, if permission is granted, today, 1W.14, for a formal meeting, to consider pending and referred business.

SB 808 ON THIRD READING (Krause - House Sponsor)

SB 808, A bill to be entitled An Act relating to recovery of attorney's fees in certain civil cases.

Representative Krause moved to postpone consideration of **SB 808** until 11:45 a.m. today.

The motion prevailed.

GENERAL STATE CALENDAR SENATE BILLS SECOND READING

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

CSSB 22 ON SECOND READING (Patterson, Collier, Burrows, Hunter, and Canales - House Sponsors)

CSSB 22, 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 **CSSB 22**:

Amend **CSSB 22** (house committee report) as follows:

(1) In SECTION 5 of the bill, in added Section 607.0545, Government Code (page 5, between lines 23 and 24), insert the following:

(e) This section expires September 1, 2023.

(2) In SECTION 7 of the bill, in added Section 607.058(d), Government Code (page 7, line 16), after the underlined period, insert "This subsection expires September 1, 2023."

(3) In SECTION 7 of the bill, in added Section 607.058(e), Government Code (page 7, line 22), after the underlined period, insert "This subsection expires September 1, 2023."

(4) In SECTION 8 of the bill, strike added Section 409.0092(a), Labor Code (page 7, line 26, through page 8, line 5), and substitute the following:

(a) An injured employee who is subject to Section 607.0545, Government Code, and whose claim for benefits is determined to be compensable by an insurance carrier or the division, may request reimbursement for health care paid by the employee, including copayments and partial payments, by submitting to the carrier a legible written request and documentation showing the amounts paid to the health care provider.

(5) In SECTION 8 of the bill, in added Section 409.0092, Labor Code (page 8, between lines 16 and 17), insert the following:

(d) This section expires September 1, 2023.

(6) In SECTION 10(a) of the bill (page 9, line 10), strike ", compensation, or assistance pending on or".

(7) In SECTION 10(a) of the bill (page 9, line 12), strike ", compensation, or assistance".

(8) In SECTION 10(a) of the bill (page 9, lines 12 and 13), strike ", other than a claim pending on that date,".

(9) In SECTION 10(b) of the bill (page 9, line 16), between "person" and "who", insert "subject to Section 607.0545, Government Code, as added by this Act,".

(10) In SECTION 10(b) of the bill (page 9, line 21), strike ", compensation, or assistance".

(11) In SECTION 10(c) of the bill (page 10, line 1), between "409.003," and "410.169,", insert "409.007,".

(12) In SECTION 10(c) of the bill (page 10, line 1), between "person" and "who", insert "subject to Section 607.0545, Government Code, as added by this Act,".

(13) In SECTION 10(c) of the bill (page 10, line 5), strike ", compensation, or assistance".

Amendment No. 1 was adopted.

Amendment No. 2

Representative C. Turner offered the following amendment to **CSSB 22**:

Amend **CSSB 22** (house committee report) as follows:

(1) In SECTION 1 of the bill, in the heading to Subchapter B, Chapter 607, Government Code (page 1, line 9), strike "CORRECTIONS EMPLOYEES" and substitute "CUSTODIAL OFFICERS".

(2) In SECTION 2 of the bill, strike amended Section 607.051(1), Government Code (page 1, lines 14-16), and substitute the following:

(1) "Custodial officer" has the meaning assigned by Section 811.001.

(3) Strike "corrections employee" and substitute "custodial officer" in each of the following places in which it appears:

- (A) page 2, line 1;
- (B) page 2, line 4;
- (C) page 2, line 14;
- (D) page 2, line 25;
- (E) page 3, line 10;
- (F) page 3, line 14;
- (G) page 3, line 18;
- (H) page 4, line 13;
- (I) page 4, line 20;
- (J) page 4, line 22;
- (K) page 5, lines 6 and 7;
- (L) page 5, line 14;
- (M) page 6, lines 13 and 14;
- (N) page 6, line 22;
- (O) page 7, line 5;
- (P) page 7, line 14;
- (Q) page 7, line 19; and
- (R) page 8, line 19.

(4) Strike "corrections employee's" and substitute "custodial officer's" in each of the following places in which it appears:

- (A) page 6, line 2; and
- (B) page 8, line 25.

Amendment No. 2 was adopted.

CSSB 22 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE CANALES: Once again I want to thank you for all your hard work in trying to navigate this. This is not an easy subject and obviously there's many moving parts. For legislative intent, I'm going to ask you some questions, please, and bear with me. I want to make sure and so do the interested parties that this applies retroactively to first responders who have had claims denied or who've not already filed a claim in regard to COVID-19. Is that what this bill does currently?

REPRESENTATIVE PATTERSON: Yes. In fact, it actually gives folks, I believe, up to six months to go back and file a claim if they didn't file one initially. It gives them that time period to go back and file a claim so that they are protected under this bill.

CANALES: So after reviewing the bill, I've noted that the bill applies to first responders who tested positive for COVID-19 within 14 days of last working. Now, if a first responder gets sick and goes home to quarantine but doesn't take the test and is not diagnosed with having COVID-19, how would the presumption work for that person?

PATTERSON: For the presumption to go into effect, they would have to have an FDA-approved test, a positive test showing that they actually had COVID-19. We can't just take their word for it.

CANALES: So but those people would still, under this bill, be able to retroactively apply—they'd be covered—even though they went home to quarantine and later found out that that was an underlying cause by an FDA-approved test. Is that correct?

PATTERSON: If they have an FDA-approved test, yes, sir.

CANALES: Okay. So would it cover a person who gets sick and dies but never had the test before dying?

PATTERSON: It would require an FDA-approved test to qualify for the benefit.

CANALES: So is it your understanding that we're able to determine postmortem that somebody could be tested and they could determine that the virus existed in the body?

PATTERSON: If they had an FDA-approved test.

CANALES: Okay. Now, will the presumptions still apply to COVID variants in the future? Variants of COVID-19—we've seen different variants around the world. Would this bill apply to the different variants of COVID-19?

PATTERSON: I'm looking for the language specifically, and if it doesn't, you know, we might be able to work on a third reading amendment on that. But at the end of the day, the language states "severe acute respiratory syndrome coronavirus 2, (SARS-CoV-2) or coronavirus disease 2019 (COVID-19)" and so it's meant to cover those types of viruses.

CANALES: Is it your legislative intent—because we have seen, as you're well aware, we've seen different variants from different parts of the world make it to the United States to affect our first responders. Is it your legislative intent that this bill would cover those variants of COVID-19?

PATTERSON: Yes.

CANALES: Now that your amendment is on the bill, I noticed that the expiration date is in 2023. What is the intent and what effect will that have on the rest of the bill now that your amendment is on with the 2023 provision? Is it just that we sunset it and review it?

PATTERSON: Yes, sir. I mean, that amendment was a sunset amendment for September 1, 2023. It gives us time to get through next session to do anything that we need to do to clean this up. I think that one of the concerns is whether or not COVID is going to become an ordinary disease of life moving forward. But with the vaccine out there so much and with so many people that have gotten the vaccine, the virus has really fallen off a cliff. So we're hoping that this is not an issue moving forward. But if it is, we can come back next session and address that.

CANALES: So we're going to be able to review it and see if we're on the right track. Okay. Now that the amendment is on, additionally, your bill strikes—it struck the words "compensation" and "assistance" in that Section 10. So why are we striking "compensation" and—

PATTERSON: I'm sorry. Where are you at in the bill?

CANALES: With Section 10, because your amendment's been adopted.

PATTERSON: Are you talking about the amendment or the bill?

CANALES: The amendment. You can look at the amendment, but it's on the bill now. But on the amendment that you adopted to this bill, in Section 10, it strikes the words "compensation" and "assistance."

PATTERSON: That's just cleanup language.

CANALES: Okay. What's the practical effect of those being struck?

PATTERSON: It's a cleaner bill for all the parties to be able to get through, the Texas Workforce Commission to get through.

CANALES: Does the striking of those two words limit the benefits that a first responder can receive under workers' compensation?

PATTERSON: No.

CANALES: That's not your legislative intent?

PATTERSON: No.

CANALES: So your legislative intent by striking those two words does not limit the benefits that a first responder can receive under the workers' compensation?

PATTERSON: Right, Section 409—

CANALES: I'm having trouble hearing you, but you said that's correct?

PATTERSON: That's correct.

REMARKS ORDERED PRINTED

Representative Canales moved to print remarks between Representative Patterson and Representative Canales on **CSSB 22**.

The motion prevailed.

CSSB 22, as amended, was passed to third reading.

(Cain in the chair)

CSSB 1160 ON SECOND READING (Paul - House Sponsor)

CSSB 1160, A bill to be entitled An Act relating to the creation of the Gulf Coast Protection District; providing authority to issue bonds; providing authority to impose fees; providing authority to impose a tax; granting the power of eminent domain.

Amendment No. 1

Representative Paul offered the following amendment to **CSSB 1160**:

Amend **CSSB 1160** (house committee printing) on page 8, line 18, between "transmission" and "line" by inserting "or distribution".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Middleton offered the following amendment to **CSSB 1160**:

Amend **CSSB 1160** (house committee printing) on page 7 by striking lines 10 through 13 and substituting the following:

Sec. 9502.0302. TAXES AND BONDS. (a) The district may impose an ad valorem tax or issue bonds payable from ad valorem taxes only if:

(1) a written petition has been filed with the board requesting an election to approve the imposition of the tax signed by at least five percent of the registered voters in each county in the territory of the district; and

(2) the imposition of the tax is approved by the voters of the district voting at the requested election, which must be held in the manner provided by Chapter 49, Water Code.

Amendment No. 2 was adopted. (The vote was reconsidered later today, and Amendment No. 2 was withdrawn.)

Amendment No. 3

Representative Middleton offered the following amendment to **CSSB 1160**:

Amend **CSSB 1160** (house committee printing) on page 11, between lines 7 and 8, by inserting the following:

Sec. 9502.03081. EXPENDITURE ON LOBBYIST PROHIBITED. The board may not approve an expenditure to hire or contract with an individual required to register under Chapter 305, Government Code.

Amendment No. 3 was adopted. (The vote was reconsidered later today, and Amendment No. 3 was withdrawn.)

Representative Paul moved to postpone consideration of **CSSB 1160** until 12:30 p.m. today.

The motion prevailed.

(Speaker in the chair)

POSTPONED BUSINESS

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

**SB 808 ON THIRD READING
(Krause - House Sponsor)**

SB 808, A bill to be entitled An Act relating to recovery of attorney's fees in certain civil cases.

SB 808 was read third time earlier today and was postponed until this time.

SB 808 was passed by (Record 1259): 140 Yeas, 0 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; Clardy; Cole; 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; Huberty; 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; 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; 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(C).

Absent, Excused — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Frullo; Kuempel; Pacheco; Raney; Slaton.

STATEMENT OF VOTE

When Record No. 1259 was taken, I was in the house but away from my desk. I would have voted yes.

Slaton

GENERAL STATE CALENDAR

(consideration continued)

SB 1588 ON SECOND READING

(C. Turner - House Sponsor)

SB 1588, A bill to be entitled An Act relating to the powers and duties of certain property owners' associations.

Amendment No. 1

Representative C. Turner offered the following amendment to **SB 1588**:

Amend **SB 1588** (house committee report) as follows:

(1) On page 2, strike lines 15 through 22 and substitute the following:

Sec. 207.006. ONLINE SUBDIVISION INFORMATION REQUIRED. (a)

This section applies only to:

(1) the property owners' association of a subdivision composed of at least 40 lots; or

(2) a property owners' association that has contracted with a management company.

(b) A property owners' association to which this section applies shall make the current version of the association's dedicatory instruments relating to the association or subdivision and filed in the county deed records available on an Internet [a] website:

(1) maintained by [if] the association [has,] or a management company on behalf of the association; and

(2) available to association members [~~maintains, a publicly accessible website~~].

(2) On page 3, line 18, immediately after the underlined semicolon, strike "and".

(3) On page 3, line 19, strike "(8)" and substitute the following:

(8) the amount and description of a fee or fees charged by or on behalf of the association relating to a property transfer in the subdivision; and

(9)

(4) Between page 6, line 27, and page 7, line 1, insert the following:

(i) The board may affirm, modify, or reverse, in whole or in part, any decision of the architectural review authority as consistent with the subdivision's declaration.

(5) On page 11, lines 6 and 7, strike "delinquent payment history" and substitute "the delinquent payment history of".

(6) On page 11, between lines 15 and 16, insert the following:

(c) A property owners' association may not charge a fee to an individual property owner for the reporting under Subsection (b) of the delinquent payment history of assessments, fines, and fees of property owners within the association's jurisdiction to a credit reporting service.

Amendment No. 2

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

Amend the C. Turner Amendment to **SB 1588** by Hughes as follows:

On page 1, line 7, strike "40" and replace with "60"

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

Amendment No. 3

Representative Goodwin offered the following amendment to **SB 1588**:

Amend **SB 1588** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 209.0052, Property Code, is amended by adding Subsection (c) to read as follows:

(c) In addition to the other applicable requirements of this section, an association that proposes to contract for services that will cost more than \$50,000 shall solicit bids or proposals using a bid process established by the association.

SECTION _____. Section 209.0052(c), Property Code, as added by this Act, applies only to a contract for services proposed by a property owners' association on or after the effective date of this Act.

Amendment No. 3 was adopted.

Amendment No. 4

Representative J.D. Johnson offered the following amendment to **SB 1588**:

Amend **SB 1588** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 202.006, Property Code, is amended by adding Subsection (c) to read as follows:

(c) A property owners' association may not collect a regular assessment, as defined by Section 209.002, if the dedicatory instrument authorizing the collection of the regular assessment is not filed as required by Subsection (a).

Amendment No. 4 was adopted.

Amendment No. 5

On behalf of Representative Bonnen, Representative C. Turner offered the following amendment to **SB 1588**:

Amend **SB 1588** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Chapter 202, Property Code, is amended by adding Section 202.023 to read as follows:

Sec. 202.023. SECURITY MEASURES. (a) This section does not apply to a master mixed-use property owners' association subject to Chapter 215.

(b) Except as provided by Subsection (c), a property owners' association may not adopt or enforce a restrictive covenant that prevents a property owner from building or installing security measures, including but not limited to a security camera, motion detector, or perimeter fence.

(c) This section does not prohibit a property owners' association from regulating the type of fencing that a property owner may install.

Amendment No. 5 was adopted.

Amendment No. 6

Representative Schofield offered the following amendment to **SB 1588**:

Amend **SB 1588** (house committee printing) as follows:

On page 1, line 5, insert the following and renumber subsequent sections accordingly:

SECTION 1. Sections 202.018(a) and (b), Property Code, are amended to read as follows:

(a) Except as otherwise provided by this section, a property owners' association may not enforce or adopt a provision in a dedicatory instrument, including a restrictive covenant, that prohibits a property owner or resident from displaying or affixing on the [entry to the] owner's or resident's property or dwelling one or more religious items the display of which is motivated by the owner's or resident's sincere religious belief.

(b) This section does not prohibit the enforcement or adoption of a provision in a dedicatory instrument, including a restrictive covenant, that, to the extent allowed by the constitution of this state and the United States, prohibits the display or affixing of a religious item on the [entry to the] owner's or residents' property or dwelling that:

- (1) threatens the public health or safety;
- (2) violates a law other than a law prohibiting the display of religious speech;
- (3) contains language, graphics, or any display that is patently offensive to a passerby for reasons other than its religious content;
- (4) is installed on property:
 - (A) owned or maintained by the property owners' association; or
 - (B) owned in common by members of the property owners' association;
- (5) violates any applicable building line, right-of-way, setback, or easement; or
- (6) is attached to a traffic control device, street lamp, fire hydrant, or utility sign, pole, or fixture [in a location other than the entry door or door frame or extends past the outer edge of the door frame of the owner's or resident's dwelling; or
- (5) individually or in combination with each other religious item displayed or affixed on the entry door or door frame has a total size of greater than 25 square inches].

SECTION 2. On page 13, line 19, between "(1)" and "Sections", insert the following and renumber the remaining subsections accordingly:

- (1) Sections 202.018(c) and (d);

Amendment No. 6 was adopted.

Amendment No. 7

Representative Toth offered the following amendment to **SB 1588**:

Amend **SB 1588** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Chapter 202, Property Code, is amended by adding Section 202.022 to read as follows:

Sec. 202.022. SWIMMING POOL ENCLOSURES. (a) In this section, "swimming pool enclosure" means a fence that:

- (1) surrounds a water feature, including a swimming pool or spa;

(2) consists of transparent mesh or clear panels set in metal frames;

(3) is not more than six feet in height; and

(4) is designed to not be climbable.

(b) A property owners' association:

(1) may not adopt or enforce a provision in a dedicatory instrument that prohibits or restricts a property owner from installing on the property owner's property a swimming pool enclosure that conforms to applicable state or local safety requirements; and

(2) may adopt and enforce a provision in a dedicatory instrument establishing limitations related to the appearance of a swimming pool enclosure, including limitations establishing permissible colors for a swimming pool enclosure, provided that the provision does not prohibit a swimming pool enclosure that is black in color and consists of transparent mesh set in metal frames.

Amendment No. 7 was adopted.

A record vote was requested by Representative Harris.

SB 1588, as amended, was passed to third reading by (Record 1260): 142 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; 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; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; 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; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Beckley; Stephenson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Morales Shaw.

STATEMENT OF VOTE

When Record No. 1260 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

**SB 1588 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative C. Turner moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 1588** all joint authors and co-authors for **HB 3367**.

The motion prevailed.

**SB 1525 ON SECOND READING
(Parker - House Sponsor)**

SB 1525, A bill to be entitled An Act relating to the administration of the governor's university research initiative.

SB 1525 was passed to third reading.

**SB 1449 ON SECOND READING
(Murphy - House Sponsor)**

SB 1449, A bill to be entitled An Act relating to the exemption from ad valorem taxation of income-producing tangible personal property having a value of less than a certain amount.

SB 1449 was passed to third reading.

**SB 742 ON SECOND READING
(Anderson - House Sponsor)**

SB 742, A bill to be entitled An Act relating to installment payments of ad valorem taxes on property in a disaster area or emergency area.

SB 742 was passed to third reading.

**SB 626 ON SECOND READING
(Moody - House Sponsor)**

SB 626, A bill to be entitled An Act relating to guardianships, management trusts, and certain other procedures and proceedings for persons who are incapacitated.

Amendment No. 1

Representatives Leach and Moody offered the following amendment to **SB 626**:

Amend **SB 626** (house committee printing) as follows:

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

SECTION _____. Section 30.014(a), Civil Practice and Remedies Code, is amended to read as follows:

(a) In a civil action, including a probate or guardianship proceeding, filed in a district court, county court, ~~[or]~~ statutory county court, or statutory probate court, each party or the party's attorney shall include in its initial pleading:

(1) the last three numbers of the party's driver's license number, if the party has been issued a driver's license; and

(2) the last three numbers of the party's social security number, if the party has been issued a social security number.

SECTION _____. Section 33.101, Estates Code, is amended to read as follows:

Sec. 33.101. TRANSFER TO OTHER COUNTY IN WHICH VENUE IS PROPER. If probate proceedings involving the same estate are commenced in more than one county and the court making a determination of venue as provided by Section 33.053 determines that venue is proper in another county, the court clerk shall make and retain a copy of the entire file in the case and transmit the original file in electronic or paper form to the court in the county in which venue is proper. The court to which the file is transmitted shall conduct the proceeding in the same manner as if the proceeding had originally been commenced in that county.

SECTION _____. Section 33.102(a), Estates Code, is amended to read as follows:

(a) If it appears to the court at any time before the final order in a probate proceeding is rendered that the court does not have priority of venue over the proceeding, the court shall, on the application of an interested person, transfer the proceeding to the proper county by transmitting to the proper court in that county in electronic or paper form:

(1) the original file in the case; and

(2) certified copies of all entries that have been made in the judge's probate docket in the proceeding.

SECTION _____. Section 33.103, Estates Code, is amended by adding Subsection (c) to read as follows:

(c) The transmittal under Subsection (b) of the original file and the certified copy of the index may be in electronic or paper form, except that an original will filed in the probate proceeding, if any, must be delivered to the court to which the proceeding is transferred.

SECTION _____. Section 51.003(b), Estates Code, is amended to read as follows:

(b) A citation or notice issued by the county clerk must be styled "The State of Texas" and be signed by the clerk under the court's ~~[clerk's]~~ seal.

SECTION _____. Section 202.054, Estates Code, is amended to read as follows:

Sec. 202.054. PERSONAL SERVICE OF CITATION MAY BE REQUIRED. (a) The court may require that service of citation in a proceeding to declare heirship be made by personal service on some or all of those named as distributees in the application filed under Section 202.005.

(b) If a distributee to be cited under Subsection (a) is absent from or is not a resident of this state, any disinterested person competent to make an oath that the citation was served may serve the citation.

SECTION _____. Section 351.351, Estates Code, is amended to read as follows:

Sec. 351.351. **APPLICABILITY.** This subchapter does not apply to:

(1) the appointment of an independent executor or administrator under Section 401.002 or 401.003(a); or

(2) the appointment of a successor independent administrator ~~executor~~ under Section 404.005.

SECTION _____. Section 404.0036(b), Estates Code, is amended to read as follows:

(b) If an independent executor is removed by the court under Section 404.003 or 404.0035, the court may, on application, appoint a successor independent administrator ~~executor~~ as provided by Section 404.005.

SECTION _____. The heading to Section 404.005, Estates Code, is amended to read as follows:

Sec. 404.005. **COURT-APPOINTED SUCCESSOR INDEPENDENT ADMINISTRATOR** ~~EXECUTOR~~.

SECTION _____. Sections 404.005(a), (b), (c), (h), and (i), Estates Code, are amended to read as follows:

(a) If the will of a person who dies testate names an independent executor who, having qualified, fails for any reason to continue to serve, or is removed for cause by the court, and the will does not name a successor independent executor or if each successor executor named in the will fails for any reason to qualify as executor or indicates by affidavit filed with the application for an order continuing independent administration the successor executor's inability or unwillingness to serve as successor independent executor, all of the distributees of the decedent as of the filing of the application for an order continuing independent administration may apply to the probate court for the appointment of a qualified person, firm, or corporation to serve as successor independent administrator ~~executor~~. If the probate court finds that continued administration of the estate is necessary, the court shall enter an order continuing independent administration and appointing the person, firm, or corporation designated in the application as successor independent administrator ~~executor~~, unless the probate court finds that it would not be in the best interest of the estate to do so. The successor independent administrator ~~executor~~ shall serve with all of the powers and privileges granted to the successor's predecessor independent executor.

(b) Except as otherwise provided by this subsection, if a distributee described in this section is an incapacitated person, the guardian of the person of the distributee may sign the application on behalf of the distributee. If the probate court finds that either the continuing of independent administration or the appointment of the person, firm, or corporation designated in the application as successor independent administrator ~~executor~~ would not be in the best interest of the incapacitated person, then, notwithstanding Subsection (a), the court may not enter an order continuing independent administration of the estate. If the

distributee is an incapacitated person and has no guardian of the person, the court may appoint a guardian ad litem to make application on behalf of the incapacitated person if the probate court considers such an appointment necessary to protect the interest of that distributee. If a distributee described in this section is a minor and has no guardian of the person, a natural guardian of the minor may sign the application for the order continuing independent administration on the minor's behalf unless a conflict of interest exists between the minor and the natural guardian.

(c) Except as otherwise provided by this subsection, if a trust is created in the decedent's will or if the decedent's will devises property to a trustee as described by Section 254.001, the person or class of persons entitled to receive property outright from the trust on the decedent's death and those first eligible to receive the income from the trust, determined as if the trust were to be in existence on the date of the filing of the application for an order continuing independent administration, shall, for the purposes of this section, be considered to be the distributee or distributees on behalf of the trust, and any other trust or trusts coming into existence on the termination of the trust, and are authorized to apply for an order continuing independent administration on behalf of the trust without the consent or agreement of the trustee or any other beneficiary of the trust, or the trustee or any beneficiary of any other trust which may come into existence on the termination of the trust. If a person considered to be a distributee under this subsection is an incapacitated person, the trustee or cotrustee may apply for the order continuing independent administration or sign the application on the incapacitated person's behalf if the trustee or cotrustee is not the person proposed to serve as the independent administrator ~~[executor]~~.

(h) If a successor independent administrator ~~[executor]~~ is appointed under this section, then, unless the probate court shall waive bond on application for waiver, the successor independent administrator ~~[executor]~~ shall be required to enter into bond payable to and to be approved by the judge and the judge's successors in a sum that is found by the judge to be adequate under all circumstances, or a bond with one surety in an amount that is found by the judge to be adequate under all circumstances, if the surety is an authorized corporate surety.

(i) Absent proof of fraud or collusion on the part of a judge, the judge may not be held civilly liable for the commission of misdeeds or the omission of any required act of any person, firm, or corporation designated as a successor independent administrator ~~[executor]~~ under this section. Section 351.354 does not apply to an appointment of a successor independent administrator ~~[executor]~~ under this section.

SECTION _____. Section 452.006, Estates Code, is amended by adding Subsection (c) to read as follows:

(c) The appointee shall file with the court proof of service of the notice required under Subsection (a) in the manner provided by Section 51.103(b)(3).

SECTION _____. Section 503.002, Estates Code, is amended to read as follows:

Sec. 503.002. RECORDING OF CERTAIN FOREIGN TESTAMENTARY INSTRUMENTS IN LANGUAGE OTHER THAN ENGLISH [ORIGINAL SIGNATURES NOT REQUIRED]. (a) An authenticated copy of a will or other testamentary instrument described by Section 503.001(a), along with a copy of the judgment, order, or decree by which the instrument was admitted to probate that has the attestation and certificate required by Section 501.002(c), that is written in whole or in part in a language other than English may be filed for recording in the deed records in any county in this state in which the land conveyed or disposed of in the instrument is located if:

(1) a correct English translation is recorded with the authenticated copies of the will or other testamentary instrument and judgment, order, or decree by which the instrument was admitted to probate; and

(2) the accuracy of the translation is sworn to before an officer authorized to administer oaths [Notwithstanding Section 501.002(e), the original signatures required by that section may not be required for a recordation in the deed records in accordance with Section 503.001 or for a purpose described by Section 503.051 or 503.052].

(b) The recording of an authenticated copy of a will or other testamentary instrument and a copy of the judgment, order, or decree in the manner provided by Subsection (a) operates as constructive notice from the date of filing to all persons of the:

(1) existence of the instrument; and

(2) title or titles conferred by the instrument.

SECTION _____. Section 1023.006, Estates Code, is amended to read as follows:

Sec. 1023.006. TRANSFER OF RECORD. When an order of transfer is made under Section 1023.005, the clerk shall record any unrecorded papers of the guardianship required to be recorded. On payment of the clerk's fee, the clerk shall transmit in electronic or paper form to the county clerk of the county to which the guardianship was ordered transferred:

(1) the case file of the guardianship proceedings; and

(2) a certified copy of the index of the guardianship records.

SECTION _____. Section 1023.007, Estates Code, is amended to read as follows:

Sec. 1023.007. TRANSFER EFFECTIVE. The order transferring a guardianship does not take effect until:

(1) the case file and a certified copy of the index required by Section 1023.006 are filed in electronic or paper form in the office of the county clerk of the county to which the guardianship was ordered transferred; and

(2) a certificate under the clerk's official seal and reporting the filing of the case file and a certified copy of the index is filed in electronic or paper form in the court ordering the transfer by the county clerk of the county to which the guardianship was ordered transferred.

SECTION _____. Section 1051.003(b), Estates Code, is amended to read as follows:

(b) A citation or notice issued by the county clerk must be styled "The State of Texas" and be signed by the clerk under the court's [clerk's] seal.

SECTION _____. The heading to Chapter 1054, Estates Code, is amended to read as follows:

CHAPTER 1054. COURT OFFICERS, ~~[AND]~~ COURT-APPOINTED
PERSONS, AND ATTORNEYS

SECTION _____. The heading to Subchapter E, Chapter 1054, Estates Code, is amended to read as follows:

SUBCHAPTER E. QUALIFICATIONS TO SERVE AS ~~[COURT-APPOINTED]~~
ATTORNEY

SECTION _____. Section 1054.201, Estates Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) Except as provided by Subsection (c), an ~~[An]~~ attorney representing any person's interests ~~[for an applicant for guardianship and a court-appointed attorney]~~ in a guardianship proceeding, including an attorney ad litem, must be certified by the State Bar of Texas, or a person or other entity designated by the state bar, as having successfully completed a course of study in guardianship law and procedure sponsored by the state bar or the state bar's designee.

(c) An attorney may commence representation of a person's interests and file an appearance in a guardianship proceeding before completing the course required for certification under Subsection (a), but must complete the course not later than the 14th day after the date of filing the appearance and before filing any substantive motion in the guardianship proceeding.

SECTION _____. Section 1101.001(b), Estates Code, is amended to read as follows:

- (b) The application must be sworn to by the applicant and state:
- (1) the proposed ward's name, sex, date of birth, and address;
 - (2) the name, former name, if any, relationship, and address of the person the applicant seeks to have appointed as guardian;
 - (3) whether guardianship of the person or estate, or both, is sought;
 - (3-a) whether alternatives to guardianship and available supports and services to avoid guardianship were considered;
 - (3-b) whether any alternatives to guardianship and supports and services available to the proposed ward considered are feasible and would avoid the need for a guardianship;
 - (4) the nature and degree of the alleged incapacity, the specific areas of protection and assistance requested, and the limitation or termination of rights requested to be included in the court's order of appointment, including a termination of:
 - (A) the right of a proposed ward who is 18 years of age or older to vote in a public election;
 - (B) the proposed ward's eligibility to hold or obtain a license to operate a motor vehicle under Chapter 521, Transportation Code; and
 - (C) the right of a proposed ward to make personal decisions regarding residence;
 - (5) the facts requiring the appointment of a guardian;

- (6) the interest of the applicant in the appointment of a guardian;
- (7) the nature and description of any kind of guardianship existing for the proposed ward in any other state;
- (8) the name and address of any person or institution having the care and custody of the proposed ward;
- (9) the approximate value and a detailed description of the proposed ward's property, including:
 - (A) liquid assets, including any compensation, pension, insurance, or allowance to which the proposed ward may be entitled; and
 - (B) non-liquid assets, including real property;
- (10) the name and address of any person whom the applicant knows to hold a power of attorney signed by the proposed ward and a description of the type of power of attorney;
- (11) for a proposed ward who is a minor, the following information if known by the applicant:
 - (A) the name of each of the proposed ward's parents and either the parent's address or that the parent is deceased;
 - (B) the name and age of each of the proposed ward's siblings, if any, and either the sibling's address or that the sibling is deceased; and
 - (C) if each of the proposed ward's parents and adult siblings are deceased, the names and addresses of the proposed ward's other living relatives who are related to the proposed ward within the third degree by consanguinity and who are adults;
- (12) for a proposed ward who is a minor, whether the minor was the subject of a legal or conservatorship proceeding in the preceding two years and, if so:
 - (A) the court involved;
 - (B) the nature of the proceeding; and
 - (C) any final disposition of the proceeding;
- (13) for a proposed ward who is an adult, the following information if known by the applicant:
 - (A) the name of the proposed ward's spouse, if any, and either the spouse's address or that the spouse is deceased;
 - (B) the name of each of the proposed ward's parents and either the parent's address or that the parent is deceased;
 - (C) the name and age of each of the proposed ward's siblings, if any, and either the sibling's address or that the sibling is deceased;
 - (D) the name and age of each of the proposed ward's children, if any, and either the child's address or that the child is deceased; and
 - (E) if there is no living spouse, parent, adult sibling, or adult child of the proposed ward, the names and addresses of the proposed ward's other living relatives who are related to the proposed ward within the third degree by consanguinity and who are adults;
- (14) facts showing that the court has venue of the proceeding; and

(15) if applicable, that the person whom the applicant seeks to have appointed as a guardian is a private professional guardian who is certified under Subchapter C, Chapter 155, Government Code, and has complied with the requirements of Subchapter G, Chapter 1104.

SECTION _____. Section 1101.153(a), Estates Code, is amended to read as follows:

(a) A court order appointing a guardian must:

(1) specify:

(A) ~~[(1)]~~ the name of the person appointed;

(B) ~~[(2)]~~ the name of the ward;

(C) ~~[(3)]~~ whether the guardian is of the person or estate of the ward, or both;

(D) ~~[(4)]~~ the amount of any bond required;

(E) ~~[(5)]~~ if it is a guardianship of the estate of the ward and the court considers an appraisal to be necessary, one, two, or three disinterested persons to appraise the estate and to return the appraisal to the court; and

(F) ~~[(6)]~~ that the clerk will issue letters of guardianship to the person appointed when the person has qualified according to law; and

(2) if the court waives the guardian's training requirement, contain a finding that the waiver is in accordance with rules adopted by the supreme court under Section 155.203, Government Code.

SECTION _____. Subchapter A, Chapter 1151, Estates Code, is amended by adding Section 1151.005 to read as follows:

Sec. 1151.005. LEGAL PROCEEDINGS IN WHICH WARD IS PARTY OR WITNESS. The guardian of the person or of the estate of a ward may not be excluded from attending a legal proceeding in which the ward is:

(1) a party; or

(2) participating as a witness.

SECTION _____. Section 1251.005, Estates Code, is amended to read as follows:

Sec. 1251.005. CITATION AND NOTICE OF APPLICATION. (a) On the filing of an application for temporary guardianship, the court clerk shall issue:

(1) citation ~~[notice]~~ to be served on:

(A) ~~[(1)]~~ the proposed ward; and

(B) ~~[(2) the proposed ward's appointed attorney; and~~

~~[(3)] the proposed temporary guardian named in the application, if that person is not the applicant; and~~

(2) notice to be served on the proposed ward's appointed attorney.

(b) The citation or notice issued as provided by Subsection (a) must describe:

(1) the rights of the parties; and

(2) the date, time, place, purpose, and possible consequences of a hearing on the application.

(b-1) The citation issued as provided by Subsection (a) must contain a statement regarding the authority of a person under Section 1051.252 who is interested in the estate or welfare of a proposed ward or, if a guardianship is

created, the ward to file with the county clerk a written request to be notified of all, or any specified, motions, applications, or pleadings filed with respect to the temporary guardianship proceeding by any person or by a person specifically designated in the request.

(c) A copy of the application must be attached to the citation or notice.

SECTION _____. The heading to Section 1251.153, Estates Code, is amended to read as follows:

Sec. 1251.153. DELIVERY OF ESTATE, FILING OF FINAL REPORT, AND[;] DISCHARGE OF TEMPORARY GUARDIAN.

SECTION _____. Section 1251.153, Estates Code, is amended by adding Subsection (a-1) and amending Subsection (b) to read as follows:

(a-1) At the expiration of a temporary guardianship of the person, the temporary guardian shall file with the court clerk a final report that:

(1) if the ward is living, describes each reason the temporary guardianship of the person expired, including a statement of facts regarding whether the temporary guardianship expired because:

(A) the ward was found by the court to have full capacity, or sufficient capacity with supports and services, to care for himself or herself;

(B) alternatives to guardianship have been established to meet the needs of the ward; or

(C) a permanent guardian appointed by the court has qualified to serve as the ward's guardian; or

(2) if the ward is deceased, includes the date and place of death, if known, in the form and manner of the report required to be filed by a guardian of the person under Section 1163.103.

(b) On proof of delivery under Subsection (a) and approval by the court of a final report filed with the court clerk under Subsection (a-1), as applicable:

(1) the temporary guardian shall be discharged; and

(2) the sureties on the temporary guardian's bond shall be released as to future liability.

SECTION _____. Section 1253.001, Estates Code, is amended to read as follows:

Sec. 1253.001. APPLICATION TO TRANSFER GUARDIANSHIP TO FOREIGN JURISDICTION. On application of the guardian or on the court's own motion, a [A guardian of the person or estate may apply to the] court that has jurisdiction over the guardianship may [tø] transfer the guardianship to a court in a foreign jurisdiction to which the ward has permanently moved.

SECTION _____. Section 25.0006, Government Code, is amended by amending Subsection (a) and adding Subsection (a-5) to read as follows:

(a) Notwithstanding any other law except Subsection (a-4), Subsections (a-1), (a-2), ~~and~~ (a-3), and (a-5) control over a specific provision for a particular court or county that attempts to create a requirement for a bond or insurance that conflicts with those subsections.

(a-5) A bond executed under Subsection (a-1) by the judge elected or appointed to a statutory county court or an insurance policy obtained under Subsection (a-3) shall provide the same coverage to a visiting judge assigned to the court or associate judge appointed to serve the court as the bond or insurance policy provides to the judge elected or appointed to the court.

SECTION _____. Section 25.00231, Government Code, is amended by adding Subsection (f) to read as follows:

(f) Notwithstanding Subsection (e), a bond executed under Subsection (b) by the judge elected or appointed to a statutory probate court or an insurance policy obtained under Subsection (c) shall provide the same coverage to a visiting judge assigned to the court or to an associate judge appointed by the court as the bond or insurance policy provides to the judge elected or appointed to the court.

SECTION _____. Section 25.0027, Government Code, is amended to read as follows:

Sec. 25.0027. JURIES; PRACTICE AND PROCEDURE. The drawing of jury panels, selection of jurors, and practice in the statutory probate courts must conform to that prescribed by law for county courts, except that practice, procedure, rules of evidence, issuance of process and writs, juries, including the number of jurors provided the parties to a proceeding may agree to try a particular case with fewer than 12 jurors, and all other matters pertaining to the conduct of trials and hearings in the statutory probate courts involving those matters of concurrent jurisdiction with district courts are governed by the laws and rules pertaining to district courts.

SECTION _____. Section 74.141, Government Code, is amended to read as follows:

Sec. 74.141. DEFENSE OF JUDGES. The attorney general shall defend a state district judge, a presiding judge of an administrative region, the presiding judge of the statutory probate courts, a visiting judge assigned to hear a guardianship or probate matter by the presiding judge of the statutory probate courts, or an active, retired, or former judge assigned under this chapter in any action or suit in any court in which the judge is a defendant because of his office or capacity as judge if the judge requests the attorney general's assistance in the defense of the suit.

SECTION _____. Section 81.114, Government Code, is amended by amending Subsection (a) and adding Subsection (e) to read as follows:

(a) The state bar shall provide a course of instruction for attorneys who represent any person's interests [~~parties~~] in guardianship cases or who serve as court-appointed guardians.

(e) The course of instruction described by this section must be low-cost and available to persons throughout this state, including on the Internet provided through the state bar.

SECTION _____. Section 155.205(b), Government Code, is amended to read as follows:

(b) The commission shall obtain:

(1) fingerprint-based criminal history record information of a proposed guardian [~~an applicant~~] if:

- (A) the liquid assets of the estate of a ward exceed \$50,000; or
- (B) the proposed guardian is not a resident of this state; or

(2) name-based criminal history record information of a proposed guardian, including any criminal history record information under the current name and all former names of the proposed guardian, [an applicant] if:

- (A) the liquid assets of the estate of a ward are \$50,000 or less; and
- (B) the proposed guardian is a resident of this state.

SECTION _____. (a) Section 202.054, Estates Code, as amended by this Act, applies only to a proceeding to declare heirship commenced on or after the effective date of this Act. A proceeding to declare heirship commenced before that date 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.

(b) Section 452.006(c), Estates Code, as added by this Act, applies only to a temporary administrator appointed on or after the effective date of this Act. A temporary administrator appointed before the effective date of this Act is governed by the law in effect on the date the administrator was appointed, and the former law is continued in effect for that purpose.

(c) Section 503.002, Estates Code, as amended by this Act, applies only to a copy of a testamentary instrument or other document filed for recording on or after the effective date of this Act. A copy of a testamentary instrument or other document filed before the effective date of this Act is governed by the law in effect on the date the instrument or document was filed, and the former law is continued in effect for that purpose.

(d) Sections 1101.001 and 1251.005, Estates Code, as amended by this Act, apply only to an application for the appointment of a guardian or temporary guardian filed on or after the effective date of this Act. An application for the appointment of a guardian or temporary guardian filed before the effective date of this Act is governed by the law in effect on the date the application was filed, and the former law is continued in effect for that purpose.

(e) Sections 1054.201 and 1101.153, Estates Code, as amended by this Act, and Section 155.205, Government Code, as amended by this Act, apply only to a guardianship proceeding commenced on or after the effective date of this Act. A guardianship proceeding commenced before the effective date of this Act is governed by the law applicable to the proceeding immediately before the effective date of this Act, and the former law is continued in effect for that purpose.

(f) Sections 1251.153 and 1253.001, Estates Code, as amended by this Act, apply to a guardianship created before, on, or after the effective date of this Act.

(g) The changes in law made by this Act to Sections 25.0006 and 25.00231, Government Code, apply only to an insurance policy delivered, issued for delivery, or renewed on or after January 1, 2022. An insurance policy delivered, issued for delivery, or renewed 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.

(h) Section 74.141, Government Code, as amended by this Act, applies to a cause of action filed on or after the effective date of this Act. A cause of action filed before the effective date of this Act is governed by the law in effect immediately before the effective date of this Act, and that law is continued in effect for that purpose.

(2) On page 30, line 24, strike "section" and substitute "Act".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Allison offered the following amendment to **SB 626**:

Amend **SB 626** (house committee printing) as follows:

(1) On page 21, line 7, strike "1163.101(c)" and substitute "1163.101".

(2) On page 21, lines 7 and 8, between "amended" and "to" insert "by amending Subsections (a) and (c) and adding Subsection (a-1)".

(3) On page 21, between lines 8 and 9, insert the following:

(a) Except as provided by Subsection (a-1), once [~~Once~~] each year for the duration of the guardianship, a guardian of the person shall file with the court a report that contains the information required by this section.

(a-1) Unless the court finds that it is not in the best interest of the ward, a guardian of the person of a ward appointed under Section 1103A.001 is not required to file an annual report under this section.

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

SECTION ____ . Section 1054.001, Estates Code, is amended to read as follows:

Sec. 1054.001. APPOINTMENT OF ATTORNEY AD LITEM IN PROCEEDING FOR APPOINTMENT OF GUARDIAN. In a proceeding under this title for the appointment of a guardian and except as provided by Section 1103A.001, the court shall appoint an attorney ad litem to represent the proposed ward's interests.

SECTION ____ . Section 1054.151, Estates Code, is amended to read as follows:

Sec. 1054.151. INVESTIGATION OF GUARDIANSHIP APPLICATION. On the filing of an application for guardianship under Section 1101.001 and except as provided by Section 1103A.001, a court investigator shall investigate the circumstances alleged in the application to determine whether a less restrictive alternative to guardianship is appropriate.

SECTION ____ . Subtitle D, Title 3, Estates Code, is amended by adding Chapter 1103A to read as follows:

CHAPTER 1103A. PROCEDURE TO APPOINT CAREGIVER PARENT AS INDEPENDENT GUARDIAN OF THE PERSON FOR CERTAIN MINORS REQUIRING GUARDIANSHIPS AS ADULTS

Sec. 1103A.001. PROCEDURE FOR APPOINTMENT OF CAREGIVER PARENT AS INDEPENDENT GUARDIAN OF THE PERSON OF CERTAIN MINORS WITH PROFOUND INTELLECTUAL DISABILITIES. (a) This section applies only to a proceeding for the appointment of a guardian of the person of a proposed ward under Section 1101.001 or 1103.001 in which the:

(1) proposed ward is a minor who:

(A) has a profound intellectual disability, as diagnosed by a physician licensed to practice in this state or as determined, following an examination, by a psychologist licensed in this state or certified by the Health and Human Services Commission to perform the examination, in accordance with rules adopted by the executive commissioner of the commission governing examinations of that kind; and

(B) because of the incapacity described by Paragraph (A) will require a guardianship of the person after the proposed ward is no longer a minor; and

(2) proposed guardian of the person is a parent and primary caregiver of the proposed ward.

(b) Notwithstanding any other law, if the applicant who files an application for appointment as guardian of the person of a proposed ward under Section 1101.001 or 1103.001 is the parent and primary caregiver of the proposed ward, the applicant may present to the court:

(1) an affidavit sworn to by the applicant that states that the applicant is a parent of a proposed ward described by Subsection (a)(1) and:

(A) is and has been the primary caregiver of the proposed ward throughout all or most of his or her childhood;

(B) has never been the subject of an allegation, complaint, or investigation concerning the abuse, neglect, or exploitation of the proposed ward;

(C) seeks to be appointed guardian of the person of the proposed ward; and

(D) is not disqualified from serving as guardian under Subchapter H, Chapter 1104;

(2) at least one written letter or certificate that meets the requirements of:

(A) Sections 1101.103(a) and (b); or

(B) Section 1101.104, except that the period prescribed by Section 1101.104(2) would apply to the date the application is filed; and

(3) a written request that:

(A) the court make the findings required by Section 1101.101 and appoint the parent as guardian of the person of the proposed ward in accordance with this section without the necessity of an investigation by a court investigator under Section 1054.151; and

(B) after appointment and qualification of the applicant as guardian of the person of the ward, no other action shall be had in the probate court in relation to the guardianship of the person of the ward other than the review required by Section 1201.052(b).

(c) If, following a written request under Subsection (b) and on receipt of an affidavit that complies with Subsection (b)(1) and a letter or certificate that complies with Subsection (b)(2), the court is able to make the findings required by Section 1101.101, the court, notwithstanding Subchapter C, Chapter 1104, shall appoint the parent as guardian of the proposed ward's person without appointing a court investigator or the continued appointment of an attorney ad litem unless:

(1) the parent is disqualified from serving as guardian under Subchapter H, Chapter 1104;

(2) the court has any reason to believe that one or more of the assertions set out in the affidavit are untrue; or

(3) the court finds that the appointment is not in the best interest of the proposed ward.

(d) A guardianship created under this section is considered an independent guardianship of the person of a ward, and a guardian appointed under this section is considered an independent guardian of the person of a ward.

Sec. 1103A.002. SEALING OF CERTAIN RECORDS. (a) The court shall seal a written letter or certificate submitted under Section 1103A.001(b) and any other medical record or document examined by the court for purposes of this section unless the court finds good cause not to seal the document.

(b) The court's records sealed under this section are not open for inspection by any person except:

(1) on further order of the court after notice to the guardian of the person of the ward whose information is sealed and a finding of good cause; or

(2) in connection with a criminal or civil proceeding as otherwise provided by law.

Sec. 1103A.003. PETITION FOR CONVERSION OF GUARDIANSHIP OF THE PERSON TO INDEPENDENT GUARDIANSHIP OF THE PERSON.

(a) This section applies only to a guardianship of the person of a ward created before September 1, 2021, if on the date the application for guardianship was filed under Section 1101.001 or 1103.001:

(1) the ward met the description of a proposed ward under Section 1103A.001(a)(1); and

(2) the guardian was the parent and primary caregiver of the ward.

(b) The guardian in a guardianship to which this section applies may petition the court with jurisdiction over the guardianship to authorize that the guardianship of the person be treated on a prospective basis as if the guardianship was created and, if applicable, the guardian of the person appointed, under Section 1103A.001.

SECTION ____ . Section 1105.101(c), Estates Code, is amended to read as follows:

(c) The court shall issue letters of guardianship of the person to a person without the requirement of a bond if:

(1) the person is:

(A) a parent of the ward appointed under Section 1103A.001 who is not also appointed as guardian of the estate of the ward; or

(B) named to be appointed guardian in a will made by a surviving parent that is probated by a court in this state, or in a written declaration made by a surviving parent, and the will or declaration directs that the guardian serve without a bond; and

(2) the court finds that the guardian is qualified.

SECTION ____ . Section 1106.002, Estates Code, is amended to read as follows:

Sec. 1106.002. EXPIRATION OF LETTERS OF GUARDIANSHIP. (a) Except as provided by Subsection (b), letters [Letters] of guardianship expire one year and four months after the date the letters are issued, unless renewed.

(b) Unless the court finds that it is not in the best interest of the ward, letters of guardianship issued to a guardian of the person of a ward appointed under Section 1103A.001 do not expire unless the guardian is removed or would otherwise be ineligible to serve as guardian.

SECTION _____. The heading to Subchapter B, Chapter 1201, Estates Code, is amended to read as follows:

SUBCHAPTER B. [~~ANNUAL~~] DETERMINATION TO CONTINUE, MODIFY, OR TERMINATE GUARDIANSHIP

SECTION _____. Section 1201.052, Estates Code, is amended to read as follows:

Sec. 1201.052. ANNUAL OR OTHER DETERMINATION. (a) To determine whether a guardianship should be continued, modified, or terminated, the court in which the guardianship proceeding is pending:

(1) shall, except as provided by Subsection (b), review annually each guardianship in which the application to create the guardianship was filed after September 1, 1993; and

(2) may review annually any other guardianship.

(b) To determine whether a guardianship of the person of a ward created under Section 1103A.001 should be continued, modified, or terminated, the court in which the guardianship proceeding is pending shall review the guardianship of the person at the discretion of the court but not more frequently than once every five years unless the guardian of the person of the ward is also the guardian of the estate of the ward.

(c) Notwithstanding Subsection (b), on receipt of a claim that the guardianship is no longer in the best interest of the ward, the court may review the matter and take any action the court determines necessary.

Amendment No. 2 was adopted.

SB 626, as amended, was passed to third reading.

SB 860 ON SECOND READING
(Goldman - House Sponsor)

SB 860, A bill to be entitled An Act relating to the exclusion of certain car haulers from the definition of tow truck for purposes of certain laws regulating motor vehicle towing.

Amendment No. 1

Representative Goldman offered the following amendment to **SB 860**:

Amend **SB 860** (house committee report) on page 2 by striking lines 14 through 17 and substituting the following:

(i) in the course of:

(a) a prearranged shipping transaction; or

(b) a commercial transaction for transport of a damaged vehicle arranged or authorized by an insurance company and delivered to a salvage pool operator as defined by Section 2302.001; or

Amendment No. 1 was adopted.

SB 860, as amended, was passed to third reading.

SB 1129 ON SECOND READING
(Neave - House Sponsor)

SB 1129, A bill to be entitled An Act relating to guardianships, alternatives to guardianship, and supports and services for incapacitated persons.

SB 1129 was passed to third reading.

SB 1102 ON SECOND READING
(Parker - House Sponsor)

SB 1102, A bill to be entitled An Act relating to the establishment of the Texas Reskilling and Upskilling through Education (TRUE) Program to support workforce education.

Amendment No. 1

Representative Parker offered the following amendment to **SB 1102**:

Amend **SB 1102** (house committee report) as follows:

(1) On page 1, strike "public junior college or public technical institute" and substitute "lower-division institution of higher education" in each of the following places it appears:

- (A) on lines 12 and 13; and
- (B) on line 18.

(2) On page 1, strike "public junior colleges or public technical institutes" and substitute "lower-division institutions of higher education" in each of the following places it appears:

- (A) on lines 14 and 15; and
- (B) on lines 19 and 20.

(3) On page 1, between lines 20 and 21, insert the following appropriately numbered subdivision and renumber subsequent subdivisions accordingly:

() "Lower-division institution of higher education" means a public junior college, public state college, or public technical institute.

(4) On page 2, line 27, strike "within the region" and substitute "except as necessary to accommodate regional demand".

(5) Strike "public junior colleges and public technical institutes" and substitute "lower-division institutions of higher education" in each of the following places it appears:

- (A) page 3, lines 2 and 3; and
- (B) page 5, lines 16 and 17.

(6) On page 4, line 25, strike "develop".

Amendment No. 1 was adopted.

SB 1102, as amended, was passed to third reading.

CSSB 572 ON SECOND READING
(White, Cain, and Middleton - House Sponsors)

CSSB 572, A bill to be entitled An Act relating to in-person visitation of religious counselors with certain health care facility patients and residents during a public health emergency.

Amendment No. 1

Representative White offered the following amendment to **CSSB 572**:

Amend **CSSB 572** (house committee printing) as follows:

(1) On page 3, line 4, strike "and".

(2) On page 3, line 6, between "care" and the underlined period, insert the following:
; and

(4) allow health care facilities to condition in-person visitation with religious counselors on the counselor's compliance with guidelines, policies, and procedures established under this subsection

Amendment No. 1 was adopted.

Amendment No. 2

Representative Slaton offered the following amendment to **CSSB 572**:

Amend **CSSB 572** (house committee report) on page 2 by striking lines 17 and 18 and substituting:

religious counselor during a public health emergency on the request of:

(1) the patient or resident; or

(2) if the patient or resident is incapacitated, the patient's or resident's legally authorized representative, including a family member of the patient or resident.

Amendment No. 2 - Point of Order

Representative Pacheco 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.

(Murr in the chair)

The point of order was withdrawn.

Amendment No. 2 was adopted.

CSSB 572, as amended, was passed to third reading.

CSSB 49 ON SECOND READING
(Murr - House Sponsor)

CSSB 49, A bill to be entitled An Act relating to procedures regarding defendants who are or may be persons with a mental illness or intellectual disability.

Amendment No. 1

On behalf of Representative Murr, Representative Oliverson offered the following amendment to **CSSB 49**:

Amend **CSSB 49** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS accordingly:

SECTION _____. Section 574.037(a), Health and Safety Code, is amended to read as follows:

(a) The court, in an order that directs a patient to participate in outpatient mental health services, shall designate the person identified under Section 574.0125 as responsible for those services or may designate a different person if necessary. The person designated must be the facility administrator or an individual involved in providing court-ordered outpatient services. A person may not be designated as responsible for the ordered services without the person's consent unless the person is the facility administrator of a department facility or the facility administrator of a community center that provides mental health services[

~~(1)~~ in the region in which the committing court is located[~~;~~ or

~~(2) in a county where a patient has previously received mental health services].~~

Amendment No. 1 was adopted.

CSSB 49, as amended, was passed to third reading.

SB 874 ON SECOND READING
(Oliverson - House Sponsor)

SB 874, A bill to be entitled An Act relating to the reporting and expiration dates of a temporary health insurance risk pool administered by the commissioner of insurance.

SB 874 was passed to third reading.

SB 903 ON SECOND READING
(Sanford - House Sponsor)

SB 903, A bill to be entitled An Act relating to suits for tax refunds.

SB 903 was passed to third reading.

SB 516 ON SECOND READING
(Murr - House Sponsor)

SB 516, A bill to be entitled An Act relating to increasing the criminal penalty for the offense of criminal mischief involving impairment or interruption of access to an automated teller machine.

SB 516 was passed to third reading.

SB 1202 ON SECOND READING
(Paddie - House Sponsor)

SB 1202, A bill to be entitled An Act relating to the applicability of certain utility provisions to a vehicle charging service.

SB 1202 was passed to third reading.

CSSB 1137 ON SECOND READING
(Oliverson - House Sponsor)

CSSB 1137, A bill to be entitled An Act relating to the required disclosure of prices for certain items and services provided by certain medical facilities; providing administrative penalties.

CSSB 1137 was passed to third reading.

SB 1245 ON SECOND READING
(Murr - House Sponsor)

SB 1245, A bill to be entitled An Act 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 1245 was passed to third reading.

SB 231 ON SECOND READING
(Cain, et al. - House Sponsors)

SB 231, A bill to be entitled An Act relating to training for county election officers.

SB 231 was passed to third reading.

SB 237 ON SECOND READING
(Gervin-Hawkins - House Sponsor)

SB 237, A bill to be entitled An Act relating to the issuance of a citation for a criminal trespass offense punishable as a Class B misdemeanor.

SB 237 was passed to third reading.

SB 237 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED

Representative Collier moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 237** all joint authors and co-authors for **HB 694**.

The motion prevailed.

SB 851 ON SECOND READING
(Dominguez - House Sponsor)

SB 851, A bill to be entitled An Act relating to the composition of the cybersecurity council.

SB 851 was passed to third reading.

(Speaker in the chair)

RESOLUTIONS CALENDAR

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

SCR 41

(Middleton - House Sponsor)

SCR 41, Urging Congress to propose and submit to the states for ratification the "Keep Nine" amendment to the U.S. Constitution.

SCR 41 was adopted by (Record 1261): 77 Yeas, 64 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cyrier; 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; 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; 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.; 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 — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Bernal; Darby; King, T.; Larson.

STATEMENT OF VOTE

When Record No. 1261 was taken, my vote failed to register. I would have voted yes.

Darby

REASON FOR VOTE

Representative J. Turner submitted the following reason for vote to be printed in the journal:

My vote of Nay on **SCR 41** is not an indication that I support adding to the number of justices on the United States Supreme Court. My vote reflects my view that the constitutional amendment referenced in the resolution is not necessary or desirable, especially in today's divided political climate.

POSTPONED BUSINESS

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

HCR 52
(by Harris, et al.)

HCR 52, 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.

HCR 52 was laid before the house on May 14 and was postponed until 10 a.m. today.

Representative Harris moved to postpone consideration of **HCR 52** until 10 a.m. Thursday, April 21, 2022.

The motion prevailed.

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

CSSB 1160 ON SECOND READING
(Paul - House Sponsor)

CSSB 1160, A bill to be entitled An Act relating to the creation of the Gulf Coast Protection District; providing authority to issue bonds; providing authority to impose fees; providing authority to impose a tax; granting the power of eminent domain.

CSSB 1160 was read second time earlier today, amendments were offered and disposed of, and **CSSB 1160** was postponed until this time.

Amendment No. 2 - Vote Reconsidered

Representative Paul moved to reconsider the vote by which Amendment No. 2 was adopted.

A record vote was requested by Representative Slaton.

The motion to reconsider prevailed by (Record 1262): 106 Yeas, 30 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Capriglione; Clardy; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; 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.; Klick; Kuempel; Lambert; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Reynolds;

Rodriguez; Rogers; Rose; Rosenthal; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Beckley; Bell, C.; Biedermann; Burns; Cain; Canales; Ellzey; Gates; Harris; Hefner; Holland; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Romero; Sanford; Schaefer; Schofield; Shaheen; Slaton; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Cook; Craddick; Davis; Hull; King, T.; Morales Shaw; Noble; Raymond; Thierry.

STATEMENTS OF VOTE

When Record No. 1262 was taken, I was shown voting yes. I intended to vote no.

Ashby

When Record No. 1262 was taken, I was shown voting yes. I intended to vote no.

Buckley

When Record No. 1262 was taken, my vote failed to register. I would have voted no.

Craddick

When Record No. 1262 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 1262 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1262 was taken, I was in the house but away from my desk. I would have voted no.

Hull

When Record No. 1262 was taken, I was shown voting yes. I intended to vote no.

Meyer

When Record No. 1262 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 1262 was taken, I was shown voting yes. I intended to vote no.

Smith

Amendment No. 2 was withdrawn.

Amendment No. 4

Representative Middleton offered the following amendment to **CSSB 1160**:

Amend **CSSB 1160** (house committee printing) on page 7 by striking lines 10 through 13 and substituting the following:

Sec. 9502.0302. TAXES AND BONDS. (a) The district may impose an ad valorem tax or issue bonds payable from ad valorem taxes only if:

(1) a written petition has been filed with the board requesting an election to approve the imposition of the tax signed by at least five percent of the registered voters in each county in the territory of the district; and

(2) the imposition of the tax is approved by the voters of the district voting at the requested election, which must be held in the manner provided by Chapter 49, Water Code.

Amendment No. 4 was adopted.

Amendment No. 3 - Vote Reconsidered

Representative Paul moved to reconsider the vote by which Amendment No. 3 was adopted.

A record vote was requested by Representative Slaton.

The motion to reconsider prevailed by (Record 1263): 94 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Bernal; Bowers; Bucy; Burrows; Button; Campos; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Spiller; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Beckley; Bell, C.; Bell, K.; Biedermann; Buckley; Burns; Cain; Canales; Capriglione; Craddick; Cyrier; Dean; Ellzey; Gates; Guillen; Harris; Hefner; Holland; Hunter; Jetton; Klick; Krause; Landgraf; Leach; Leman; Metcalf; Meyer; Middleton; Murr; Patterson; Price; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Stephenson; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Cason; Coleman; Lozano.

Absent, Excused, Committee Meeting — Bonnen.

Absent — Cook; Moody; Parker.

STATEMENTS OF VOTE

When Record No. 1263 was taken, I was in the house but away from my desk. I would have voted no.

Cook

When Record No. 1263 was taken, I was shown voting yes. I intended to vote no.

Hull

When Record No. 1263 was taken, I was shown voting yes. I intended to vote no.

Noble

When Record No. 1263 was taken, I was temporarily out of the house chamber. I would have voted no.

Parker

When Record No. 1263 was taken, I was shown voting yes. I intended to vote no.

Shine

When Record No. 1263 was taken, I was shown voting yes. I intended to vote no.

Spiller

Amendment No. 3 was withdrawn.

CSSB 1160, as amended, was passed to third reading.

SB 1160 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative T. King moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 1160** all joint authors and co-authors for **HB 3029**.

The motion prevailed.

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. 13).

**SB 7 - REQUEST OF SENATE GRANTED
CONFERENCE COMMITTEE APPOINTED**

On motion of Representative Cain, the house granted the request of the senate for the appointment of a Conference Committee on **SB 7**.

The chair announced the appointment of the following conference committee, on the part of the house, on **SB 7**: Cain, chair; Canales, Clardy, Collier, and Jetton.

ADJOURNMENT

Representative Raymond moved that the house adjourn until 10 a.m. tomorrow in memory of the Honorable Sergio Muñoz Sr. of Mission.

The motion prevailed.

The house accordingly, at 1:19 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

HR 1292 (By Ramos), Congratulating Natalie and Dorian Lamb on the adoption of their five children, Dre, Nev, Sadie, Daisy, and Jackson.
To Resolutions Calendars.

HR 1293 (By Hunter), In memory of Drusilla Knight-Villarreal of Corpus Christi.
To Resolutions Calendars.

HR 1294 (By M. González), Congratulating Chief Warrant Officer Gregg Swanson on his retirement from the U.S. Army.
To Resolutions Calendars.

HR 1295 (By Ellzey), Commemorating Memorial Day 2021 in Ellis and Henderson Counties.
To Resolutions Calendars.

HR 1296 (By Ellzey), Congratulating Ennis High School assistant football coach Paul Willingham on receiving a 2021 High School Broyles Award.
To Resolutions Calendars.

HR 1297 (By Ellzey), In memory of Andrew Lopez Jr. of Red Oak.
To Resolutions Calendars.

HR 1298 (By Ellzey), In memory of Aaron Jacob Woodall of Waxahachie.
To Resolutions Calendars.

HR 1299 (By Ellzey), In memory of Danny Lee Knight Sr. of Waxahachie.
To Resolutions Calendars.

HR 1300 (By Leach), Congratulating Aiden Savetman of Allen High School on placing second in the 2021-2022 Kids Teaching Kids recipe book design competition.

To Resolutions Calendars.

HR 1301 (By C. Turner), Commending the members of the Texas Military Department who have performed COVID-19 testing, vaccination, and verification services at the State Capitol during the 87th Legislative Session.

To Resolutions Calendars.

HR 1302 (By Spiller), In memory of Ronald Keith Umphress of Irving.

To Resolutions Calendars.

HR 1303 (By Dean), Commending Daniel Carmical for helping to rescue a Longview resident from his burning home.

To Resolutions Calendars.

HR 1304 (By Dean), Congratulating the members of the Sabine High School UIL academics team on their exemplary performances at the 2021 state meet.

To Resolutions Calendars.

HR 1305 (By Neave), In memory of K-9 officer Kozmo of the Mesquite Police Department.

To Resolutions Calendars.

HR 1306 (By Bailes), Congratulating the Sam Houston State University football team on winning the 2020-2021 NCAA Division I Football Championship Subdivision title.

To Resolutions Calendars.

HR 1307 (By Ordaz Perez), Congratulating El Taquito in El Paso on its selection as one of Yelp's Top 100 restaurants in Texas for 2021.

To Resolutions Calendars.

HR 1308 (By Wu), Honoring Faye Geremia for her service as a legislative aide in the office of State Representative Gene Wu.

To Resolutions Calendars.

HR 1309 (By Wu), Commending Sarah Campbell for her service as a policy analyst in the office of State Representative Gene Wu during the 87th Legislative Session.

To Resolutions Calendars.

HR 1310 (By Wu), Commending Paolo Martinez for his service as a legislative aide in the office of State Representative Gene Wu.

To Resolutions Calendars.

HR 1311 (By Anderson), Commemorating the 75th anniversary of the Texas Independent Producers and Royalty Owners Association.

To Resolutions Calendars.

HR 1312 (By Price), Congratulating Frances Hibbs on her retirement as city secretary for the City of Amarillo.

To Resolutions Calendars.

HR 1313 (By Reynolds), Congratulating Martha Castex-Tatum of Houston on her election as president of the Texas Municipal League.

To Resolutions Calendars.

HR 1314 (By Reynolds), Congratulating Joel Clouser on his retirement as the Fort Bend County Precinct 2 justice of the peace.

To Resolutions Calendars.

HR 1315 (By Reynolds), Honoring Fort Bend County Judge KP George for his leadership during the COVID-19 pandemic.

To Resolutions Calendars.

HR 1316 (By Price), Congratulating Jan Sanders on her retirement as assistant city secretary for the City of Amarillo.

To Resolutions Calendars.

HR 1317 (By Reynolds), Honoring Houston mayor Sylvester Turner for his leadership during the COVID-19 pandemic.

To Resolutions Calendars.

HR 1318 (By Reynolds), Honoring Fort Bend County Judge KP George for his leadership during the COVID-19 pandemic.

To Resolutions Calendars.

HR 1319 (By Reynolds), Honoring Missouri City police chief Mike Berezin for his leadership during the COVID-19 pandemic.

To Resolutions Calendars.

HR 1320 (By Reynolds), Honoring Missouri City Mayor Robin J. Elackatt for his leadership during the COVID-19 pandemic.

To Resolutions Calendars.

HR 1321 (By Reynolds), Honoring Houston mayor Sylvester Turner for his leadership during the COVID-19 pandemic.

To Resolutions Calendars.

HR 1322 (By Reynolds), Honoring Gary Bledsoe of Austin for his contributions as president of the Texas NAACP.

To Resolutions Calendars.

HR 1323 (By Reynolds), In memory of George Perry Floyd Jr.

To Resolutions Calendars.

HR 1324 (By Reynolds), In memory of Reginald Wayne Moore of Houston.

To Resolutions Calendars.

HR 1325 (By Reynolds), Congratulating Odis Jones on his appointment as city manager of Missouri City.

To Resolutions Calendars.

HR 1326 (By Reynolds), Commending ReShonda Tate Billingsley for her success as a writer.

To Resolutions Calendars.

HR 1327 (By Reynolds), Congratulating Troy Finner on his appointment as chief of the Houston Police Department.

To Resolutions Calendars.

HR 1328 (By Reynolds), Commending Carl David Evans for his service as president of Fort Bend Houston Super Neighborhood Council-41.

To Resolutions Calendars.

HR 1329 (By Reynolds), Condemning the genocide perpetrated against the Rohingya people by the military government of Myanmar.

To State Affairs.

HR 1330 (By Reynolds), Condemning rising ethno-nationalism and the suppression of democratic principles in India.

To State Affairs.

HR 1331 (By Reynolds), Condemning the Uyghur genocide committed by China's government.

To State Affairs.

HR 1332 (By Reynolds), Commemorating the 2021 Missouri City Juneteenth Celebration.

To Resolutions Calendars.

HR 1333 (By Reynolds), Recognizing March 2021 as National Women's History Month.

To Resolutions Calendars.

HR 1334 (By Reynolds), Recognizing February 2022 as Black History Month.

To Resolutions Calendars.

HR 1335 (By Reynolds), Recognizing April 2021 as Autism Awareness Month.

To Resolutions Calendars.

HR 1336 (By Reynolds), Congratulating Xavier Herrera on his election to the Stafford City Council.

To Resolutions Calendars.

HR 1337 (By Bucy), Congratulating Molly Bucy and State Representative John Bucy on the birth of their daughter, Bradley Harper Bucy.

To Resolutions Calendars.

HR 1338 (By Bucy), In memory of Mary Virginia Smith Pendergrass.

To Resolutions Calendars.

HR 1339 (By Bucy), In memory of Richard Marvin Lannen of Dallas.
To Resolutions Calendars.

HR 1340 (By Israel), In memory of Anita Walker Brewer Howard of Austin.
To Resolutions Calendars.

HR 1341 (By Israel), In memory of Roland H. Johnson Jr. of Austin.
To Resolutions Calendars.

HR 1342 (By Israel), In memory of Gary Vance Porfirio of Austin.
To Resolutions Calendars.

HR 1343 (By Jetton), Congratulating Bella Xu of Clements High School in Sugar Land on finishing in the top 100 contestants in the 2021 CyberStart America National Cyber Scholarship Competition.
To Resolutions Calendars.

HR 1344 (By Jetton), Commending the teachers, administrators, and staff members of St. Laurence Catholic School in Sugar Land for their service during the COVID-19 pandemic.
To Resolutions Calendars.

HR 1345 (By Jetton), Commending Carol Paret on her 40 years of service to the Memorial Hermann Health System.
To Resolutions Calendars.

HR 1346 (By Jetton), Congratulating Australian-born sports journalist and author Rod Humphries on becoming a U.S. citizen.
To Resolutions Calendars.

HR 1347 (By Price), Congratulating Sheriff J. E. "Bo" DeArmond on his retirement from the Moore County Sheriff's Office.
To Resolutions Calendars.

HR 1348 (By Price and Smithee), Congratulating the Honorable John Board on his retirement as judge of the 181st Judicial District.
To Resolutions Calendars.

HR 1349 (By A. Johnson), Congratulating Houston Methodist Hospital on its designation as a Level II Special Care Nursery Neonatal Facility by the Texas Department of State Health Services.
To Resolutions Calendars.

HR 1350 (By Price), Congratulating the Honorable Delwin T. McGee on his retirement as judge of the Moore County Court at Law.
To Resolutions Calendars.

HR 1351 (By Price), Honoring Carol Lovelady for her service as director of Panhandle-Plains Historical Museum.
To Resolutions Calendars.

HR 1352 (By Cook), Congratulating Brian Johnson on his reelection as mayor of Kennedale.
To Resolutions Calendars.

HR 1353 (By Price), In memory of Sergeant Lyle Gene Denny of the Panhandle Police Department.

To Resolutions Calendars.

HR 1354 (By Ordaz Perez), Commending Alaina Turnquist for her service as a policy aide in the office of State Representative Claudia Ordaz Perez during the 87th Legislative Session.

To Resolutions Calendars.

HR 1355 (By Ordaz Perez), Commending Yuri Barragan for her service as a policy aide in the office of State Representative Claudia Ordaz Perez during the 87th Legislative Session.

To Resolutions Calendars.

HR 1356 (By Ordaz Perez), Commending Haley Entrop for her service as legislative director in the office of State Representative Claudia Ordaz Perez.

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. 23

HB 569, HB 574, HB 654, HB 918, HB 1071, HB 1147, HB 1197, HB 1322, HB 2152, HB 2404, HB 2533, HB 2723

Senate List No. 13

SB 45, SB 162, SB 211, SB 232, SB 285, SB 337, SB 460, SB 530, SB 581, SB 634, SB 675, SB 692, SB 700, SB 833, SB 858, SB 884, SB 886, SB 922, SB 941, SB 952, SB 1093, SB 1105, SB 1122, SB 1130, SB 1225, SB 1226, SB 1251, SB 1277, SB 1295, SB 1354, SB 1467, SB 1615, SB 1783, SB 1818, SB 1860, SB 2162, SB 2164, SB 2173, SB 2207, SB 2216, SB 2219, SCR 7, SCR 23, SCR 26, SJR 27

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 19, 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 1382 Bucy SPONSOR: Hughes
 Relating to the availability of certain information regarding early voting.
 (Amended)

HB 1603 Huberty SPONSOR: Seliger
 Relating to the use of individual graduation committees and other alternative
 methods to satisfy certain public high school graduation requirements.
 (Amended)

HB 2106 Perez SPONSOR: Zaffirini
 Relating to the prevention, identification, investigation, and enforcement of
 payment card fraud; providing a civil penalty.

HB 2698 Kuempel SPONSOR: Zaffirini
 Relating to covers or barriers on the windows and doors of and other obstructions
 of the view of certain alcoholic beverage retailers.

HB 3442 Anderson SPONSOR: Powell
 Relating to complaints filed with the State Board of Veterinary Medical
 Examiners.
 (Amended)

HB 3615 King, Phil SPONSOR: Buckingham
 Relating to certain rates charged by and programs offered by municipally owned
 utilities.

HB 3799 Metcalf SPONSOR: Nichols
 Relating to the exemption from sales and use taxes for items sold by a nonprofit
 organization at a county fair.

SB 183 Perry
 Relating to emergency medical services subscription programs and reciprocity
 agreements between certain air ambulance companies operating a subscription
 program.

SB 1003 Springer
 Relating to location requirements for the construction of certain wind-powered
 energy devices.

SB 1311 Hall
 Relating to the provision of and professional liability insurance coverage for
 gender transitioning or gender reassignment medical procedures and treatments
 for certain children.

SB 1412 Paxton
 Relating to the adoption and repeal of an additional ad valorem road tax for the
 maintenance of county roads.

SB 1630 Miles
 Relating to criminal history record information checks for applicants for
 employment and employees of group homes; creating a criminal offense.

SB 1745 Zaffirini

Relating to the creation of a joint interim committee to study colonias and colonia initiatives in this state.

SB 2037 Menéndez

Relating to the definition of exploitation for purposes of investigating reports of exploitation against certain elderly persons and persons with disabilities.

THE SENATE HAS CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

SB 675 (31 Yeas, 0 Nays)

SCR 23 (31 Yeas, 0 Nays)

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER

Austin, Texas

Wednesday, May 19, 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 180 González, Mary SPONSOR: Blanco

Relating to the transfer of vacation leave time to a sick leave pool in certain counties.

HB 189 Canales SPONSOR: Lucio

Relating to a severance payment to a superintendent or administrator serving as educational leader and chief executive officer of an open-enrollment charter school.

HB 365 Murr SPONSOR: Springer

Relating to liability arising from farm animals.

HB 374 Smith SPONSOR: Springer

Relating to the continuation of the Red River Boundary Commission.

HB 375 Smith SPONSOR: Zaffirini

Relating to the prosecution of the offense of continuous sexual abuse of young child or disabled individual; creating a criminal offense.

HB 402 Hernandez SPONSOR: Alvarado

Relating to the use of certain funds derived from criminal asset forfeiture to provide services to domestic victims of trafficking.

HB 531 Walle SPONSOR: Huffman
 Relating to notice requirements for a leased dwelling located in a floodplain.
 (Committee Substitute)

HB 690 Metcalf SPONSOR: Zaffirini
 Relating to training requirements for a member of the board of trustees of an independent school district.

HB 725 Patterson SPONSOR: Zaffirini
 Relating to the eligibility of certain children who are or were in foster care for free prekindergarten programs in public schools.

HB 738 Paul SPONSOR: Nichols
 Relating to residential and commercial building requirements of municipalities, counties, and emergency services districts.
 (Committee Substitute)

HB 763 Toth SPONSOR: Zaffirini
 Relating to the handling of illicit alcoholic beverages seized by a peace officer.

HB 766 Harless SPONSOR: Kolkhorst
 Relating to the entry into the Texas Crime Information Center of certain information regarding orders imposing a condition of bond in a criminal case involving a violent offense.

HB 785 Allen SPONSOR: Zaffirini
 Relating to behavior improvement plans and behavioral intervention plans for certain public school students and notification and documentation requirements regarding certain behavior management techniques.

HB 837 Lucio III SPONSOR: Zaffirini
 Relating to the procedure for amending or revoking certificates of public convenience and necessity issued to certain retail public utilities.

HB 851 Cook SPONSOR: Hughes
 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 868 Thompson, Senfronia SPONSOR: Zaffirini
 Relating to the jury charge and jury findings in a suit affecting the parent-child relationship.

HB 871 Morrison SPONSOR: Kolkhorst
 Relating to the municipal fees charged to certain air conditioning and refrigeration contractors.

HB 876 Craddick SPONSOR: Perry
 Relating to fees charged by certain persons for the method used for payments made under an agreement.

HB 914 Hernandez SPONSOR: Huffman
 Relating to the authority of certain municipal employees to request the removal and storage of certain abandoned or illegally parked vehicles.

HB 1005 Leman SPONSOR: Huffman

Relating to the requisites of a bail bond given by certain defendants and to conditions of release on bond for certain defendants.

HB 1011 Turner, John SPONSOR: Zaffirini
Relating to expedited death certificates for religious purposes in certain counties.

HB 1049 Harless SPONSOR: Huffman
Relating to the requirement for a deputy sheriff, reserve deputy sheriff, deputy constable, or reserve deputy constable to take an official oath.

HB 1069 Harris SPONSOR: Birdwell
Relating to the carrying of a handgun by certain first responders.

HB 1080 Patterson SPONSOR: Nelson
Relating to the eligibility for participation in University Interscholastic League activities of certain public school students who receive outpatient mental health services.

HB 1133 Clardy SPONSOR: Hughes
Relating to an election to revoke a county equalization tax imposed in certain counties.

HB 1213 Darby SPONSOR: Seliger
Relating to court reporter costs incurred in a hearing or proceeding for the involuntary detention of a person with mental illness.

HB 1227 Leman SPONSOR: Zaffirini
Relating to certain procedures regarding court-ordered financial support for a child in the conservatorship of the Department of Family and Protective Services.

HB 1228 Leman SPONSOR: Kolkhorst
Relating to the membership of the board of managers for certain emergency communication districts.

HB 1257 Ashby SPONSOR: Nichols
Relating to the definition of personal property for purposes of removing personal property from a roadway or right-of-way.

HB 1264 Bell, Keith SPONSOR: Springer
Relating to the time for making required reports of deceased residents of this state to a voter registrar and to the secretary of state.

HB 1276 Parker SPONSOR: Springer
Relating to the sale of certain food by food service establishments.

HB 1296 Metcalf SPONSOR: Creighton
Relating to the provision of certain notices in guardianship proceedings.

HB 1297 Metcalf SPONSOR: Creighton
Relating to service of process on institutions and organizations in certain probate proceedings.

HB 1338 Coleman SPONSOR: Miles
Relating to the continuation and operations of a health care provider participation program by the Harris County Hospital District.
(Committee Substitute)

HB 1372 Guerra SPONSOR: Zaffirini

Relating to authorizing a petitioner for a protective order to separate the petitioner's wireless telephone number from the respondent's wireless telephone service account.

HB 1397 White SPONSOR: Hughes
 Relating to the required disclosure of entities with an ownership interest in a vendor of voting system equipment.

HB 1401 Johnson, Ann SPONSOR: Huffman
 Relating to methods to send applications and orders for sealing juvenile records.

HB 1403 Johnson, Ann SPONSOR: Huffman
 Relating to the imposition of consecutive sentences for certain offenses arising out of the same criminal episode.

HB 1419 Hull SPONSOR: Alvarado
 Relating to the duties of a law enforcement agency regarding missing children and missing persons and to the duties of a justice of the peace or other investigator regarding unidentified bodies.

HB 1434 Oliverson SPONSOR: Zaffirini
 Relating to limitations on pelvic examinations; authorizing disciplinary action, including an administrative penalty.

HB 1484 Metcalf SPONSOR: Springer
 Relating to rates applied to certain water or sewer systems after a sale or purchase of the system.

HB 1510 Metcalf SPONSOR: Creighton
 Relating to the response and resilience of certain electricity service providers to major weather-related events or other natural disasters; granting authority to issue bonds.

HB 1543 Parker SPONSOR: Creighton
 Relating to certain procedural requirements for public improvement districts and transfers of property located in public improvement districts.

HB 1545 Cyrier SPONSOR: Hall
 Relating to the continuation and functions of the Commission on Jail Standards.

HB 1572 Craddick SPONSOR: Springer
 Relating to the rental and operation of electric generation equipment.

HB 1576 Parker SPONSOR: Paxton
 Relating to the creation of a work group on blockchain matters concerning this state.

(Committee Substitute)

HB 1606 Talarico SPONSOR: Schwertner
 Relating to the construction, maintenance, rehabilitation, and removal of dams by the Upper Brushy Creek Water Control and Improvement District.

HB 1618 Leman SPONSOR: Kolkhorst
 Relating to the number of signatures required on a petition filed in connection with an election to create certain hospital districts.

HB 1677 Holland SPONSOR: Springer

Relating to the establishment of a Texas Police Service Animals Memorial Monument in the Capitol Complex.

(Committee Substitute)

HB 1680 Smith SPONSOR: Springer
Relating to the regulation of on-site sewage disposal systems on certain leased land that is owned by the federal government.

HB 1728 Smithee SPONSOR: Perry
Relating to partnerships between the Texas Parks and Wildlife Department and nonprofit entities to promote hunting and fishing by certain veterans.

HB 1729 Harris SPONSOR: Nichols
Relating to the sale of alcoholic beverages in areas annexed by certain municipalities.

(Committee Substitute)

HB 1752 Oliverson SPONSOR: Schwertner
Relating to benefit review conferences under the Texas workers' compensation system.

HB 1777 Oliverson SPONSOR: Hancock
Relating to disclosures and standards required for certain annuity transactions and benefits under certain annuity contracts.

HB 1792 Button SPONSOR: Zaffirini
Relating to the evaluation of child-care providers participating in the Texas Rising Star Program.

HB 1799 Button SPONSOR: Zaffirini
Relating to the administration of apprenticeship training programs.

HB 1904 Harris SPONSOR: Kolkhorst
Relating to the use of the water infrastructure fund.

HB 1936 Bucy SPONSOR: Schwertner
Relating to the issuance of specialty license plates to honor members of the United States Army Special Forces.

HB 1939 Smith SPONSOR: Creighton
Relating to the limitations periods for certain suits against real estate appraisers and appraisal firms.

HB 1958 González, Mary SPONSOR: Springer
Relating to the regulation of livestock export-import processing facilities; creating a criminal offense.

HB 2004 Ashby SPONSOR: Nichols
Relating to a limitation on liability and sanctions in connection with certain prescribed burns.

HB 2083 Darby SPONSOR: Perry
Relating to the general manager of the Upper Colorado River Authority.

HB 2090 Burrows SPONSOR: Hancock
Relating to the establishment of a statewide all payor claims database and health care cost disclosures by health benefit plan issuers and third-party administrators.

(Committee Substitute)

HB 2093 Cortez SPONSOR: Blanco
 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 2094 Martinez SPONSOR: Hinojosa
 Relating to the right to remove property encroaching on areas owned or controlled by the Hidalgo County Drainage District Number 1.

HB 2167 Morrison SPONSOR: Kolkhorst
 Relating to the designation of the portion of U.S. Highway 77 in Refugio County as the Second Lieutenant Lloyd "Pete" Hughes Medal of Honor Memorial Highway.

HB 2171 Metcalf SPONSOR: Creighton
 Relating to the eligibility of certain retired firefighters and emergency medical services providers to purchase continued health benefits coverage.
 (Committee Substitute)

HB 2213 Frullo SPONSOR: Kolkhorst
 Relating to the slaughter and processing of exotic animals for donation to a nonprofit food bank.
 (Committee Substitute)

HB 2223 Canales SPONSOR: Nichols
 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.

HB 2301 Parker SPONSOR: Paxton
 Relating to a change of name for participants in the address confidentiality program administered by the office of the attorney general.

HB 2326 Frullo SPONSOR: Springer
 Relating to the possession and transportation of certain nonindigenous snakes; increasing a criminal penalty.
 (Committee Substitute)

HB 2343 Geren SPONSOR: Whitmire
 Relating to the purchase of food and beverages by the Department of Public Safety for certain persons.

HB 2374 Sanford SPONSOR: Kolkhorst
 Relating to efficiency audits of the Department of Family and Protective Services.

HB 2530 Ashby SPONSOR: Nelson
 Relating to the rate of interest on certain tax refunds.

HB 2669 Guillen SPONSOR: Zaffirini
 Relating to the confidentiality of a child's criminal records related to certain misdemeanor offenses.

HB 2819 Smithee SPONSOR: Nichols
 Relating to temporary licenses for insurance professionals.

HB 2840 Longoria SPONSOR: Hinojosa

Relating to the inapplicability of state citrus fruit maturity standards to grapefruit and oranges processed for juice.

HB 2841 Longoria SPONSOR: Hinojosa
Relating to suits to collect assessments owed by certain citrus producers.

HB 2847 Geren SPONSOR: Powell
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.

HB 2920 Lozano SPONSOR: Hancock
Relating to a grace period for payment of premiums on insurance policies renewed by the Texas Windstorm Insurance Association.

HB 2941 Burns SPONSOR: Springer
Relating to the appointment of appraisal review board members.

HB 3130 Caprigione SPONSOR: Paxton
Relating to state agency contracts for Internet application development.

HB 3132 Smithee SPONSOR: Seliger
Relating to the performance of equine dentistry by students of equine dental provider certification programs.

HB 3165 Meyer SPONSOR: Whitmire
Relating to an affirmative defense to an allegation of truant conduct.

HB 3282 Canales SPONSOR: Nichols
Relating to the authority of a district engineer for the Texas Department of Transportation to temporarily lower the speed limit at a highway maintenance activity site.

(Committee Substitute)

HB 3394 Metcalf SPONSOR: Creighton
Relating to determining the incapacity of a guardian.

HB 3395 Ashby SPONSOR: Hinojosa
Relating to the knowledge test required for a commercial driver's license.

HB 3644 Ashby SPONSOR: Schwertner
Relating to the establishment of a memorial monument dedicated to emergency medical services personnel on the Capitol grounds.

HB 3648 Geren SPONSOR: Hancock
Relating to the provision of natural gas and electric services in this state.
(Committee Substitute)

HB 3689 Cortez SPONSOR: Gutierrez
Relating to the appeal of rates charged for water or sewer service by certain retail public utilities.

HB 3721 Ellzey SPONSOR: Kolkhorst
Relating to the inclusion of information for reporting suspicious activity to the Department of Public Safety on certain human trafficking signs or notices.

HB 3769 Smithee SPONSOR: Zaffirini
Relating to required disclosures for certain occupational insurance policies.

- HB 3786** Holland SPONSOR: Nelson
 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 3788** Holland SPONSOR: Nelson
 Relating to the training and education of appraisal review board members.
- HB 3794** Geren SPONSOR: Hinojosa
 Relating to oil and gas liens.
- HB 3856** Rogers SPONSOR: Springer
 Relating to administrative penalties imposed by the Texas Animal Health Commission.
- HB 4030** Smithee SPONSOR: Hancock
 Relating to the licensing and regulation of insurance professionals.
 (Committee Substitute)
- HB 4436** Cyrier SPONSOR: Perry
 Relating to the operation of aircraft in or on protected freshwater areas.
- HB 4577** Deshotel SPONSOR: Creighton
 Relating to the authority of the Chambers County Improvement District No. 1 to issue bonds and impose certain taxes or assessments.
- HB 4579** Burrows SPONSOR: Perry
 Relating to the powers, duties, and bond authority of the Lubbock Reese Redevelopment Authority; providing authority to impose a fee.
- HB 4585** Goodwin SPONSOR: Buckingham
 Relating to the election of members of the board of directors of the Travis County Water Control and Improvement District No. 17.
- HB 4610** Wilson SPONSOR: Schwertner
 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.
- SB 608** Alvarado
 Relating to the allocation of low income housing tax credits.
- SB 1083** Campbell
 Relating to parental approval for a student's participation in human sexuality instruction in public schools.
- SB 1386** Creighton
 Relating to a body worn camera program for emergency medical personnel.
- SB 1451** Alvarado
 Relating to the definition of "closing" for purposes of certain private activity bonds.
- SB 1486** Hughes
 Relating to the repeal of the authority of political subdivisions to adopt or enforce juvenile curfews.
- SB 2214** Eckhardt

Relating to the creation of the Moore's Crossing Municipal Management District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

SB 2237 Creighton

Relating to the boundaries of the Harris County Water Control and Improvement District No. 70.

SB 2242 Gutierrez

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.

SB 2244 Birdwell

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.

SCR 31 Kolkhorst

Conferring legislative approval of the Coleman Settlement Agreement.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 18

Agriculture and Livestock - **SB 1997**

Appropriations - **SB 321, SB 957**

Defense and Veterans' Affairs - **SB 1704**

Energy Resources - **SB 367, SB 1258, SB 1668**

Higher Education - **SB 1094, SB 1227**

Homeland Security and Public Safety - **SB 112**

Human Services - **SB 73, SB 224, SB 1341, SB 1575**

Insurance - **SB 2016**

Judiciary and Civil Jurisprudence - **SB 456, SB 615, SB 1923**

Land and Resource Management - **SB 1090, SB 1167, SB 2166**

Pensions, Investments, and Financial Services - **SB 1444**

Public Education - **SB 369, SB 776, SB 1697, SB 1955, SB 2066, SB 2158**

Public Health - **SB 1353, SB 1439, SB 1941, SB 2038**

State Affairs - **SB 2, SB 475, SB 1281, SB 1282**

Transportation - **SB 15, SB 1728, SB 1990, SB 2243**

Ways and Means - **SB 1919**

ENGROSSED

May 18 - HB 4666, HB 4668, HB 4669, HCR 29, HCR 86, HCR 89

ENROLLED

May 18 - HB 569, HB 574, HB 654, HB 918, HB 1071, HB 1147, HB 1197, HB 1322, HB 2152, HB 2404, HB 2533, HB 2723

SENT TO THE GOVERNOR

May 18 - HB 773, HB 1957, HB 2390, HB 2431, HB 3399

SENT TO THE SECRETARY OF THE STATE

May 18 - HJR 125

SIGNED BY THE GOVERNOR

May 18 - HB 17, HB 119, HB 139, HB 390, HB 626, HB 797, HB 1033, HB 1118, HB 1514, HCR 92, HCR 94

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-SECOND DAY — THURSDAY, MAY 20, 2021

The house met at 10:29 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 1264).

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.; 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 — Goodwin.

The invocation was offered by Representative Harris as follows:

Father, my prayer this morning is simple. You've blessed us with an incredible responsibility to represent the people that we live with, and being in this setting and surrounded by everything we are surrounded by can cause us to think that it's all about us. And we know it's not. And so Father, I pray that you would strip away the egos and the self-interest that is so high right now at this time of session and that our sole focus would be to glorify you and to point towards you and that we would concentrate on doing our jobs effectively that we've been sent here to do. And it's in the name of Jesus that I pray. Amen.

The speaker 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. Wednesday, May 26.

The motion prevailed.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Coleman on motion of Walle.

HB 1544 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Guillen called up with senate amendments for consideration at this time,

HB 1544, A bill to be entitled An Act relating to the eligibility of land to continue to be appraised for ad valorem tax purposes as qualified open-space land if the land is temporarily used for sand mining operations; authorizing a fee.

Representative Guillen moved to concur in the senate amendments to **HB 1544**.

The motion to concur in the senate amendments to **HB 1544** prevailed by (Record 1265): 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; 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.; 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; 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 — Coleman.

Absent — Campos; Goodwin; Herrero; Martinez Fischer; Morales Shaw.

STATEMENT OF VOTE

When Record No. 1265 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

Senate Committee Substitute

CSHB 1544, A bill to be entitled An Act relating to the eligibility of land to continue to be appraised for ad valorem tax purposes as qualified open-space land if the land is temporarily used for sand mining operations; authorizing a fee.

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

SECTION 1. Subchapter D, Chapter 23, Tax Code, is amended by adding Section 23.527 to read as follows:

Sec. 23.527. TEMPORARY CESSATION OF AGRICULTURAL USE FOR SAND MINING OPERATION. (a) In this section:

(1) "Commission" means the Texas Commission on Environmental Quality.

(2) "Executive director" means the executive director of the commission.

(3) "Marketable material" means sand mined and processed for sale.

(4) "Sand mining operation" means an aggregate production operation registered under Chapter 28A, Water Code, at which sand is removed or extracted.

(5) "Unmarketable material" means material excavated or mined other than marketable material and includes surface soil, unmarketable sand, and overburden and interburden encountered during mining and processing operations.

(b) This section applies only to a sand mining operation that overlies the Carrizo-Wilcox Aquifer and is located within:

(1) 30 miles of the boundary of a municipality with a population of more than 500,000; or

(2) one mile of a building in use as a single-family or multifamily residence.

(c) The measurement of distance for purposes of Subsection (b) shall be taken from the point on the sand mining operation that is nearest to the municipal boundary or residence toward the point on the municipal boundary or residence that is nearest to the sand mining operation.

(d) The eligibility of land for appraisal under this subchapter does not end because the land ceases to be devoted principally to agricultural use to the degree of intensity generally accepted in the area if:

(1) the owner of the land intends that the use of the land in that manner and to that degree of intensity be resumed;

(2) the land is used for a sand mining operation; and

(3) the land is reclaimed according to the standard best practices adopted under this section not later than the first anniversary of the date sand mining operations began on the land.

(e) The owner of land to which this section applies must notify the appraisal office in writing not later than the 30th day after the date sand mining operations begin on the land that the owner intends to ensure that the requirements of Subsection (d) are met.

(f) The commission by rule shall adopt standard best practices for reclamation of land used for a sand mining operation to be used for the purposes of this section. The standards must:

(1) provide for the protection of surface water, groundwater, agricultural land, wildlife habitat, and wetlands;

(2) require reclamation to:

(A) occur concurrently with sand mining operations by managing the movement of marketable and unmarketable material encountered during the operations; and

(B) incorporate best practices adopted by the Natural Resources Conservation Service of the United States Department of Agriculture;

(3) include post-mining reclamation grade standards;

(4) establish slope stabilization requirements, including by grading perpendicular to the gradient;

(5) require unmarketable material from the land to be stockpiled on the land and used as backfill for site restoration;

(6) prohibit the inclusion of material not excavated from the land in the backfill used for site restoration;

(7) prohibit the stockpiling of unmarketable material at a horizontal to vertical slope greater than a 3 to 1 ratio;

(8) require surface soil removed during sand mining operations to be used as the uppermost layer of the final reclamation grade;

(9) require a reclaimed area to be left for successive vegetation growth after final reclamation grade standard best practices have been satisfied; and

(10) encourage the construction of ponds to catch runoff in locations that are outside critical runoff zones for rivers.

(g) The commission shall establish a process to allow an owner of land who submits a notice under Subsection (e) to obtain from the executive director a letter determining whether the land that is the subject of the notice was reclaimed according to the standard best practices adopted under this section in the time frame required under Subsection (d). The owner must apply to the executive director for the determination not later than the 90th day after the first anniversary of the date sand mining operations began on the land.

(h) The executive director shall:

(1) send notice by regular mail or by electronic means to the chief appraiser of the appraisal district for the county in which the land is located that the owner has applied for a determination letter for the land;

(2) issue a letter to the owner stating the executive director's determination of whether the land has been reclaimed according to the standard best practices adopted under this section in the time frame required under Subsection (d); and

(3) send a copy of the determination letter by regular mail or by electronic means to the chief appraiser of the appraisal district for the county in which the land is located.

(i) Not later than the 20th day after the date of receipt of the letter issued by the executive director, the owner seeking the determination or the chief appraiser may appeal the executive director's determination to the commission. The commission shall consider the appeal at the next regularly scheduled meeting of the commission for which adequate notice may be given. The owner seeking the determination and the chief appraiser may testify at the meeting. The commission may remand the matter to the executive director for a new determination or deny the appeal and affirm the executive director's determination. On issuance of a new determination, the executive director shall issue a letter to the owner seeking the determination and provide a copy to the chief appraiser as provided by Subsection (h). A new determination of the executive director may be appealed to the commission in the manner provided by this subsection. A proceeding under this subsection is not a contested case for purposes of Chapter 2001, Government Code.

(j) The executive director shall issue a determination letter required by Subsection (h) to the owner seeking the determination, and the commission shall take final action on the initial appeal under Subsection (i) if an appeal is made, not later than the first anniversary of the date the executive director receives the request from the owner for the determination.

(k) The commission may charge an owner seeking a determination letter under this section a fee not to exceed its administrative costs for making the determination and issuing the letter required by this section.

(l) The chief appraiser shall accept a final determination by the executive director as conclusive evidence that land was reclaimed according to the standard best practices adopted under this section in the time frame required under Subsection (d).

SECTION 2. (a) This section applies only to land on which a sand mining operation began before the effective date of this Act.

(b) Notwithstanding Section 23.527(e), Tax Code, as added by this Act, the eligibility of the land for appraisal under Subchapter D, Chapter 23, Tax Code, does not end because the land ceases to be devoted principally to agricultural use to the degree of intensity generally accepted in the area if:

(1) the owner of the land provides the notice required by Section 23.527(e), Tax Code, as added by this Act, not later than the 90th day after the effective date of this Act; and

(2) the chief appraiser of the appraisal district in which the land is located has not, as of the effective date of this Act, made a determination under Section 23.55, Tax Code, that a change in use of the land has occurred.

SECTION 3. 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 699 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS**

Representative Rosenthal called up with senate amendments for consideration at this time,

HB 699, A bill to be entitled An Act relating to public school attendance and promotion requirements for students diagnosed with or undergoing related treatment for severe or life-threatening illnesses.

Representative Rosenthal moved to concur in the senate amendments to **HB 699**.

The motion to concur in the senate amendments to **HB 699** prevailed by (Record 1266): 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; 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.; 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; 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 — Coleman.

Absent — Campos; Goodwin; Hull; Pacheco.

STATEMENT OF VOTE

When Record No. 1266 was taken, I was in the house but away from my desk. I would have voted yes.

Hull

Senate Committee Substitute

CSHB 699, A bill to be entitled An Act relating to public school attendance requirements for students diagnosed with or undergoing related treatment for severe or life-threatening illnesses.

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

SECTION 1. This Act may be cited as Riley's Rule.

SECTION 2. Section 25.087(b), Education Code, is amended to read as follows:

(b) A school district shall excuse a student from attending school for:

(1) the following purposes, including travel for those purposes:

(A) observing religious holy days;

(B) attending a required court appearance;

(C) appearing at a governmental office to complete paperwork required in connection with the student's application for United States citizenship;

(D) taking part in a United States naturalization oath ceremony;

(E) serving as an election clerk; or

(F) if the student is in the conservatorship of the Department of Family and Protective Services, participating, as determined and documented by the department, in an activity:

(i) ordered by a court under Chapter 262 or 263, Family Code, provided that it is not practicable to schedule the participation outside of school hours; or

(ii) required under a service plan under Subchapter B, Chapter 263, Family Code; ~~or~~

(2) a temporary absence resulting from an appointment with health care professionals for the student or the student's child if the student commences classes or returns to school on the same day of the appointment; or

(3) an absence resulting from a serious or life-threatening illness or related treatment that makes the student's attendance infeasible, if the student or the student's parent or guardian provides a certification from a physician licensed to practice medicine in this state specifying the student's illness and the anticipated period of the student's absence relating to the illness or related treatment.

SECTION 3. Section 25.0915(a-3), Education Code, is amended to read as follows:

(a-3) A school district shall offer additional counseling to a student and may not refer the student to truancy court under this section, Section 25.0951, or any other provision if the school determines that the student's truancy is the result of:

(1) pregnancy;

(2) being in the state foster program;

(3) homelessness; ~~or~~

(4) severe or life-threatening illness or related treatment; or

(5) being the principal income earner for the student's family.

SECTION 4. Section 25.092, Education Code, is amended by adding Subsection (a-3) to read as follows:

(a-3) A student's excused absence under Section 25.087(b)(3) may not be considered in determining whether the student has satisfied the attendance requirement under Subsection (a) or (a-1).

SECTION 5. This Act applies beginning with the 2021-2022 school year.

SECTION 6. 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 1571 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Muñoz called up with senate amendments for consideration at this time,

HB 1571, A bill to be entitled An Act relating to an exemption for certain cemeteries from cemetery location restrictions.

Representative Muñoz moved to concur in the senate amendments to **HB 1571**.

The motion to concur in the senate amendments to **HB 1571** prevailed by (Record 1267): 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; 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.; 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; 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.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

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

Absent, Excused — Coleman.

Absent — Campos; Goodwin; Hull; Pacheco; Rogers.

STATEMENT OF VOTE

When Record No. 1267 was taken, I was in the house but away from my desk. I would have voted yes.

Hull

Senate Committee Substitute

CSHB 1571, A bill to be entitled An Act relating to an exemption for certain cemeteries from cemetery location restrictions.

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

SECTION 1. Section 711.008, Health and Safety Code, is amended by adding Subsection (l) to read as follows:

(l) Subsection (a) does not apply to a cemetery established and operating before September 1, 2023, in a municipality:

(1) with a population of not less than 75,000 and not more than 95,000;
and

(2) in which a state veterans cemetery is located.

SECTION 2. This Act takes effect September 1, 2021.

HB 315 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative VanDeaver called up with senate amendments for consideration at this time,

HB 315, A bill to be entitled An Act relating to the purchasing of a uniform by certain honorably retired peace officers.

Representative VanDeaver moved to concur in the senate amendments to **HB 315**.

The motion to concur in the senate amendments to **HB 315** prevailed by (Record 1268): 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; 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.; 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; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Campos; Goodwin; Pacheco; Vo.

Senate Committee Substitute

CSHB 315, A bill to be entitled An Act relating to the purchasing of the uniform of certain honorably retired or medically discharged peace officers.

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

SECTION 1. The heading to Subchapter D, Chapter 614, Government Code, is amended to read as follows:

**SUBCHAPTER D. PURCHASE OF FIREARM OR UNIFORM OF
HONORABLY RETIRED, MEDICALLY DISCHARGED, OR DECEASED
PEACE OFFICER**

SECTION 2. Subchapter D, Chapter 614, Government Code, is amended by adding Section 614.055 to read as follows:

Sec. 614.055. PURCHASE OF UNIFORM ISSUED TO HONORABLY RETIRED AND CERTAIN MEDICALLY DISCHARGED STATE PEACE OFFICERS. (a) An individual may purchase a uniform from a state agency if:

(1) the individual was a peace officer commissioned by the agency;
(2) the individual was honorably retired or medically discharged under conditions other than dishonorable from the individual's commission by the agency; and

(3) the uniform had been previously issued to the individual by the agency.

(b) The nearest surviving relative of an individual described by Subsection (a) may purchase the individual's uniform from the state agency.

(c) A state agency shall establish the amount, which may not exceed fair market value, for which a uniform may be purchased under this section.

(d) An individual who purchases a uniform or on whose behalf a uniform is purchased under this section may be buried in the uniform.

SECTION 3. This Act takes effect September 1, 2021.

**GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING**

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

**SB 22 ON THIRD READING
(Patterson, Collier, Burrows, Hunter, and Canales - House Sponsors)**

SB 22, 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 **SB 22**:

Amend **SB 22** on third reading in SECTION 2 of the bill, by striking the text of amended Section 607.051(1), Government Code, as amended by the C. Turner floor amendment on second reading and substituting the following:

(1) "Custodial officer" means a person who is employed by the Board of Pardons and Paroles or the Texas Department of Criminal Justice as a parole officer or caseworker or who is employed by the correctional institutions division

of the Texas Department of Criminal Justice and certified by the department as having a normal job assignment that requires frequent or infrequent regularly planned contact with, and in close proximity to, inmates or defendants of the correctional institutions division without the protection of bars, doors, security screens, or similar devices and includes assignments normally involving supervision or the potential for supervision of inmates in inmate housing areas, educational or recreational facilities, industrial shops, kitchens, laundries, medical areas, agricultural shops or fields, or in other areas on or away from property of the department.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Patterson offered the following amendment to **SB 22**:

Amend **SB 22** on third reading in SECTION 5 of the bill, in added Section 607.0545(a), Government Code (page 4, lines 14 and 15, house committee report) by striking "based on a test approved by" and substituting "based on a test authorized, approved, or licensed by".

Amendment No. 2 was adopted.

SB 22, as amended, was passed by (Record 1269): 139 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; 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.; 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; 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.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Schaefer; Shaheen; Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Goodwin; Klick; Pacheco.

STATEMENTS OF VOTE

When Record No. 1269 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 1269 was taken, I was shown voting no. I intended to vote yes.

Shaheen

SB 1588 ON THIRD READING

(C. Turner, Bonnen, S. Thompson, Shine, Hefner, et al. - House Sponsors)

SB 1588, A bill to be entitled An Act relating to the powers and duties of certain property owners' associations.

Amendment No. 1

Representative C. Turner offered the following amendment to **SB 1588**:

Amend **SB 1588** on third reading as follows:

(1) Strike Section 202.023(a), Property Code, as added on second reading by Floor Amendment No. 5 by Bonnen, and substitute the following:

(a) This section does not apply to:

(1) a condominium as defined by Section 81.002 or 82.003; or

(2) a master mixed-use property owners' association subject to Chapter

215.

(2) In Section 209.004(a)(8), Property Code, as added on second reading by Floor Amendment No. 1 by C. Turner, strike "or on behalf of".

(3) Strike the SECTION of the bill repealing provisions of the Property Code, and substitute the following appropriately numbered SECTION:

SECTION _____. (a) Section 1105.003(f), Occupations Code, is repealed.

(b) The following provisions of the Property Code are repealed:

(1) Sections 202.018(c) and (d);

(2) Section 209.007(b); and

(3) Sections 209.016(a) and (c).

(4) Strike the SECTION of the bill providing the effective date of the Act and substitute the following appropriately numbered SECTION:

SECTION _____. (a) Except as provided by Subsections (b) and (c) of this section, this Act takes effect September 1, 2021.

(b) Section 209.004(b-1), Property Code, as added by this Act, takes effect December 1, 2021.

(c) The repeal by this Act of Section 1105.003(f), Occupations Code, takes effect September 1, 2023.

(5) Renumber the SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Stephenson offered the following amendment to **SB 1588**:

Amend **SB 1588** on third reading in amended Section 207.004(b)(1)(B), Property Code, by striking "actual damages [~~not more than \$500~~]" and substituting "not more than \$5,000 [~~\$500~~]".

Amendment No. 2 was adopted.

Amendment No. 3

Representative Davis offered the following amendment to **SB 1588**:

Amend **SB 1588** on third reading by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Chapter 209, Property Code, is amended by adding Section 209.017 to read as follows:

Sec. 209.017. JUSTICE COURT JURISDICTION. An owner of property in a subdivision may bring an action for a violation of this chapter against the property owners' association of the subdivision in the justice court of a precinct in which all or part of the subdivision is located.

SECTION _____. Section 209.017, Property Code, as added by this Act, applies only to an action brought on or after September 1, 2021.

Amendment No. 3 was adopted.

SB 1588, as amended, was passed by (Record 1270): 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; Cain; 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; Goldman; 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; 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 — Beckley; Craddick.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Goodwin; Pacheco.

STATEMENTS OF VOTE

When Record No. 1270 was taken, I was shown voting no. I intended to vote yes.

Craddick

When Record No. 1270 was taken, I was in the house but away from my desk. I would have voted yes.

Goodwin

SB 1525 ON THIRD READING
(Parker - House Sponsor)

SB 1525, A bill to be entitled An Act relating to the administration of the governor's university research initiative.

SB 1525 was passed by (Record 1271): 128 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; Capriglione; 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.; 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; 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; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Slawson; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Cason; Cyrier; Holland; Krause; Middleton; Patterson; Shaheen; Slaton; Smith; Spiller; Swanson; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Biedermann; Goodwin; Pacheco; Thompson, S.; Vasut.

STATEMENTS OF VOTE

When Record No. 1271 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

When Record No. 1271 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1271 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1271 was taken, my vote failed to register. I would have voted no.

Vasut

SB 1449 ON THIRD READING
(Murphy - House Sponsor)

SB 1449, A bill to be entitled An Act relating to the exemption from ad valorem taxation of income-producing tangible personal property having a value of less than a certain amount.

SB 1449 was passed by (Record 1272): 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; 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.; 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; 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 — Cole.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Goodwin; Hefner; Pacheco.

STATEMENT OF VOTE

When Record No. 1272 was taken, I was in the house but away from my desk. I would have voted yes.

Hefner

SB 742 ON THIRD READING
(Anderson - House Sponsor)

SB 742, A bill to be entitled An Act relating to installment payments of ad valorem taxes on property in a disaster area or emergency area.

SB 742 was passed by (Record 1273): 143 Yeas, 3 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; 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.; 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; 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 — Beckley; Cole; Rose.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Goodwin; Pacheco.

SB 626 ON THIRD READING

(Moody - House Sponsor)

SB 626, A bill to be entitled An Act relating to guardianships, management trusts, and certain other procedures and proceedings for persons who are incapacitated.

SB 626 was passed by (Record 1274): 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.; 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).

Absent, Excused — Coleman.

Absent — Goodwin; Pacheco.

SB 860 ON THIRD READING (Goldman - House Sponsor)

SB 860, A bill to be entitled An Act relating to the exclusion of certain car haulers from the definition of tow truck for purposes of certain laws regulating motor vehicle towing.

SB 860 was passed by (Record 1275): 143 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; 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.; 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; 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 — Canales; Ramos.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Goodwin; Morales Shaw; Pacheco.

STATEMENT OF VOTE

When Record No. 1275 was taken, my vote failed to register. I would have voted no.

Morales Shaw

SB 1129 ON THIRD READING**(Neave - House Sponsor)**

SB 1129, A bill to be entitled An Act relating to guardianships, alternatives to guardianship, and supports and services for incapacitated persons.

SB 1129 was passed by (Record 1276): 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.; 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).

Absent, Excused — Coleman.

Absent — Goodwin; Pacheco.

SB 1102 ON THIRD READING**(Parker - House Sponsor)**

SB 1102, A bill to be entitled An Act relating to the establishment of the Texas Reskilling and Upskilling through Education (TRUE) Program to support workforce education.

SB 1102 was passed by (Record 1277): 121 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; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; 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; Middleton;

Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; 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; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Cook; Hefner; Holland; Krause; Landgraf; Leach; Murr; Noble; Oliverson; Patterson; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Capriglione; Goodwin; Pacheco.

STATEMENT OF VOTE

When Record No. 1277 was taken, I was shown voting yes. I intended to vote no.

Gates

SB 572 ON THIRD READING

(White, Cain, and Middleton - House Sponsors)

SB 572, A bill to be entitled An Act relating to in-person visitation of religious counselors with certain health care facility patients and residents during a public health emergency.

SB 572 was passed by (Record 1278): 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.; 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).

Absent, Excused — Coleman.

Absent — Goodwin; Pacheco.

SB 49 ON THIRD READING
(Murr - House Sponsor)

SB 49, A bill to be entitled An Act relating to procedures regarding defendants who are or may be persons with a mental illness or intellectual disability.

SB 49 was passed by (Record 1279): 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; 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.; 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; 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 — Coleman.

Absent — Goodwin; Pacheco; Shine.

STATEMENT OF VOTE

When Record No. 1279 was taken, I was shown voting no. I intended to vote yes.

Tinderholt

SB 874 ON THIRD READING
(Oliverson - House Sponsor)

SB 874, A bill to be entitled An Act relating to the reporting and expiration dates of a temporary health insurance risk pool administered by the commissioner of insurance.

SB 874 was passed by (Record 1280): 136 Yeas, 9 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; 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.; Guerra; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; 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; 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; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Canales; Cason; Hefner; Hunter; Slaton; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Dean; Goodwin; Pacheco.

STATEMENTS OF VOTE

When Record No. 1280 was taken, I was shown voting no. I intended to vote yes.

Hunter

When Record No. 1280 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 1280 was taken, I was shown voting no. I intended to vote yes.

Vasut

SB 903 ON THIRD READING (Sanford - House Sponsor)

SB 903, A bill to be entitled An Act relating to suits for tax refunds.

SB 903 was passed by (Record 1281): 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.; 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).

Absent, Excused — Coleman.

Absent — Goodwin; Pacheco.

SB 516 ON THIRD READING
(Murr - House Sponsor)

SB 516, A bill to be entitled An Act relating to increasing the criminal penalty for the offense of criminal mischief involving impairment or interruption of access to an automated teller machine.

SB 516 was passed by (Record 1282): 136 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Burns; Button; Cain; Campos; Capriglione; Cason; 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.; 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.; 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; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; 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.

Nays — Beckley; Bucy; Burrows; Canales; Hinojosa; Ramos; Shaheen; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Dean; Goodwin; Klick; Pacheco.

STATEMENT OF VOTE

When Record No. 1282 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

SB 1202 ON THIRD READING (Paddie - House Sponsor)

SB 1202, A bill to be entitled An Act relating to the applicability of certain utility provisions to a vehicle charging service.

SB 1202 was passed by (Record 1283): 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; 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.; 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; 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; Wu; Zwiener.

Nays — Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Goodwin; Klick; Pacheco; Thompson, S.

**SB 1137 - 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 1137** all joint authors and co-authors for **HB 2487**.

The motion prevailed.

**SB 1137 ON THIRD READING
(Oliverson - House Sponsor)**

SB 1137, A bill to be entitled An Act relating to the required disclosure of prices for certain items and services provided by certain medical facilities; providing administrative penalties.

SB 1137 was passed by (Record 1284): 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; 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.; 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).

Absent, Excused — Coleman.

Absent — Campos; Goodwin; Pacheco.

**SB 1245 ON THIRD READING
(Murr - House Sponsor)**

SB 1245, A bill to be entitled An Act 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 1245 was passed by (Record 1285): 141 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; Campos; 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.; 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; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; 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.

Nays — Canales; Muñoz.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Cain; Dutton; Goodwin; Pacheco; Romero.

STATEMENT OF VOTE

When Record No. 1285 was taken, my vote failed to register. I would have voted yes.

Cain

SB 231 ON THIRD READING (Cain, et al. - House Sponsors)

SB 231, A bill to be entitled An Act relating to training for county election officers.

SB 231 was passed by (Record 1286): 141 Yeas, 4 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.; 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; 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 — Anchia; Beckley; Hinojosa; Ramos.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — González, M.; Goodwin; Pacheco.

STATEMENTS OF VOTE

When Record No. 1286 was taken, I was temporarily out of the house chamber. I would have voted yes.

M. González

When Record No. 1286 was taken, I was shown voting no. I intended to vote yes.

Ramos

When Record No. 1286 was taken, I was shown voting yes. I intended to vote no.

Sherman

SB 237 ON THIRD READING

(Gervin-Hawkins and Ellzey - House Sponsors)

SB 237, A bill to be entitled An Act relating to the issuance of a citation for a criminal trespass offense punishable as a Class B misdemeanor.

SB 237 was passed by (Record 1287): 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.; 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).

Absent, Excused — Coleman.

Absent — Goodwin; Pacheco.

SB 851 ON THIRD READING
(Dominguez - House Sponsor)

SB 851, A bill to be entitled An Act relating to the composition of the cybersecurity council.

SB 851 was passed by (Record 1288): 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.; 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).

Absent, Excused — Coleman.

Absent — Goodwin; Pacheco.

SB 1160 ON THIRD READING
(Paul, Krause, Murphy, Rosenthal, Guillen, et al. - House Sponsors)

SB 1160, A bill to be entitled An Act relating to the creation of the Gulf Coast Protection District; providing authority to issue bonds; providing authority to impose fees; providing authority to impose a tax; granting the power of eminent domain.

SB 1160 was passed by (Record 1289): 130 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; 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.; 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.; Krause; Kuempel; Lambert; 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; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schofield; 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 — Ashby; Biedermann; Cason; Hefner; Klick; Landgraf; Leach; Murr; Patterson; Rose; Schaefer; Shaheen; Slaton; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman.

Absent — Goodwin; Pacheco.

STATEMENTS OF VOTE

When Record No. 1289 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 1289 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1289 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1289 was taken, I was shown voting yes. I intended to vote no.

Slawson

When Record No. 1289 was taken, I was shown voting yes. I intended to vote no.

VanDeaver

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today because of important business:

Goodwin on motion of Zwiener.

POSTPONED BUSINESS

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

**SB 2212 ON SECOND READING
(S. Thompson - House Sponsor)**

SB 2212, A bill to be entitled An Act relating to the duty of a peace officer to request and render aid for an injured person.

SB 2212 was read second time on May 17 and was postponed until 10 a.m. today.

Amendment No. 1

Representative S. Thompson offered the following amendment to **SB 2212**:

Amend **SB 2212** (house committee printing) to read as follows:

On page 1, lines 19-21,

(1) making the request or providing the treatment would clearly and immediately expose the officer or another person to [~~a risk~~] an imminent threat of serious bodily injury; or

Amendment No. 1 was adopted.

SB 2212, as amended, was passed to third reading.

**MAJOR STATE CALENDAR
SENATE BILLS
SECOND READING**

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

**SB 703 ON SECOND READING
(Canales - House Sponsor)**

SB 703, A bill to be entitled An Act relating to the continuation and functions of the Department of Agriculture, the Prescribed Burning Board, and the Texas Boll Weevil Eradication Foundation and the abolishment of the Early Childhood Health and Nutrition Interagency Council.

Amendment No. 1

Representative T. King offered the following amendment to **SB 703**:

Amend **SB 703** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION ____ . Section 122.201(a), Agriculture Code, is amended to read as follows:

(a) A license holder shall harvest the plants from a plot not later than the 30th [20th] day after the date a preharvest sample is collected under Section 122.154 unless field conditions delay harvesting or the department authorizes the license holder to delay harvesting. This subsection does not prohibit the license holder from harvesting the plants immediately after the preharvest sample is collected.

Amendment No. 1 was adopted.

Amendment No. 2

Representative K. King offered the following amendment to **SB 703**:

Amend **SB 703** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Chapter 12, Agriculture Code, is amended by adding Sections 12.0022, 12.0023, and 12.0024 to read as follows:

Sec. 12.0022. NUTRITION PROGRAMS: SCHOOL FOOD AUTHORITY SELECTION OF FOOD SERVICE MANAGEMENT COMPANY. (a) In this section:

(1) "Food service management company" and "school food authority" have the meanings assigned by 7 C.F.R. Subtitle B, Chapter II.

(2) "Nutrition program" means a program described by Section 12.0025.

(b) This section applies to a school food authority that uses competitive bidding, competitive sealed proposals, or a request for proposals to award a contract to a food service management company for purposes of a nutrition program.

(c) In determining which bid or proposal offers the best value for the school food authority, the school food authority:

(1) may consider cost reimbursable and fixed price contracts as authorized by federal law;

(2) shall primarily consider the purchase price and the extent to which the offeror's goods or services meet the school food authority's specifications; and

(3) may, in addition to the factors described by Subdivision (2), consider other relevant factors including:

(A) the relative value received by the school food authority under a cost reimbursable contract and a fixed price contract;

(B) the quality and reliability of the offeror's goods or services; and

(C) indicators of probable offeror performance under the contract,

such as:

(i) past offeror performance;

(ii) the offeror's financial resources;

(iii) the offeror's ability to perform; and

(iv) the offeror's experience or demonstrated capability in providing the goods or services.

Sec. 12.0023. NUTRITION PROGRAMS: FOOD SERVICE MANAGEMENT COMPANY AS AGENT FOR SCHOOL FOOD AUTHORITY. (a) In this section:

(1) "Food service management company" and "school food authority" have the meanings assigned by 7 C.F.R. Subtitle B, Chapter II.

(2) "Nutrition program" means a program described by Section 12.0025.

(b) A school food authority may by contract authorize a food service management company to act as agent in performing designated administrative functions related to a nutrition program, including communicating directly with the department regarding contractual or regulatory matters.

(c) A school food authority:

(1) retains authority over and responsibility for any function not delegated to a food service management company as provided by Subsection (b);

(2) may renew, modify, or terminate a food service management company's authority to act as agent with respect to any function; and

(3) may seek and obtain any available legal remedy, including damages, in the event of a breach of duty by the food service management company.

Sec. 12.0024. NUTRITION PROGRAMS: FOOD AND NUTRITION DIVISION EFFICIENCY AUDIT. (a) For purposes of this section, "efficiency audit" means an investigation of the operations of the department's food and nutrition division by the state auditor to examine fiscal management, efficiency, and outcomes for children and families served by the department's public school food and nutrition programs, including consistency and quality of communications with stakeholders and the utilization of federal resources.

(b) During the state fiscal year ending August 31, 2022, and every fourth year after that date, the state auditor shall conduct an efficiency audit.

(c) In a year in which an efficiency audit is completed as required by this section, the efficiency audit may satisfy, to the extent applicable, the department's annual internal audit requirements under Chapter 2102, Government Code.

(d) The department shall pay the costs associated with an efficiency audit required under this section using money appropriated for administrative and internal audit operations in the state fiscal year the audit is conducted.

(e) If the department fails to pay the costs associated with an efficiency audit as required by Subsection (d), the amount appropriated to the department by the legislature for the next state fiscal biennium may not exceed the department's baseline budget.

(f) Not later than March 1 of the state fiscal year in which an efficiency audit is required under this section, the state auditor and commissioner, in collaboration with the food and nutrition division of the department, shall assess and recommend improvements to the efficiency of services and communications with stakeholders associated and involved with the department's food and nutrition programs.

(g) The state auditor shall complete the efficiency audit not later than the 90th day after the date the audit is initiated.

(h) The state auditor and commissioner, in collaboration with public schools and other food and nutrition program stakeholders, shall establish the scope of the efficiency audit and determine the areas of investigation for the audit, including:

(1) reviewing the department's resources to determine whether they are being used effectively and efficiently to achieve desired outcomes for rural and urban school districts;

(2) reviewing the quality, choice, and nutritional balance of food prepared and provided to children and the impact to rural and urban families served by the food and nutrition division of the department;

(3) identifying cost savings or reallocations of resources; and

(4) identifying opportunities for improving services through consolidation of essential functions, outsourcing, and elimination of duplicative efforts.

(i) Not later than November 1 of the calendar year an efficiency audit is conducted, the state auditor shall prepare and submit a report of the audit and recommendations for efficiency improvements to the governor, the Legislative Budget Board, the commissioner, and the chairs of the standing committees of the senate and house of representatives with primary jurisdiction over the department.

Amendment No. 2 was withdrawn.

Amendment No. 3

Representative K. King offered the following amendment to **SB 703**:

Amend **SB 703** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Chapter 12, Agriculture Code, is amended by adding Section 12.00251 to read as follows:

Sec. 12.00251. FOOD AND NUTRITION DIVISION EFFICIENCY AUDIT. (a) For purposes of this section, "efficiency audit" means an investigation of the operations of the department's food and nutrition division by the state auditor to examine fiscal management, efficiency, and outcomes for children and families served by the department's public school food and nutrition programs, including consistency and quality of communications with stakeholders and the utilization of federal resources.

(b) During the state fiscal year ending August 31, 2022, and every fourth year after that date, the state auditor shall conduct an efficiency audit.

(c) In a year in which an efficiency audit is completed as required by this section, the efficiency audit may satisfy, to the extent applicable, the department's annual internal audit requirements under Chapter 2102, Government Code.

(d) The department shall pay the costs associated with an efficiency audit required under this section using money appropriated for administrative and internal audit operations in the state fiscal year the audit is conducted.

(e) If the department fails to pay the costs associated with an efficiency audit as required by Subsection (d), the amount appropriated to the department by the legislature for the next state fiscal biennium may not exceed the department's baseline budget.

(f) Not later than March 1 of the state fiscal year in which an efficiency audit is required under this section, the state auditor and commissioner, in collaboration with the food and nutrition division of the department, shall assess and recommend improvements to the efficiency of services and communications with stakeholders associated and involved with the department's food and nutrition programs.

(g) The state auditor shall complete the efficiency audit not later than the 90th day after the date the audit is initiated.

(h) The state auditor and commissioner, in collaboration with public schools and other food and nutrition program stakeholders, shall establish the scope of the efficiency audit and determine the areas of investigation for the audit, including:

(1) reviewing the department's resources to determine whether they are being used effectively and efficiently to achieve desired outcomes for rural and urban school districts;

(2) reviewing the quality, choice, and nutritional balance of food prepared and provided to children and the impact to rural and urban families served by the food and nutrition division of the department;

(3) identifying cost savings or reallocations of resources; and

(4) identifying opportunities for improving services through consolidation of essential functions, outsourcing, and elimination of duplicative efforts.

(i) Not later than November 1 of the calendar year an efficiency audit is conducted, the state auditor shall prepare and submit a report of the audit and recommendations for efficiency improvements to the governor, the Legislative Budget Board, the commissioner, and the chairs of the standing committees of the senate and house of representatives with primary jurisdiction over the department.

Amendment No. 3 failed of adoption.

Amendment No. 4

Representative Goldman offered the following amendment to **SB 703**:

Amend **SB 703** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. The heading to Title 3, Agriculture Code, is amended to read as follows:

TITLE 3. TEXAS ECONOMIC DEVELOPMENT AND TOURISM OFFICE:
AGRICULTURAL RESEARCH AND PROMOTION

SECTION _____. Title 3, Agriculture Code, is amended by adding Chapter 40 to read as follows:

CHAPTER 40. ADMINISTRATION OF TITLE

Sec. 40.001. DEFINITIONS. Notwithstanding Section 1.003, in this title:

(1) "Commissioner" means the executive director of the economic development office.

(2) "Department" means the economic development office.

(3) "Economic development office" means the Texas Economic Development and Tourism Office within the office of the governor.

Sec. 40.002. ADMINISTRATION BY TEXAS ECONOMIC DEVELOPMENT AND TOURISM OFFICE. Notwithstanding any other law:

- (1) the economic development office shall administer this title;
(2) the executive director of the economic development office has the powers and duties assigned by this title to the commissioner of agriculture; and
(3) the economic development office has the powers and duties assigned by this title to the Department of Agriculture.

SECTION _____. (a) In this section, "economic development office" means the Texas Economic Development and Tourism Office within the office of the governor.

(b) The economic development office assumes all of the obligations, property, rights, powers, and duties of the Department of Agriculture under Title 3, Agriculture Code, as they exist immediately before the effective date of this Act. All unexpended and unobligated funds under the management of the Department of Agriculture allocated for the purpose of Title 3, Agriculture Code, are transferred to the general revenue fund for the purpose of the economic development office administering Title 3, Agriculture Code.

(c) The Department of Agriculture and the economic development office shall, in consultation with appropriate state entities, ensure that the transfer of the obligations, property, rights, powers, and duties of the Department of Agriculture under Title 3, Agriculture Code, to the economic development office is completed not later than September 1, 2022.

(d) All rules of the Department of Agriculture under Title 3, Agriculture Code, are continued in effect as rules of the economic development office until superseded by a rule of the economic development office.

Amendment No. 5

Representative Goldman offered the following amendment to Amendment No. 4:

Amend Amendment No. 4 by Goldman to **SB 703** by striking the text of the amendment and substituting the following:

Amend **SB 703** (house committee report) as follows:

Not later than December 31, 2022, the Texas Department of Agriculture, in consultation with the standing Sunset Advisory Commission, shall study and report its findings on the purpose and objectives of the GO TEXAN program, and prepare a report with any findings and recommendations to improve efficiency, fairness, accountability, effectiveness, stakeholder engagement, and public information as outlined by the Sunset Staff Report with Commission Decisions, as reported to the 87th Legislature. This report shall make recommendations to the program's processes, eliminate inefficiencies, including any necessary statutory or legislative changes specific to the oversight and regulation of the GO TEXAN program. In conducting the study, the department, in partnership with the Sunset Commission, may consult with any interested organizations, associations, and stakeholders. The department shall submit the report to each

standing Sunset Commission member, including the Sunset Advisory Commission, speaker of the house, lieutenant governor, and Office of the Governor.

Amendment No. 5 was adopted.

Amendment No. 4, as amended, was adopted.

SB 703, as amended, was passed to third reading.

CSSB 705 ON SECOND READING
(Cyrier - House Sponsor)

CSSB 705, A bill to be entitled An Act relating to the continuation and functions of the Texas Animal Health Commission.

CSSB 705 was passed to third reading.

SB 713 ON SECOND READING
(Cyrier - House Sponsor)

SB 713, A bill to be entitled An Act relating to the sunset review process and certain governmental entities subject to that process.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business in the district:

Pacheco on motion of Campos.

SB 713 - (consideration continued)

Amendment No. 1

Representative Cyrier offered the following amendment to **SB 713**:

Amend **SB 713** (house committee report) as follows:

(1) Add the following appropriately numbered SECTION to ARTICLE 2 of the bill and renumber SECTIONS of ARTICLE 2 accordingly:

SECTION 2.____. TEXAS STATE AFFORDABLE HOUSING CORPORATION. Section 2306.5521, Government Code, is amended to read as follows:

Sec. 2306.5521. SUNSET PROVISION. The Texas State Affordable Housing Corporation is subject to Chapter 325 (Texas Sunset Act). Unless continued in existence as provided by that chapter, the corporation is abolished and this subchapter expires September 1, 2025 [~~2023~~].

(2) Strike Section 3.02 of the bill (page 3, line 26, through page 4, line 5) and renumber SECTIONS of ARTICLE 3 accordingly.

(3) Add the following appropriately numbered SECTION to ARTICLE 6 of the bill and renumber SECTIONS of ARTICLE 6 accordingly:

SECTION 6.____. TEXAS LOW-LEVEL RADIOACTIVE WASTE DISPOSAL COMPACT COMMISSION. Section 403.0054, Health and Safety Code, is repealed.

Amendment No. 2

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

Amend Amendment No. 1 by Cyrier to **SB 713** by striking Item (3) of the amendment (page 1, lines 14-19).

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

Amendment No. 3

Representative Cyrier offered the following amendment to **SB 713**:

Amend **SB 713** (house committee report) as follows:

(1) Add the following appropriately numbered SECTIONS to ARTICLE 8 of the bill and renumber SECTIONS of ARTICLE 8 accordingly:

SECTION 8.____. CREATION OF SUBCHAPTERS. Chapter 325, Government Code, is amended by designating Sections 325.001 through 325.025 as Subchapter A and adding a subchapter heading to read as follows:

SUBCHAPTER A. SUNSET ADVISORY COMMISSION AND SUNSET
REVIEW PROCESS

SECTION 8.____. PROCEDURES AFTER ABOLISHMENT. Section 325.017, Government Code, is amended by adding Subsections (g) and (h) to read as follows:

(g) Except as provided by Subsections (a), (e), and (f), all legal interests of a state agency abolished in an odd-numbered year are transferred to the comptroller on the date the state agency is terminated under Subsection (a).

(h) On the date a state agency that is abolished in an odd-numbered year is terminated under Subsection (a), the chief executive officer of this state is responsible for administering any law previously administered by the abolished state agency and a reference in any law to the abolished state agency means the chief executive officer of this state.

SECTION 8.____. ACROSS-THE-BOARD PROVISIONS. Chapter 325, Government Code, is amended by adding Subchapter B to read as follows:

SUBCHAPTER B. GENERAL PROVISIONS FOR STATE AGENCIES

Sec. 325.051. APPLICABILITY; CONFLICTS. (a) Except as provided by Subsection (b), this subchapter applies to a state agency in the executive branch of state government that is subject to review by the commission under this chapter.

(b) This subchapter does not apply to:

- (1) an advisory committee as defined by Section 2110.001;
- (2) a river authority listed in Section 325.025;
- (3) an entity subject to a one-time review by the commission;
- (4) a division or program of a state agency that is reviewed independently of the state agency as a whole;
- (5) a state agency that does not have a policymaking body but is governed by a single elected or appointed officer;
- (6) an office of inspector general, ombudsman, or counsel; or

(7) the following state agencies:

- (A) the Cancer Prevention and Research Institute of Texas;
- (B) the Texas Economic Development and Tourism Office;
- (C) the Electric Reliability Council of Texas;
- (D) the state employee charitable campaign policy committee;
- (E) the Texas Health Services Authority;
- (F) the State Preservation Board;
- (G) the Office of State-Federal Relations;
- (H) the Texas Windstorm Insurance Association;
- (I) the Texas Low-Level Radioactive Waste Disposal Compact

Commission;

- (J) the School Land Board;
- (K) the Veterans' Land Board; or
- (L) the Railroad Commission of Texas.

(c) To the extent of any conflict between this subchapter and any law relating to a state agency subject to review by the commission under this chapter, the other law prevails.

Sec. 325.052. PUBLIC MEMBERSHIP ON STATE AGENCY POLICYMAKING BODY. (a) A person may not be a public member of the policymaking body of a state agency if the person or the person's spouse:

(1) is registered, certified, or licensed by a regulatory agency in a field regulated by the state agency;

(2) is employed by or participates in the management of a business entity or other organization regulated by or receiving money from the state agency;

(3) owns or controls, directly or indirectly, more than a 10 percent interest in a business entity or other organization regulated by or receiving money from the state agency; or

(4) uses or receives a substantial amount of tangible goods, services, or money from the state agency other than compensation or reimbursement authorized by law for the state agency's policymaking body membership, attendance, or expenses.

(b) In addition to the restrictions provided by Subsection (a), a person may not be a public member of the policymaking body of a state agency that regulates a health care occupation if the person or the person's spouse is registered, certified, or licensed by a regulatory agency in the field of health care.

Sec. 325.053. PROVISIONS RELATING TO CONFLICTS OF INTEREST. (a) In this section, "Texas trade association" means a cooperative and voluntarily joined statewide association of business or professional competitors in this state designed to assist its members and its industry or profession in dealing with mutual business or professional problems and in promoting their common interest.

(b) A person may not be a member of the policymaking body of a state agency and may not be an employee of the state agency employed in a "bona fide executive, administrative, or professional capacity," as that phrase is used for purposes of establishing an exemption to the overtime provisions of the federal Fair Labor Standards Act of 1938 (29 U.S.C. Section 201 et seq.) if:

(1) the person is an officer, employee, or paid consultant of a Texas trade association in a field regulated by the state agency; or

(2) the person's spouse is an officer, manager, or paid consultant of a Texas trade association in a field regulated by the state agency.

(c) A person may not be a member of a state agency's policymaking body or act as the general counsel to the state agency's policymaking body or the state agency if the person is required to register as a lobbyist under Chapter 305 because of the person's activities for compensation on behalf of a profession related to the operation of the state agency.

(d) In addition to the restrictions provided by Subsection (b), a person may not be a member of the policymaking body of a state agency that regulates a health care occupation and may not be an employee of the state agency as described by Subsection (b) if the person is an officer, employee, or paid consultant of a Texas trade association in the field of health care.

Sec. 325.054. GOVERNOR DESIGNATES PRESIDING OFFICER. If the governor appoints all members of a state agency's policymaking body, the governor shall designate a member of the policymaking body as the presiding officer of the policymaking body to serve in that capacity at the pleasure of the governor.

Sec. 325.055. GROUNDS FOR REMOVAL OF MEMBERS FROM POLICYMAKING BODIES. (a) It is a ground for removal from a state agency's policymaking body that a member:

(1) does not have at the time of taking office the qualifications required by law to be a member of the policymaking body;

(2) does not maintain during service on the policymaking body the qualifications required by law to be a member of the policymaking body;

(3) is ineligible for membership on the policymaking body under law, including provisions relating to public membership, conflicts of interest, and lobbying;

(4) cannot, because of illness or disability, discharge the member's duties for a substantial part of the member's term; or

(5) is absent from more than half of the regularly scheduled meetings of the policymaking body that the member is eligible to attend during a calendar year without an excuse approved by a majority vote of the policymaking body.

(b) The validity of an action of a state agency's policymaking body is not affected by the fact that it is taken when a ground for removal of a member of the policymaking body exists.

(c) If the executive head of a state agency has knowledge that a potential ground for removal exists, the executive head shall notify the presiding officer of the state agency's policymaking body of the potential ground. The presiding officer shall then notify the governor and the attorney general that a potential

ground for removal exists. If the potential ground for removal involves the presiding officer, the executive head shall notify the next highest ranking officer of the policymaking body, who shall then notify the governor and the attorney general that a potential ground for removal exists.

Sec. 325.056. TRAINING FOR MEMBERS OF POLICYMAKING BODIES. (a) A person who is appointed to and qualifies for office as a member of the policymaking body of a state agency may not vote, deliberate, or be counted as a member in attendance at a meeting of the policymaking body until the person completes a training program that complies with this section.

(b) The training program must provide the person with information regarding:

(1) the law governing the state agency's operations;

(2) the programs, functions, rules, and budget of the state agency;

(3) the scope of and limitations on the rulemaking authority of the policymaking body;

(4) the results of the most recent formal audit of the state agency;

(5) the requirements of:

(A) laws relating to open meetings, public information, administrative procedure, and disclosure of conflicts of interest; and

(B) other laws applicable to members of a state agency policymaking body in performing their duties; and

(6) any applicable ethics policies adopted by the state agency or the Texas Ethics Commission.

(c) A person appointed to the state agency's policymaking body is entitled to reimbursement, as provided by the General Appropriations Act, for the travel expenses incurred in attending the training program regardless of whether the attendance at the program occurs before or after the person qualifies for office.

(d) The executive head of the state agency shall create a training manual that includes the information required by Subsection (b). The executive head shall distribute a copy of the training manual annually to each member of the policymaking body. Each member of the policymaking body shall sign and submit to the executive head a statement acknowledging that the member received and reviewed the training manual.

Sec. 325.057. POLICIES TO SEPARATE POLICYMAKING AND STAFF FUNCTIONS. The policymaking body of a state agency shall develop and implement policies that clearly separate the policymaking responsibilities of the policymaking body and the management responsibilities of the executive head and the staff of the state agency.

Sec. 325.058. PUBLIC TESTIMONY AT MEETINGS OF POLICYMAKING BODIES. The policymaking body of a state agency shall develop and implement policies that provide the public with a reasonable opportunity to appear before the policymaking body and to speak on any issue under the jurisdiction of the state agency.

Sec. 325.059. COMPLAINT INFORMATION REQUIREMENTS. (a) A state agency shall maintain a system to promptly and efficiently act on complaints filed with the state agency. The state agency shall maintain information about parties to and the subject matter of the complaint and a summary of the results of the review or investigation of the complaint and the disposition of the complaint.

(b) The state agency shall make information available describing its procedures for complaint investigation and resolution.

(c) The state agency shall periodically notify the complaint parties of the status of the complaint until final disposition unless the notice would jeopardize the investigation, including an undercover investigation.

(2) Add the following appropriately numbered ARTICLES to the bill and renumber ARTICLES of the bill accordingly:

ARTICLE ____ . REPEALER

SECTION ____ . ____ . REPEALED STATUTES. (a) The following provisions of the Agriculture Code are repealed:

- (1) Section 161.021(d);
- (2) Section 161.023;
- (3) Section 161.024;
- (4) Section 161.029;
- (5) Section 161.030;
- (6) Section 161.033;
- (7) Section 161.034(b);
- (8) Section 201.0142;
- (9) Section 201.019(i); and
- (10) Section 201.020(b).

(b) The following provisions of the Alcoholic Beverage Code are repealed:

- (1) Section 5.022;
- (2) Section 5.04;
- (3) Section 5.051;
- (4) Section 5.07(c); and
- (5) Sections 5.54(a), (a-1), and (b).

(c) The following provisions of the Education Code are repealed:

- (1) Section 7.110;
- (2) Section 54.609;
- (3) Section 54.610;
- (4) Section 54.613(b);
- (5) Sections 54.617(c), (d), and (e);
- (6) Section 61.0222;
- (7) Section 61.0223;
- (8) Section 61.0224;
- (9) Section 61.028(i); and
- (10) Section 61.031.

(d) The following provisions of the Finance Code are repealed:

- (1) Section 11.102(d);
- (2) Section 11.107(a);
- (3) Sections 12.107(a), (b), and (c);

- (4) Section 12.108;
 - (5) Section 13.011;
 - (6) Section 14.056;
 - (7) Section 14.062;
 - (8) Section 15.2041;
 - (9) Section 15.210;
 - (10) Section 15.4021(a);
 - (11) Section 15.4023; and
 - (12) Sections 15.409(b), (c), and (d).
- (e) The following provisions of the Government Code are repealed:
- (1) Section 411.003(f);
 - (2) Section 411.0031;
 - (3) Section 411.0035;
 - (4) Section 411.0036;
 - (5) Section 411.0042;
 - (6) Section 411.0195;
 - (7) Section 419.005;
 - (8) Section 419.006;
 - (9) Section 419.007(d);
 - (10) Section 419.0071;
 - (11) Section 419.009(c);
 - (12) Section 419.011;
 - (13) Section 420A.003(a);
 - (14) Section 420A.006;
 - (15) Section 434.005;
 - (16) Section 434.006(a);
 - (17) Section 434.0061;
 - (18) Section 434.0076;
 - (19) Section 434.0091;
 - (20) Section 434.0151;
 - (21) Sections 441.001(e), (f), (h), (i), (j), (k), (m), and (p);
 - (22) Section 441.0011;
 - (23) Section 441.002(j);
 - (24) Section 441.018;
 - (25) Section 442.0021;
 - (26) Section 442.0023;
 - (27) Section 442.004(l);
 - (28) Section 442.009;
 - (29) Section 444.006;
 - (30) Section 444.007(b);
 - (31) Section 444.008(b);
 - (32) Section 444.012;
 - (33) Section 444.014;
 - (34) Sections 467.024(c) and (d);
 - (35) Section 467.0255;
 - (36) Section 467.026;

- (37) Section 467.029;
- (38) Section 467.037;
- (39) Section 467.110;
- (40) Sections 467.111(a), (b), and (c);
- (41) Sections 492.003(b), (c), and (d);
- (42) Section 492.007;
- (43) Section 492.013(e);
- (44) Section 501.134;
- (45) Section 501.135;
- (46) Section 501.138;
- (47) Section 501.140;
- (48) Section 501.143;
- (49) Section 501.151;
- (50) Section 501.152;
- (51) Sections 508.035(a) and (b);
- (52) Sections 511.004(h), (i), and (j);
- (53) Section 511.0041;
- (54) Section 511.005(a);
- (55) Section 511.006(c);
- (56) Section 511.008(e);
- (57) Section 571.0232;
- (58) Section 571.0271;
- (59) Section 571.030;
- (60) Section 571.072(a);
- (61) Section 571.1351;
- (62) Section 801.1061;
- (63) Section 801.1062;
- (64) Section 801.110;
- (65) Section 801.111(c);
- (66) Section 801.206(b);
- (67) Section 801.207;
- (68) Section 815.009;
- (69) Sections 815.111(b) and (e);
- (70) Section 815.508;
- (71) Section 825.010;
- (72) Sections 825.113(b) and (e);
- (73) Section 825.201;
- (74) Section 825.511;
- (75) Section 865.0035;
- (76) Section 865.005;
- (77) Section 865.006(c);
- (78) Section 865.021;
- (79) Section 1232.054;
- (80) Section 1232.055;
- (81) Section 1232.057;
- (82) Section 1232.062;

- (83) Section 1232.070;
 - (84) Section 2054.025;
 - (85) Section 2054.028;
 - (86) Section 2054.029(c);
 - (87) Section 2054.035(a);
 - (88) Section 2054.036;
 - (89) Section 2152.056;
 - (90) Section 2152.0581;
 - (91) Sections 2152.060(b), (c), and (d);
 - (92) Section 2152.061(b);
 - (93) Section 2152.105;
 - (94) Section 2306.027(c);
 - (95) Section 2306.030(a);
 - (96) Section 2306.051;
 - (97) Sections 2306.066(a), (b), (c), and (d);
 - (98) Section 2306.554(b);
 - (99) Section 2306.5542;
 - (100) Section 2306.5543;
 - (101) Section 2306.5547;
 - (102) Section 2306.5555;
 - (103) Section 2306.568;
 - (104) Section 2308.101(c);
 - (105) Section 2308.107;
 - (106) Section 4002.053, as effective January 1, 2022;
 - (107) Section 4002.055, as effective January 1, 2022;
 - (108) Section 4002.056, as effective January 1, 2022;
 - (109) Section 4002.103, as effective January 1, 2022; and
 - (110) Section 4002.202, as effective January 1, 2022.
- (f) The following provisions of the Health and Safety Code are repealed:
- (1) Section 771.0316;
 - (2) Section 771.037;
 - (3) Section 771.038;
 - (4) Section 771.039; and
 - (5) Section 771.051(d).
- (g) The following provisions of the Human Resources Code are repealed:
- (1) Sections 112.016(a) and (b);
 - (2) Section 112.0201;
 - (3) Section 202.001(c);
 - (4) Section 202.004;
 - (5) Section 202.006;
 - (6) Section 202.008(d); and
 - (7) Section 203.001(b).
- (h) The following provisions of the Labor Code are repealed:
- (1) Section 301.023;
 - (2) Section 301.061(a);
 - (3) Section 412.011(i);

- (4) Sections 412.021(d) and (h);
 - (5) Section 412.022;
 - (6) Section 412.024; and
 - (7) Section 412.034.
- (i) The following provisions of the Natural Resources Code are repealed:
- (1) Sections 153.041(e) and (f); and
 - (2) Section 153.043.
- (j) The following provisions of the Occupations Code are repealed:
- (1) Section 51.0535;
 - (2) Section 51.054;
 - (3) Section 51.056(a);
 - (4) Section 51.057;
 - (5) Section 51.105;
 - (6) Section 51.253(a);
 - (7) Section 152.006;
 - (8) Section 152.056;
 - (9) Section 154.005(a);
 - (10) Section 201.052(b);
 - (11) Section 201.053;
 - (12) Section 201.056;
 - (13) Section 201.101;
 - (14) Section 201.202(a);
 - (15) Section 201.204;
 - (16) Section 252.003;
 - (17) Section 252.007;
 - (18) Section 253.004;
 - (19) Section 255.004;
 - (20) Section 255.008(a);
 - (21) Section 301.053;
 - (22) Section 301.055;
 - (23) Section 301.105(a);
 - (24) Sections 301.203(a), (b), and (c);
 - (25) Section 301.205(a);
 - (26) Section 351.052(b);
 - (27) Section 351.055(a);
 - (28) Section 351.056;
 - (29) Section 351.105;
 - (30) Section 351.202(a);
 - (31) Section 351.203(c);
 - (32) Section 351.204;
 - (33) Section 452.056;
 - (34) Section 452.102;
 - (35) Section 452.203(a);
 - (36) Section 453.056;
 - (37) Section 453.058(a);
 - (38) Section 453.153;

- (39) Section 453.155(a);
- (40) Section 454.055;
- (41) Section 454.057(a);
- (42) Section 454.152;
- (43) Section 454.154(a);
- (44) Section 507.102;
- (45) Section 507.203;
- (46) Section 507.207;
- (47) Section 551.003(42);
- (48) Section 552.003;
- (49) Section 552.004;
- (50) Section 552.008;
- (51) Section 553.005;
- (52) Section 553.007;
- (53) Section 555.009(a);
- (54) Section 651.0511;
- (55) Section 651.052(a);
- (56) Section 651.053;
- (57) Section 651.104;
- (58) Sections 651.202(d) and (e);
- (59) Section 651.203;
- (60) Section 651.204(a);
- (61) Section 801.053;
- (62) Section 801.056;
- (63) Section 801.104;
- (64) Section 801.202(a);
- (65) Section 801.204;
- (66) Section 901.052;
- (67) Section 901.053;
- (68) Section 901.055(a);
- (69) Section 901.056;
- (70) Section 901.102;
- (71) Section 901.203;
- (72) Section 901.204(a);
- (73) Section 1001.102(a);
- (74) Section 1001.103;
- (75) Section 1001.106;
- (76) Section 1001.112;
- (77) Section 1001.153;
- (78) Section 1001.253;
- (79) Section 1001.255;
- (80) Section 1002.052(b);
- (81) Section 1002.053;
- (82) Section 1002.057(a);
- (83) Section 1002.103;
- (84) Section 1002.203;

- (85) Section 1002.205;
 - (86) Section 1051.102;
 - (87) Section 1051.103;
 - (88) Section 1051.105;
 - (89) Section 1051.107(a);
 - (90) Section 1051.112;
 - (91) Section 1051.153;
 - (92) Section 1051.253;
 - (93) Section 1051.254(a);
 - (94) Section 1101.052;
 - (95) Section 1101.053;
 - (96) Section 1101.057;
 - (97) Section 1101.102;
 - (98) Section 1101.203;
 - (99) Section 1101.206(a);
 - (100) Section 1103.057;
 - (101) Section 1103.105;
 - (102) Section 1103.161;
 - (103) Section 1103.163;
 - (104) Section 1301.156;
 - (105) Section 1301.157(a);
 - (106) Section 1301.208;
 - (107) Section 1301.3015;
 - (108) Sections 1301.303(b), (c), and (d);
 - (109) Section 1701.053;
 - (110) Section 1701.055(a);
 - (111) Section 1701.056;
 - (112) Section 1701.059;
 - (113) Section 1701.103;
 - (114) Section 1701.203;
 - (115) Section 1701.204(a);
 - (116) Section 2022.005;
 - (117) Section 2022.006;
 - (118) Section 2022.014(a);
 - (119) Section 2022.056; and
 - (120) Sections 2022.102(b), (c), and (d).
- (k) The following provisions of the Parks and Wildlife Code are repealed:
- (1) Section 11.002;
 - (2) Section 11.0125;
 - (3) Section 11.0126; and
 - (4) Section 11.0151(b).
- (l) The following provisions of the Transportation Code are repealed:
- (1) Section 201.051(d);
 - (2) Section 201.053(a);
 - (3) Section 201.057;
 - (4) Section 201.059;

- (5) Section 201.102;
 - (6) Sections 201.801(a), (b), and (c);
 - (7) Section 201.802(a);
 - (8) Section 1001.027;
 - (9) Section 1003.0055; and
 - (10) Section 1004.002.
- (m) The following provisions of the Utilities Code are repealed:
- (1) Section 12.052;
 - (2) Section 12.054;
 - (3) Section 12.102; and
 - (4) Section 12.202(a).
- (n) The following provisions of the Water Code are repealed:
- (1) Section 5.0535;
 - (2) Section 5.054;
 - (3) Section 5.058(a);
 - (4) Section 5.059;
 - (5) Section 5.060;
 - (6) Section 5.112;
 - (7) Section 5.113;
 - (8) Section 5.173;
 - (9) Section 5.176;
 - (10) Sections 6.054(a), (b), and (c);
 - (11) Section 6.059;
 - (12) Section 6.062;
 - (13) Section 6.105;
 - (14) Section 6.111;
 - (15) Section 6.154; and
 - (16) Section 6.155.

ARTICLE ____ . TRANSITION

SECTION ____ . ____ . CONFLICT WITH OTHER LAWS. The repeal of a statute by this Act controls over an amendment, revision, or reenactment of the statute by another Act of the 87th Legislature, Regular Session, 2021, regardless of relative dates of enactment and the amendment, revision, or reenactment of the repealed statute has no effect.

SECTION ____ . ____ . NONSUBSTANTIVE REVIEW. The Texas Legislative Council shall review the provisions of law affected by this Act and as part of the state's continuing statutory revision program under Chapter 323, Government Code, prepare a nonsubstantive revision of the headings of any provision of law affected by this Act as necessary to ensure that the heading accurately describes the content of the provision of law.

Amendment No. 3 was adopted.

SB 713, as amended, was passed to third reading.

**GENERAL STATE CALENDAR
SENATE BILLS
SECOND READING**

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

SB 1365 ON SECOND READING

(Huberty, Dutton, K. King, Murphy, and Oliverson - House Sponsors)

SB 1365, A bill to be entitled An Act relating to public school organization, accountability, and fiscal management.

Representative Huberty moved to postpone consideration of **SB 1365** until 10 a.m. tomorrow.

The motion prevailed.

**SB 1385 ON SECOND READING
(Murphy and Krause - House Sponsors)**

SB 1385, A bill to be entitled An Act relating to the compensation and professional representation of student athletes participating in intercollegiate athletic programs at certain institutions of higher education.

Amendment No. 1

Representative Murphy offered the following amendment to **SB 1385**:

Amend **SB 1385** (house committee printing) as follows:

(1) On page 3, line 5, strike "athlete agent or attorney" and substitute "attorney licensed to practice law in this state".

(2) On page 3, line 25, strike "athlete agent or attorney" and substitute "attorney licensed to practice law in this state".

(3) Strike added Section 51.9246(g)(3), Education Code (page 5, lines 11-15), and renumber the remaining subdivisions of Subsection (g) accordingly.

(4) Strike page 7, lines 2-7, and substitute the following:

(k) Nothing in this section may be construed as permitting an athlete agent to take any action prohibited under Section 2051.351, Occupations Code.

(5) Strike page 7, line 11, and substitute the following appropriately numbered SECTION:

SECTION _____. This Act takes effect July 1, 2021, 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 to take effect July 1, 2021, this Act takes effect September 1, 2021.

(6) Renumber SECTIONS of the bill appropriately.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Slaton offered the following amendment to **SB 1385**:

Amend **SB 1385** (house committee printing) on page 5 of the bill as follows:

(1) On line 7, strike "or".

(2) On line 10, immediately after the underlined semicolon, insert the following:

or

(D) the student athlete participates in an intercollegiate athletic program that is designated for the biological sex opposite to the student athlete's biological sex;

(3) Between lines 21 and 22, insert the following:

(g-1) For purposes of Subsection (g)(2)(D), a statement of a student athlete's biological sex on the student athlete's official birth certificate is considered to correctly state the student athlete's biological sex as determined at birth if the statement was:

(1) entered at or near the time of the student athlete's birth, as determined by Texas Higher Education Coordinating Board rule; or

(2) modified to correct a clerical error in the student athlete's biological sex.

Amendment No. 2 - Point of Order

Representative Huberty 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.

SB 1385, as amended, was passed to third reading.

SB 2154 ON SECOND READING (Paddie - House Sponsor)

SB 2154, A bill to be entitled An Act relating to the membership of the Public Utility Commission of Texas.

Amendment No. 1

Representative Anchia offered the following amendment to **SB 2154**:

Amend **SB 2154** (house committee printing) as follows:

(1) On page 1, lines 10 and 11, strike "Section 12.053, Utilities Code, is amended by amending Subsections (a) and (b) and adding Subsection (a-1)" and substitute "Sections 12.053(a) and (b), Utilities Code, are amended".

(2) On page 1, strike lines 18 and 19 and substitute the following:

(5) [(4)] be well informed and qualified in the field of public utilities and utility regulation; and

(3) On page 1, line 20, strike "(5)" and substitute "(6) [(5)]".

(4) On page 2, strike lines 1 and 2.

A record vote was requested by Representative Anchia.

Amendment No. 1 failed of adoption by (Record 1290): 69 Yeas, 71 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Anderson; Bernal; Bowers; Bucy; Burns; Campos; Canales; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Guillen; Hernandez; Herrero;

Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, P.; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Allison; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cole; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Kacal; King, K.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Raney; Rogers; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Goodwin; Pacheco.

Absent — Beckley; Biedermann; Guerra; Jetton; Middleton; Schofield.

STATEMENT OF VOTE

When Record No. 1290 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

Amendment No. 2

Representatives Darby, Ashby, Rogers, K. King, Kacal, Talarico, Raney, Craddick, Geren, Smith, Lambert, Price, Parker, Larson, and Kuempel offered the following amendment to **SB 2154**:

Amend **SB 2154** (house committee printing) on page 1 as follows:

(1) On line 5, strike "Section 12.051(a), Utilities Code, is amended" and substitute "Sections 12.051(a) and (b), Utilities Code, are amended".

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

(b) An appointment to the commission shall be made without regard to the race, color, disability, sex, religion, age, or national origin of the appointee. The appointments shall be made to reflect the diverse geographic regions and population groups of this state. At least one commissioner must be a registered voter who resides in a rural county with a population of less than 150,000.

A record vote was requested by Representative Darby.

Amendment No. 2 was adopted by (Record 1291): 128 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; 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.; 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; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Noble; Ordaz Perez; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu.

Nays — Huberty; Johnson, J.D.; Meyer; Murphy; Neave; Oliverson; Paddie; Shaheen; Thierry; Thompson, E.; Thompson, S.; Toth; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Goodwin; Pacheco.

Absent — Biedermann; Jetton; Middleton; Ortega; Schofield.

STATEMENTS OF VOTE

When Record No. 1291 was taken, I was shown voting no. I intended to vote yes.

Meyer

When Record No. 1291 was taken, I was in the house but away from my desk. I would have voted yes.

Middleton

When Record No. 1291 was taken, I was shown voting no. I intended to vote yes.

Toth

Amendment No. 3

Representative Martinez Fischer offered the following amendment to **SB 2154**:

Amend **SB 2154** (house committee printing) as follows:

(1) On page 1, line 11, strike "Subsection (a-1)" and substitute "Subsections (a-1) and (a-2)".

(2) On page 2, between lines 2 and 3, insert the following:

(a-2) At least one commissioner must be well informed and qualified in the field of public interest advocacy and have a background in representing the interests of customers of utilities.

A record vote was requested by Representative Martinez Fischer.

Amendment No. 3 was adopted by (Record 1292): 75 Yeas, 68 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Lambert; Longoria; Lopez; Lozano; 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; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Meyer; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Spiller; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Goodwin; Pacheco.

Absent — Larson; Middleton; Schofield.

STATEMENT OF VOTE

When Record No. 1292 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

Amendment No. 4

Representative Martinez Fischer offered the following amendment to **SB 2154**:

Amend **SB 2154** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill as follows:

SECTION _____. Subchapter B, Chapter 12, Utilities Code, is amended by adding Section 12.060 to read as follows:

Sec. 12.060. FORMER COMMISSIONER: LOBBYING RESTRICTED.
A former member of the commission may not, before the second anniversary of the date the member ceases to be a member of the commission, engage in an activity that requires registration under Chapter 305, Government Code.

Amendment No. 4 was adopted.

SB 2154, as amended, was passed to third reading.

SB 1585 ON SECOND READING
(Cyrier - House Sponsor)

SB 1585, A bill to be entitled An Act 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.

A record vote was requested by Representative Cain.

SB 1585 was passed to third reading by (Record 1293): 135 Yeas, 7 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; 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.; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; 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; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; 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 — Anchia; Hinojosa; Patterson; Rodriguez; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Goodwin; Pacheco.

Absent — Biedermann; Johnson, J.D.; Middleton; Schofield.

STATEMENTS OF VOTE

When Record No. 1293 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

When Record No. 1293 was taken, I was in the house but away from my desk. I would have voted yes.

Middleton

When Record No. 1293 was taken, I was shown voting no. I intended to vote yes.

Patterson

When Record No. 1293 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 1293 was taken, I was shown voting no. I intended to vote yes.

Vasut

When Record No. 1293 was taken, I was shown voting no. I intended to vote yes.

Wilson

SB 282 ON SECOND READING
(Meyer - House Sponsor)

SB 282, 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.

Amendment No. 1

Representative Meyer offered the following amendment to **SB 282**:

Amend **SB 282** (house committee printing) on page 1 of the bill by striking lines 14 through 19 and substituting the following:

to settle or otherwise pay a sexual harassment claim made against a person who:

(1) is an elected member of the executive, legislative, or judicial branch of state government;

(2) is appointed by the governor to serve as a member of a department, commission, board, or other public office within the executive, legislative, or judicial branch of state government; or

(3) serves as staff for a person described by Subdivision (1) or (2).

Amendment No. 1 was adopted.

SB 282, as amended, was passed to third reading.

SB 282 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED

Representative Paddie moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 282** all joint authors and co-authors for **HB 1804**.

The motion prevailed.

SB 338 ON SECOND READING
(Lucio - House Sponsor)

SB 338, A bill to be entitled An Act relating to the adoption of uniform general conditions for building construction contracts entered into by school districts and the composition of the committee that reviews uniform general conditions.

SB 338 was passed to third reading.

CSSB 877 ON SECOND READING
(Morrison - House Sponsor)

CSSB 877, A bill to be entitled An Act relating to the inspection of municipal buildings during a declared disaster.

Amendment No. 1

Representative Morrison offered the following amendment to **CSSB 877**:

Amend **CSSB 877** (house committee report) on page 2 as follows:

- (1) On line 5, between "an" and "inspection" insert "additional".
- (2) On lines 12-13, strike "in a format prescribed by the municipality".
- (3) Between lines 13 and 14, insert the following:

(d) The municipality may prescribe a reasonable format for the notice provided under Subsection (c)(2).

Amendment No. 1 was adopted.

Amendment No. 2

Representative Collier offered the following amendment to **CSSB 877**:

Amend **CSSB 877** (house committee report) on page 2, line 9, by striking "to the extent practicable,".

Amendment No. 2 was adopted.

CSSB 877, as amended, was passed to third reading.

SB 296 ON SECOND READING
(Button - House Sponsor)

SB 296, A bill to be entitled An Act 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 296 was passed to third reading.

SB 1578 ON SECOND READING
(Frank - House Sponsor)

SB 1578, A bill to be entitled An Act relating to the use of opinions from medical professionals in making certain determinations relating to the abuse or neglect of a child.

Amendment No. 1

Representative Frank offered the following amendment to **SB 1578**:

Amend **SB 1578** (house committee printing) as follows:

- (1) On page 2, line 4, strike "may" and substitute "shall".
- (2) On page 3, line 1, strike "may" and substitute "shall".

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Klick, Rose, Meza, Hull, A. Johnson, Raymond, Noble, Neave, and Wu offered the following amendment to **SB 1578**:

Amend **SB 1578** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering SECTIONS of the bill as appropriate:

SECTION _____. Section 261.3017, Family Code, is amended by amending Subsections (b) and (c) and adding Subsections (c-1), (c-2), and (e) to read as follows:

(b) Any agreement between the department and the network or between the Department of State Health Services and the system to provide assistance in connection with abuse and neglect investigations conducted by the department must require the network and the system to have the ability to obtain consultations with physicians licensed to practice medicine in this state and board certified in the relevant field or specialty, including radiologists, geneticists, orthopedists, and endocrinologists, to diagnose and treat certain [who specialize in identifying] unique health conditions, including:

- (1) rickets;
- (2) Ehlers-Danlos Syndrome;
- (3) osteogenesis imperfecta;
- (4) vitamin D deficiency; and

(5) other medical conditions that mimic child maltreatment or increase the risk of misdiagnosis of child maltreatment [similar metabolic bone diseases or connective tissue disorders].

(c) During [If, during] an abuse or neglect investigation authorized by this subchapter or an assessment provided under Subsection (b), the department [or a physician in the network determines that a child requires a specialty consultation with a physician, the department or the physician] shall refer the child's case [to the system] for a specialty [the] consultation[;] if:

(1) the department determines the child requires a specialty consultation with a physician;

(2) the child's primary care physician or other primary health care provider who provided health care or treatment or otherwise evaluated the child recommends a specialty consultation; or

(3) the child's parent or legal guardian or, if represented by an attorney, the attorney of the parent or legal guardian requests a specialty consultation [the system has available capacity to take the child's case].

(c-1) For a case in which a specialty consultation is required by Subsection (c), the department shall refer the case to a physician who:

(1) is licensed to practice medicine in this state under Subtitle B, Title 3, Occupations Code;

(2) is board certified in a field or specialty relevant to diagnosing and treating the conditions described by Subsection (b); and

(3) was not involved with the report of suspected abuse or neglect.

(c-2) Before referring a child's case under Subsection (c), the department shall provide to the child's parent or legal guardian or, if represented by an attorney, the attorney of the parent or legal guardian written notice of the name, contact information, and credentials of the specialist. The parent, legal guardian, or attorney, as applicable, may object to the proposed referral and request referral to another specialist. The department and the parent, legal guardian, or attorney, as applicable, shall collaborate in good faith to select an acceptable specialist from the proposed specialists.

(e) This section may not be construed to prohibit a child's parent or legal guardian or, if represented by an attorney, the attorney of the parent or legal guardian from otherwise obtaining an alternative opinion at the parent's, legal guardian's, or attorney's, as applicable, own initiative and expense. The department shall accept and consider an alternative opinion obtained and provided under this section and shall document its analysis and determinations regarding the opinion.

SECTION _____. Subchapter D, Chapter 261, Family Code, is amended by adding Section 261.30175 to read as follows:

Sec. 261.30175. MITIGATION OF PROVIDER CONFLICTS IN ABUSE OR NEGLECT INVESTIGATION CONSULTATIONS. (a) In this section:

(1) "Forensic assessment" means a medical examination, psychosocial evaluation, medical case review, specialty evaluation, or other forensic evaluation service conducted by a physician under Section 261.3017 in connection with any investigation of a suspected case of abuse or neglect for the primary purpose of providing the department, law enforcement, or the court with expert advice, recommendations, or testimony on the case.

(2) "Health care practitioner" means an individual licensed, certified, or otherwise authorized to administer health care services in the ordinary course of business or professional practice. The term includes a physician, medical student, resident physician, child abuse fellow, advanced practice registered nurse, nurse, and physician assistant.

(3) "Network" has the meaning assigned by Section 261.3017.

(4) "System" has the meaning assigned by Section 261.3017.

(b) A health care practitioner who reports suspected abuse or neglect of a child may not provide forensic assessment services in connection with an investigation resulting from the report. This subsection applies regardless of whether the practitioner is a member of the network or system.

(c) When referring a case for forensic assessment, the department shall refer the case to a physician authorized to practice medicine in this state under Subtitle B, Title 3, Occupations Code, who was not involved with the report of suspected abuse or neglect.

(d) This section may not be construed to:

(1) prohibit the department from interviewing the health care practitioner in the practitioner's capacity as a principal or collateral source; or

(2) otherwise restrict the department's ability to conduct an investigation as provided by this subchapter.

Amendment No. 3

Representative Klick offered the following amendment to Amendment No. 2:

Amend Amendment No. 2 by Klick to **SB 1578** on page 2, line 31, between "specialists" and the underlined period by inserting the following: ; however the department may refer the child's case to a specialist over the objection of the parent, legal guardian, or attorney

Amendment No. 3 was adopted.

Amendment No. 2, as amended, was adopted.

SB 1578, as amended, was passed to third reading.

**SB 89 ON SECOND READING
(M. González - House Sponsor)**

SB 89, A bill to be entitled An Act relating to supplemental information required for inclusion with a written statement of an individualized education program developed for certain public school students who received special education services during the 2019-2020 or 2020-2021 school year.

SB 89 was passed to third reading.

**SB 672 ON SECOND READING
(Bonnen and Guillen - House Sponsors)**

SB 672, A bill to be entitled An Act relating to Medicaid coverage of certain collaborative care management services.

SB 672 was passed to third reading.

**SB 766 ON SECOND READING
(Leach, S. Thompson, and Hunter - House Sponsors)**

SB 766, A bill to be entitled An Act 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.

Representative Leach moved to postpone consideration of **SB 766** until 2 p.m. Sunday, May 23.

The motion prevailed.

**SB 2054 ON SECOND READING
(White, Guillen, and J.D. Johnson - House Sponsors)**

SB 2054, A bill to be entitled An Act 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.

Amendment No. 1

Representative White offered the following amendment to **SB 2054**:

Amend **SB 2054** (house committee report) as follows:

(1) Strike page 2, line 12 through page 2, line 27, and substitute the following:

Workforce Commission amounts sufficient to cover the cost of implementing the program under Section 521.168, including amounts sufficient for the payment by the Texas Workforce Commission of:

(A) fees to entities other than the department; and

(B) the Texas Workforce Commission's implementation costs; and

(2) for [For] each exemption granted under Section 521.1015 or 521.1811, [the department shall] deposit to the credit of the Texas mobility fund an amount [from the identification fee exemption account under Subsection (a)] that is equal to the amount of the waived fee that would otherwise be deposited to the mobility fund.

(c) The department may not:

(1) request a transfer under Subsection (b)(1) if the balance of the account for the fiscal year is less than three times the amount expended in the previous fiscal year for the waivers provided by Sections 521.1015(e) and 521.1811; or

(2) On page 3, line 3, strike "(b)(3)" and substitute "(b)(2)".

Amendment No. 1 was adopted.

SB 2054, as amended, was passed to third reading.

**SB 2054 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Frank moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 2054** all joint authors and co-authors for **HB 2286**.

The motion prevailed.

**SB 481 ON SECOND READING
(Schofield - House Sponsor)**

SB 481, A bill to be entitled An Act relating to the transfer of certain public school students to a school district offering in-person instruction.

SB 481 was passed to third reading.

**SB 918 ON SECOND READING
(Leman - House Sponsor)**

SB 918, A bill to be entitled An Act relating to the size, terms, and election of boards of directors of certain insurance companies.

SB 918 was passed to third reading.

SB 1116 ON SECOND READING
(Bucy - House Sponsor)

SB 1116, A bill to be entitled An Act relating to a county, city, or independent school district posting election results on an Internet website.

Amendment No. 1

Representative Bucy offered the following amendment to **SB 1116**:

Amend **SB 1116** (house committee printing) as follows:

(1) On page 1, line 10, between "an election" and "administered" by inserting "of public officials or of a governmental entity authorized by law to impose a tax".

(2) On page 1, line 12, strike "and".

(3) On page 1, line 14, strike the underlined period and substitute an underlined semicolon.

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

(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.

(5) On page 1, line 20, strike "and".

(6) On page 1, line 22, strike the underlined period and substitute an underlined semicolon.

(7) On page 1, between lines 22 and 23, insert the following:

(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.

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

SECTION _____. 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 of public officials or of a governmental entity authorized by law to impose a tax 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.

Amendment No. 1 was adopted.

SB 1116, as amended, was passed to third reading.

COMMITTEE MEETING ANNOUNCEMENT

At 1:25 p.m., the following committee meeting was announced:

Pensions, Investments, and Financial Services, 2:30 p.m. or upon final recess today, 1W.14, for a formal meeting, to consider pending and referred business.

SB 904 ON SECOND READING

(Lopez - House Sponsor)

SB 904, A bill to be entitled An Act relating to requiring trauma training for certain attorneys.

Amendment No. 1

Representative Lopez offered the following amendment to **SB 904**:

Amend **SB 904** (house committee printing) on page 2, lines 16-17, by striking "risk associated with increasing" and substituting "risks and benefits associated with".

Amendment No. 1 was adopted.

SB 904, as amended, was passed to third reading. (Ashby, Darby, Dean, and Shine recorded voting no.)

SB 904 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Neave moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 904** all joint authors and co-authors for **HB 566**.

The motion prevailed.

(Goodwin now present)

SB 1315 ON SECOND READING

(Dominguez - House Sponsor)

SB 1315, A bill to be entitled An Act 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 1315 was passed to third reading.

**SB 1385 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Murphy moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Gervin-Hawkins and Huberty as house sponsors to **SB 1385**.

The motion prevailed.

**SB 343 ON SECOND READING
(Harless - House Sponsor)**

SB 343, A bill to be entitled An Act relating to the entry into the Texas Crime Information Center of certain information regarding conditions of bond imposed in criminal cases involving family violence.

Representative Harless moved to postpone consideration of **SB 343** until 10 a.m. Wednesday, March 2, 2022.

The motion prevailed.

**SB 611 ON SECOND READING
(Lopez - House Sponsor)**

SB 611, A bill to be entitled An Act relating to an exemption from ad valorem taxation of the residence homestead of the surviving spouse of a member of the armed services of the United States who is killed or fatally injured in the line of duty.

Amendment No. 1

Representative Howard offered the following amendment to **SB 611**:

Amend **SB 611** (house committee report) as follows:

(1) Strike page 1, line 21, through page 2, line 9, and substitute the following:

(a) ~~Except as provided by Section 11.439, the [The] chief appraiser shall accept and approve or deny an application for a residence homestead exemption[; including an exemption under Section 11.131 or 11.132 for the residence homestead of a disabled veteran or the surviving spouse of a disabled veteran, an exemption under Section 11.133 for the residence homestead of the surviving spouse of a member of the armed services of the United States who is killed in action, or an exemption under Section 11.134 for the residence homestead of the surviving spouse of a first responder who is killed or fatally injured in the line of duty,] after the deadline for filing it has passed if it is filed not later than two years after the delinquency date for the taxes on the homestead.~~

(2) On page 2, between lines 9 and 10, insert the following appropriately numbered SECTIONS:

SECTION ____ . The heading to Section 11.439, Tax Code, is amended to read as follows:

Sec. 11.439. LATE APPLICATIONS [APPLICATION] FOR DISABLED VETERANS EXEMPTIONS [EXEMPTION].

SECTION _____. Section 11.439(a), Tax Code, is amended to read as follows:

(a) The chief appraiser shall accept and approve or deny an application for an exemption under Section 11.131 or 11.132 for the residence homestead of a disabled veteran but not the surviving spouse of the disabled veteran or Section 11.22 after the filing deadline provided by Section 11.43 if the application is filed not later than five years after the delinquency date for the taxes on the property.

(3) Strike page 2, lines 12 through 19, and substitute the following appropriately numbered SECTIONS:

SECTION _____. Sections 11.431 and 11.439, Tax Code, as amended by this Act, apply only to an application for an exemption filed for a tax year that begins on or after the effective date of this Act.

SECTION _____. (a) Except as provided by Subsection (b) of this section, this Act takes effect January 1, 2022.

(b) Section 11.133, 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 an exemption from ad valorem taxation of all or part of the market value of the residence homestead of the surviving spouse of a member of the armed services of the United States who is killed or fatally injured in the line of duty is approved by the voters. If that amendment is not approved by the voters, Section 11.133, Tax Code, as amended by this Act, has no effect.

(4) Renumber the SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

SB 611 - REMARKS

REPRESENTATIVE BUCY: Just real quickly, I want to start by thanking Senator Campbell and Representative Lopez for working on this legislation. This bill is important to me and to one of my constituents, Jamie Dorff, who will be greatly impacted by its passage. I'd like to, just very briefly, tell you her story and her family's story. In 2004, Army helicopter pilot Patrick Dorff was conducting a search and rescue mission in Northern Iraq when his helicopter crashed into a lake. Sadly, he passed away and his death certificate was coded as "killed in the line of duty" versus "killed in action." Due to the fact that his death was not caused by direct enemy action, his wife, Jamie, does not qualify for the current surviving spouse benefit. Her husband answered the call of duty and he gave his life serving his fellow soldiers and our country. Our state should honor Mr. Dorff's sacrifice and the sacrifice of other service members. I hope you will join me in honoring the Dorff family and families like theirs across Texas by voting for **SB 611**.

SB 611, as amended, was passed to third reading.

REMARKS ORDERED PRINTED

Representative Israel moved to print remarks by Representative Bucy on **SB 611**.

The motion prevailed.

**SB 338 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Dutton moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 338** all joint authors and co-authors for **HB 965**.

The motion prevailed.

**SCR 12 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Paddie moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SCR 12** all joint authors and co-authors for **HCR 52**.

The motion prevailed.

RESOLUTIONS CALENDAR

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

**SCR 12
(P. King and Harris - House Sponsors)**

SCR 12, 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.

SCR 12 was adopted by (Record 1294): 85 Yeas, 60 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; 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; Ordaz Perez; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; 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; 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 Shaw; Muñoz; Neave; Ortega; 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; Pacheco.

Absent — Guillen; White.

STATEMENTS OF VOTE

When Record No. 1294 was taken, I was shown voting yes. I intended to vote no.

E. Morales

When Record No. 1294 was taken, I was shown voting yes. I intended to vote no.

Ordaz Perez

When Record No. 1294 was taken, I was in the house but away from my desk. I would have voted yes.

White

SCR 3

(Shaheen and Martinez - House Sponsors)

SCR 3, Condemning China's practice of involuntary organ harvesting.

SCR 3 was adopted by (Record 1295): 137 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; 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; 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; 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; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Zwiener.

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

Absent, Excused — Coleman; Pacheco.

Absent — Bucy; Harless; Hernandez; King, T.; Lucio; Rose; Slawson; Turner, C.; Wu.

STATEMENTS OF VOTE

When Record No. 1295 was taken, I was shown voting yes. I intended to vote present, not voting.

Anchia

When Record No. 1295 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 1295 was taken, my vote failed to register. I would have voted yes.

Slawson

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. 24 and Senate List No. 14).

**SCR 3 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Paddie moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SCR 3** all joint authors and co-authors for **HR 10**.

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. 2).

RECESS

Representatives Leach and Moody moved that the house recess until 1 p.m. Sunday, May 23.

The motion prevailed. (Cain, Krause, Middleton, Patterson, Schaefer, Shaheen, Slaton, Slawson, Stucky, Swanson, Tinderholt, Toth, and Vasut recorded voting no.)

The house accordingly, at 1:51 p.m., recessed until 1 p.m. Sunday, May 23.

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. 24

HB 180, HB 189, HB 365, HB 374, HB 375, HB 402, HB 690, HB 725, HB 763, HB 766, HB 785, HB 837, HB 851, HB 868, HB 871, HB 876, HB 914, HB 1510, HB 1545, HB 1572, HB 1606, HB 1618, HB 1680, HB 1904, HB 1936, HB 1939, HB 1958, HB 2004, HB 2083, HB 2093, HB 2106, HB 2301, HB 2343, HB 2374, HB 2530, HB 2669, HB 2698, HB 2819, HB 2840, HB 2841, HB 2847, HB 2920, HB 2941, HB 3130, HB 3132, HB 3165, HB 3394, HB 3644, HB 3689, HB 3721, HB 3769, HB 3786, HB 3788, HB 3794, HB 3799, HB 3856, HB 4436, HB 4577, HB 4579, HB 4585, HB 4610

Senate List No. 14

SB 40, SB 58, SB 184, SB 197, SB 280, SB 284, SB 297, SB 454, SB 510, SB 550, SB 586, SB 695, SB 702, SB 707, SB 787, SB 791, SB 795, SB 905, SB 911, SB 937, SB 997, SB 1028, SB 1072, SB 1134, SB 1185, SB 1323, SB 1371, SB 1414, SB 1474, SB 1534, SB 1550, SB 1677, SB 1727, SB 1821, SB 1829, SCR 41, SJR 47

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 20, 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 19 Leach SPONSOR: Taylor
Relating to civil liability of a commercial motor vehicle owner or operator, including the effect that changes to that liability have on commercial automobile insurance.

(Committee Substitute/Amended)

HB 39 Neave SPONSOR: Zaffirini
Relating to protective orders; making conforming changes.

(Committee Substitute/Amended)

HB 840 Moody SPONSOR: Blanco

Relating to the selection of public members to serve on a county's salary grievance committee.

HB 2080

Leman

SPONSOR: Huffman

Relating to taxpayers' suits.
(Committee Substitute)

HB 3041

Frank

SPONSOR: Kolkhorst

Relating to the provision of certain services by the Department of Family and Protective Services as an alternative to removing a child and certain procedures with respect to children in the managing conservatorship of the department.

HCR 106

Paul

SPONSOR: Taylor

In memory of Alayna Kay McDonald.

SB 1200

Powell

Relating to referrals to and consent to services under certain programs designed to serve pregnant women and families.

SB 1741

Birdwell

Relating to pretrial procedures, conditions for community supervision, and criminal punishment for conduct endangering the public safety; creating a criminal offense and increasing criminal penalties.

SCR 52

Hinojosa

In memory of former Texas Representative Sergio Muñoz Sr.

SCR 53

Hughes

In memory of Andrew George Khoury of Longview.

SCR 54

Hughes

Commemorating the centennial of the Rotary Club of Tyler.

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Thursday, May 20, 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 135 Minjarez SPONSOR: Miles
Relating to notifying an alleged perpetrator of child abuse or neglect of certain rights in an investigation by the Department of Family and Protective Services; creating a criminal offense.
(Committee Substitute/Amended)

HB 159 González, Mary SPONSOR: Lucio
Relating to improving training and staff development for primary and secondary educators to enable them to more effectively serve all students.

HB 549 Thompson, Senfronia SPONSOR: Zaffirini
Relating to exemptions from liability for certain professionals for the disclosure of certain mental health information.
(Committee Substitute)

HB 781 Sanford SPONSOR: Paxton
Relating to the carrying and possession of a handgun by a public junior college school marshal.

HB 1387 Harris SPONSOR: Birdwell
Relating to the storage of firearms and ammunition in the same locked location in certain foster homes.

HB 1693 Shaheen SPONSOR: Miles
Relating to access to the financial responsibility verification program by justice and municipal courts.

HB 2048 Krause SPONSOR: Powell
Relating to the criminal offense of passing certain vehicles on a highway.

HB 2112 Metcalf SPONSOR: Springer
Relating to the carrying of holstered handguns by handgun license holders.

HB 2721 Lucio III SPONSOR: Lucio
Relating to prohibiting a student from participating in future extracurricular activities for certain conduct involving the assault of an extracurricular activity official.
(Amended)

HB 2748 Ellzey SPONSOR: Birdwell
Relating to the enforcement of commercial motor vehicle safety standards in certain municipalities.

HB 3496 Herrero SPONSOR: Hinojosa
Relating to the designation of State Highway 358 as the Peace Officers Memorial Highway.

HB 3514 Canales SPONSOR: Seliger
Relating to the functions of the Texas Department of Motor Vehicles; authorizing a penalty.

HB 3961 Spiller SPONSOR: Perry
 Relating to required posting of information regarding the office of the state long-term care ombudsman on certain long-term care facilities' Internet websites.
 (Committee Substitute)

HB 4080 Jetton SPONSOR: Zaffirini
 Relating to issuance of autism awareness specialty license plates.

Respectfully,
 Patsy Spaw
 Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 19

- Business and Industry - **SB 318**
- Criminal Jurisprudence - **SB 768**
- Energy Resources - **SB 1582**
- Environmental Regulation - **SB 900, SB 1261**
- Higher Education - **SB 810, SB 1780**
- Human Services - **SB 1061, SB 1244, SB 1808, SB 1896**
- Insurance - **SB 1648, SB 2051**
- International Relations and Economic Development - **SB 2181**
- Land and Resource Management - **SB 487, SB 1090** (corrected), **SB 1167** (corrected), **SB 2166** (corrected)
- Natural Resources - **SB 2193**
- Public Education - **SB 29, SB 797, SB 1191**
- Public Health - **SB 993, SB 1692**
- State Affairs - **SB 10, SB 12**
- Transportation - **SB 2187**
- Ways and Means - **SB 63, SB 477, SB 1088, SB 1854**

ENROLLED

May 19 - HB 180, HB 189, HB 365, HB 374, HB 375, HB 402, HB 690, HB 725, HB 763, HB 766, HB 785, HB 837, HB 851, HB 871, HB 876, HB 914, HB 1510, HB 2301, HB 2343, HB 2374, HB 2530, HB 2669,

**HB 2698, HB 2819, HB 2840, HB 2841, HB 2847, HB 2920, HB 2941,
HB 3130, HB 3132, HB 3165, HB 3394, HB 3644, HB 3689, HB 3721,
HB 3769, HB 3786, HB 3788, HB 3794, HB 3799, HB 3856, HB 4436,
HB 4577, HB 4579, HB 4585, HB 4610**

RECOMMENDATIONS FILED WITH THE SPEAKER

May 19 - HB 4669

SIGNED BY THE GOVERNOR

**May 19 - HB 533, HB 867, HB 1082, HB 1622, HB 1699, HB 1905,
HCR 87, HCR 88, HCR 93, HCR 95, HCR 96, HCR 97, HCR 98, HCR 99,
HCR 100, HCR 102**

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-SECOND DAY (CONTINUED)— SUNDAY, MAY 23, 2021

The house met at 1:05 p.m. and was called to order by the speaker.

The invocation was offered by Representative Lopez as follows:

Heavenly Father, on this day, the Lord's day, we say, just as they say in Psalms: this is the day that you made. We will be glad to rejoice in it. Thank you for the opportunity you have given us to serve you, and to serve the great State of Texas. We recognize that with this gift comes the responsibility to make good and wise decisions that affect every person in Texas. And as we have prayed all session, please continue to grant us the wisdom and discernment that can only come through you to make these decisions and choices.

And as we near the end of the session, we also rely on you to grant us each the strength and energy to finish well. Also help us to see each other every day as you see us: as individuals created in your image, thereby helping us be more willing to extend grace to one another, even in the face of disagreement. We thank you and your mercies and the new morning that we will see tomorrow. And this great faithfulness that we give to you, we in turn commit to be faithful and extend mercy to all others every day. These things we ask in Jesus' name. Amen.

The chair recognized Representative Frank 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 temporarily for today because of important business in the district:

Oliverson on motion of Goldman.

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).

(Speaker pro tempore in the chair)

CONGRATULATORY AND MEMORIAL CALENDAR

The following congratulatory resolutions were laid before the house:

HR 1139 (by Bucy), Commending Hill Country Community Ministries for its partnership with the House District 136 Neighbor to Neighbor Food and Wellness Program during the COVID-19 pandemic.

HR 1140 (by Rogers), Commending the Tolar High School band on its invitation to participate in the Pearl Harbor 80th anniversary commemoration ceremonies in Hawaii in December 2021.

HR 1141 (by Frullo), Commemorating the Tornado Memorial Gateway in Lubbock.

HR 1142 (by E. Morales), Commending Pecos County Judge Joe Shuster on being named the 2021 Official of the Year by the West Texas County Judges and Commissioners Association.

HR 1144 (by E. Morales), Congratulating Jose Oscar Morales on his retirement as assistant principal of Memorial Junior High in Eagle Pass ISD.

HR 1145 (by Slawson), Commemorating the 2021 Shivarree Up in Smoke BBQ Cook-off in Gatesville.

HR 1146 (by Meza), Honoring Ana Marie Silbas for her service as a Fellow of the Moreno/Rangel Legislative Leadership Program and as a legislative aide in the office of State Representative Terry Meza.

HR 1147 (by Cook), Congratulating Delvin Starling on being named the 2020 Police Officer of the Year by the Kennedale Police Department.

HR 1148 (by Cook), Commending Polly Walton for her service on the Arlington Independent School District Board of Trustees.

HR 1149 (by Cook), Congratulating Cary Moon on his reelection to the Fort Worth City Council.

HR 1150 (by Cook), Congratulating Dr. Barbara Odom-Wesley on her reelection to the Arlington City Council.

HR 1151 (by Cook), Congratulating Andrew Piel on his reelection to the Arlington City Council.

HR 1152 (by Cook), Congratulating Carlos Flores on his reelection to the Fort Worth City Council.

HR 1153 (by Cook), Congratulating Mike Leyman on his reelection to the Mansfield City Council.

HR 1154 (by Ellzey), Congratulating the cast and crew of the Waxahachie High School drama department on being nominated for nine Dallas Summer Musicals awards.

HR 1155 (by Cason), Honoring Dr. Faye Beaulieu of Bedford on her retirement as a trustee of the Hurst-Euless-Bedford Independent School District.

HR 1156 (by Jetton), Congratulating Alexis Jackson on being named the 2020 Child Advocate of the Year by Child Advocates of Fort Bend.

HR 1157 (by Jetton), Congratulating Rebecca Kennelly Haas on her election as mayor of Richmond.

HR 1158 (by Davis), Congratulating the DeSoto High School girls' track team on winning the 2021 UIL 6A state championship.

HR 1159 (by J.E. Johnson), Congratulating Metrocrest Services on its 50th anniversary.

HR 1161 (by Ramos), Congratulating the softball team of Berkner High School in Richardson on its achievements during the 2021 season.

HR 1162 (by Ramos), Honoring RAC-TX, the statewide affiliate of the Religious Action Center of Reform Judaism, for its political and civic engagement. (Leman recorded voting no.)

HR 1164 (by Stucky), Congratulating Brynn Brown on her outstanding accomplishments as a member of the girls' track and cross country teams at Guyer High School in Denton.

HR 1165 (by A. Johnson), Congratulating Lamar High School in Houston on receiving a 2021 Landmark Award from the Houston Business Journal.

HR 1166 (by Cole), Congratulating Judy Moore on being named Teacher Advocate of the Year by the Texas Public Charter Schools Association.

HR 1167 (by Cole), Congratulating Gregory Harrington on being named Parent Advocate of the Year by the Texas Public Charter Schools Association.

HR 1168 (by Neave), Congratulating Pam Sherrill of the Mesquite Independent School District on her induction into the 2021 class of DFW Great 100 Nurses.

HR 1169 (by Neave), Congratulating Porter Elementary School in Mesquite ISD on its nomination for a 2021 U.S. Department of Education Blue Ribbon School award.

HR 1170 (by Neave), Congratulating Karen Mira Lopez of Lakeview Centennial High School in Garland on her selection as a 2021 Dell Scholar.

HR 1171 (by Neave), Commemorating the grand opening of the nonprofit Well Grounded Coffee Community in Dallas.

HR 1172 (by Neave), Congratulating Robert Richard Fegraeus of Dallas on his 100th birthday.

HR 1173 (by Neave), Congratulating Diego Barron of Mesquite on being named to the 2021 USA Boxing Junior High Performance Squad as the nation's top-ranked boxer in his division.

HR 1175 (by Sanford), Congratulating Collin College on its receipt of a 2020-2021 Innovation of the Year Award from the League for Innovation in the Community College.

HR 1178 (by Fierro), Honoring Vista Hills Elementary School principal Judith Calderon for her contributions to education in the El Paso community.

HR 1179 (by Lucio), Congratulating Jose Garcia of Harlingen High School on his medal-winning performances at the 2021 UIL Track & Field State Meet.

HR 1181 (by Jetton), Honoring the Ismaili Jamatkhana and Center for its service to the Sugar Land community.

HR 1182 (by Jetton), Honoring Mission BE A Resource of Sugar Land for its service to the community.

HR 1183 (by Jetton), Commemorating the Lunar New Year on February 1, 2022.

HR 1184 (by E. Morales), Recognizing the Eagle Pass Jeep Club for its contributions to the community.

HR 1185 (by E. Morales), Honoring Enrique and Margarita Ramos of Eagle Pass for their activism.

HR 1186 (by Jetton), Recognizing the festival of Diwali 2022.

HR 1187 (by C. Turner), Commending Nora Melhem for her service as constituent correspondence manager in the office of State Representative Chris Turner.

HR 1188 (by C. Turner), Commending Lynn Garavaglia for her service as a social work intern in the office of State Representative Chris Turner during the 87th Legislative session.

HR 1189 (by C. Turner), Commending Veronikah Sanford for her service as a legislative aide in the office of State Representative Chris Turner.

HR 1190 (by C. Turner), Commending Raychel Polk for her service as a legislative aide in the office of State Representative Chris Turner.

HR 1191 (by C. Turner), Commending Brittany Reed for her service as a legislative aide and social media manager in the office of State Representative Chris Turner.

HR 1196 (by C. Turner), Honoring Tammy Dubberke of Arlington for her service as director of constituent services and office manager in the office of State Representative Chris Turner.

HR 1201 (by Dutton), Congratulating James Joe Joseph of Houston on his receipt of a 2021 Outstanding Texan Award from the Texas Legislative Black Caucus.

HR 1204 (by Leman), Congratulating the Brenham High School Marine Corps Junior ROTC team on winning the overall title at the 2021 national championship.

HR 1206 (by Cook), Congratulating Julie Short on her reelection to the Mansfield City Council.

HR 1208 (by Cook), Congratulating the Kennedale High School girls' track team on winning the 4A championship at the 2021 UIL Track & Field State Meet.

HR 1209 (by Cook), Commending Nicole Wren for her service as a legislative aide in the office of State Representative David Cook.

HR 1211 (by Ordaz Perez), Honoring Melody Tsutsumi Cruz of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

HR 1212 (by Ordaz Perez), Honoring Alonzo Jordan Ruelas of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

HR 1213 (by Ordaz Perez), Honoring Graciela Ortiz of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

HR 1214 (by Ordaz Perez), Honoring Jia Moreno of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

HR 1215 (by Ordaz Perez), Honoring Ashley Houser of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

HR 1216 (by Ordaz Perez), Honoring Mariana Hernandez of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

HR 1217 (by Ordaz Perez), Honoring Zayra Gomez of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

HR 1218 (by Ordaz Perez), Honoring Georgina Bugarini of Silva Health Magnet High School for assisting with vaccination efforts at the El Paso County Coliseum.

HR 1220 (by K. King), Congratulating the 2021 Texas Commission on the Arts honorees.

HR 1221 (by K. King), Congratulating the 2022 Texas Commission on the Arts honorees.

HR 1222 (by Martinez Fischer), Honoring chef Steve McHugh for his contributions to San Antonio.

HR 1223 (by Martinez Fischer), Commending Endeavors for its service to vulnerable people in crisis.

HR 1224 (by Martinez Fischer), Commending Vanessa Chebli for her service as a legislative aide in the office of State Representative Trey Martinez Fischer.

HR 1225 (by Martinez Fischer), Commending Elena Tamez on her service as a legislative aide in the office of State Representative Trey Martinez Fischer during the 87th Legislative Session.

HR 1226 (by Jetton), Congratulating Sarah Sutar of Sienna Crossing Elementary School on being named the 2021 Texas Teacher of the Year by Texas Teachers of Tomorrow.

HR 1228 (by Jetton), Recognizing April 1, 2022, as Hindu New Year.

HR 1229 (by Fierro), Honoring the El Paso Community College Student Government Association for its work with the Tejanos Against Tobacco campaign.

HR 1230 (by J.D. Johnson), Congratulating State Representative Senfronia Thompson on the dedication of the auditorium at Booker T. Washington High School and the High School for Engineering Professions in her honor.

HR 1231 (by Holland), Congratulating Dr. Bill Dean on his retirement from Texas Tech University.

HR 1232 (by Martinez Fischer), Honoring God'swill Osa for his service as a legislative aide in the office of Representative Trey Martinez Fischer during the 87th Legislative Session.

HR 1233 (by Metcalf), Recognizing the Legislative Budget Board for its work during the 87th Legislative Session.

HR 1234 (by Metcalf), Commending Robert Haney and the staff of the Chief Clerk's Office for their service during the 87th Legislative Session.

HR 1235 (by Metcalf), Commending Region VII of the Texas Department of Public Safety for its outstanding service to the Capitol Complex in Austin.

HR 1236 (by Metcalf), Recognizing the staff of the Texas Legislative Council.

HR 1237 (by Metcalf), Commending the staff of the State Preservation Board for their service during the 87th Legislative Session.

HR 1238 (by Metcalf), Commending Ginger McGalin for her service as Capitol nurse practitioner during the 87th Texas Legislature.

HR 1239 (by Metcalf), Commending the members of the House Committee Coordinator's Office for their work during the 87th Legislative Session.

HR 1241 (by Metcalf), Commending Jennifer Teigen Doran and the staff of the House Journal Clerk's Office for their service during the 87th Legislative Session.

HR 1243 (by Metcalf), Commending the Office of the House Sergeant-at-Arms for its work during the 87th Legislative Session.

HR 1245 (by Cole), Congratulating Carlyle Morris of the Liberal Arts and Science Academy in Austin on finishing in the top 100 contestants in the 2021 CyberStart America National Cyber Scholarship Competition.

HR 1246 (by Cole), Congratulating Jeriah Yu of the Liberal Arts and Science Academy in Austin on finishing in the top 100 contestants in the 2021 CyberStart America National Cyber Scholarship Competition.

HR 1248 (by Longoria), Congratulating Jose Garcia of Harlingen High School on his medal-winning performances at the 2021 UIL Track & Field State Meet.

HR 1249 (by Murr), Congratulating Mark McDaniel on his retirement as Kerrville City Manager.

HR 1250 (by Murr, Meyer, Landgraf, Burns, and VanDeaver), Recognizing Emma Cullins Holland of Heath on being the first person to lose a tooth on the floor of the Texas House of Representatives during a legislative session.

HR 1251 (by Cook), Congratulating the Stephen F. Austin State University softball team on winning the 2021 Southland Conference regular season title.

HR 1252 (by Cook), Congratulating Raul H. Gonzalez on his election to the Arlington City Council.

HR 1253 (by Bucy), Congratulating Sara-ann and Ian Groff on their 25th wedding anniversary.

HR 1254 (by Frullo), Honoring the Lubbock Police Department on its 100th anniversary.

HR 1255 (by Lopez), Congratulating Mario Jorge of San Antonio on his retirement from the Texas Department of Transportation.

HR 1256 (by Lopez), Congratulating Mario Jorge of San Antonio on his retirement from the Texas Department of Transportation.

HR 1257 (by Lopez), Congratulating Ricardo Castañeda of New Braunfels on his retirement from the Texas Department of Transportation.

HR 1258 (by Lopez), Congratulating Maribel P. Fuentes on her selection as the 2018-2019 Teacher of the Year at Roosevelt Elementary School in San Antonio.

HR 1259 (by Lopez), Congratulating Gabriela Garcia on her selection as the 2018-2019 Teacher of the Year at Gus Garcia Middle School in San Antonio.

HR 1260 (by Lopez), Congratulating Ida Tello on her selection as the 2018-2019 Teacher of the Year at Winston Elementary School in San Antonio.

HR 1261 (by Lopez), Congratulating Cynthia Kelly on her selection as the 2018-2019 Teacher of the Year for Gardendale Elementary School in San Antonio.

HR 1262 (by Lopez), Congratulating Cynthia Ramirez de Lopez on her selection as the 2018-2019 Teacher of the Year at Henry B. Gonzalez Elementary School in San Antonio.

HR 1263 (by Lopez), Congratulating Megan Prado on her selection as the 2018-2019 Teacher of the Year at Brentwood Middle School in San Antonio.

HR 1264 (by Lopez), Congratulating Rosalie Rodriguez on her selection as the 2018-2019 Teacher of the Year at Memorial High School in San Antonio.

HR 1265 (by Lopez), Congratulating Celeste Foster on her selection as the 2018-2019 Teacher of the Year at Roy Cisneros Elementary School in San Antonio.

HR 1266 (by Lopez), Congratulating Evangelina Perez on her selection as the 2018-2019 Teacher of the Year at Loma Park Elementary School in San Antonio.

HR 1267 (by Lopez), Congratulating Robert J. Lopez on his selection as the 2018-2019 Teacher of the Year at the Emma Frey Disciplinary Alternative Education Program in San Antonio.

HR 1268 (by Lopez), Congratulating Zoila Vela on her selection as the 2018-2019 Teacher of the Year at Lyndon B. Johnson Elementary School in San Antonio.

HR 1269 (by Lopez), Congratulating Patricia Preciado-Ramon on her selection as the 2018-2019 Teacher of the Year for Jose Cardenas Early Childhood Center in San Antonio.

HR 1270 (by Lopez), Congratulating John Leos on his selection as the 2018-2019 Teacher of the Year at Las Palmas Elementary School in San Antonio.

HR 1272 (by Wu), Paying tribute to the life of Houston television personality and consumer advocate Marvin Zindler on the occasion of the 100th anniversary of his birth.

HR 1274 (by Cook), Congratulating Michelle Newsom on her reelection as the Place 1 representative on the Mansfield Independent School District Board of Trustees.

HR 1275 (by Murphy), Congratulating Robert and Jessica Murphy on the birth of their son, Mark James "MJ" Murphy.

HR 1276 (by Vasut), Congratulating William Orton of Matagorda County on being selected as Constable of the Year by the Justices of the Peace and Constables Association of Texas.

HR 1277 (by Vasut), Congratulating Paul E. Reitz on his retirement as district engineer for the Yoakum District of the Texas Department of Transportation.

HR 1278 (by Vasut), Congratulating Dr. Millicent M. Valek on her retirement as president of Brazosport College.

HR 1279 (by Vasut), Commending Henry Mendez for his 46 years of service with the Lake Jackson Volunteer Fire Department.

HR 1280 (by Goldman), Congratulating Taylor Fox of Fort Worth on her selection as the 2021 Nurse of the Year and her receipt of the 2021 Gold Stethoscope Award from the JPS Health Network.

HR 1281 (by Ashby), Congratulating Craig Thompson on his success as a horse trainer and in National Cutting Horse Association competitions.

HR 1282 (by Lopez), Congratulating Coach Leila Lockett on her selection as the 2018-2019 Teacher of the Year for E. T. Wrenn Middle School in San Antonio.

HR 1283 (by Lopez), Congratulating Jennifer Ramirez on her selection as the 2018-2019 Teacher of the Year for Stafford Elementary School in San Antonio.

HR 1284 (by Ordaz Perez), Commending El Paso City Representative Henry Rivera and the Zaragoza Rotary Club of El Paso for their efforts to maintain the temporary memorial at the Cielo Vista Walmart in El Paso.

HR 1285 (by Wilson), Recognizing the electrical utility line and generation workers of Texas for their efforts during the 2021 winter storm.

HR 1287 (by Parker), Congratulating Eddie Gossage on his retirement as president of Texas Motor Speedway in Fort Worth.

HR 1288 (by Cook), Honoring William Wade "Bill" Zedler of Arlington for his service in the Texas House of Representatives.

HR 1289 (by Anchia), Honoring Carol Donovan for her service as Dallas County Democratic Party chair.

HR 1290 (by Leach), Congratulating Eric Yang of the Lowery Freshman Center in Allen on finishing in the top 100 contestants in the 2021 CyberStart America National Cyber Scholarship Competition.

HR 1306 (by Bailes, Metcalf, and Oliverson), Congratulating the Sam Houston State University football team on winning the 2020-2021 NCAA Division I Football Championship Subdivision title.

The resolutions were adopted.

(Guillen in the chair)

The following memorial resolutions were laid before the house:

HR 374 (by Canales, Guillen, Guerra, Raymond, et al.), In memory of former state representative Sergio Muñoz Sr.

HR 1143 (by E. Morales), In memory of Carlos F. "Chiquis" Santos.

HR 1160 (by Murr), In memory of Wanda Smith Center of Cherokee.

HR 1163 (by Hinojosa), In memory of Julian Otis Read of Austin.

HR 1174 (by Murr), In memory of retired U.S. Air Force Colonel Patricia Ellen Frain.

HR 1176 (by Sanford), In memory of Carroll Homer Maxwell Jr. of McKinney.

HR 1177 (by Sanford), In memory of Frederick William "Rick" Herzberger, chief building official for the City of McKinney.

HR 1192 (by Hernandez), In memory of Enrique "Rick" Dovalina of Houston.

HR 1193 (by Smithee), In memory of Robert Earl Stout of Dalhart.

HR 1194 (by Smithee), In memory of Baron Williams Corbitt Truitt of Dalhart.

HR 1195 (by Smithee), In memory of Levi James Drew of Dalhart.

HR 1197 (by Smithee), In memory of John Delmas "Rusty" Hancock of Dalhart.

HR 1198 (by C. Turner), In memory of Nina Jo McKinley Baker of Fort Worth.

HR 1199 (by Smithee and Paddie), In memory of Larry Clinton "Chip" Formby of Hereford.

HR 1200 (by Smithee), In memory of Robert Douglas Josserand of Hereford.

HR 1202 (by Dutton), In memory of Gerald Morris Jr. of Houston.

HR 1203 (by Dutton), In memory of Earl B. Middleton Sr. of Houston.

HR 1205 (by Leman), In memory of Stephen Kent Balas of Eagle Lake.

HR 1207 (by Cook), In memory of former Fort Worth city councilperson Clyde Wendell Picht.

HR 1210 (by Smithee and Price), In memory of Randall County Judge Ernie Houdashell of Amarillo.

HR 1219 (by Dean), In memory of Andrew George Khoury of Longview.

HR 1227 (by Jetton), In memory of Deputy Caleb Daniel Rule of the Fort Bend County Precinct 4 Constable's Office.

HR 1244 (by Button), In memory of the Reverend Gerald Lee Nichols of Richardson.

HR 1247 (by Spiller), In memory of Wheeler County Judge Jerry Dan Hefley.

HR 1271 (by Fierro), In memory of Alvin Jones Sr.

HR 1273 (by Fierro), In memory of George Elias Salom of El Paso.

HR 1286 (by Kacal), In memory of Dr. Ennis Holmes of Mexia.

HR 1291 (by Neave), In memory of Sonia Castellano Vasquez of Dallas.

SCR 51 (Hefner - House Sponsor), In memory of Sara "Sally" Sandlin Ratliff of Mount Pleasant.

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 a death in the family:

Price on motion of Minjarez.

(Speaker pro tempore in the chair)

**SB 271 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Frank moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative J.E. Johnson as a house sponsor to **SB 271**.

The motion prevailed.

**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:

HCR 85 (by Talarico), A bill to be entitled An Act designating the first Friday in May as Career and Technical Education Letter of Intent Signing Day for a 10-year period beginning in 2021.

HCR 85 was adopted by (Record 1296): 140 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; 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.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raney; Raymond; Reynolds; 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; White; Wilson; Wu; Zwiener.

Nays — Slaton.

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

Absent, Excused — Oliverson; Price.

Absent — Coleman; Herrero; Martinez Fischer; Rodriguez; Walle.

STATEMENT OF VOTE

When Record No. 1296 was taken, I was in the house but away from my desk. I would have voted yes.

Rodriguez

HCR 101 (by Wilson), A bill to be entitled An Act 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.

HCR 101 was adopted by (Record 1297): 141 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; 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; Metcalf; Meyer; Meza; Middleton; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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; White; Wilson; Wu; Zwiener.

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

Absent, Excused — Oliverson; Price.

Absent — Coleman; Herrero; Martinez Fischer; Rodriguez; Walle.

STATEMENT OF VOTE

When Record No. 1297 was taken, I was in the house but away from my desk. I would have voted yes.

Rodriguez

SB 186 (Spiller, Guillen, Darby, et al. - House Sponsors), A bill to be entitled An Act relating to the authority of a county to issue bonds to restore or maintain a county courthouse. (Cain, Cason, Cyrier, Ellzey, Gates, Hefner, Krause, Lambert, Leach, Metcalf, Middleton, Patterson, Schaefer, Shaheen, Slaton, Tinderholt, Toth, 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.)

CSSB 199 (Price - House Sponsor), A bill to be entitled An Act relating to automated external defibrillators. (Buckley, Cain, Cook, Gates, Harris, Hefner, Holland, Krause, Murr, Noble, Shaheen, Toth, Vasut, and Wilson recorded voting no.)

The chair moved **SB 244** to the end of today's local, consent, and resolutions calendar.

SB 271 (Klick and J.E. Johnson - House Sponsors), A bill to be entitled An Act relating to applicants for employment at assisted living facilities. (Biedermann and Slaton recorded voting no.)

SB 387 (Wilson - House Sponsor), A bill to be entitled An Act relating to the appeal of rates for water or sewer service charged to certain customers of a municipality. (Patterson and Slawson recorded voting no.)

CSSB 476 (Stucky - House Sponsor), A bill to be entitled An Act relating to establishment of county adult sexual assault response teams. (Biedermann, Buckley, Burns, Cain, Cook, Ellzey, Gates, Harris, Hefner, Holland, Hull, Krause, Landgraf, Leach, Middleton, Murr, Noble, Schaefer, Slaton, Smith, Spiller, Toth, VanDeaver, and Vasut recorded voting no.)

SB 764 (Hinojosa - House Sponsor), A bill to be entitled An Act relating to the operation of certain child-care facilities during an appeal of a suspension or denial of a license, certification, registration, or listing. (Biedermann, Clardy, and Slaton recorded voting no.)

SB 782 (Herrero - House Sponsor), A bill to be entitled An Act relating to authorizing the sale of certain real property by the State of Texas to the Port of Corpus Christi Authority of Nueces County, Texas. (K. Bell, Buckley, Burns, Cain, Clardy, Cook, Ellzey, Gates, Harless, Harris, Holland, Krause, Landgraf, Middleton, Murr, Noble, Patterson, Shaheen, Slaton, Slawson, Smith, Stucky, 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 818 (C. Turner - House Sponsor), A bill to be entitled An Act relating to unemployment compensation eligibility and chargebacks regarding certain persons separated from employment due to being called to military service. (Harless and Slaton recorded voting no.)

SB 1092 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 1132 (J. Turner - House Sponsor), A bill to be entitled An Act relating to the regulation of crafted precious metal dealers; authorizing the change of a fee. (Allison, K. Bell, Biedermann, Burns, Cason, Clardy, Cook, Cyrier, Dean, Harless, Holland, Lambert, Landgraf, Middleton, Murr, Noble, Slaton, Tinderholt, and VanDeaver recorded voting no.)

SB 1136 (Frank - House Sponsor), A bill to be entitled An Act relating to implementation of certain health care provider initiatives and measures designed to reduce costs and improve recipient health outcomes under Medicaid. (Slaton recorded voting no.)

SB 1165 (Anchia - House Sponsor), A bill to be entitled An Act relating to the appointment and terms of the board of the hospital managers of the Dallas County Hospital District. (Buckley, Burns, Cain, Capriglione, Cook, Craddick,

Cyrier, Ellzey, Gates, Harless, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Shaheen, Slaton, Slawson, Smith, Swanson, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

The chair moved **SB 1168** to the end of today's local, consent, and resolutions calendar.

SB 1177 (Shaheen - House Sponsor), A bill to be entitled An Act relating to the establishment of a task force to evaluate state-owned artifact collections. (Ashby, Biedermann, Buckley, Cain, Capriglione, Clardy, Cook, Craddick, Ellzey, Gates, Geren, Harris, Hefner, Holland, Hull, Krause, Lambert, Metcalf, Noble, Parker, Patterson, Schaefer, Slaton, Smith, Stucky, Vasut, and Wilson recorded voting no.)

SB 1269 (K. King - House Sponsor), A bill to be entitled An Act relating to the main street program administered by the Texas Historical Commission. (Biedermann, Buckley, Cain, Capriglione, Clardy, Cook, Craddick, Ellzey, Gates, Harris, Hefner, Holland, Krause, Leach, Middleton, Noble, Parker, Patterson, Schaefer, Shaheen, Slaton, Smith, Swanson, Toth, Vasut, and Wilson recorded voting no.)

SB 1359 (White - House Sponsor), A bill to be entitled An Act relating to adoption by law enforcement agencies of a mental health leave policy for peace officers. (Burns, Landgraf, Murr, Slaton, and VanDeaver recorded voting no.)

SB 1655 (Meyer - House Sponsor), A bill to be entitled An Act relating to an annual report submitted to the comptroller by a county that imposes certain hotel occupancy taxes. (Lambert, Patterson, and Wilson recorded voting no.)

SB 1801 (C. Turner - House Sponsor), A bill to be entitled An Act relating to improper unemployment compensation benefits refunded by a claimant to the Texas Workforce Commission. (Harless and Slaton recorded voting no.)

SB 1814 (Martinez - House Sponsor), A bill to be entitled An Act relating to oversize and overweight vehicle permits. (Cyrier, Patterson, Shaheen, Slaton, Stucky, and Tinderholt recorded voting no.)

SB 1815 (Martinez - House Sponsor), A bill to be entitled An Act relating to motor vehicle size and weight limitations. (Cyrier, Metcalf, Patterson, Shaheen, Slaton, Slawson, Stucky, Toth, and Wilson recorded voting no.)

CSSB 1817 (Martinez - House Sponsor), A bill to be entitled An Act relating to vehicle titles and registration. (Biedermann, Clardy, Patterson, Slaton, Slawson, Stucky, Toth, and Wilson recorded voting no.)

CSSB 1876 (Oliverson, Bucy, Campos, A. Johnson, and Walle - House Sponsors), A bill to be entitled An Act relating to emergency planning for the continued treatment and safety of end stage renal disease facility patients. (Cason, Hefner, and Middleton recorded voting no.)

SB 1942 (Minjarez - House Sponsor), A bill to be entitled An Act relating to the creation of public facility corporations and requirements applicable to public facility corporations. (Biedermann, Buckley, Burns, Cain, Capriglione, Clardy,

Cook, Craddick, Ellzey, Gates, Harless, Harris, Holland, Krause, Landgraf, Middleton, Murr, Noble, Parker, Patterson, Shaheen, Slaton, Slawson, 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 2008 (Perez - House Sponsor), A bill to be entitled An Act relating to the San Jacinto Battleground State Historic Site; authorizing fees. (Allison, Dean, and Slaton recorded voting no.)

SB 2183 (T. King - House Sponsor), A bill to be entitled An Act relating to the boundaries of, and validating certain acts and proceedings of, the Driftwood Conservation District. (Ashby, K. Bell, Bonnen, Buckley, Burns, Cain, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Noble, Patterson, Shaheen, Shine, Slaton, Slawson, Smith, Swanson, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

SB 2062 (Goldman - House Sponsor), A bill to be entitled An Act relating to the establishment of the Motor Fuel Metering and Quality Advisory Board. (Anderson, Ashby, Biedermann, Buckley, Burns, Cain, Capriglione, Cason, Clardy, Cook, Craddick, Darby, Dean, Ellzey, Gates, Geren, Harris, Hefner, Holland, Hull, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Paul, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Swanson, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson recorded voting no.)

SB 2099 (Patterson - House Sponsor), A bill to be entitled An Act relating to methods by which a claimant may check the status of a claim for unemployment compensation benefits filed with the Texas Workforce Commission. (Slaton recorded voting no.)

SB 244 (Campos - House Sponsor), A bill to be entitled An Act relating to the application of the open meetings law to the board of directors of certain tax reinvestment zones. (Burns, Cyrier, Landgraf, Murr, and VanDeaver recorded voting no.)

SB 1168 (C. Bell - House Sponsor), A bill to be entitled An Act relating to the authority of a municipality to impose a fine or fee in certain areas in the municipality's extraterritorial jurisdiction. (Allison, K. Bell, Dean, Middleton, and Patterson recorded voting no.)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today and the remainder of the session because of important business in the district:

Coleman on motion of Walle.

ADJOURNMENT

Representative Geren moved that the house adjourn until 2 p.m. today.

The motion prevailed.

The house accordingly, at 1:55 p.m., adjourned until 2 p.m. today.

- HB 113** Oliverson SPONSOR: Schwertner
 Relating to peer-to-peer car sharing programs.
- HB 115** Rodriguez SPONSOR: Seliger
 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.
 (Committee Substitute)
- HB 428** King, Ken SPONSOR: Zaffirini
 Relating to health benefit plan coverage for ovarian cancer testing and screening.
- HB 458** Shaheen SPONSOR: Zaffirini
 Relating to the collection and enforcement of withholding of income for the payment of child support.
- HB 532** Shine SPONSOR: Buckingham
 Relating to the designation of a portion of State Highway Loop 121 in Bell County as the Deputy Sheriff John Rhoden Memorial Highway.
- HB 547** Frank SPONSOR: Paxton
 Relating to authorizing equal opportunity for access by non-enrolled students to University Interscholastic League sponsored activities; authorizing a fee.
 (Committee Substitute)
- HB 632** Darby SPONSOR: Seliger
 Relating to the establishment of an advisory committee for the TexNet seismic monitoring program.
- HB 692** Shine SPONSOR: Creighton
 Relating to retainage requirements for certain public works construction projects.
 (Amended)
- HB 750** Burns SPONSOR: Perry
 Relating to requiring a school district to post the district's employment policy on the district's Internet website.
 (Amended)
- HB 872** Bernal SPONSOR: Menéndez
 Relating to the disclosure of certain utility customer information.
 (Amended)
- HB 885** Harris SPONSOR: Birdwell
 Relating to the requirements for a junior college district to receive approval from the Texas Higher Education Coordinating Board to offer baccalaureate degree programs.
 (Committee Substitute)
- HB 900** Huberty SPONSOR: Springer
 Relating to the liability of a landlord for damages resulting from the execution of a writ of possession in an eviction suit.
 (Amended)
- HB 911** Patterson SPONSOR: Blanco
 Relating to the issuance of specially marked driver's licenses and personal identification certificates to veterans.

- HB 912** Cortez SPONSOR: Menéndez
Relating to the issuance of specialty license plates for recipients of the Borinqueneers Congressional Gold Medal.
- HB 957** Oliverson SPONSOR: Springer
Relating to local, state, and federal regulation of firearm suppressors.
- HB 963** Lozano SPONSOR: Zaffirini
Relating to the Texas natural gas vehicle grant program.
- HB 1012** Dutton SPONSOR: Zaffirini
Relating to access to a residence or former residence to retrieve certain personal property.
- HB 1062** Bell, Cecil SPONSOR: Taylor
Relating to the eligibility of certain 17-year-old persons to serve as members of the Texas State Guard.
- HB 1128** Jetton SPONSOR: Kolkhorst
Relating to persons permitted to be in a polling place or a place where ballots are being counted.
- HB 1153** Vo SPONSOR: Birdwell
Relating to the applicability of the Texas Fair Housing Act to certain sales and rentals.
- HB 1156** Thierry SPONSOR: Menéndez
Relating to creating the criminal offense of financial abuse of an elderly individual.
- HB 1172** Howard SPONSOR: Zaffirini
Relating to the rights of victims of sexual assault or other prohibited sexual conduct.
(Committee Substitute)
- HB 1239** Sanford SPONSOR: Paxton
Relating to the prohibited suspension of laws protecting religious freedom and prohibited closure of places of worship.
(Committee Substitute)
- HB 1240** Coleman SPONSOR: Miles
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.
(Committee Substitute)
- HB 1258** Ashby SPONSOR: Schwertner
Relating to data matching with financial institutions to facilitate the collection of certain delinquent tax liabilities.
- HB 1259** Darby SPONSOR: Seliger
Relating to the rural veterinarian incentive program.
- HB 1278** Campos SPONSOR: Bettencourt
Relating to public hearings on homelessness issues held by the Texas Interagency Council for the Homeless.
- HB 1281** Wilson SPONSOR: Schwertner

Relating to the operation of golf carts in certain areas.
(Committee Substitute)

HB 1284 Paddie SPONSOR: Hancock
Relating to the regulation of the injection and geologic storage of carbon dioxide in this state.

HB 1307 González, Mary SPONSOR: Menéndez
Relating to the care of pregnant women in county jail or in the custody of the Texas Department of Criminal Justice.

HB 1371 Guerra SPONSOR: Lucio
Relating to the continuation of the Trade Agricultural Inspection Grant Program.
(Committee Substitute)

HB 1407 Schaefer SPONSOR: Hughes
Relating to the carrying of a handgun by a license holder in a motor vehicle.

HB 1456 Herrero SPONSOR: Hinojosa
Relating to the expiration of the health care provider participation program administered and operated by the Nueces County Hospital District.
(Committee Substitute)

HB 1518 Dutton SPONSOR: Seliger
Relating to the hours for selling alcoholic beverages in certain establishments.
(Amended)

HB 1522 Frank SPONSOR: Springer
Relating to the transfer of Midwestern State University to the Texas Tech University System, to certain fees charged by that system's governing board, and to mandatory venue for actions brought against that system or its institutions, officers, or employees.

HB 1540 Thompson, Senfronia SPONSOR: Huffman
Relating to regulation of certain facilities and establishments with respect to, civil remedies for certain criminal activities affecting, and certain criminal offenses involving health, safety, and welfare; creating a criminal offense; increasing criminal penalties.
(Committee Substitute/Amended)

HB 1565 Paddie SPONSOR: Buckingham
Relating to the continuation and transfer of the regulation of willed body programs to the Texas Funeral Service Commission, the regulation of willed body programs and non-transplant anatomical donation organizations, and the creation of the State Anatomical Advisory Committee; authorizing a fee.
(Committee Substitute)

HB 1570 Paddie SPONSOR: Hall
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 1616 Bonnen SPONSOR: Huffman
Relating to the Interstate Medical Licensure Compact; authorizing fees.

HB 1788 Hefner SPONSOR: Hughes

Relating to immunity from liability of public and private schools and security personnel employed by those schools for certain actions of security personnel.

HB 1802 Dominguez SPONSOR: Campbell
 Relating to a study on the use of alternative therapies for treating post-traumatic stress disorder.
 (Amended)

HB 1920 Capriglione SPONSOR: Springer
 Relating to the offense of possessing a weapon in a secured area of an airport.

HB 1925 Capriglione SPONSOR: Buckingham
 Relating to prohibitions on camping in a public place and to a political subdivision's designation of property for camping by homeless individuals; creating a criminal offense.
 (Amended)

HB 1938 Jetton SPONSOR: Kolkhorst
 Relating to a grant program for law enforcement agencies to defray the cost of data storage for recordings created with body worn cameras.

HB 2058 Klick SPONSOR: Zaffirini
 Relating to age-appropriate normalcy activities for children in the managing conservatorship of the state.

HB 2086 Morales, Eddie SPONSOR: Hughes
 Relating to appeals from an interlocutory order denying a motion for summary judgment by certain contractors.
 (Amended)

HB 2110 Morales, Christina SPONSOR: Whitmire
 Relating to the automatic transfer of manufacturer's warranties on air conditioning systems conveyed with residential real property.

HB 2225 King, Tracy O. SPONSOR: Zaffirini
 Relating to the powers and duties of the Parks and Wildlife Department regarding the Texas Water Trust.

HB 2237 Burrows SPONSOR: Johnson
 Relating to mechanic's, contractor's, or materialman's liens.
 (Committee Substitute)

HB 2361 Landgraf SPONSOR: Birdwell
 Relating to the new technology implementation grant program administered by the Texas Commission on Environmental Quality.

HB 2430 Murr SPONSOR: Hinojosa
 Relating to the mileage expense reimbursement for certain temporary justices of the peace.

HB 2483 King, Phil SPONSOR: Hancock
 Relating to utility facilities for restoring electric service after a widespread power outage.
 (Amended)

HB 2581 Kacal SPONSOR: Hancock

Relating to civil works projects and other construction projects of governmental entities.

HB 2593 Moody SPONSOR: Johnson
 Relating to the criminal penalties for the possession of certain tetrahydrocannabinols under the Texas Controlled Substances Act.
 (Amended)

HB 2658 Frank SPONSOR: Kolkhorst
 Relating to the Medicaid program, including the administration and operation of the Medicaid managed care program.
 (Committee Substitute)

HB 2893 Herrero SPONSOR: Hinojosa
 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 2924 Dutton SPONSOR: Hughes
 Relating to certain grounds for the involuntary termination of the parent-child relationship.
 (Amended)

HB 2926 Parker SPONSOR: Buckingham
 Relating to the reinstatement of the parent-child relationship with respect to a person whose parental rights have been involuntarily terminated and to certain requirements in relation to the termination of the parent-child relationship or placement of a child in substitute care.

HB 3012 Geren SPONSOR: Nelson
 Relating to charitable raffles conducted by the professional sports teams charitable foundations of organizations sanctioned by certain professional associations at rodeo venues.

HB 3026 Canales SPONSOR: Alvarado
 Relating to the operation and regulation of certain automated motor vehicles.
 (Amended)

HB 3069 Holland SPONSOR: Hughes
 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 3212 Sherman, Sr. SPONSOR: West
 Relating to the inclusion of information relating to street racing in the curriculum of driver education courses and driving safety courses.

HB 3261 Huberty SPONSOR: Taylor
 Relating to the electronic administration of certain required assessment instruments, measures to support Internet connectivity for purposes of those assessment instruments, the adoption and administration of certain optional interim assessment instruments, the review and use of the instructional materials and technology allotment, and requests for production of instructional materials.
 (Committee Substitute/Amended)

- HB 3319** Meyer SPONSOR: Hancock
Relating to certain measures to promote compliance with and improve public awareness of the state's move over or slow down law concerning the passing of certain vehicles.
- HB 3459** Bonnen SPONSOR: Buckingham
Relating to preauthorization requirements for certain medical and health care services and utilization review for certain health benefit plans.
(Amended)
- HB 3476** Schofield SPONSOR: Bettencourt
Relating to certificates of public convenience and necessity issued to water utilities inside the boundaries or extraterritorial jurisdiction of certain municipalities.
(Committee Substitute/Amended)
- HB 3481** Rose SPONSOR: West
Relating to designating December 1 as Rosa Parks Day.
- HB 3489** Parker SPONSOR: Taylor
Relating to development of guidelines for the use of digital devices in public schools and a school district or open-enrollment charter school policy for the effective integration of those devices.
- HB 3516** King, Tracy O. SPONSOR: Perry
Relating to the regulation of the recycling of fluid oil and gas waste.
- HB 3531** Martinez SPONSOR: Seliger
Relating to motor vehicle titles, registration, and license plates.
(Committee Substitute/Amended)
- HB 3533** Martinez SPONSOR: Seliger
Relating to the security requirement for the issuance or renewal of a motor vehicle dealer general distinguishing number or a wholesale motor vehicle auction general distinguishing number.
- HB 3564** Paul SPONSOR: Taylor
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.
- HB 3583** Paddie SPONSOR: Hinojosa
Relating to energy savings performance contracts.
- HB 3610** Gervin-Hawkins SPONSOR: Springer
Relating to the applicability of certain laws to certain public schools and certain requirements of a charter school that receives certain tax exemptions.
- HB 3777** Noble SPONSOR: Nelson
Relating to eligible costs and expenses for purposes of the franchise tax credit for the certified rehabilitation of certified historic structures.
- HB 3853** Anderson SPONSOR: Perry
Relating to middle mile broadband service provided by an electric utility.
(Committee Substitute/Amended)
- HB 3897** Thompson, Senfronia SPONSOR: Birdwell

Relating to fees levied by municipalities and counties for certain alcoholic beverage licenses.

(Committee Substitute)

HB 3924 Oliverson SPONSOR: Springer

Relating to health benefits offered by certain nonprofit agricultural organizations.

(Amended)

HB 3927 Hefner SPONSOR: Nichols

Relating to certain temporary motor vehicle tags.

(Committee Substitute/Amended)

HB 3932 Bernal SPONSOR: Menéndez

Relating to the establishment of the State Advisory Council on Educational Opportunity for Military Children.

(Committee Substitute)

HB 3979 Toth SPONSOR: Creighton

Relating to the social studies curriculum in public schools.

(Committee Substitute/Amended)

HB 4056 Meza SPONSOR: Hughes

Relating to the establishment of a committee to study the formation of a Texas Bicentennial Commission.

(Amended)

HB 4158 Turner, John SPONSOR: Kolkhorst

Relating to the dissemination of confidential information contained in the juvenile justice information system.

HB 4202 Rose SPONSOR: West

Relating to including work colleges in the TexShare library consortium.

HB 4279 Dominguez SPONSOR: Hinojosa

Relating to the eligibility of the Windham School District to participate in the Jobs and Education for Texans (JET) Grant Program.

HB 4346 Leman SPONSOR: Springer

Relating to the possession, carrying, or transportation of a firearm or alcoholic beverage by certain persons during the use of an easement.

(Amended)

HB 4454 Guillen SPONSOR: Lucio

Relating to the powers and duties of the Willacy County Drainage District No. 2.

HB 4477 Thompson, Senfronia SPONSOR: Zaffirini

Relating to the financial exploitation of certain vulnerable adults.

HB 4568 Holland SPONSOR: Hall

Relating to the Rockwall County Juvenile Board.

HB 4621 Herrero SPONSOR: Hinojosa

Relating to the number, terms, and compensation of the commissioners of the Nueces County Drainage and Conservation District Number 2.

HCR 25 Krause SPONSOR: Powell

Expressing support for full funding of the U.S. Army's Future Vertical Lift program, including the Future Long-Range Assault Aircraft and Future Attack Reconnaissance Aircraft.

HJR 4 Kacal SPONSOR: Huffman
Proposing a constitutional amendment authorizing the denial of bail under some circumstances to a person accused of a violent or sexual offense or of continuous trafficking of persons.
(Amended)

HJR 143 Geren SPONSOR: Nelson
Proposing a constitutional amendment authorizing the professional sports team charitable foundations of organizations sanctioned by certain professional associations to conduct charitable raffles at rodeo venues.

HJR 165 Jetton SPONSOR: Zaffirini
Proposing a constitutional amendment providing additional powers to the State Commission on Judicial Conduct with respect to candidates for judicial office.

SB 505 Miles
Relating to the prohibited discharge of a patient to certain unlicensed or unpermitted group-centered facilities.

SCR 50 Campbell
Directing the governor of the State of Texas to award the Texas Legislative Medal of Honor to U.S. Army Private Marcelino Serna and to U.S. Coast Guard Seaman Apprentice William Ray Flores.

SCR 55 Perry
Congratulating the Brownsfield High School Lady Cubs for winning the Class 3A University Interscholastic League basketball state championship title.

SCR 56 Perry
Recognizing Lubbock Meals on Wheels on its 50th anniversary.

SCR 57 Perry
Recognizing the Lubbock High School girls' swimming and diving team in winning the University Interscholastic League Class 5A state championship title.

Respectfully,
Patsy Spaw
Secretary of the Senate

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-THIRD DAY — SUNDAY, MAY 23, 2021

The house met at 2:02 p.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 1298).

Present — Mr. Speaker; 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(C); Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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 — Coleman; Oliverson; Price.

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 1299): 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; 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; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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 — Coleman; Oliverson; Price.

SB 186 (Cain, Cason, Cyrier, Ellzey, Gates, Hefner, Krause, Lambert, Leach, Metcalf, Middleton, Patterson, Schaefer, Shaheen, Slaton, Tinderholt, Toth, and Wilson - no) (127 - 18 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 199 (Buckley, Cain, Cook, Gates, Harris, Hefner, Holland, Krause, Murr, Noble, Shaheen, Toth, Vasut, and Wilson - no) (131 - 14 - 2)

SB 271 (Biedermann and Slaton - no) (143 - 2 - 2)

SB 387 (Patterson and Slawson - no) (143 - 2 - 2)

SB 476 (Biedermann, Buckley, Burns, Cain, Cook, Ellzey, Gates, Harris, Hefner, Holland, Hull, Krause, Landgraf, Leach, Middleton, Murr, Noble, Schaefer, Slaton, Smith, Spiller, Toth, VanDeaver, and Vasut - no) (121 - 24 - 2)

SB 764 (Biedermann, Clardy, and Slaton - no) (142 - 3 - 2)

SB 782 (K. Bell, Buckley, Burns, Cain, Clardy, Cook, Ellzey, Gates, Harless, Harris, Holland, Krause, Landgraf, Middleton, Murr, Noble, Patterson, Shaheen, Slaton, Slawson, Smith, Stucky, Toth, VanDeaver, Vasut, and Wilson - no) (119 - 26 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 818 (Harless and Slaton - no) (143 - 2 - 2)

SB 1132 (Allison, K. Bell, Biedermann, Burns, Cason, Clardy, Cook, Cyrier, Dean, Harless, Holland, Lambert, Landgraf, Middleton, Murr, Noble, Slaton, Tinderholt, and VanDeaver - no) (126 - 19 - 2)

SB 1136 (Slaton - no) (144 - 1 - 2)

SB 1165 (Buckley, Burns, Cain, Capriglione, Cook, Craddick, Cyrier, Ellzey, Gates, Harless, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Shaheen, Slaton, Slawson, Smith, Swanson, Toth, VanDeaver, Vasut, and Wilson - no) (115 - 30 - 2)

SB 1177 (Ashby, Biedermann, Buckley, Cain, Capriglione, Clardy, Cook, Craddick, Ellzey, Gates, Geren, Harris, Hefner, Holland, Hull, Krause, Lambert, Metcalf, Noble, Parker, Patterson, Schaefer, Slaton, Smith, Stucky, Vasut, and Wilson - no) (118 - 27 - 2)

SB 1269 (Biedermann, Buckley, Cain, Capriglione, Clardy, Cook, Craddick, Ellzey, Gates, Harris, Hefner, Holland, Krause, Leach, Middleton, Noble, Parker, Patterson, Schaefer, Shaheen, Slaton, Smith, Swanson, Toth, Vasut, and Wilson - no) (119 - 26 - 2)

SB 1359 (Burns, Landgraf, Murr, Slaton, and VanDeaver - no) (140 - 5 - 2)

SB 1655 (Lambert, Patterson, and Wilson - no) (142 - 3 - 2)

SB 1801 (Harless and Slaton - no) (143 - 2 - 2)

SB 1814 (Cyrier, Patterson, Shaheen, Slaton, Stucky, and Tinderholt - no) (139 - 6 - 2)

SB 1815 (Cyrier, Metcalf, Patterson, Shaheen, Slaton, Slawson, Stucky, Toth, and Wilson - no) (136 - 9 - 2)

SB 1817 (Biedermann, Clardy, Patterson, Slaton, Slawson, Stucky, Toth, and Wilson - no) (137 - 8 - 2)

SB 1876 (Cason, Hefner, and Middleton - no) (142 - 3 - 2)

SB 1942 (Biedermann, Buckley, Burns, Cain, Capriglione, Clardy, Cook, Craddick, Ellzey, Gates, Harless, Harris, Holland, Krause, Landgraf, Middleton, Murr, Noble, Parker, Patterson, Shaheen, Slaton, Slawson, Toth, VanDeaver, Vasut, and Wilson - no) (118 - 27 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

SB 2008 (Allison, Dean, and Slaton - no) (142 - 3 - 2)

SB 2183 (Ashby, K. Bell, Bonnen, Buckley, Burns, Cain, Cook, Cyrier, Darby, Dean, Ellzey, Gates, Geren, Goldman, Harris, Hefner, Holland, Krause, Landgraf, Metcalf, Middleton, Murr, Noble, Patterson, Shaheen, Shine, Slaton, Slawson, Smith, Swanson, Toth, VanDeaver, Vasut, and Wilson - no) (111 - 34 - 2)

SB 2062 (Anderson, Ashby, Biedermann, Buckley, Burns, Cain, Capriglione, Cason, Clardy, Cook, Craddick, Darby, Dean, Ellzey, Gates, Geren, Harris, Hefner, Holland, Hull, Krause, Landgraf, Leach, Metcalf, Middleton, Murr, Noble, Parker, Patterson, Paul, Schaefer, Shaheen, Shine, Slaton, Slawson, Smith, Swanson, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (102 - 43 - 2)

SB 2099 (Slaton - no) (144 - 1 - 2)

SB 244 (Burns, Cyrier, Landgraf, Murr, and VanDeaver - no) (140 - 5 - 2)

SB 1168 (Allison, K. Bell, Dean, Middleton, and Patterson - no) (140 - 5 - 2)

PROVIDING FOR A CONGRATULATORY AND MEMORIAL CALENDAR

Representative Guillen moved to set a congratulatory and memorial calendar for 9 a.m. Wednesday, May 26.

The motion prevailed.

SB 1919 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Meyer moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Metcalf and Hull as house sponsors to **SB 1919**.

The motion prevailed.

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. 25).

(Speaker in the chair)

**MAJOR STATE CALENDAR
SENATE BILLS
THIRD READING**

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

**SB 703 ON THIRD READING
(Canales - House Sponsor)**

SB 703, A bill to be entitled An Act relating to the continuation and functions of the Department of Agriculture, the Prescribed Burning Board, and the Texas Boll Weevil Eradication Foundation and the abolishment of the Early Childhood Health and Nutrition Interagency Council.

SB 703 was passed by (Record 1300): 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; 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; Patterson; Paul; Perez; 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; Oliverson; Price.

Absent — Raney.

**SB 705 ON THIRD READING
(Cyrier - House Sponsor)**

SB 705, A bill to be entitled An Act relating to the continuation and functions of the Texas Animal Health Commission.

SB 705 was passed by (Record 1301): 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; 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.; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Lemar; 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; 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 — Cason.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — Kacal.

SB 713 ON THIRD READING
(Cyrier - House Sponsor)

SB 713, A bill to be entitled An Act relating to the sunset review process and certain governmental entities subject to that process.

Amendment No. 1

Representative Cyrier offered the following amendment to **SB 713**:

Amend **SB 713** on third reading by striking Section 325.017(h), Government Code, as added on second reading by Amendment No. 3 by Cyrier and substituting the following:

(h) On the date a state agency that is abolished in an odd-numbered year is terminated under Subsection (a), the governor may designate another state agency to administer any law previously administered by the abolished state agency that remains in effect and a reference in any law to the abolished state agency means the designated state agency. The governor is not required to designate the same state agency under this subsection that is designated under Subsection (f).

Amendment No. 1 was adopted.

SB 713, as amended, was passed by (Record 1302): 140 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; 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; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; 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; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason; Patterson; Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — Murphy; Schaefer; Vasut.

STATEMENTS OF VOTE

When Record No. 1302 was taken, I was shown voting yes. I intended to vote no.

Cain

When Record No. 1302 was taken, my vote failed to register. I would have voted yes.

Schaefer

When Record No. 1302 was taken, my vote failed to register. I would have voted no.

Vasut

GENERAL STATE CALENDAR SENATE BILLS THIRD READING

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

SB 2212 ON THIRD READING (S. Thompson - House Sponsor)

SB 2212, A bill to be entitled An Act relating to the duty of a peace officer to request and render aid for an injured person.

Representative S. Thompson moved to postpone consideration of **SB 2212** until 2:30 p.m. today.

The motion prevailed.

SB 1385 ON THIRD READING

(Murphy, Krause, Gervin-Hawkins, and Huberty - House Sponsors)

SB 1385, A bill to be entitled An Act relating to the compensation and professional representation of student athletes participating in intercollegiate athletic programs at certain institutions of higher education.

SB 1385 was passed by (Record 1303): 117 Yeas, 27 Nays, 1 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; Cason; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; 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.; Klick; Krause; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Buckley; Cain; Clardy; Cook; Cyrier; Dean; Gates; Harris; Hefner; Holland; Kuempel; Lambert; Landgraf; Middleton; Murr; Paul; Schaefer; Schofield; Shaheen; Slaton; Stucky; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — King, T.; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 1303 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 1303 was taken, I was shown voting no. I intended to vote yes.

Cook

When Record No. 1303 was taken, I was in the house but away from my desk. I would have voted yes.

T. King

When Record No. 1303 was taken, I was shown voting no. I intended to vote yes.

Kuempel

When Record No. 1303 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 1303 was taken, I was shown voting no. I intended to vote yes.

Vasut

SB 2154 ON THIRD READING
(Paddie - House Sponsor)

SB 2154, A bill to be entitled An Act relating to the membership of the Public Utility Commission of Texas.

SB 2154 was passed by (Record 1304): 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.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; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smith; 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 — Coleman; Oliverson; Price.

Absent — Thompson, S.

SB 1585 ON THIRD READING**(Cyrier - House Sponsor)**

SB 1585, A bill to be entitled An Act 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 1585 was passed by (Record 1305): 142 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; 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.; 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.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Parker; Patterson; Paul; Perez; 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 — Goodwin; Hinojosa.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — Morales Shaw; Paddie.

STATEMENT OF VOTE

When Record No. 1305 was taken, my vote failed to register. I would have voted present, not voting.

Morales Shaw

SB 282 ON THIRD READING**(Meyer, Metcalf, Minjarez, et al. - House Sponsors)**

SB 282, 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.

Amendment No. 1

Representative Middleton offered the following amendment to **SB 282**:

Amend **SB 282** (house committee printing) on third reading by adding the following appropriately numbered SECTIONS and renumbering subsequent SECTIONS of the bill 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.

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.

SB 282, as amended, was passed by (Record 1306): 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.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;

Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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 — Coleman; Oliverson; Price.

Absent — Klick.

SB 338 ON THIRD READING
(Lucio and Holland - House Sponsors)

SB 338, A bill to be entitled An Act relating to the adoption of uniform general conditions for building construction contracts entered into by school districts and the composition of the committee that reviews uniform general conditions.

SB 338 was passed by (Record 1307): 136 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; 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; 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; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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; Zwiener.

Nays — Cain; Harris; Hefner; Murr; Noble; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — Hernandez; Wu.

STATEMENTS OF VOTE

When Record No. 1307 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 1307 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1307 was taken, I was shown voting no. I intended to vote yes.

Toth

When Record No. 1307 was taken, I was shown voting yes. I intended to vote no.

VanDeaver

When Record No. 1307 was taken, I was shown voting no. I intended to vote yes.

Wilson

POSTPONED BUSINESS

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

SB 2212 ON THIRD READING
(S. Thompson - House Sponsor)

SB 2212, A bill to be entitled An Act relating to the duty of a peace officer to request and render aid for an injured person.

SB 2212 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representatives Tinderholt and S. Thompson offered the following amendment to **SB 2212**:

Amend **SB 2212** on third reading by striking the text on page 1, lines 19-21 (house committee report), as amended by the S. Thompson Amendment and substituting the following:

(1) making the request or providing the treatment would expose the officer or another person to a risk of bodily injury; or

Amendment No. 1 was adopted.

SB 2212, as amended, was passed by (Record 1308): 144 Yeas, 0 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; 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.; 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; 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 — Coleman; Oliverson; Price.

Absent — Bowers; Geren.

STATEMENT OF VOTE

When Record No. 1308 was taken, I was shown voting yes. I intended to vote no.

Dean

GENERAL STATE CALENDAR (consideration continued)

SB 877 ON THIRD READING (Morrison - House Sponsor)

SB 877, A bill to be entitled An Act relating to the inspection of municipal buildings during a declared disaster.

SB 877 was passed by (Record 1309): 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; Collier; Cook; Cortez; Craddick; 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, 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; 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 — Coleman; Oliverson; Price.

Absent — Crockett; Davis.

SB 296 ON THIRD READING
(Button - House Sponsor)

SB 296, A bill to be entitled An Act 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 296 was passed by (Record 1310): 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; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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 — Coleman; Oliverson; Price.

SB 1578 ON THIRD READING
(Frank - House Sponsor)

SB 1578, A bill to be entitled An Act relating to the use of opinions from medical professionals in making certain determinations relating to the abuse or neglect of a child.

Amendment No. 1

Representative Klick offered the following amendment to **SB 1578**:

Amend **SB 1578** on third reading in the SECTION of the bill adding Section 261.3017(c-2), Family Code, as added by Amendment No. 2 by Klick and amended by Amendment No. 3 by Klick, by striking "; however the department may refer the child's case to a specialist over the objection of the parent, legal guardian, or attorney".

A record vote was requested by Representative C. Turner.

Amendment No. 1 failed of adoption by (Record 1311): 66 Yeas, 79 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Cason; Clardy; Cook; Cyrier; Dean; Ellzey; Frank; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; King, P.; Klick; Krause; Landgraf; Leach; Leman; Lozano; Metcalf; Middleton; Murphy; Murr; Noble; Patterson; Paul; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; 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.; Kuempel; Lambert; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Smith; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — Dominguez.

SB 1578 was passed by (Record 1312): 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; 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; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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; Morrison.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

STATEMENT OF VOTE

When Record No. 1312 was taken, I was shown voting no. I intended to vote yes.

Morrison

SB 89 ON THIRD READING (M. González - House Sponsor)

SB 89, A bill to be entitled An Act relating to supplemental information required for inclusion with a written statement of an individualized education program developed for certain public school students who received special education services during the 2019-2020 or 2020-2021 school year.

SB 89 was passed by (Record 1313): 143 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; 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; 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; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Noble; Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — Hefner.

STATEMENT OF VOTE

When Record No. 1313 was taken, I was in the house but away from my desk. I would have voted yes.

Hefner

SB 672 ON THIRD READING (Bonnen and Guillen - House Sponsors)

SB 672, A bill to be entitled An Act relating to Medicaid coverage of certain collaborative care management services.

SB 672 was passed by (Record 1314): 132 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; Clardy; Cole; Collier; Cook; Cortez; Craddock; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; 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; 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; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; 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; Cason; Hefner; Hull; Krause; Patterson; Schaefer; Slaton; Slawson; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — Capriglione; González, M.

STATEMENTS OF VOTE

When Record No. 1314 was taken, I was in the house but away from my desk. I would have voted yes.

Capriglione

When Record No. 1314 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 1314 was taken, I was shown voting yes. I intended to vote no.

Toth

**SB 2212 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative White moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Reynolds as a house sponsor to **SB 2212**.

The motion prevailed.

**SB 2054 ON THIRD READING
(White, Guillen, J.D. Johnson, and Noble - House Sponsors)**

SB 2054, A bill to be entitled An Act 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 2054 was passed by (Record 1315): 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; Bucy; Burns; Burrows; Button; 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; 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; Perez; 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; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Hefner; Patterson; Paul; Slaton; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — Campos; Cason.

STATEMENTS OF VOTE

When Record No. 1315 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 1315 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 1315 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 1315 was taken, I was shown voting yes. I intended to vote no.

Schaefer

SB 481 ON THIRD READING (Schofield - House Sponsor)

SB 481, A bill to be entitled An Act relating to the transfer of certain public school students to a school district offering in-person instruction.

SB 481 was passed by (Record 1316): 139 Yeas, 7 Nays, 1 Present, not voting.

Yeas — 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; 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; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Raney; Raymond; Reynolds; 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 — Allen; Anchia; Beckley; Longoria; Ramos; Rodriguez; Rose.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

SB 918 ON THIRD READING
(Leman - House Sponsor)

SB 918, A bill to be entitled An Act relating to the size, terms, and election of boards of directors of certain insurance companies.

SB 918 was passed by (Record 1317): 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.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; 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; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — Toth.

STATEMENT OF VOTE

When Record No. 1317 was taken, I was in the house but away from my desk. I would have voted yes.

Toth

SB 1116 ON THIRD READING
(Bucy - House Sponsor)

SB 1116, A bill to be entitled An Act relating to a county, city, or independent school district posting election results on an Internet website.

SB 1116 was passed by (Record 1318): 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; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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 — Coleman; Oliverson; Price.

SB 904 ON THIRD READING
(Lopez, Ramos, et al. - House Sponsors)

SB 904, A bill to be entitled An Act relating to requiring trauma training for certain attorneys.

SB 904 was passed by (Record 1319): 90 Yeas, 53 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burrows; Button; Campos; Capriglione; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; 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; Klick; Kuempel; 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; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Cain; Canales; Cason; Clardy; Cook; Cyrier; Dean; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Jetton; King, K.; King, P.; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Murr; Noble; Parker; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — King, T.; Middleton; Rogers.

STATEMENTS OF VOTE

When Record No. 1319 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 1319 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 1319 was taken, my vote failed to register. I would have voted no.

Rogers

SB 1315 ON THIRD READING (Dominguez - House Sponsor)

SB 1315, A bill to be entitled An Act 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.

Amendment No. 1

Representatives Martinez Fischer, Lucio, and Davis offered the following amendment to **SB 1315**:

Amend **SB 1315** by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. (a) Section 1.12(d), Tax Code, is amended to read as follows:

(d) For purposes of this section, the appraisal ratio of a homestead to which Section 23.23 applies or of real property to which Section 23.231 applies is the ratio of the property's market value as determined by the appraisal district or appraisal review board, as applicable, to the market value of the property according to law. The appraisal ratio is not calculated according to the appraised value of the property as limited by Section 23.23 or 23.231.

(b) Subchapter B, Chapter 23, Tax Code, is amended by adding Section 23.231 to read as follows:

Sec. 23.231. TEMPORARY LIMITATION ON APPRAISED VALUE OF CERTAIN REAL PROPERTY IN SPECIFIED AREAS. (a) In this section:

(1) "Census tract" means the geographic area identified as a "tract" on the 2010 Census TIGER/Line Shapefiles, prepared by the federal Bureau of the Census for the Twenty-third Decennial Census of the United States, enumerated as of April 1, 2010.

(2) "Eligible property" means real property that:

(A) is:

(i) a residence homestead; or

(ii) an undeveloped lot, subject to Subsection (f); and

(B) is located in one of the following census tracts:

(i) Dallas County tract 002701 or 002702; or

(ii) Harris County tract 210900, 211000, 211100, 211200, or

211700.

(3) "Residence homestead" has the meaning assigned by Section 11.13.

(b) The governing body of a municipality, county, or school district may by official action adopt a limitation as prescribed by this section on the appraised value of all eligible property located in the taxing unit adopting the limitation. The governing body of a municipality, county, or school district may not repeal, rescind, or take other action to negate the adoption of the limitation once adopted under this subsection.

(c) Notwithstanding the requirements of Sections 23.23 and 25.18, and regardless of whether the appraisal office has appraised eligible property and determined the market value of the property for the tax year, the appraised value of the property for a tax year to which a limitation under this section applies is, for the taxing unit that adopted the limitation, the lesser of:

(1) the appraised value of the property as otherwise determined by law;

or

(2) the appraised value of the property for the tax year preceding the tax year in which the limitation adopted by that taxing unit first applies, as provided by Subsection (e).

(d) When appraising eligible property, the chief appraiser shall:

(1) appraise the property as otherwise determined by law; and

(2) include in the appraisal records:

(A) the appraised value of the property determined under Subdivision (1); and

(B) the amount determined under Subsection (c)(2) applicable to each taxing unit that has adopted the limitation.

(e) Except as provided by Subsection (f), a limitation once adopted by a governing body under this section applies to each tax year:

(1) beginning with:

(A) the tax year in which the governing body adopts the limitation, if the governing body adopts the limitation on or before April 1; or

(B) the tax year following the tax year in which the governing body adopts the limitation, if the governing body adopts the limitation after April 1; and

(2) ending with the 2037 tax year.

(f) The limitation adopted under this section as applied to a vacant lot expires on the earlier of:

(1) January 1 following the end of the fifth tax year for which the limitation applies, unless:

(A) a single-family residence has been constructed on the property; and

(B) the owner of the residence has qualified the property as the owner's residence homestead; or

(2) January 1 of the tax year in which the vacant lot is:

(A) developed for a purpose other than as a single-family residence; or

(B) developed as a single-family residence but not qualified as the residence homestead of an owner of the property.

(g) This section expires January 1, 2038.

(c) Section 25.19(b), Tax Code, as effective January 1, 2022, is amended to read as follows:

(b) The chief appraiser shall separate real from personal property and include in the notice for each:

(1) a list of the taxing units in which the property is taxable;

(2) the appraised value of the property in the preceding year;

(3) the taxable value of the property in the preceding year for each taxing unit taxing the property;

(4) the appraised value of the property for the current year, the kind and amount of each exemption and partial exemption, if any, approved for the property for the current year and for the preceding year, and, if an exemption or partial exemption that was approved for the preceding year was canceled or reduced for the current year, the amount of the exemption or partial exemption canceled or reduced;

(4-a) a statement of whether the property qualifies for the limitation on appraised value provided by Section 23.231;

(5) in italic typeface, the following statement: "The Texas Legislature does not set the amount of your local taxes. Your property tax burden is decided by your locally elected officials, and all inquiries concerning your taxes should be directed to those officials";

(6) a detailed explanation of the time and procedure for protesting the value;

(7) the date and place the appraisal review board will begin hearing protests; and

(8) a brief explanation that the governing body of each taxing unit decides whether or not taxes on the property will increase and the appraisal district only determines the value of the property.

(d) Section 25.19(g), Tax Code, is amended to read as follows:

(g) By April 1 or as soon thereafter as practicable if the property is a single-family residence that qualifies for an exemption under Section 11.13, or by May 1 or as soon thereafter as practicable in connection with any other property, the chief appraiser shall deliver a written notice to the owner of each property not included in a notice required to be delivered under Subsection (a), if the property was reappraised in the current tax year, if the ownership of the property changed during the preceding year, or if the property owner or the agent of a property owner authorized under Section 1.111 makes a written request for the notice. The chief appraiser shall separate real from personal property and include in the notice for each property:

(1) the appraised value of the property in the preceding year;

(2) the appraised value of the property for the current year and the kind of each partial exemption, if any, approved for the current year;

(2-a) a statement of whether the property qualifies for the limitation on appraised value provided by Section 23.231;

(3) a detailed explanation of the time and procedure for protesting the value; and

(4) the date and place the appraisal review board will begin hearing protests.

(e) Section 41.41(a), Tax Code, is amended to read as follows:

(a) A property owner is entitled to protest before the appraisal review board the following actions:

(1) determination of the appraised value of the owner's property or, in the case of land appraised as provided by Subchapter C, D, E, or H, Chapter 23, determination of its appraised or market value;

(2) unequal appraisal of the owner's property;

(3) inclusion of the owner's property on the appraisal records;

(4) denial to the property owner in whole or in part of a partial exemption;

(4-a) determination that the owner's property does not qualify for the limitation on appraised value provided by Section 23.231;

(5) determination that the owner's land does not qualify for appraisal as provided by Subchapter C, D, E, or H, Chapter 23;

(6) identification of the taxing units in which the owner's property is taxable in the case of the appraisal district's appraisal roll;

(7) determination that the property owner is the owner of property;

(8) a determination that a change in use of land appraised under Subchapter C, D, E, or H, Chapter 23, has occurred; or

(9) any other action of the chief appraiser, appraisal district, or appraisal review board that applies to and adversely affects the property owner.

(f) Section 42.26(d), Tax Code, is amended to read as follows:

(d) For purposes of this section, the value of the property subject to the suit and the value of a comparable property or sample property that is used for comparison must be the market value determined by the appraisal district when the property is [~~a residence-homestead~~] subject to the limitation on appraised value imposed by Section 23.23 or 23.231.

(g) This section of this Act applies only to the appraisal of real property for ad valorem tax purposes for a tax year that begins on or after January 1, 2022.

Amendment No. 1 was adopted. (Ellzey recorded voting no.)

SB 1315, as amended, was passed by (Record 1320): 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; Cain; Campos; Canales; Capriglione; Cason; Cole; Collier; Cook; Cortez; Craddick; Crockett; 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; 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; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; 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; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Clardy; Cyrier; Ellzey; Hefner; Krause; Metcalf; Noble; Schaefer; Shaheen; Swanson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price.

Absent — Vasut.

STATEMENTS OF VOTE

When Record No. 1320 was taken, my vote failed to register. I would have voted yes.

Vasut

When Record No. 1320 was taken, I was shown voting yes. I intended to vote no.

Wilson

SB 611 ON THIRD READING (Lopez - House Sponsor)

SB 611, A bill to be entitled An Act relating to an exemption from ad valorem taxation of the residence homestead of the surviving spouse of a member of the armed services of the United States who is killed or fatally injured in the line of duty.

SB 611 was passed by (Record 1321): 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; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; 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 — Coleman; Oliverson; Price.

POSTPONED BUSINESS

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

SB 1365 ON SECOND READING

(Huberty, Dutton, K. King, Murphy, and Oliverson - House Sponsors)

SB 1365, A bill to be entitled An Act relating to public school organization, accountability, and fiscal management.

SB 1365 was read second time on May 20 and was postponed until 10 a.m. May 21.

Representative Huberty moved to postpone consideration of **SB 1365** until 3:15 p.m. today.

The motion prevailed.

SB 766 ON SECOND READING

(Leach, S. Thompson, and Hunter - House Sponsors)

SB 766, A bill to be entitled An Act 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 766 was read second time on May 20 and was postponed until 2 p.m. today.

Representative Leach moved to postpone consideration of **SB 766** until 8 p.m. today.

The motion prevailed.

MAJOR STATE CALENDAR

SENATE BILLS

SECOND READING

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

CSSB 2 ON SECOND READING

(Paddie - House Sponsor)

CSSB 2, A bill to be entitled An Act relating to the governance of the Public Utility Commission of Texas, the Office of Public Utility Counsel, and an independent organization certified to manage a power region.

Amendment No. 1

Representative Darby offered the following amendment to **CSSB 2**:

Amend **CSSB 2** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 12.202, Utilities Code, is amended by adding Subsection (d) to read as follows:

(d) An organization or coalition that appears before the commission and is not exempt from federal income tax under Section 501(a) of the Internal Revenue Code of 1986 by being listed as an exempt organization in Section 501(c) of that code shall disclose to the commission all members of the organization or coalition.

Amendment No. 1 was withdrawn.

Amendment No. 2

Representative Anchia offered the following amendment to **CSSB 2**:

Amend **CSSB 2** by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Section 552.003(1), Government Code, is amended to read as follows:

(1) "Governmental body":

(A) means:

(i) a board, commission, department, committee, institution, agency, or office that is within or is created by the executive or legislative branch of state government and that is directed by one or more elected or appointed members;

(ii) a county commissioners court in the state;

(iii) a municipal governing body in the state;

(iv) a deliberative body that has rulemaking or quasi-judicial power and that is classified as a department, agency, or political subdivision of a county or municipality;

(v) a school district board of trustees;

(vi) a county board of school trustees;

(vii) a county board of education;

(viii) the governing board of a special district;

(ix) the governing body of a nonprofit corporation organized under Chapter 67, Water Code, that provides a water supply or wastewater service, or both, and is exempt from ad valorem taxation under Section 11.30, Tax Code;

(x) a local workforce development board created under Section 2308.253;

(xi) a nonprofit corporation that is eligible to receive funds under the federal community services block grant program and that is authorized by this state to serve a geographic area of the state;

(xii) a confinement facility operated under a contract with any division of the Texas Department of Criminal Justice;

(xiii) a civil commitment housing facility owned, leased, or operated by a vendor under contract with the state as provided by Chapter 841, Health and Safety Code;

(xiv) an entity that receives public funds in the current or preceding state fiscal year to manage the daily operations or restoration of the Alamo, or an entity that oversees such an entity; ~~and~~

(xv) the part, section, or portion of an organization, corporation, commission, committee, institution, or agency that spends or that is supported in whole or in part by public funds; and

(xvi) an independent organization established under Section 39.151, Utilities Code; and

(B) does not include:

(i) the judiciary; or

(ii) an economic development entity whose mission or purpose is to develop and promote the economic growth of a state agency or political subdivision with which the entity contracts if:

(a) the entity does not receive \$1 million or more in public funds from a single state agency or political subdivision in the current or preceding state fiscal year; or

(b) the entity:

(1) either:

(A) does not have the authority to make decisions or recommendations on behalf of a state agency or political subdivision regarding tax abatements or tax incentives; or

(B) does not require an officer of the state agency or political subdivision to hold office as a member of the board of directors of the entity;

(2) does not use staff or office space of the state agency or political subdivision for no or nominal consideration, unless the space is available to the public;

(3) to a reasonable degree, tracks the entity's receipt and expenditure of public funds separately from the entity's receipt and expenditure of private funds; and

(4) provides at least quarterly public reports to the state agency or political subdivision regarding work performed on behalf of the state agency or political subdivision.

SECTION _____. Section 552.003(1), Government Code, as amended by this Act, applies only to a request for public information received by a governmental body or officer for public information on or after the effective date of this Act.

Amendment No. 2 was withdrawn.

Amendment No. 3

Representative Martinez Fischer offered the following amendment to **CSSB 2**:

Amend **CSSB 2** (house committee printing) as follows:

(1) On page 1, line 22, strike "and (g-4)" and substitute "(g-4), and (g-5)".

(2) On page 5, between lines 16 and 17, insert the following:

(g-4) A former member of the governing body of an independent organization certified under this section may not, before the second anniversary of the date the member ceases to be a member of the governing body, engage in an activity that requires registration under Chapter 305, Government Code.

(3) On page 5, line 17, strike "(g-4)" and substitute "(g-5)".

Amendment No. 3 was adopted.

CSSB 2, as amended, was passed to third reading.

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.

POSTPONED BUSINESS

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

SB 1365 ON SECOND READING

(Huberty, Dutton, K. King, Murphy, and Oliverson - House Sponsors)

SB 1365, A bill to be entitled An Act relating to public school organization, accountability, and fiscal management.

SB 1365 was read second time on May 20, postponed until 10 a.m. May 21, and was again postponed until this time.

Amendment No. 1

Representative Huberty offered the following amendment to **SB 1365**:

Amend **SB 1365** (house committee report) by striking all below the enacting clause and substituting the following:

ARTICLE 1. STATE AND LOCAL ORGANIZATION AND GOVERNANCE

SECTION 1.01. Section 7.055, Education Code, is amended by adding Subsection (d) to read as follows:

(d) Notwithstanding any other law, the commissioner's power to delegate ministerial and executive functions under Subsection (b)(5) is a valid delegation of authority.

SECTION 1.02. Section 11.151(b), Education Code, is amended to read as follows:

(b) Except as provided by Sections 39A.201 and 39A.202, the [The] trustees as a body corporate have the exclusive power and duty to govern and oversee the management of the public schools of the district. All powers and

duties not specifically delegated by statute to the agency or to the State Board of Education are reserved for the trustees, and the agency may not substitute its judgment for the lawful exercise of those powers and duties by the trustees.

SECTION 1.03. Section 11.1511(a), Education Code, is amended to read as follows:

(a) In addition to powers and duties under Section 11.151 or other law, the board of trustees of an independent school district has the powers and duties provided by Subsection (b), except as otherwise provided by Sections 39A.201 and 39A.202.

ARTICLE 2. PUBLIC SCHOOL SYSTEM ACCOUNTABILITY

SECTION 2.01. Chapter 5, Education Code, is amended by adding Section 5.003 to read as follows:

Sec. 5.003. APPEAL. In this title, if an order, decision, or determination is described as final, an interlocutory or intermediate order, decision, report, or determination made or reached before the final order, decision, or determination may be appealed only as specifically authorized by this code or a rule adopted under this code.

SECTION 2.02. Sections 12.1141(b) and (d), Education Code, are amended to read as follows:

(b) At the end of the term of a charter for an open-enrollment charter school, if a charter holder submits to the commissioner a petition for expedited renewal of the charter, the charter automatically renews unless, not later than the 30th day after the date the charter holder submits the petition, the commissioner provides written notice to the charter holder that expedited renewal of the charter is denied. The commissioner may not deny expedited renewal of a charter if:

(1) the charter holder has been assigned the highest or second highest performance rating under Subchapter C, Chapter 39, for the three preceding school years;

(2) the charter holder has been assigned a financial performance accountability rating under Subchapter D, Chapter 39, indicating financial performance that is satisfactory or better for the three preceding school years; and

(3) no campus operating under the charter has been assigned an unacceptable [~~the lowest~~] performance rating under Subchapter C, Chapter 39, for the three preceding school years or such a campus has been closed.

(d) At the end of the term of a charter for an open-enrollment charter school, if a charter holder submits to the commissioner a petition for renewal of the charter, the commissioner may not renew the charter and shall allow the charter to expire if:

(1) the charter holder has been assigned an unacceptable [~~the lowest~~] performance rating under Subchapter C, Chapter 39, for any three of the five preceding school years;

(2) the charter holder has been assigned a financial accountability performance rating under Subchapter D, Chapter 39, indicating financial performance that is lower than satisfactory for any three of the five preceding school years;

(3) the charter holder has been assigned any combination of the ratings described by Subdivision (1) or (2) for any three of the five preceding school years; or

(4) any campus operating under the charter has been assigned an unacceptable [~~the lowest~~] performance rating under Subchapter C, Chapter 39, for the three preceding school years and such a campus has not been closed.

SECTION 2.03. Section 29.202(a), Education Code, is amended to read as follows:

(a) A student is eligible to receive a public education grant or to attend another public school in the district in which the student resides under this subchapter if the student is assigned to attend a public school campus assigned an unacceptable performance rating that is made publicly available under Section 39.054 ~~for:~~

~~[(1) the student achievement domain under Section 39.053(e)(1); and~~

~~[(2) the school progress domain under Section 39.053(e)(2)].~~

SECTION 2.04. Sections 39.057 and 39.058, Education Code, are transferred to Subchapter A, Chapter 39, Education Code, redesignated as Sections 39.003 and 39.004, Education Code, and amended to read as follows:

Sec. 39.003 [~~39.057~~]. SPECIAL [~~ACCREDITATION~~] 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.

(b) If the agency's findings in an investigation under Subsection (a)(6) indicate that the board of trustees has observed a lawfully adopted policy that does not otherwise violate a law or rule, the agency may not substitute its judgment for that of the board.

(c) The commissioner may authorize special [~~accreditation~~] investigations to be conducted in response to repeated complaints submitted to the agency concerning imposition of excessive paperwork requirements on classroom teachers.

(d) Based on the results of a special [~~accreditation~~] investigation, the commissioner may:

(1) order any intervention or sanction described by ~~take appropriate action under~~ Chapter 39A, without regard to whether any academic, financial, accreditation, or other conditions required by that chapter to initiate the intervention or sanction have been met;

(2) lower the school district's accreditation status or a district's or campus's accountability rating; or

(3) take action under both Subdivisions (1) and (2).

(e) At any time before issuing a report with the agency's final findings, the commissioner may defer taking an action under Subsection (d) until:

(1) a person who is a third party, selected by the commissioner, has reviewed programs or other subjects of an investigation under this section and submitted a report identifying problems and proposing solutions;

(2) a district completes a corrective action plan developed by the commissioner; or

(3) the completion of actions under both Subdivisions (1) and (2).

(f) Based on the results of an action taken under Subsection (e), the commissioner may decline to take the deferred action under Subsection (d).

(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 [Regardless of whether the commissioner lowers the school district's accreditation status or a district's or campus's performance rating under Subsection (d), the commissioner may take action under Section 39A.002 or 39A.051 if the commissioner determines that the action is necessary to improve any area of a district's or campus's performance, including the district's financial accounting practices].

Sec. 39.004 ~~[39.058]~~. CONDUCT OF SPECIAL ~~[ACCREDITATION]~~ INVESTIGATIONS. (a) The agency shall adopt written procedures for conducting special ~~[accreditation]~~ investigations ~~[under this subchapter]~~, including procedures that allow the agency to obtain information from district employees in a manner that prevents a district or campus from screening the information. The agency shall make the procedures available on the agency Internet website. Agency staff must be trained in the procedures and must follow the procedures in conducting the special ~~[accreditation]~~ investigation.

(a-1) During the pendency of a special investigation under this section, the agency is not required to disclose the identity of any witness.

(b) After completing a special ~~[accreditation]~~ investigation, the agency shall present preliminary findings to any person or entity the agency finds has violated a law, rule, or policy. ~~[Before issuing a report with its final findings, the agency must provide a person or entity the agency finds has violated a law, rule, or policy an opportunity for an informal review by the commissioner or a designated hearing examiner.]~~

(c) In presenting the agency's preliminary findings to a school district under Subsection (b), the agency:

(1) shall provide to the district a written report of the agency's preliminary findings of the investigation;

(2) shall provide to the district any evidence relied on by the agency in making the preliminary findings;

(3) shall disclose to the district the identity of any witness whose statements the agency relied on in making the preliminary findings; and

(4) may not include recommended sanctions or interventions.

(d) A written report of preliminary findings under Subsection (c) and all associated materials produced by the agency in support of the report are excepted from public disclosure as audit working papers of the agency under Section

552.116, Government Code. A school district may publicly release a report of preliminary findings only if the release is approved by an affirmative vote of the board of trustees of the district.

(e) Unless otherwise provided by law, all evidence collected by the agency in connection with a special investigation, including witness statements and videos of agency interviews, are confidential and not subject to disclosure under Chapter 552, Government Code, except that evidence described by this section may be disclosed:

(1) to a person with a legitimate interest in the investigation; or

(2) in connection with an administrative or other legal proceeding brought under this title.

(f) Not later than 30 days after the date on which the board of trustees of the school district receives the written report of the preliminary findings under Subsection (c), the board of trustees of a school district may accept the agency's findings or respond in writing to the agency.

(g) The agency shall consider any response submitted by the board of trustees of the school district under Subsection (f) before providing the board of trustees of a school district a final report in writing that includes proposed sanctions or interventions.

(h) Before the commissioner determines to order a sanction or intervention based on a final report, other than a sanction or intervention described by Section 39.005, the commissioner or the commissioner's designee shall provide an informal review. An informal review provided under this section is not a contested case for purposes of Chapter 2001, Government Code.

(i) In conducting a special investigation under Section 39.003, the commissioner or the commissioner's designee may subpoena a current or former school district employee, agent, or official to compel the employee, agent, or official to attend a deposition or produce documents reasonably necessary for the investigation.

(j) If a person fails to comply with a subpoena issued under Subsection (i), the commissioner, acting through the attorney general, may file suit to enforce the subpoena in a district court in this state. On a finding that good cause exists for issuing the subpoena, the court shall order the person to comply with the subpoena and the court may punish a person who fails to obey the court order.

(k) A court may not enjoin a special investigation conducted under this section prior to the conclusion of the special investigation.

(l) A school district must exhaust the administrative remedies provided under this subchapter before appealing the findings or final recommendations of a special investigation conducted under this section to a court.

SECTION 2.05. Subchapter A, Chapter 39, Education Code, is amended by adding Sections 39.005, 39.006, and 39.007 to read as follows:

Sec. 39.005. HEARING FOLLOWING INVESTIGATION. (a) This section applies to a school district that is the subject of a special investigation conducted under Section 39.003 that resulted in a final report in which the agency recommends the appointment of a board of managers, alternative management of a campus, or closure of the district or a district campus.

(b) Except as provided by Subsection (c), not later than 15 days after the date on which the board of trustees of the school district receives the final report of a special investigation under Section 39.004(g), a board of trustees of a school district to which this section applies may request a hearing if the board of trustees disagrees with the final report or a sanction or intervention recommended by the agency in the report.

(c) A school district and the agency may agree in writing to extend the time period for requesting a hearing under Subsection (b) by not more than an additional 30 days.

(d) If a board of trustees of a school district requests a hearing under Subsection (b), the hearing shall be conducted by the State Office of Administrative Hearings unless the district and the agency agree in writing to the appointment of another qualified person to conduct the hearing.

(e) Except as otherwise provided by this subchapter, a hearing conducted under this section is a contested case under Chapter 2001, Government Code.

(f) A hearing conducted under this section shall be held at the administrative offices of the school district that requested the hearing or at another location within the geographic boundaries of the district agreed to by the district and the agency, unless the district and the agency agree in writing to a different location.

(g) To protect the privacy of a witness who is a child, the hearing examiner or the person conducting the hearing may:

(1) close the hearing to receive the testimony of the witness; or

(2) order that the testimony or a statement of the witness be presented using the procedures prescribed by Article 38.071, Code of Criminal Procedure.

(h) Not later than 90 days after the date on which the school district requests a hearing under Subsection (b), the hearing examiner or the person conducting the hearing shall issue and submit to the commissioner findings of fact and conclusions of law. The hearing examiner or the person conducting the hearing may not issue a recommendation for relief.

(i) A hearing conducted under this section may not be held on a Saturday, Sunday, or state or federal holiday, unless agreed to by the school district that requested the hearing and the agency.

Sec. 39.006. COMMISSIONER DETERMINATION. (a) After a hearing is conducted under Section 39.005, the commissioner shall provide an opportunity for the agency and the school district to present oral argument to the commissioner regarding the disagreement that formed the basis of the hearing. The commissioner shall provide the agency and the district with equal time for oral argument.

(b) After hearing any oral argument presented under Subsection (a), the commissioner shall issue a written decision to the school district that contains:

(1) findings of fact;

(2) conclusions of law; and

(3) sanctions, interventions, or other actions authorized by law.

(c) In determining the written decision under Subsection (b), the commissioner shall consider:

- (1) the record of the hearing conducted under Section 39.005;
- (2) the findings of fact and conclusions of law issued by the hearing examiner or the person conducting the hearing under Section 39.005(h); and
- (3) the oral arguments presented under Subsection (a).

(d) The commissioner may accept, reject, or amend the conclusions of law issued by the hearing examiner or the person who conducted the hearing under Section 39.005 regarding the interpretation of a provision of this code.

(e) The commissioner may not reject or amend a finding of fact issued by the hearing examiner or the person who conducted the hearing under Section 39.005, unless the commissioner, after reviewing the record, determines that a finding of fact is not supported by substantial, admissible evidence.

(f) The commissioner shall provide in writing the legal basis and reason for any amendment or rejection of a finding of fact or conclusion of law made by the hearing examiner or the person who conducted the hearing under Section 39.005.

Sec. 39.007. JUDICIAL APPEAL. (a) Notwithstanding Chapter 2001, Government Code, a school district may only appeal a decision made by the commissioner under Section 39.006 in accordance with this section.

(b) A school district may appeal a decision made by the commissioner under Section 39.006 to:

(1) a district court with jurisdiction in the county in which the school district's central administrative offices are located; or

(2) a district court in Travis County, if agreed to by the school district and the commissioner.

(c) A school district must file an appeal under this section not later than 30 days after the date on which the district received the written decision of the commissioner under Section 39.006(b).

(d) The filing of an appeal under this section does not affect or stay the enforcement of the commissioner's written decision issued under Section 39.006(b).

(e) A court hearing an appeal under this section shall review the decision issued by the commissioner under Section 39.006(b) under the substantial evidence rule as provided by Subchapter G, Chapter 2001, Government Code, after examining:

(1) the evidentiary record of the hearing conducted under Section 39.005;

(2) the findings of fact issued by the hearing examiner or the person that conducted the hearing under Section 39.005; and

(3) any amendment or rejection of a finding of fact made by the commissioner under Section 39.006.

(f) A court hearing an appeal under this section may not take additional evidence.

(g) A court hearing an appeal under this section may review any amendment to or rejection of a finding of fact made by the commissioner. If the court determines that the amendment or rejection was not supported by

substantial evidence, the court shall reject the commissioner's amended finding of fact and consider instead the original finding issued by the hearing examiner or the person who conducted the hearing under Section 39.005.

(h) Notwithstanding Section 2001.174, Government Code, the court may not reverse or remand a decision issued by the commissioner under Section 39.006(b) based on a procedural error or irregularity made by the commissioner, an agency investigator, or the hearing examiner or the person who conducted the hearing under Section 39.005, unless the court determines that the procedural error or irregularity is likely to have caused an erroneous decision by the commissioner.

SECTION 2.06. Section 39.054, Education Code, is amended by amending Subsections (a), (a-3), and (b-1) and adding Subsections (a-4) and (a-5) to read as follows:

(a) Except as provided by Subsection (a-4), the [The] commissioner shall adopt rules to evaluate school district and campus performance and assign each district and campus an overall performance rating of A, B, C, D, or F. In addition to the overall performance rating, the commissioner shall assign each district and campus a separate domain performance rating of A, B, C, D, or F for each domain under Section 39.053(c). An overall or domain performance rating of A reflects exemplary performance. An overall or domain performance rating of B reflects recognized performance. An overall or domain performance rating of C reflects acceptable performance. An overall or domain performance rating of D reflects performance that needs improvement. An overall or domain performance rating of F reflects unacceptable performance. A district may not receive an overall or domain performance rating of A if the district includes any campus with a corresponding overall or domain performance rating of D or F. If a school district has been approved under Section 39.0544 to assign campus performance ratings and the commissioner has not assigned a campus an overall performance rating of D or F, the commissioner shall assign the campus an overall performance rating based on the school district assigned performance rating under Section 39.0544. [A reference in law to an acceptable rating or acceptable performance includes an overall or domain performance rating of A, B, C, or D or performance that is exemplary, recognized, or acceptable performance or performance that needs improvement.]

(a-3) Not later than August 15 of each year, the following information [performance ratings of each district and campus] shall be made publicly available as provided by rules adopted under this section:

(1) the performance ratings for each school district and campus; and
(2) if applicable, the number of consecutive school years of unacceptable performance ratings for each district and campus.

(a-4) Notwithstanding any other law, the commissioner may assign a school district or campus an overall performance rating of "Not Rated" if the commissioner determines that the assignment of a performance rating of A, B, C, D, or F would be inappropriate because:

(1) the district or campus is located in an area that is subject to a declaration of a state of disaster under Chapter 418, Government Code, and due to the disaster, performance indicators for the district or campus are difficult to measure or evaluate and would not accurately reflect quality of learning and achievement for the district or campus;

(2) the district or campus has experienced breaches or other failures in data integrity to the extent that accurate analysis of data regarding performance indicators is not possible;

(3) the number of students enrolled in the district or campus is insufficient to accurately evaluate the performance of the district or campus; or

(4) for other reasons outside the control of the district or campus, the performance indicators would not accurately reflect quality of learning and achievement for the district or campus.

(a-5) Notwithstanding any other law, an overall performance rating of "Not Rated" is not included in calculating consecutive school years of unacceptable performance ratings and is not considered a break in consecutive school years of unacceptable performance ratings for purposes of any provision of this code.

(b-1) Consideration of the effectiveness of district programs under Section 39.052(b)(2)(B) or (C):

(1) must:

(A) be based on data collected through the Public Education Information Management System (PEIMS) for purposes of accountability under this chapter; and

(B) include the results of assessments required under Section 39.023; and

(2) may be based on the results of a special [accreditation] investigation conducted under Section 39.003 [39.057].

SECTION 2.07. Subchapter C, Chapter 39, Education Code, is amended by adding Section 39.0543 to read as follows:

Sec. 39.0543. PERFORMANCE RATING REQUIRING INTERVENTION OR OTHER ACTION. (a) A reference in law to an acceptable performance rating or acceptable performance includes an overall or domain performance rating of A, B, or C or performance that is exemplary, recognized, or acceptable. A reference in law to an unacceptable performance rating or unacceptable performance includes an overall or domain performance rating of F. For the purposes of public reporting requirements, an overall or domain performance rating of D shall be referred to as performance that needs improvement.

(b) A reference in law to an acceptable performance rating or acceptable performance for a school district, open-enrollment charter school, district campus, or charter school campus includes an overall performance rating of D if, since previously receiving an overall performance rating of C or higher, the district, charter school, district campus, or charter school campus:

(1) has not previously received more than one overall performance rating of D; or

(2) has not received an overall performance rating of F.

(b-1) For the purposes of this section, an overall performance rating issued in a previous school year for a school district, open-enrollment charter school, district campus, or charter school campus of:

(1) met standard, academically acceptable, recognized, exemplary, A, B, or C is considered to be a performance rating of C or higher; and

(2) performance that needs improvement, academically unacceptable, or F is considered to be a rating of F.

(b-2) For purposes of determining whether a reference in law to an acceptable performance rating or acceptable performance includes an overall performance rating of D under Subsection (b), a performance rating of D assigned to a school district, open-enrollment charter school, district campus, or charter school campus prior to the 2018-2019 school year shall not be considered.

(b-3) Subsections (b-1) and (b-2) and this subsection expire September 1, 2027.

(c) A reference in law to an unacceptable performance rating or unacceptable performance includes a performance rating of D if the rating does not satisfy Subsection (b).

SECTION 2.08. Subchapter C, Chapter 39, Education Code, is amended by adding Sections 39.0545 and 39.0546 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)); and

(2) to which the most recent performance rating assigned, other than a "Not Rated" rating, is a D, F, or performance that needs improvement.

(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) If the commissioner determines that the campus would not be assigned an acceptable performance rating, the commissioner shall instead assign the campus a rating of "Not Rated."

(f) 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.

(g) This section expires September 1, 2027.

Sec. 39.0546. COVID-19 RECOVERY ACCOUNTABILITY FOR 2021-2022 SCHOOL YEAR. (a) Notwithstanding any other law, the commissioner shall assign to a school district or campus a rating of "Not Rated" for the 2021-2022 school year, unless, after reviewing the district or campus under the methods and standards adopted under Section 39.054, the commissioner determines the district or campus should be assigned an overall performance rating of C or higher.

(b) Regardless of the rating assigned under this section, if the commissioner would have otherwise assigned a campus an unacceptable performance rating, the campus is considered to be a campus assigned an unacceptable performance rating for purposes of determining a student's eligibility for a public education grant under Section 29.202.

(c) Notwithstanding any other law, the commissioner shall take an action described by Section 39A.111(1) or (2) if a campus:

(1) is not assigned an overall performance rating of C or higher for the 2021-2022 school year; and

(2) has been assigned an unacceptable performance rating for five or more school years prior to the 2021-2022 school year.

(d) This section expires September 1, 2028.

SECTION 2.09. Sections 39.151(a), (b), and (e), Education Code, are amended to read as follows:

(a) The commissioner by rule shall provide a process for a school district or open-enrollment charter school to challenge an agency decision made under this chapter relating to an academic or financial accountability rating that affects the district or school, including a determination of consecutive school years of unacceptable performance ratings.

(b) The rules under Subsection (a) must provide for the commissioner to appoint a committee to make recommendations to the commissioner on a challenge made to an agency decision relating to an academic performance rating or determination, including a determination of consecutive school years of unacceptable performance ratings, or financial accountability rating. The commissioner may not appoint an agency employee as a member of the committee.

(e) A school district or open-enrollment charter school may not challenge an agency decision relating to an academic or financial accountability rating under this chapter, including a decision relating to a determination of consecutive school years of unacceptable performance ratings, in another proceeding if the district or school has had an opportunity to challenge the decision under this section.

SECTION 2.10. Section 39A.003, Education Code, is amended by adding Subsection (d) to read as follows:

(d) A conservator or management team may exercise the powers and duties defined by the commissioner under Subsection (a) or described by Subsection (c) regardless of whether the conservator or management team was appointed to oversee the operations of a school district in its entirety or the operations of a certain campus within the district.

SECTION 2.11. Section 39A.004, Education Code, is amended to read as follows:

Sec. 39A.004. APPOINTMENT OF BOARD OF MANAGERS. The commissioner may appoint a board of managers to exercise the powers and duties of a school district's board of trustees if the district is subject to commissioner action under:

(1) Section 39A.001(1) [~~39A.001~~] and:

(A) [~~(4)~~] has a current accreditation status of accredited-warned or accredited-probation;

(B) [~~(2)~~] fails to satisfy any standard under Section 39.054(e); or

(C) [~~(3)~~] fails to satisfy financial accountability standards as determined by commissioner rule; or

(2) Section 39A.001(2).

SECTION 2.12. Sections 39A.006(a) and (b), Education Code, are amended to read as follows:

(a) This section applies:

(1) regardless of whether a school district has satisfied the accreditation criteria; and

(2) to a conservator or management team appointed under any provision of this title, regardless of the scope or any changes to the scope of the conservator's or team's oversight.

(b) If for two consecutive school years, including the current school year, a school district has had a conservator or management team assigned to the district or a district campus for any reason under this title, the commissioner may appoint a board of managers to exercise the powers and duties of the board of trustees of the district.

SECTION 2.13. Section 39A.061(b), Education Code, is amended to read as follows:

(b) The commissioner may authorize a targeted improvement plan, ~~or~~ an updated targeted improvement plan, or a local improvement plan to supersede the provisions of and satisfy the requirements of developing, reviewing, and revising a campus improvement plan under Subchapter F, Chapter 11.

SECTION 2.14. Subchapter B, Chapter 39A, Education Code, is amended by adding Section 39A.065 to read as follows:

Sec. 39A.065. LOCAL IMPROVEMENT PLAN. (a) A school district, open-enrollment charter school, district campus, or charter school campus that is assigned a rating of D that qualifies under Section 39.0543(b) shall develop and implement a local improvement plan.

(b) A local improvement plan must be presented to the board of trustees of the school district or governing board of the open-enrollment charter school.

(c) The commissioner shall adopt rules to establish requirements for a local improvement plan components and training. The commissioner may not require a school district or open-enrollment charter school to submit the local improvement plan to the agency.

SECTION 2.15. Section 39A.102, Education Code, is amended by amending Subsection (b) and adding Subsection (b-1) to read as follows:

(b) Subject to Subsection (b-1), the [The] commissioner may appoint a monitor, conservator, management team, or board of managers to the school district to ensure and oversee district-level support to low-performing campuses and the implementation of the updated targeted improvement plan.

(b-1) The commissioner shall appoint a conservator to a school district under Subsection (b) unless and until:

(1) each campus in the district for which a campus turnaround plan has been ordered under Section 39A.101 receives an acceptable performance rating for the school year; or

(2) the commissioner determines a conservator is not necessary.

SECTION 2.16. The heading to Section 39A.110, Education Code, is amended to read as follows:

Sec. 39A.110. MODIFICATION OF [CHANGE IN] CAMPUS TURNAROUND PLAN [PERFORMANCE RATING].

SECTION 2.17. Section 39A.110, Education Code, is amended by adding Subsection (c) to read as follows:

(c) The commissioner may authorize modification of an approved campus turnaround plan if the commissioner determines that due to a change in circumstances occurring after the plan's approval under Section 39A.107, a modification of the plan is necessary to achieve the plan's objectives.

SECTION 2.18. Section 39A.111, Education Code, is amended to read as follows:

Sec. 39A.111. CONTINUED UNACCEPTABLE PERFORMANCE RATING. If a campus is considered to have an unacceptable performance rating for five ~~three~~ consecutive school years ~~[after the campus is ordered to submit a campus turnaround plan under Section 39A.101]~~, the commissioner, subject to Section 39A.112, shall order:

(1) appointment of a board of managers to govern the school district as provided by Section 39A.202; or

(2) closure of the campus.

SECTION 2.19. Subchapter C, Chapter 39A, Education Code, is amended by adding Sections 39A.117 and 39A.118 to read as follows:

Sec. 39A.117. INTERVENTION FOR CERTAIN DISTRICTS OR CAMPUSES. (a) For purposes of this section:

(1) an acceptable performance rating includes:

(A) a rating of met standard, academically acceptable, recognized, exemplary, A, B, or C; or

(B) a rating of D that meets the requirements of Section 39.0543(b);

(2) an unacceptable performance rating includes:

(A) a rating of performance that needs improvement, academically unacceptable, or F; or

(B) a rating of D that meets the requirements of Section 39.0543(c); and

(3) a rating of "Not Rated" is not considered an acceptable or unacceptable performance rating and may not be considered a break in consecutive years of unacceptable performance.

(b) As soon as practicable after the effective date of SB 1365, 87th Legislature, Regular Session, 2021, or similar legislation, the commissioner shall:

(1) determine the number of school years of unacceptable performance ratings occurring after the 2012-2013 school year for each school district, open-enrollment charter school, district campus, or charter school campus by determining the number of unacceptable performance ratings assigned to each district, charter school, district campus, or charter school campus since the most recent acceptable performance rating was assigned to the district, charter school, district campus, or charter school campus; and

(2) use the number of school years of unacceptable performance ratings as the base number of consecutive years of unacceptable performance for which the performance rating in the 2021-2022 school year will be added.

(c) Exemptions from interventions authorized under Sections 11.174 and 28.020 and Section 5, Chapter 919 (HB 4205), Acts of the 86th Legislature, Regular Session, 2019, apply to an intervention ordered under this section and the commissioner shall make necessary modifications to an intervention ordered under this section in accordance with those provisions of law.

(d) This section may not be construed to:

(1) provide a school district or open-enrollment charter school additional remedies or appellate or other review for previous interventions, sanctions, or performance ratings ordered or assigned; or

(2) prohibit the commissioner from taking any action or ordering any intervention or sanction otherwise authorized by law.

(e) To the extent of a conflict with any other transition provision affecting this section, this transition provision prevails.

(f) This section expires September 1, 2027.

Sec. 39A.118. INTERVENTION IF ASSIGNED CERTAIN PERFORMANCE NEEDS IMPROVEMENT RATING. (a) Until another performance rating is issued, the agency may not implement the intervention or sanctions listed under Subsection (b) for a school district, open-enrollment charter school, district campus, or charter school campus, if the performance rating initiating the action under Subsection (b) is based on the first or second overall performance rating of D, since previously receiving a rating of C or higher.

(a-1) For purposes of this section, a performance rating of D assigned prior to the 2018-2019 school year shall not be considered. This subsection expires September 1, 2027.

(b) The following interventions or sanctions are subject to a pause under Subsection (a):

(1) revocation of a charter under Section 12.115(c);

(2) annexation under Section 13.054;
(3) change in accreditation status under rules adopted for accreditation under Section 39.052; and

(4) interventions or sanctions under Section 39A.101(a), 39A.107(a) or (c), or 39A.111.

(c) The performance rating identified under Subsection (a):

(1) may not be included in calculating consecutive school years of unacceptable performance ratings; and

(2) is not considered a break in consecutive school years of unacceptable performance ratings.

(d) Interventions or sanctions implemented prior to a pause under Subsection (a) shall continue during a school year for which interventions or sanctions listed under Subsection (b) are paused.

(e) This section does not apply to a commissioner action based on performance or reasons not listed as interventions or sanctions under Subsection (b).

SECTION 2.20. Section 39A.201(a), Education Code, is amended to read as follows:

(a) Notwithstanding Section 11.151(b) or 11.1511(a) or any other provision of this code, a [A] board of managers may exercise all of the powers and duties assigned to a board of trustees of a school district by law, rule, or regulation.

SECTION 2.21. Section 39A.202(a), Education Code, is amended to read as follows:

(a) Notwithstanding Section 11.151(b) or 11.1511(a) or any other provision of this code, if [H] the commissioner appoints a board of managers to govern a school district:

(1) the powers of the board of trustees of the district are suspended for the period of the appointment; and

(2) the commissioner shall appoint a district superintendent.

SECTION 2.22. Section 39A.301(a), Education Code, is amended to read as follows:

(a) A school district or open-enrollment charter school must appeal under this section if the district or charter school [~~that~~] intends to challenge a decision by the commissioner under 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;

(3) appoint a board of managers to the district or charter school; or

(4) appoint a conservator or management team to the district or charter school [~~must appeal the decision under this section~~].

SECTION 2.23. Section 39A.116, Education Code, is transferred to Subchapter Z, Chapter 39A, Education Code, redesignated as Section 39A.906, Education Code, and amended to read as follows:

Sec. 39A.906 [~~39A.116~~]. COMMISSIONER AUTHORITY. A decision by the commissioner under Chapter 39 or this chapter [~~subchapter~~] is final and may not be appealed unless an applicable provision of Chapter 39 or this chapter provides otherwise.

SECTION 2.24. Section 39A.0545, Education Code, is repealed.

SECTION 2.25. (a) Sections 39.003 and 39.004, Education Code, as redesignated and amended by this Act, and Sections 39.005, 39.006, and 39.007, Education Code, as added by this Act, apply to a special investigation authorized, initiated, opened, or finalized on or after the effective date of this Act. A special investigation authorized or initiated by the Texas Education Agency under Section 39.057, Education Code, before the effective date of this Act that is open and not finalized on the effective date of this Act, shall be continued as if authorized by Section 39.003, Education Code, as redesignated and amended by this Act, and proceed subject to Section 39.004, Education Code, as redesignated and amended by this Act, and Sections 39.005, 39.006, and 39.007, Education Code, as added by this Act.

(b) Section 39A.006, Education Code, as amended by this Act, applies to a conservator or management team assigned to a school district before, on, or after the effective date of this Act.

SECTION 2.26. If this Act takes effect later than August 15, 2021, the Texas Education Agency shall publish the consecutive school years of unacceptable performance ratings as required by Section 39.054(a-3), Education Code, as amended by this Act, for each school district and campus as soon as practicable after the effective date of this Act.

SECTION 2.27. 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.

ARTICLE 3. PUBLIC SCHOOL FISCAL MANAGEMENT

SECTION 3.01. Section 44.052(c), Education Code, is amended to read as follows:

(c) A trustee of a school district who votes to approve any expenditure of school funds in violation of a provision of this code, for a purpose for which those funds may not be spent, or in excess of the item or items appropriated in the adopted budget or a supplementary or amended budget commits an offense. An offense under this subsection is a Class C misdemeanor.

SECTION 3.02. Section 45.105, Education Code, is amended by amending Subsection (c) and adding Subsection (c-1) to read as follows:

(c) Local school funds from district taxes, tuition fees of students not entitled to a free education, other local sources, and state funds not designated for a specific purpose may be used for the purposes listed for state and county available funds and for purchasing appliances and supplies, paying insurance premiums, paying janitors and other employees, buying school sites, buying, building, repairing, and renting school buildings, including acquiring school buildings and sites by leasing through annual payments with an ultimate option to

purchase, and, except as provided by Subsection (c-1), for other purposes necessary in the conduct of the public schools determined by the board of trustees. The accounts and vouchers for county districts must be approved by the county superintendent. If the state available school fund in any municipality or district is sufficient to maintain the schools in any year for at least eight months and leave a surplus, the surplus may be spent for the purposes listed in this subsection.

(c-1) Funds described by Subsection (c) may not be used to initiate or maintain any action or proceeding against the state or an agency or officer of the state arising out of a decision, order, or determination that is final and unappealable under a provision of this code, 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.

SECTION 3.03. Section 48.201, Education Code, is amended to read as follows:

Sec. 48.201. PURPOSE. The purpose of the tier two component of the Foundation School Program is to provide each school district with the opportunity to provide the basic program and to supplement that program at a level of its own choice. An allotment under this subchapter may be used for any legal purpose other than:

(1) capital outlay or debt service; or
(2) a purpose prohibited by Section 45.105(c-1) or another provision of this code.

SECTION 3.04. Section 39A.203, Education Code, is repealed.

SECTION 3.05. Section 44.052(c), Education Code, as amended by this Act, 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 when 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.

ARTICLE 4. CONFORMING AMENDMENTS

SECTION 4.01. Section 7.028(a), Education Code, is amended to read as follows:

(a) Except as provided by Section 21.006(k), 22.093(l), 22.096, 28.006, 29.001(5), 29.010(a), 38.003, or 39.003 [~~39.057~~], the agency may monitor compliance with requirements applicable to a process or program provided by a school district, campus, program, or school granted charters under Chapter 12, including the process described by Subchapter F, Chapter 11, or a program described by Subchapter B, C, D, E, F, H, or I, Chapter 29, or Subchapter A, Chapter 37, only as necessary to ensure:

- (1) compliance with federal law and regulations;
- (2) financial accountability, including compliance with grant requirements;
- (3) data integrity for purposes of:

(A) the Public Education Information Management System (PEIMS); and

(B) accountability under Chapters 39 and 39A; and

(4) qualification for funding under Chapter 48.

SECTION 4.02. Section 12.013(b), Education Code, is amended to read as follows:

(b) A home-rule school district is subject to:

(1) a provision of this title establishing a criminal offense;

(2) a provision of this title relating to limitations on liability; and

(3) a prohibition, restriction, or requirement, as applicable, imposed by this title or a rule adopted under this title, relating to:

(A) the Public Education Information Management System (PEIMS) to the extent necessary to monitor compliance with this subchapter as determined by the commissioner;

(B) educator certification under Chapter 21 and educator rights under Sections 21.407, 21.408, and 22.001;

(C) criminal history records under Subchapter C, Chapter 22;

(D) student admissions under Section 25.001;

(E) school attendance under Sections 25.085, 25.086, and 25.087;

(F) inter-district or inter-county transfers of students under Subchapter B, Chapter 25;

(G) elementary class size limits under Section 25.112, in the case of any campus in the district that fails to satisfy any standard under Section 39.054(e);

(H) high school graduation under Section 28.025;

(I) special education programs under Subchapter A, Chapter 29;

(J) bilingual education under Subchapter B, Chapter 29;

(K) prekindergarten programs under Subchapter E, Chapter 29;

(L) safety provisions relating to the transportation of students under Sections 34.002, 34.003, 34.004, and 34.008;

(M) computation and distribution of state aid under Chapters 31, 43, and 48;

(N) extracurricular activities under Section 33.081;

(O) health and safety under Chapter 38;

(P) the provisions of Subchapter A, Chapter 39;

(Q) public school accountability and special investigations under Subchapters A, B, C, D, and J, Chapter 39, and Chapter 39A;

(R) [~~(Q)~~] options for local revenue levels in excess of entitlement under Chapter 49;

(S) [~~(R)~~] a bond or other obligation or tax rate under Chapters 43, 45, and 48; and

(T) [~~(S)~~] purchasing under Chapter 44.

SECTION 4.03. Section 12.056(b), Education Code, is amended to read as follows:

(b) A campus or program for which a charter is granted under this subchapter is subject to:

- (1) a provision of this title establishing a criminal offense; and
- (2) a prohibition, restriction, or requirement, as applicable, imposed by this title or a rule adopted under this title, relating to:

(A) the Public Education Information Management System (PEIMS) to the extent necessary to monitor compliance with this subchapter as determined by the commissioner;

(B) criminal history records under Subchapter C, Chapter 22;

(C) high school graduation under Section 28.025;

(D) special education programs under Subchapter A, Chapter 29;

(E) bilingual education under Subchapter B, Chapter 29;

(F) prekindergarten programs under Subchapter E, Chapter 29;

(G) extracurricular activities under Section 33.081;

(H) health and safety under Chapter 38;

(I) the provisions of Subchapter A, Chapter 39;

(J) public school accountability and special investigations under Subchapters A, B, C, D, F, and J, Chapter 39, and Chapter 39A; and

~~(K) [†] the duty to discharge or refuse to hire certain employees or applicants for employment under Section 12.1059.~~

SECTION 4.04. Section 12.104(b), Education Code, as amended by Chapters 262 (**HB 1597**), 464 (**SB 11**), 467 (**HB 4170**), and 943 (**HB 3**), Acts of the 86th Legislature, Regular Session, 2019, is reenacted and amended to read as follows:

(b) An open-enrollment charter school is subject to:

(1) a provision of this title establishing a criminal offense;

(2) the provisions in Chapter 554, Government Code; and

(3) a prohibition, restriction, or requirement, as applicable, imposed by this title or a rule adopted under this title, relating to:

(A) the Public Education Information Management System (PEIMS) to the extent necessary to monitor compliance with this subchapter as determined by the commissioner;

(B) criminal history records under Subchapter C, Chapter 22;

(C) reading instruments and accelerated reading instruction programs under Section 28.006;

(D) accelerated instruction under Section 28.0211;

(E) high school graduation requirements under Section 28.025;

(F) special education programs under Subchapter A, Chapter 29;

(G) bilingual education under Subchapter B, Chapter 29;

(H) prekindergarten programs under Subchapter E or E-1, Chapter 29;

(I) extracurricular activities under Section 33.081;

(J) discipline management practices or behavior management techniques under Section 37.0021;

(K) health and safety under Chapter 38;

(L) the provisions of Subchapter A, Chapter 39;

(M) public school accountability and special investigations under Subchapters A, B, C, D, F, G, and J, Chapter 39, and Chapter 39A;

(N) [~~(M)~~] the requirement under Section 21.006 to report an educator's misconduct;

(O) [~~(N)~~] intensive programs of instruction under Section 28.0213;

(P) [~~(O)~~] the right of a school employee to report a crime, as provided by Section 37.148;

(Q) [~~(P)~~] bullying prevention policies and procedures under Section 37.0832;

(R) [~~(Q)~~] the right of a school under Section 37.0052 to place a student who has engaged in certain bullying behavior in a disciplinary alternative education program or to expel the student;

(S) [~~(R)~~] the right under Section 37.0151 to report to local law enforcement certain conduct constituting assault or harassment;

(T) [~~(S)~~] a parent's right to information regarding the provision of assistance for learning difficulties to the parent's child as provided by Sections 26.004(b)(11) and 26.0081(c) and (d);

(U) [~~(T)~~] establishment of residency under Section 25.001;

(V) [~~(U)~~] school safety requirements under Sections 37.108, 37.1081, 37.1082, 37.109, 37.113, 37.114, 37.115, 37.207, and 37.2071;

(W) [~~(V)~~] the early childhood literacy and mathematics proficiency plans under Section 11.185; and

(X) [~~(W)~~] the college, career, and military readiness plans under Section 11.186.

SECTION 4.05. Section 12.1162(a), Education Code, is amended to read as follows:

(a) The commissioner shall take any of the actions described by Subsection (b) or by Section 39A.001, 39A.002, 39A.004, 39A.005, or 39A.007, to the extent the commissioner determines necessary, if an open-enrollment charter school, as determined by a report issued under Section 39.004(b) [~~39.058(b)~~]:

(1) commits a material violation of the school's charter;

(2) fails to satisfy generally accepted accounting standards of fiscal management; or

(3) fails to comply with this subchapter or another applicable rule or law.

SECTION 4.06. Section 39.0302(a), Education Code, is amended to read as follows:

(a) During an agency investigation or audit of a school district under Section 39.0301(e) or (f), a special [~~an accreditation~~] investigation under Section 39.003(a)(8) [~~39.057(a)(8)~~] or (14), a compliance review under Section 21.006(k), 22.093(l), or 22.096, or an investigation by the State Board for Educator Certification of an educator for an alleged violation of an assessment instrument security procedure established under Section 39.0301(a), the commissioner may issue a subpoena to compel the attendance of a relevant witness or the production, for inspection or copying, of relevant evidence that is located in this state.

SECTION 4.07. Section 39.056(h), Education Code, is amended to read as follows:

(h) The commissioner may at any time convert a monitoring review to a special ~~[accreditation]~~ investigation under Section 39.003 ~~[39.057]~~, provided the commissioner promptly notifies the school district of the conversion.

SECTION 4.08. Section 39A.001, Education Code, is amended to read as follows:

Sec. 39A.001. GROUNDS FOR COMMISSIONER ACTION. The commissioner shall take any of the actions authorized by this subchapter to the extent the commissioner determines necessary if:

(1) a school district does not satisfy:

(A) the accreditation criteria under Section 39.052;

(B) the academic performance standards under Section 39.053 or 39.054; or

(C) any financial accountability standard as determined by commissioner rule; or

(2) the commissioner considers the action to be appropriate on the basis of a special ~~[accreditation]~~ investigation under Section 39.003 ~~[39.057]~~.

SECTION 4.09. 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.

SECTION 4.10. To the extent of any conflict, this article prevails over another Act of the 87th Legislature, Regular Session, 2021, relating to nonsubstantive additions to and corrections in enacted codes.

ARTICLE 5. EFFECTIVE DATE

SECTION 5.01. 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.

SB 1365 - POINT OF ORDER

Representative Allen raised a point of order against further consideration of **SB 1365** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

Representative Huberty moved to postpone consideration of **SB 1365** until 5 p.m. today.

The motion prevailed.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Geren requested permission for the Committee on Local and Consent Calendars to meet while the house is in session, at 5 p.m. today, in 1W.14, to consider a calendar.

Permission to meet was granted.

**MAJOR STATE CALENDAR
(consideration continued)****CSSB 3 ON SECOND READING
(Paddie - House Sponsor)**

CSSB 3, A bill to be entitled An Act relating to preparing for, preventing, and responding to weather emergencies and power outages; increasing the amount of administrative and civil penalties.

CSSB 3 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE LEMAN: In our joint hearing between the State Affairs and Energy Resources Committees, we've focused on the shortfalls in the supply of electricity and natural gas. Is there anything in this bill that should be construed to give the Public Utility Commission or the Railroad Commission the authority to take any action that would decrease the supply of electricity or natural gas in this state?

REPRESENTATIVE PADDIE: Not in this bill, no.

REMARKS ORDERED PRINTED

Representative Leman moved to print remarks between Representative Paddie and Representative Leman on **CSSB 3**.

The motion prevailed.

Amendment No. 1

Representative Paddie offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) as follows:

(1) On page 5, strike lines 20 through 22 and substitute the following:

(b) This section applies only to a gas supply chain facility that is:

(1) included on the electricity supply chain map created under Section 38.203, Utilities Code; and

(2) designated as critical by the commission in the manner provided by Section 81.073.

(2) On page 6, line 11, between "repeated" and "or", insert "weather-related".

(3) On page 7, line 26, strike "Subtitle B" and substitute "Section 35.0021 or 38.074".

(4) On page 16, lines 15 through 17, strike "during extreme weather where the independent organization certified under Section 39.151 for the ERCOT power region has declared an emergency" and substitute "where the independent

organization certified under Section 39.151 for the ERCOT power region has declared a Level 2 Emergency or a higher level of emergency or has otherwise directed the transmission and distribution utility to shed load".

(5) Strike page 18, line 27, through page 19, line 8.

(6) On page 19, line 9, strike "(c)" and substitute "(b)".

(7) On page 22, line 2, between "is" and "subject", insert "not".

(8) On page 24, line 8, between "(c)," and "a retail", insert "an aggregator, a broker, or".

(9) On page 24, line 11, strike "A" and substitute "An aggregator, a broker, or a".

(10) On page 24, line 20, after the semicolon, add "and".

(11) On page 24, line 21, between "the" and "retail", insert "aggregator, broker, or".

(12) On page 24, line 23, strike the underlined semicolon and substitute an underlined period.

(13) On page 24, strike line 24 and substitute the following:

(d) A retail electric provider may maintain a residential or small commercial customer's enrollment in a wholesale indexed product only if:

(1) the retail electric provider provides to each

(14) On page 24, line 27, strike "(5)" and substitute "(2)".

(15) On page 25, line 5, strike "(d)" and substitute "(e)".

(16) On page 25, between lines 7 and 8, insert the following:

(f) An aggregator, a broker, or a retail electric provider may enroll a customer other than a residential and small commercial customer in a wholesale indexed product only if the aggregator, broker, or provider obtains before the customer's enrollment an acknowledgment signed by the customer that the customer accepts the potential price risks associated with a wholesale indexed product.

(g) An acknowledgment required by Subsection (f) must include the following statement, in clear, boldfaced text:

"I understand that the volatility and fluctuation of wholesale energy pricing may cause my energy bill to be multiple times higher in a month in which wholesale energy prices are high. I understand that I will be responsible for charges caused by fluctuations in wholesale energy prices."

(h) An acknowledgment required by Subsection (f) may be included as an addendum to a contract.

(i) A retail electric provider that provides a wholesale indexed product to a customer other than a residential and small commercial customer must keep on file the acknowledgment required by Subsection (f) for each customer while the customer is enrolled with the retail electric provider in the wholesale indexed product.

(17) Strike page 26, line 19 through page 27, line 8 and renumber subsequent SECTIONS of the bill accordingly.

(18) On page 28, strike lines 16 through 19 and substitute the following:
gas pipeline facility:

(A) directly serves a natural gas electric generation facility operating solely to provide power to the electric grid for the ERCOT power region or for the ERCOT power region and an adjacent power region; and

(B) is included on the electricity supply chain map created under Section 38.203.

(19) On page 29, line 7, between "operator" and "that", insert "described by Subsection (a)(3)".

(20) On page 37, line 23, strike "electric" and substitute "electricity".

(21) On page 37, line 25, strike "electric" and substitute "electricity".

(22) On page 42, line 23, between "The" and "commission", insert "utility".

(23) On page 45, strike lines 21 through 25 and substitute the following appropriately numbered SECTION:

SECTION _____. (a) If **HB 16**, 87th Legislature, Regular Session, 2021, becomes law, Section 39.110, Utilities Code, as added by that Act, is repealed, effective September 1, 2021. This subsection takes effect September 1, 2021.

(b) Except as provided by Subsection (a) of this section, 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.

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

SECTION _____. The changes in law made by Section 39.110, Utilities Code, as added by this Act, apply only to an enrollment or re-enrollment of a customer in a retail electric product that is executed on or after the effective date of this Act. An enrollment or re-enrollment of a customer in a retail electric product that is executed 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 _____. It is the intent of the legislature that this Act not restrict or amend the sole jurisdiction of the Railroad Commission of Texas to establish rules or requirements relating to curtailment orders for facilities and entities in the commission's jurisdiction under the Natural Resources Code or the Utilities Code.

AMENDMENT NO. 1 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE MARTINEZ FISCHER: Chairman, I just want to understand your intent. I thought I understood it in the original committee substitute that I reviewed and now, reading the bill and reading your amendment, I just want to make sure. Is your intent, once the critical infrastructure is mapped out and you're in the supply chain for natural gas to get to generation, is that hardening our weatherization requirement? Is that going to begin at the wellhead and run to generation?

REPRESENTATIVE PADDIE: It will be specific to the facilities themselves, and by facilities I'm very generally speaking about—that could be pipes, that could be a compressor station, that could be a processing facility. So when I say that if you

are identified in that process, I would also add—and this is an important piece we added as well in the sub—that if you're identified in the map or if you choose to self-identify as critical infrastructure. Because you remember some discussion earlier on this session that we had a lot of facilities, oil and gas facilities, that their power, when load shedding started happening, they lost power, and we found out in a lot of cases they could have filled out a form and identified themselves as critical infrastructure but they had not done that. So in this bill, we say two different scenarios. Either you've been identified as critical infrastructure in the mapping process as it relates to the supply chain or if you choose to self-identify as critical infrastructure and you want the benefit of potentially not losing your power during a firm load shedding event, then if you're going to take that designation, then you also fall under those requirements to weatherize as well.

Why that's important, Mr. Martinez Fischer, too, is we don't want every facility out there to rush out there and say just because I'm an oil and gas facility I'm going to fill out this two-page form and consider myself critical infrastructure. Because every one of them that does that further limits the transmission and distribution companies, the TDUs, to shed them. And so when we have an extreme event like we just had and we have all these facilities that have designated whether or not they truly are critical as it relates to the supply chain for electric generation, if we can't turn theirs off, that may mean we have to turn someone else's off, and that might be your constituent, that might be my constituent, or anyone else in this room's constituent, and we want to avoid that.

MARTINEZ FISCHER: I appreciate that. I just have one more question. Just to make it clear, we can harden all we want at the generation side, but if we don't harden and prepare for that gas down the stream, if you will—and nothing in this amendment changes that as it relates to the bill. Is that correct?

PADDIE: That is absolutely correct. And I would tell you that we could have the most weatherized generation facility in the world but if it can't get the gas supply that it needs to function, it doesn't matter. And so, absolutely, nothing in this bill results in us not weatherizing those facilities that are deemed critical.

REMARKS ORDERED PRINTED

Representative Martinez Fischer moved to print remarks between Representative Paddie and Representative Martinez Fischer on Amendment No. 1 on **CSSB 3**.

The motion prevailed.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Paddie offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering the subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 13.1395(d), Water Code, is amended to read as follows:

(d) This subsection does not apply to raw water services that are unnecessary or otherwise subject to interruption or curtailment during emergencies under a contract. Each affected utility that supplies, provides, or conveys surface water shall include in its emergency preparedness plan under Subsection (b) provisions:

(1) for the actual installation and maintenance of automatically starting auxiliary generators or distributive generation facilities for each raw water intake pump station, water treatment plant, pump station, and pressure facility necessary to provide water to its wholesale customers during emergencies; or

(2) that demonstrate the capability of each raw water intake pump station, water treatment plant, pump station, and pressure facility to provide water to its wholesale customers during emergencies through alternative means acceptable to the commission.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Morales Shaw offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) as follows:

(1) On page 1, line 11, between "governor," and "and", insert "the Texas Commission on Environmental Quality,".

Amendment No. 3 was adopted.

(Murr in the chair)

Amendment No. 4

Representative Guerra offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee report) on page 4 as follows:

(1) On line 1, between "WEATHER" and the period, insert "; DISASTER PREPAREDNESS EDUCATION".

(2) Between lines 8 and 9, insert the following:

(c) The division shall develop disaster preparedness educational materials that include instructions for preparing a disaster kit containing supplies most needed in a disaster or emergency, such as water, nonperishable food, medical supplies, flashlights, and other essential items, to assist families and businesses in adequately preparing for winter storms, hurricanes, floods, drought, fires, and other potential disasters.

(d) The division shall post on the division's Internet website and distribute to local governments and businesses the educational materials and instructions developed under Subsection (c).

Amendment No. 4 failed of adoption.

Amendment No. 5

Representative Howard offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee report) as follows:

(1) On page 5, line 25, after the period, add "In adopting the rules, the commission shall take into consideration weather predictions produced by the office of the state climatologist.".

(2) On page 12, line 15, after the period, add "In adopting the rules, the commission shall take into consideration weather predictions produced by the office of the state climatologist.".

(3) On page 15, line 18, after the period, add "In adopting the rules, the commission shall take into consideration weather predictions produced by the office of the state climatologist.".

(4) On page 28, line 6, between "Subsections" and "(c-1)", insert "(a-1)".

(5) On page 28, between lines 19 and 20, insert the following:

(a-1) In adopting rules under Subsection (a)(3), the commission shall take into consideration weather predictions produced by the office of the state climatologist.

Amendment No. 5 was adopted.

(Speaker in the chair)

Amendment No. 6

Representative Rosenthal offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) as follows:

(1) On page 6, between lines 19 and 20, insert the following appropriately lettered subsection and reletter subsequent subsections accordingly:

() The commission shall by rule require an operator of a gas supply chain facility to provide to the commission:

(1) a summary report of a criticality analysis of the facility;

(2) a plan to mitigate risk factors identified in the criticality analysis;

and

(3) proof that the operator has implemented the plan described by Subdivision (2) over a reasonable period, in a form satisfactory to the commission, which may be in the form of inspections or documents.

(2) On page 13, between lines 14 and 15, insert the following appropriately lettered subsection and reletter subsequent subsections accordingly:

() The commission shall by rule require a provider of electric generation service described by Subsection (a) to provide to the commission:

(1) a summary report of a criticality analysis of the provider's generation assets;

(2) a plan to mitigate risk factors identified in the criticality analysis;

and

(3) proof that the provider has implemented the plan described by Subdivision (2) over a reasonable period, in a form satisfactory to the commission, which may be in the form of inspections or documents.

(3) On page 16, between lines 7 and 8, insert the following appropriately lettered subsection and reletter subsequent subsections accordingly:

() The commission shall by rule require each electric cooperative, municipally owned utility, and transmission and distribution utility providing transmission service in the ERCOT power region to provide to the commission:

(1) a summary report of a criticality analysis of the cooperative's or utility's facilities;

(2) a plan to mitigate risk factors identified in the criticality analysis;
and

(3) proof that the cooperative or utility has implemented the plan described by Subdivision (2) over a reasonable period, in a form satisfactory to the commission, which may be in the form of inspections or documents.

(4) On page 28, line 7, between "(e)," and "and", insert "(e-1),"

(5) On page 29, between lines 16 and 17, insert the following:

(e-1) The railroad commission shall by rule require an operator of a gas pipeline facility described by Subsection (a)(3) to provide to the railroad commission:

(1) a summary report of a criticality analysis of the facility;

(2) a plan to mitigate risk factors identified in the criticality analysis;
and

(3) proof that the operator has implemented the plan described by Subdivision (2) over a reasonable period, in a form satisfactory to the commission, which may be in the form of inspections or documents.

Amendment No. 6 was withdrawn.

Amendment No. 7

Representative Reynolds offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee report) as follows:

(1) On page 8, between lines 20 and 21, insert the following appropriately numbered subdivision and renumber subsequent subdivisions and cross-references to those subdivisions accordingly:

() the procedure for a residential or commercial customer to participate in a voluntary demand response program through the electric utility or a demand response provider to reduce electricity use during times of peak demand, including during an involuntary load shedding event;

(2) On page 10, between lines 6 and 7, insert the following appropriately numbered subdivision and renumber subsequent subdivisions and cross-references to those subdivisions accordingly:

() the procedure for a residential or commercial customer to participate in a voluntary demand response program through the utility or a demand response provider to reduce electricity use during times of peak demand, including during an involuntary load shedding event;

(3) On page 11, between lines 14 and 15, insert the following appropriately numbered subdivision and renumber subsequent subdivisions and cross-references to those subdivisions accordingly:

() the procedure for a residential or commercial customer to participate in a voluntary demand response program through the cooperative or a demand response provider to reduce electricity use during times of peak demand, including during an involuntary load shedding event;

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

SECTION _____. Section 39.101(b), Utilities Code, is amended to read as follows:

(b) A customer is entitled:

(1) to be informed about rights and opportunities in the transition to a competitive electric industry;

(2) to choose the customer's retail electric provider consistent with this chapter, to have that choice honored, and to assume that the customer's chosen provider will not be changed without the customer's informed consent;

(3) to have access to providers of energy efficiency services, to on-site distributed generation, and to providers of energy generated by renewable energy resources;

(4) to be served by a provider of last resort that offers a commission-approved standard service package;

(5) to receive sufficient information to make an informed choice of service provider;

(6) to be protected from unfair, misleading, or deceptive practices, including protection from being billed for services that were not authorized or provided; ~~and~~

(7) to have an impartial and prompt resolution of disputes with its chosen retail electric provider and transmission and distribution utility; and

(8) to participate in demand response programs through:

(A) retail electric providers; and

(B) demand response providers.

Amendment No. 7 failed of adoption.

Amendment No. 8

Representative Tinderholt offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee report) as follows:

(1) On page 13, line 25, strike "Subsection (e) and adding Subsections (f)," and substitute "Subsections (d) and (e) and adding Subsections (d-1), (f),".

(2) On page 13, between lines 26 and 27, insert the following:

(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. An electric utility subject to the freeze period imposed by Section 39.052 may treat transmission costs in excess of transmission revenues during the freeze period as an expense for purposes of determining annual costs in the

annual report filed under Section 39.257. Notwithstanding Section 36.201, the commission may approve wholesale rates that may be periodically adjusted to ensure timely recovery of transmission investment. Notwithstanding Section 36.054(a), if the commission determines that conditions warrant the action, the commission may authorize the inclusion of construction work in progress in the rate base for transmission investment required by the commission under Section 39.203(e).

(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.

A record vote was requested by Representative Tinderholt.

Amendment No. 8 failed of adoption by (Record 1322): 34 Yeas, 102 Nays, 1 Present, not voting.

Yeas — Allen; Beckley; Bell, C.; Biedermann; Bowers; Cain; Campos; Cason; Cyrier; Gates; Guerra; Holland; Hunter; Klick; Longoria; Meza; Middleton; Morales, E.; Muñoz; Ordaz Perez; Parker; Patterson; Ramos; Schaefer; Schofield; Slaton; Slawson; Stephenson; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Nays — Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Canales; Clardy; Cole; Collier; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Howard; Huberty; Hull; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Minjarez; Moody; Morales, C.; Morrison; Murphy; Murr; Noble; Ortega; Pacheco; Paddie; Paul; Perez; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stucky; Talarico; Thierry; Thompson, E.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price; Vo.

Absent — Capriglione; Cook; Cortez; Dominguez; Herrero; Morales Shaw; Neave; Rodriguez; Thompson, S.

STATEMENTS OF VOTE

When Record No. 1322 was taken, I was shown voting no. I intended to vote yes.

Guillen

When Record No. 1322 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 1322 was taken, my vote failed to register. I would have voted yes.

Neave

Amendment No. 9

Representative Howard offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee report) as follows:

(1) On page 29, line 26, strike "may" and substitute "must".

(2) On page 30, lines 1 through 3, strike "in an amount that exceeds \$5,000 for a violation of a rule adopted under Section 121.2015(a)(3) may be assessed only" and substitute "for a violation of a rule adopted under Section 121.2015(a)(3) must be in an amount that is at least \$20,000".

A record vote was requested by Representative Howard.

Amendment No. 9 failed of adoption by (Record 1323): 60 Yeas, 83 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Dominguez; 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; 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; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Deshotel; Dutton; Ellzey; Frank; Frullo; Gates; Goldman; Guillen; 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; Morrison; Murphy; Murr; Noble; Paddie; Parker; Patterson; Paul; Raney; Raymond; 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 — Coleman; Oliverson; Price; Vo.

Absent — Geren; Smithee.

STATEMENT OF VOTE

When Record No. 1323 was taken, I was in the house but away from my desk. I would have voted no.

Smithee

Amendment No. 10

Representative Morales Shaw offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) on page 37 by adding the following section immediately after line 27:

Sec. 186.105. INFORMATION SHARING DURING DISASTER. During a disaster, the council shall share information that affects residential consumers with the chief executive of the Office of Public Utility Counsel.

Amendment No. 10 was adopted.

Amendment No. 11

Representatives Martinez Fischer, Lopez, Minjarez, Gervin-Hawkins, Larson, Allison, Pacheco, Cortez, Bernal, and Campos offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) as follows:

(1) On page 39, line 9, between "one" and "of the", insert "or more".

(2) On page 40, strike lines 7 through 9 and substitute the following:
area of the affected utility;

(11) the ability to provide water through artesian flows;

(12) redundant interconnectivity between pressure zones;

(13) emergency water demand rules to maintain emergency operations;

or

(14) any other alternative determined by the commission to be acceptable.

(3) On page 44, line 18, between "July 1, 2022," and "each affected", insert "or upon final approval by the commission,".

Amendment No. 11 was adopted.

Amendment No. 12

Representative T. King offered the following amendment to **CSSB 3**:

Amend **CSSB 3** in SECTION 29 of the bill (house committee report page 42, lines 14 through 20), by striking Subsection (b) and substituting the following:

(b) A retail public utility that is required to possess a certificate of public convenience and necessity or a district and affected county that furnishes retail water or sewer utility service shall not impose late fees or disconnect service for nonpayment of bills that are due during an extreme weather emergency until after the emergency is over and shall work with customers that request to establish a payment schedule for unpaid bills that are due during the extreme weather emergency.

Amendment No. 12 was adopted.

Amendment No. 13

Representative Lucio offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) on page 44, between lines 1 and 2, by inserting the following:

(d) Not later than September 1, 2022, the State Energy Plan Advisory Committee shall submit to the legislature a report evaluating whether a regulated emergency power reserve outside of the ERCOT market that meets the requirements described in Section 39.159(c), Utilities Code, as added by this Act, would efficiently address the need for sufficient dispatchable capacity in all emergency weather scenarios, and whether such an emergency power reserve should be an option as a reliability service described in Sections 39.159(b)(2) and (3), Utilities Code, as added by this Act.

A record vote was requested by Representative Patterson.

Amendment No. 13 failed of adoption by (Record 1324): 46 Yeas, 95 Nays, 1 Present, not voting.

Yeas — Allen; Burns; Campos; Capriglione; Clardy; Cole; Cook; Cortez; Darby; Dean; Deshotel; Dominguez; Fierro; Gates; Holland; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Kuempel; Lambert; Longoria; Lucio; Martinez; Meza; Minjarez; Moody; Morales, E.; Morrison; Murr; Ordaz Perez; Pacheco; Paddie; Parker; Reynolds; Rogers; Schofield; Sherman; Smithee; Stucky; Swanson; Thierry; Thompson, S.; Turner, J.; White; Wilson.

Nays — Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Cain; Canales; Cason; Collier; Craddick; Cyrier; Davis; Dutton; Ellzey; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Hinojosa; Howard; Huberty; Hull; Israel; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Martinez Fischer; Metcalf; Meyer; Middleton; Morales, C.; Muñoz; Murphy; Neave; Noble; Ortega; Patterson; Paul; Perez; Ramos; Raney; Raymond; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Talarico; Thompson, E.; Tinderholt; Toth; Turner, C.; VanDeaver; Vasut; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price; Vo.

Absent — Crockett; Hernandez; King, P.; Morales Shaw.

STATEMENTS OF VOTE

When Record No. 1324 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 1324 was taken, I was shown voting yes. I intended to vote present, not voting.

Burns

When Record No. 1324 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1324 was taken, I was shown voting no. I intended to vote yes.

Guillen

When Record No. 1324 was taken, I was shown voting yes. I intended to vote no.

Jetton

When Record No. 1324 was taken, I was shown voting yes. I intended to vote no.

Lambert

When Record No. 1324 was taken, I was shown voting no. I intended to vote yes.

Landgraf

When Record No. 1324 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 1324 was taken, I was shown voting yes. I intended to vote no.

Pacheco

When Record No. 1324 was taken, I was shown voting yes. I intended to vote no.

Stucky

Amendment No. 14

Representative C. Turner offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) as follows:

- (1) On page 45, line 5, between "SECTION 35." and "Not", insert "(a)".
- (2) On page 45, between lines 13 and 14, insert the following:
 - (b) The Railroad Commission of Texas shall require a gas supply chain facility operator or gas pipeline facility operator, as applicable, to comply with the rules described by Subsection (a) of this section not later than six months after the effective date of those rules.
- (3) On page 45, line 14, between "SECTION 36." and "Not", insert "(a)".
- (4) On page 45, between lines 20 and 21, insert the following:

(b) The Public Utility Commission of Texas shall require a municipally owned utility, electric cooperative, power generation company, exempt wholesale generator, or transmission and distribution utility, as applicable, to comply with the rules described by Subsection (a) of this section not later than six months after the effective date of those rules.

A record vote was requested by Representative C. Turner.

Amendment No. 14 failed of adoption by (Record 1325): 58 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Campos; Canales; Collier; Cortez; Crockett; Davis; Dean; Dominguez; Fierro; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; King, T.; Longoria; Lopez; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; 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; Deshotel; Dutton; Frank; Frullo; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; 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; Paddie; Parker; Patterson; Paul; Raney; 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; Oliverson; Price; Vo.

Absent — Beckley; Cole; Ellzey; Guillen; Israel; Johnson, J.E.; Ordaz Perez.

STATEMENTS OF VOTE

When Record No. 1325 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1325 was taken, my vote failed to register. I would have voted no.

Ellzey

When Record No. 1325 was taken, I was in the house but away from my desk. I would have voted yes.

Guillen

When Record No. 1325 was taken, I was shown voting yes. I intended to vote no.

Shine

Amendment No. 15

Representative C. Turner offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee report) on page 26, between lines 18 and 19, by inserting the following:

(4) any new, dispatchable generation constructed shall not be reimbursed or financed by any mechanism that would be charged to residential or small business customers.

Amendment No. 15 was withdrawn.

Amendment No. 16

Representative Goodwin offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____ . STUDY OF INVOLUNTARY LOAD SHEDDING UPGRADES. (a) In this section, "electric distribution utility" includes:

- (1) a transmission and distribution utility, as that term is defined by Section 31.002, Utilities Code;
- (2) a municipally owned utility; and
- (3) an electric cooperative.

(b) Not later than 180 days after the effective date of this Act, the Public Utility Commission of Texas shall:

(1) conduct a study on the feasibility of requiring each electric distribution utility to:

(A) install and connect to an information network, for each customer, an advanced meter capable of allowing the utility to shut off the customer's power when involuntary load shedding is necessary; and

(B) develop or acquire the equipment and software necessary to shut off a customer's power in the event of involuntary load shedding by using advanced meters;

(2) prepare a report with the results of the study and recommendations for achieving:

(A) the deployment of advanced meters in this state for the purpose of involuntary load shedding; and

(B) the development or acquisition of equipment and software by electric distribution utilities for the purpose of involuntary load shedding using advanced meters; and

(3) issue the report to:

- (A) the governor;
- (B) the lieutenant governor;
- (C) the speaker of the house of representatives; and
- (D) each member of the legislature.

A record vote was requested by Representative C. Turner.

Amendment No. 16 failed of adoption by (Record 1326): 59 Yeas, 85 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Dominguez; 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; 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; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Deshotel; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; 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; Morrison; Murphy; Murr; Noble; Paddie; Parker; Patterson; Paul; Roney; 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; Oliverson; Price; Vo.

Absent — Beckley.

Amendment No. 17

Representative P. King offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter A, Chapter 31, Utilities Code, is amended by adding Section 31.006 to read as follows:

Sec. 31.006. LIMITED LIABILITY OF CERTAIN ELECTRIC UTILITIES AND ELECTRIC COOPERATIVES. Unless an electric utility or electric cooperative acts with gross negligence, as that term is defined by Section 41.001, Civil Practice and Remedies Code, an electric utility or electric cooperative that complies with an instruction, directive, order, regulation, or restriction regarding the operation of the electric utility's or electric cooperative's transmission or distribution system issued by an independent organization certified under Section 39.151 or a regulatory authority is not liable for any direct or consequential damages, including without limitation bodily or other personal injury, emotional injury, death, property damage, loss of profits, loss of revenue, or loss of production capacity, caused by the electric utility's or electric cooperative's compliance with the instruction, directive, order, regulation, or restriction.

SECTION _____. Section 31.006, Utilities Code, as added by this Act, applies only to an action commenced on or after February 12, 2021, for which a judgment has not become final before the effective date of this Act. An action commenced before February 12, 2021, or an action for which a judgment has become final before the effective date of this Act is governed by the law applicable to the action immediately before the effective date of this Act, and that law is continued in effect for that purpose.

Amendment No. 17 - Point of Order

Representative J.E. Johnson raised a point of order against further consideration of Amendment No. 17 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. 17 was withdrawn.

Amendment No. 18

Representative Tinderholt offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (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 35, Utilities Code, is amended by adding Section 35.0022 to read as follows:

Sec. 35.0022. ALTERNATIVE POWER SUPPLY FOR NON-DISPATCHABLE POWER GENERATION FACILITIES. The commission shall require the owner of a non-dispatchable power generation facility, the construction of which began after September 1, 2021, to certify that:

(1) the owner can supply or has a contract that guarantees the supply of not less than the average of the facility's capacity factor during the 20 highest summer and winter net load hours over a 48-hour period; and

(2) the owner's additional or contracted power supply comes from a dispatchable power generation facility or an electric energy storage facility.

A record vote was requested by Representative C. Turner.

Amendment No. 18 failed of adoption by (Record 1327): 26 Yeas, 113 Nays, 1 Present, not voting.

Yeas — Allen; Beckley; Bell, C.; Biedermann; Cain; Cason; Cook; Gates; Holland; Klick; Leman; Middleton; Parker; Patterson; Paul; Rodriguez; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Nays — Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; 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.; 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; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price; Vo.

Absent — Cortez; Dominguez; Guillen; Hefner; Metcalf; Thompson, S.

STATEMENTS OF VOTE

When Record No. 1327 was taken, I was in the house but away from my desk. I would have voted no.

Guillen

When Record No. 1327 was taken, my vote failed to register. I would have voted yes.

Metcalf

Amendment No. 19

Representative Goldman offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) by adding the following SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. It is the intent of the legislature in enacting Section 35.037, Utilities Code, to allow grocers the ability to deploy back-up generation in the ERCOT power region in areas that have not implemented retail customer choice.

SECTION _____. Subchapter B, Chapter 35, Utilities Code, is amended by adding Section 35.037 to read as follows:

Sec. 35.037. INTERCONNECTION AND OPERATION OF CERTAIN DISTRIBUTED GENERATION FACILITIES FOR FOOD SUPPLY CHAIN. (a)

In this section:

(1) "Customer" means a retail electric customer:

(A) with a distributed generation facility installed on the retail electric customer's side of the meter; and

(B) that has a primary purpose of or derives a material source of revenue from:

(i) retail grocery sales; or

(ii) food manufacturing or distribution for retail grocery sales.

(2) "Distributed generation facility" means a facility installed on the customer's side of the meter but separately metered from the customer:

(A) with a nameplate capacity of at least 250 kilowatts and not more than 10 megawatts;

(B) that is capable of generating and providing backup or supplementary power to the customer's premises; and

(C) that is owned or operated by a person registered as a power generation company in accordance with Section 39.351.

(b) This section only applies in the ERCOT power region in areas where retail customer choice has not been implemented.

(c) A person who owns or operates a distributed generation facility served by a municipally owned utility or electric cooperative in the ERCOT power region may sell electric power generated by the distributed generation facility at wholesale, including the provision of ancillary services, subject to the limitations of this section.

(d) A person who owns or operates a distributed generation facility may sell electric power generated by the distributed generation facility at wholesale to a municipally owned utility or electric cooperative certificated for retail service to the area where the distributed generation facility is located or to a related generation and transmission electric cooperative. The municipally owned utility or electric cooperative shall purchase at wholesale the quantity of electric power generated by the distributed generation facility needed to satisfy the full electric requirements of the customer on whose side of the meter the distributed generation facility is installed and operated at a wholesale price agreed to by the customer and shall resell that quantity of power at retail to the customer at the rate applicable to the customer for retail service, which must at minimum include all amounts paid for the wholesale electric power, during:

(1) an emergency declared by the independent organization certified under Section 39.151 for the ERCOT power region that creates the potential for interruption of service to the customer;

(2) any service interruption at the customer's premises;

(3) construction on the customer's premises that creates the potential for interruption of service to the customer;

(4) maintenance and testing of the distributed generation facility; and

(5) additional times mutually agreed on by the owner or operator of the distributed generation facility and the municipally owned utility or electric cooperative.

(e) The customer shall provide written notice as soon as reasonably practicable to the municipally owned utility or electric cooperative of a circumstance described by Subsection (d)(3) or (4).

(f) In addition to a sale authorized under Subsection (d), on request by an owner or operator of a distributed generation facility, the municipally owned utility or electric cooperative shall provide wholesale transmission service to the distributed generation facility owner in the same manner as to other power generation companies for the sale of power from the distributed generation facility at wholesale, including for the provision of ancillary services, in the ERCOT market. The distributed generation facility owner shall comply with all applicable commission rules and protocols and with governing documents of the independent organization certified under Section 39.151 for the ERCOT power

region. This section does not require a municipally owned utility or electric cooperative to transmit electricity to a retail point of delivery in the certificated service area of the municipally owned utility or electric cooperative.

(g) In addition to a sale authorized under Subsection (d) or (f), a municipally owned utility or electric cooperative or related generation and transmission electric cooperative may purchase electric power provided by the owner or operator of the distributed generation facility at wholesale at a mutually agreed on price. The price may be based wholly or partly on the ERCOT market clearing price of energy at the time of day and at the location at which the electric power is made available.

(h) A municipally owned utility or electric cooperative shall make available a standard interconnection application and agreement for distributed generation facilities that is substantially similar to the commission's interconnection agreement form and consistent with this section to facilitate the connection of distributed generation facilities. A municipally owned utility or electric cooperative shall allow interconnection of a distributed generation facility and provide to a distributed generation facility on a nondiscriminatory basis wholesale transmission service, including at distribution voltage, in the same manner as for other power generation companies to transmit to the ERCOT power grid the electric power generated by the distributed generation facility. A municipally owned utility or electric cooperative may recover from the owner or operator of the distributed generation facility all reasonable costs necessary for and directly attributable to the interconnection of the facility, including the reasonable costs of necessary system upgrades and improvements directly attributable to the distributed generation facility.

(i) Not later than the 30th day after the date a complete application for interconnection of a distributed generation facility is received, the municipally owned utility or electric cooperative shall provide the applicant with a written good faith cost estimate for interconnection-related costs. The municipally owned utility or electric cooperative may not incur any interconnection-related costs without entering into a written agreement for the payment of those costs by the applicant.

(j) The process to interconnect a distributed generation facility must be completed not later than the 240th day after the date the municipally owned utility or electric cooperative receives payment of all estimated costs to complete the interconnection, except that:

(1) the period may be extended by written agreement between the parties; or

(2) the period may be extended after a good faith showing by the municipally owned utility or electric cooperative that the interconnection requires improvements, upgrades, or construction of new facilities that cannot reasonably be completed within that period, in which case the period may be extended for a time not to exceed the time necessary for the improvements, upgrades, or construction of new facilities to be completed.

(k) A municipally owned utility or electric cooperative shall charge the owner or operator of a distributed generation facility rates on a reasonable and nondiscriminatory basis for providing wholesale transmission service to the distributed generation facility owner in the same manner as for other power generation companies to transmit to the ERCOT power grid the electric power generated by the distributed generation facility in accordance with a tariff filed by the municipally owned utility or electric cooperative with the commission.

(l) The owner or operator of the distributed generation facility shall contract with the municipally owned utility or electric cooperative or the municipally owned utility's or electric cooperative's designee for any scheduling, settlement, communication, telemetry, or other services required to participate in the ERCOT wholesale market, but only to the extent that the utility, cooperative, or designee offers the services on a nondiscriminatory basis and at a commercially reasonable cost. If the municipally owned utility or electric cooperative or the municipally owned utility's or electric cooperative's designee does not offer or declines to offer the services, or fails to do so on a nondiscriminatory basis and at a commercially reasonable cost as determined by quotes from at least three third parties providing the same services, the owner or operator of the distributed generation facility may contract with a third party provider to obtain the services.

(m) A distributed generation facility must comply with emissions limitations established by the Texas Commission on Environmental Quality for a standard emissions permit for an electric generation facility unit installed after January 1, 1995.

(n) A municipally owned utility or electric cooperative is not required to interconnect a distributed generation facility under this section if, on the date the utility or cooperative receives an application for interconnection of the facility, the municipally owned utility or electric cooperative has interconnected distributed generation facilities with an aggregate capacity that equals the lesser amount of:

(1) 5 percent of the municipally owned utility's or electric cooperative's average of the 15-minute summer peak load coincident with the independent system operator's 15-minute summer peak load in each of the months of June, July, August, and September; or

(2) 300 megawatts, adjusted annually by the percentage of total system load growth in the ERCOT power region beginning in 2022.

(o) A municipally owned utility or electric cooperative that, on the date the utility or cooperative receives an application for interconnection of a distributed generation facility, has interconnected distributed generation facilities with an aggregate capacity less than the threshold described by Subsection (n) is required to increase that capacity only up to that threshold.

(p) This section is not intended to change registration standards or other qualifications required by the independent organization certified under Section 39.151 for the ERCOT power region related to the participation of distributed generation facilities in the wholesale market. This section is not intended to allow distributed generation facilities to participate in a manner that is not technically

feasible or that is otherwise in conflict with wholesale rules and requirements adopted by the independent organization certified under Section 39.151 for the ERCOT power region.

AMENDMENT NO. 19 - STATEMENT OF LEGISLATIVE INTENT

Representative Goldman submitted the following statement for inclusion in the journal:

This legislation is intended to allow grocers the ability to deploy backup generation in parts of the ERCOT region without retail customer choice. However, this legislation is in no way intended to change existing ERCOT registration standards and other qualifications related to how distributed generation resources participate in the ERCOT wholesale market, nor is it intended to allow distributed generation resources to participate in a manner that is not technically feasible or is otherwise in conflict with ERCOT wholesale rules and requirements.

A record vote was requested by Representative C. Turner.

Amendment No. 19 was adopted by (Record 1328): 136 Yeas, 1 Nays, 2 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; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; 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; Lemay; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Paddie; Parker; Patterson; Paul; Perez; 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; White; Wilson; Wu; Zwiener.

Nays — Beckley.

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

Absent, Excused — Coleman; Oliverson; Price; Vo.

Absent — Herrero; Johnson, J.D.; Meza; Pacheco; Smithee; Thompson, S.; Walle.

STATEMENT OF VOTE

When Record No. 1328 was taken, I was shown voting present, not voting. I intended to vote yes.

Guerra

COMMITTEE GRANTED PERMISSION TO MEET

Representative Burrows requested permission for the Committee on Calendars to meet while the house is in session, at 8 p.m. today, in 1W.14, to consider a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

At 6:08 p.m., the following committee meeting was announced:

Calendars, 8 p.m. today, 1W.14, for a formal meeting, to consider a calendar.

CSSB 3 - (consideration continued)**Amendment No. 20**

Representatives Rodriguez, Shine, Biedermann, Toth, Howard, Schaefer, Slaton, Tinderholt, and C. Bell offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter B, Chapter 35, Utilities Code, is amended by adding Section 35.037 to read as follows:

Sec. 35.037. FACILITATING CERTAIN INTERCOMPANY LANDFILL GAS-TO-ELECTRICITY USE. (a) This section only applies in a county with a population of more than one million in which a national wildlife refuge is wholly or partly located.

(b) Notwithstanding any other provision of this title, and for the purposes of reducing environmental emissions, putting to a beneficial purpose landfill gas as an electric generation fuel that would otherwise be flared, enabling the operation of electric generation to a greater degree, and enhancing the reliability and resilience of electric service in this state, a person who is not an electric utility and who owns and operates equipment or facilities to produce, generate, transmit, distribute, store, sell, or furnish electricity produced by the use of landfill methane gas may:

(1) use the equipment or facilities to provide electricity and electric service to the person and to the person's affiliates without being considered to be an electric utility, a public utility, a retail electric provider, a power marketer, or a person providing aggregation;

(2) interconnect the equipment or facilities in a timely manner and on reasonable and nondiscriminatory terms and conditions with any electric utility, municipally owned utility, or electric cooperative that has a retail service area for any portion of the equipment or facilities; and

(3) receive backup, supplemental, or other electric service for any of the person's or the person's affiliates' facilities that consume electricity from any electric utility, municipally owned utility, or electric cooperative that has a retail service area for any portion of the person's facilities or equipment that are interconnected regardless of whether those facilities are in the same retail service area as the location of the interconnection point.

(c) Backup, supplemental, or other electric service provided under this section through an interconnection for a person's electricity-consuming facilities that are connected to the person's interconnected equipment or facilities does not constitute a service area encroachment or other violation of law by the electric utility, municipally owned utility, or electric cooperative supplying the backup, supplemental, or other electric service.

A record vote was requested by Representative C. Turner.

Amendment No. 20 was adopted by (Record 1329): 83 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bell, C.; Bernal; Biedermann; Bowers; Bucy; Cain; Campos; Canales; Cason; Cole; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Dominguez; Dutton; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Klick; Krause; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Schofield; Sherman; Shine; Slaton; Swanson; Talarico; Thierry; Tinderholt; Toth; Turner, C.; Turner, J.; Vasut; Walle; White; Wilson; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Dean; Deshotel; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Jetton; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Murphy; Noble; Paddie; Parker; Patterson; Paul; Raney; Rogers; Sanford; Shaheen; Slawson; Smith; Spiller; Stephenson; Stucky; Thompson, E.; VanDeaver.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price; Vo.

Absent — Meza; Smithee; Thompson, S.

STATEMENT OF VOTE

When Record No. 1329 was taken, I was shown voting no. I intended to vote yes.

Ashby

Amendment No. 21

Representative Zwiener offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) on page 22, between lines 3 and 4, by inserting the following:

(f) Information written, produced, collected, assembled, or maintained under law or in connection with the transaction of official business by the committee or an officer or employee of the committee is subject to Section 552.008, Government Code. This subsection does not apply to the physical locations of critical facilities, maps created under this subchapter, or proprietary information created or gathered during the mapping process.

Amendment No. 21 was adopted.

Amendment No. 22

Representative Holland offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____. Section 35.151, Utilities Code, is amended to read as follows:

Sec. 35.151. **ELECTRIC ENERGY STORAGE**. This subchapter applies only to the ownership or operation of electric energy storage equipment or facilities in the ERCOT power region that are intended to:

(1) provide energy or ancillary services at wholesale, including electric energy storage equipment or facilities listed on a power generation company's registration with the commission or, for an exempt wholesale generator, on the generator's registration with the Federal Energy Regulatory Commission; or

(2) provide reliable delivery of electric energy to distribution customers.

SECTION ____. Subchapter E, Chapter 35, Utilities Code, is amended by adding Section 35.153 to read as follows:

Sec. 35.153. **CONTRACTS FOR ELECTRIC ENERGY STORAGE FOR RELIABILITY SERVICES**. (a) A transmission and distribution utility, with prior approval of the commission, may contract with a power generation company to provide electric energy from an electric energy storage facility to ensure reliable service to distribution customers.

(b) The commission may not authorize ownership of an electric energy storage facility by a transmission and distribution utility.

(c) Before entering into a contract under Subsection (a), the transmission and distribution utility must issue a request for proposals for use of an electric energy storage facility to meet the utility's reliability needs.

(d) A transmission and distribution utility may enter into a contract under Subsection (a) only if use of an electric energy storage facility is more cost-effective than construction or modification of traditional distribution facilities.

(e) A transmission and distribution utility may not enter into a contract under Subsection (a) that reserves an amount of capacity exceeding the amount of capacity required to ensure reliable service to the utility's distribution customers.

(f) A power generation company that owns or operates an electric energy storage facility subject to a contract under Subsection (a) may sell electric energy or ancillary services through use of the facility only to the extent that the company reserves capacity as required by the contract.

(g) A power generation company that owns or operates an electric energy storage facility subject to a contract under Subsection (a) may not discharge the facility to satisfy the contract's requirements unless directed by the transmission and distribution utility.

(h) A contract under Subsection (a) must require a power generation company that owns or operates an electric energy storage facility to reimburse a transmission and distribution utility for the cost of an administrative penalty assessed against the utility for a violation caused by the facility's failure to meet the requirements of the agreement.

(i) In establishing the rates of a transmission and distribution utility, a regulatory authority shall review a contract between the utility and a power generation company under Subsection (a). The utility has the burden of proof to establish that the costs of the contract are reasonable and necessary. The regulatory authority may authorize a transmission and distribution utility to include a reasonable return on the payments required under the contract only if the contract terms satisfy the relevant accounting standards for a capital lease or finance lease.

(j) The total amount of electric energy storage capacity reserved by contracts under Subsection (a) may not exceed 100 megawatts. The commission shall by rule establish the maximum amount of electric energy storage capacity allotted to each transmission and distribution utility.

(k) The commission shall adopt rules as necessary to implement this section and establish criteria for approving contracts under Subsection (a).

A record vote was requested by Representative C. Turner.

Amendment No. 22 was adopted by (Record 1330): 116 Yeas, 26 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Beckley; Bell, C.; Bernal; Bonnen; Bowers; Bucy; Burrows; Campos; Canales; Capriglione; Clardy; Cole; 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; 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; 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; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Ramos; Raney; Raymond;

Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Turner, C.; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Nays — Bailes; Bell, K.; Biedermann; Buckley; Burns; Button; Cain; Cason; Craddick; Gates; Harris; Hefner; Hull; Krause; Metcalf; Middleton; Murr; Patterson; Schaefer; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price; Vo.

Absent — Anderson; Thompson, S.; Wilson.

STATEMENTS OF VOTE

When Record No. 1330 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

When Record No. 1330 was taken, I was shown voting no. I intended to vote yes.

Harris

When Record No. 1330 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

Amendment No. 23

Representative Patterson offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter D, Chapter 39, Utilities Code, is amended by adding Section 39.160 to read as follows:

Sec. 39.160. MARKET DISTORTION RESPONSE. (a) The commission and the ERCOT independent system operator shall adopt rules, operating procedures, and protocols to eliminate or compensate for any distortion in electricity pricing in the ERCOT power region caused by a federal tax credit provided under 26 U.S.C. Section 45.

(b) Rules, operating procedures, and protocols adopted under this section must ensure that costs imposed on the system by the sale of electricity that is eligible for a federal tax credit provided under 26 U.S.C. Section 45, including costs of maintaining sufficient capacity to serve load at the summer peak demand caused by the loss of new investment from below-market prices, are paid by the parties that impose the costs.

Amendment No. 23 - Point of Order

Representative Anchia raised a point of order against further consideration of Amendment No. 23 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. 23 was withdrawn.

Amendment No. 24

Representative Reynolds offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 39.905, Utilities Code, is amended by amending Subsection (a) and adding Subsections (a-1) and (a-2) to read as follows:

(a) It is the goal of the legislature that:

(1) electric utilities will administer energy efficiency incentive programs in a market-neutral, nondiscriminatory manner but will not offer underlying competitive services;

(2) all customers, in all customer classes, will have a choice of and access to energy efficiency alternatives and other choices from the market that allow each customer to reduce energy consumption, summer and winter peak demand, or energy costs;

(3) each electric utility annually will provide, through market-based standard offer programs or through targeted market-transformation programs, incentives sufficient for retail electric providers and competitive energy service providers to acquire additional cost-effective energy efficiency to reduce summer peak demand, subject to cost ceilings established by the commission, for the utility's residential and commercial customers equivalent to:

(A) not less than:

(i) 30 percent of the electric utility's annual growth in demand of residential and commercial customers by December 31 of each year beginning with the 2013 calendar year; and

(ii) the amount of energy efficiency to be acquired for the utility's residential and commercial customers for the most recent preceding year; and

(B) for an electric utility whose amount of energy efficiency to be acquired under this subsection is equivalent to at least four-tenths of one percent of the electric utility's summer weather-adjusted peak demand for residential and commercial customers in the previous calendar year, not less than:

(i) four-tenths of one percent of the utility's summer weather-adjusted peak demand for residential and commercial customers by December 31 of each subsequent year; and

(ii) the amount of energy efficiency to be acquired for the utility's residential and commercial customers for the most recent preceding year;

(3-a) beginning with the 2023 calendar year, each electric utility annually will provide, through market-based standard offer programs or through targeted market-transformation programs, incentives sufficient for retail electric providers and competitive energy service providers to acquire additional cost-effective energy efficiency to reduce winter peak demand, subject to cost ceilings established by the commission, for the utility's residential and commercial customers equivalent to not less than:

(A) four-tenths of one percent of the utility's winter weather-adjusted peak demand for residential and commercial customers by December 31 of each year; and

(B) the amount of energy efficiency to be acquired for the utility's residential and commercial customers for the most recent preceding year;

(4) each electric utility in the ERCOT region shall use its best efforts to encourage and facilitate the involvement of the region's retail electric providers in the delivery of efficiency programs and demand response programs under this section, including programs for demand-side renewable energy systems that:

(A) use distributed renewable generation, as defined by Section 39.916; or

(B) reduce the need for energy consumption by using a renewable energy technology, a geothermal heat pump, a solar water heater, or another natural mechanism of the environment;

(5) retail electric providers in the ERCOT region, and electric utilities outside of the ERCOT region, shall provide customers with energy efficiency educational materials; ~~and~~

(6) notwithstanding Subsection (a)(3), electric utilities shall continue to make available, at 2007 funding and participation levels, any load management standard offer programs developed for industrial customers and implemented prior to May 1, 2007; and

(7) each electric utility will meet an annual energy savings goal for residential and commercial service, including any energy savings achieved under another subdivision of this subsection, of:

(A) 0.12 percent annual energy savings in the 2022 calendar year;
and

(B) 0.25 percent annual energy savings in the 2023 calendar year.

(a-1) The commission shall ensure that an electric utility offers under Subsections (a)(3) and (3-a) at least one program to reduce summer peak demand and at least one program to reduce winter peak demand, provided that an electric utility may offer a single program that reduces both summer and winter peak demand.

(a-2) The commission by rule shall provide a method to establish each utility's annual energy savings goal under Subsection (a)(7). The method must be based on the existing and expected usage of electricity delivered in a utility's service area to residential and commercial customers that are required to pay the annual energy efficiency cost recovery fee. In adopting rules, the commission

may provide for cost caps for the implementation of Subsection (a)(7) and provide good cause exceptions for a utility that is unable to meet the goal in a cost-effective manner.

SECTION _____. The Public Utility Commission of Texas shall adopt rules to implement the changes made by this Act to Section 39.905, Utilities Code, not later than December 31, 2021.

SECTION _____. (a) Not later than January 15, 2023, the Public Utility Commission of Texas shall provide to the legislature a cost benefit analysis of achieving the type of energy savings described by Section 39.905(a)(7), Utilities Code, as added by this Act, according to the following timeline:

- (1) 1 percent energy savings by 2026;
- (2) 1.5 percent energy savings by 2028; and
- (3) 2 percent energy savings by 2030.

(b) The cost benefit analysis required by Subsection (a) of this section must include an analysis of the net impact of efficiency programs to ratepayers, including the cost of administering the programs and the savings achieved through potential reductions in demand for additional buildout of new generation, transmission, and ancillary services, including emergency response.

Amendment No. 24 - Point of Order

Representative Cain raised a point of order against further consideration of Amendment No. 24 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. 24 was withdrawn.

Amendment No. 25

Representatives Zwiener and Frank offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Chapter 418, Government Code, is amended by adding Subchapter J to read as follows:

SUBCHAPTER J. CRITICAL INFRASTRUCTURE PREPAREDNESS FUND

Sec. 418.301. DEFINITION. In this subchapter, "fund" means the critical infrastructure preparedness fund.

Sec. 418.302. CRITICAL INFRASTRUCTURE PREPAREDNESS FUND.

(a) The critical infrastructure preparedness fund is a special fund in the state treasury outside the general revenue fund.

(b) The fund may be used by the division only as provided by this subchapter.

(c) The fund consists of:

- (1) legislative appropriations to the division for a purpose of the fund;
- (2) any revenue that by law is dedicated for deposit to the fund;
- (3) interest or other earnings on money credited to or allocable to the

fund;

- (4) money from gifts, grants, or donations to the fund; and
- (5) money under the division's control that the division designates for deposit to the fund.

Sec. 418.303. USE OF FUND. The division may use the fund only to:

- (1) make a grant to an eligible entity under this subchapter; and
- (2) pay the necessary and reasonable expenses of administering the fund.

Sec. 418.304. ELECTRIC GRID IMPROVEMENT ACCOUNT. (a) The electric grid improvement account is an account in the fund.

(b) The account consists of:

- (1) legislative appropriations to the division for a purpose of the account; and
- (2) money from gifts, grants, or donations to the division for a purpose of the account.

(c) Subject to Subsection (d), the division may use the account only to make matching grants to eligible entities for hardening, weatherizing, and enhancing the reliability of the electric grid, including:

- (1) installing advanced meter infrastructure and demand response technology;
- (2) improving load shed capabilities;
- (3) incentivizing customers to engage in distributed energy production and energy efficiency measures;
- (4) installing electric energy storage; and
- (5) weatherizing facilities.

(d) The division may not use the account to make grants for routine vegetation management.

(e) An entity is eligible to receive a matching grant under this section only if the entity is:

- (1) a municipally owned electric utility;
- (2) an electric cooperative;
- (3) a transmission and distribution utility, as defined by Section 31.002, Utilities Code; or
- (4) a vertically integrated utility.

(f) In making grants under this section, the division:

- (1) shall consider:
 - (A) the expected number of individuals who will benefit from the project;
 - (B) existing infrastructure and overall need for the project;
 - (C) the potential benefit of the project to:
 - (i) low-income communities; and
 - (ii) areas in disparate parts of the state;
 - (D) the equitable distribution of grants throughout the state;
 - (E) the existence of matching federal funds for the project and whether available federal funds have been exhausted; and
 - (F) the total impact of the project on the preparedness of the state's electric grid; and

(2) may consult with the Public Utility Commission of Texas.

(g) The division shall condition each grant awarded under this section on the grant recipient providing funds from non-state sources in a total amount at least equal to 10 percent of the grant amount, with at least five percent of the recipient's match coming from local sources.

Sec. 418.305. HOSPITAL INFRASTRUCTURE PREPAREDNESS ACCOUNT. (a) The hospital infrastructure preparedness account is an account in the fund.

(b) The account consists of:

(1) legislative appropriations to the division for a purpose of the account; and

(2) money from gifts, grants, or donations to the division for a purpose of the account.

(c) The division may use the account only to make matching grants to eligible entities for purchasing reserve power supply that is reliable during an extreme weather event, such as on-site generation and energy storage systems, necessary to sustain critical medical care.

(d) An entity is eligible to receive a matching grant under this section only if the entity is:

(1) a hospital owned by a municipality; or

(2) a private for-profit or nonprofit hospital.

(e) In making grants under this section, the division:

(1) shall consider:

(A) the expected number of individuals who will benefit from the

project;

(B) existing infrastructure and overall need for the project;

(C) the potential benefit of the project to:

(i) low-income communities; and

(ii) areas in disparate parts of the state;

(D) the equitable distribution of grants throughout the state;

(E) the existence of matching federal funds for the project and whether available federal funds have been exhausted; and

(F) the total impact of the project on the state's preparedness; and

(2) may consult with the Health and Human Services Commission.

(f) The division shall condition each grant awarded under this section on the grant recipient:

(1) providing funds from non-state sources in a total amount at least equal to 10 percent of the grant amount, with at least five percent of the recipient's match coming from local sources; and

(2) reimbursing the division for the amount of the grant if the recipient ceases operation or relocates before the fifth anniversary of the date on which the project for which the grant was made is completed.

Sec. 418.306. NURSING HOME PREPAREDNESS ACCOUNT. (a) The nursing home preparedness account is an account in the fund.

(b) The account consists of:

(1) legislative appropriations to the division for a purpose of the account; and

(2) money from gifts, grants, or donations to the division for a purpose of the account.

(c) The division may use the account only to make matching grants to eligible entities for purchasing reserve power supply that is reliable during an extreme weather event, such as on-site generation and energy storage systems, necessary to:

(1) sustain critical medical care; or

(2) maintain the air temperature in the entity's facilities.

(d) An entity is eligible to receive a matching grant under this section only if the entity is:

(1) a nursing facility, as defined by Section 242.301, Health and Safety Code; or

(2) an assisted living facility, as defined by Section 247.002, Health and Safety Code.

(e) In making grants under this section, the division may consult with the Health and Human Services Commission.

(f) If the division receives more qualifying applications for a grant under this section than the division has available money to fully fund, the division may reduce the amount of each grant made under this section in proportion to the number of individuals served by the grant applicant.

(g) The division shall condition each grant awarded under this section on the grant recipient:

(1) providing funds from non-state sources in a total amount at least equal to 10 percent of the grant amount, with at least five percent of the recipient's match coming from local sources; and

(2) reimbursing the division for the amount of the grant if the recipient ceases operation or relocates before the fifth anniversary of the date on which the project for which the grant was made is completed.

Sec. 418.307. DIALYSIS INFRASTRUCTURE ACCOUNT. (a) The dialysis infrastructure account is an account in the fund.

(b) The account consists of:

(1) legislative appropriations to the division for a purpose of the account; and

(2) money from gifts, grants, or donations to the division for a purpose of the account.

(c) The division may use the account only to make matching grants to end stage renal disease facilities, as defined by Section 251.001, Health and Safety Code, for purchasing reserve power supply that is reliable during an extreme weather event, such as on-site generation and energy storage systems, necessary to sustain critical medical care.

(d) In making grants under this section, the division:

(1) shall consider:

(A) the expected number of individuals who will benefit from the project;

- (B) existing infrastructure and overall need for the project;
 - (C) the potential benefit of the project to:
 - (i) low-income communities; and
 - (ii) areas in disparate parts of the state;
 - (D) the equitable distribution of grants throughout the state;
 - (E) the existence of matching federal funds for the project and whether available federal funds have been exhausted; and
 - (F) the total impact of the project on the state's preparedness; and
- (2) may consult with the Health and Human Services Commission.

(e) If the division receives more qualifying applications for a grant under this section than the division has available money to fully fund, the division may reduce the amount of each grant made under this section in proportion to the number of individuals served by the grant applicant.

(f) The division shall condition each grant awarded under this section on the grant recipient:

(1) providing funds from non-state sources in a total amount at least equal to 10 percent of the grant amount, with at least five percent of the recipient's match coming from local sources; and

(2) reimbursing the division for the amount of the grant if the recipient ceases operation or relocates before the fifth anniversary of the date on which the project for which the grant was made is completed.

Sec. 418.308. RULES. The division shall adopt rules necessary to carry out this subchapter, including rules:

(1) that establish procedures for an application for and the award of financial assistance;

(2) for the investment of money; and

(3) for the administration of the fund.

SECTION _____. Section 15.001(6), Water Code, is amended to read as follows:

(6) "Project" means:

(A) any undertaking or work, including planning activities and work to obtain regulatory authority at the local, state, and federal level, to conserve, convey, and develop water resources in the state, to provide for the maintenance and enhancement of the quality of the water of the state, to provide nonstructural and structural flood control, drainage, subsidence control, recharge, chloride control, brush control, precipitation enhancement, and desalinization, to provide for the acquisition of water rights and the repair of unsafe dams, to provide for the weatherization of water and wastewater facilities, and to carry out other purposes defined by board rules;

(B) any undertaking or work outside the state to provide for the maintenance and enhancement of the quality of water by eliminating saline inflow through well pumping and deep well injection of brine; or

(C) any undertaking or work by Texas political subdivisions or institutions of higher education to conserve, convey, and develop water resources in areas outside Texas or to provide for the maintenance and enhancement of the

quality of the water in areas adjoining Texas, if such undertaking or work will result in water being available for use in or for the benefit of Texas or will maintain and enhance the quality of water in Texas.

SECTION _____. Section 15.102(b), Water Code, is amended to read as follows:

(b) The loan fund may also be used by the board to provide:

(1) grants or loans for projects that include supplying water and wastewater services in economically distressed areas or nonborder colonias as provided by legislative appropriations, this chapter, and board rules, including projects involving retail distribution of those services; ~~and~~

(2) grants for:

(A) projects for which federal grant funds are placed in the loan fund;

(B) projects, on specific legislative appropriation for those projects;

or

(C) water conservation, desalination, brush control, weather modification, regionalization, and projects providing regional water quality enhancement services as defined by board rule, including regional conveyance systems; and

(3) grants for emergency preparedness projects to harden and weatherize water and wastewater systems in the state, including:

(A) covering wells;

(B) purchasing reserve power supply, such as auxiliary generation and energy storage systems; and

(C) building connectivity to neighboring water suppliers.

SECTION _____. Section 15.105, Water Code, is amended by adding Subsection (c) to read as follows:

(c) Notwithstanding Subsection (a), in passing on an application for a grant described by Section 15.102(b)(3), the board shall:

(1) consider:

(A) the expected number of individuals who will benefit from the project;

(B) existing infrastructure and overall need for the project;

(C) the potential benefit of the project to:

(i) low-income communities; and

(ii) areas in disparate parts of the state;

(D) the equitable distribution of grants throughout the state;

(E) the existence of matching federal funds for the project and whether available federal funds have been exhausted; and

(F) the total impact of the project on the state's preparedness; and

(2) consult with the Texas Division of Emergency Management.

SECTION _____. Section 15.107, Water Code, is amended by adding Subsection (d) to read as follows:

(d) Notwithstanding any other provision of this section, the board shall condition each grant awarded under Section 15.102(b)(3) on the grant recipient providing funds from non-state sources in a total amount at least equal to 10 percent of the grant amount, with at least five percent of the recipient's match coming from local sources.

A record vote was requested by Representative C. Turner.

Amendment No. 25 was adopted by (Record 1331): 103 Yeas, 35 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Larson; Longoria; Lopez; Lozano; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Patterson; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Stucky; Talarico; Thierry; Thompson, E.; Toth; Turner, J.; VanDeaver; Walle; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Bonnen; Buckley; Cain; Cason; Cook; Ellzey; Gates; Harris; Hefner; Hull; Jetton; Klick; Krause; Leach; Leman; Metcalf; Middleton; Parker; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Swanson; Tinderholt; Vasut; White.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price; Vo.

Absent — Crockett; Dutton; Johnson, J.D.; Lucio; Thompson, S.; Turner, C.; Wilson.

STATEMENT OF VOTE

When Record No. 1331 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

Amendment No. 26

Representative Guerra offered the following amendment to **CSSB 3**:

Amend **CSSB 3** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____ . Chapter 141, Natural Resources Code, is amended by adding Subchapter E to read as follows:

SUBCHAPTER E. DEVELOPMENT OF GEOTHERMAL RESOURCES

Sec. 141.151. STUDY. The commission may study the potential for the development of geothermal energy and associated resources in this state by:

(1) examining the potential for using inactive or abandoned wells to produce geothermal energy;

(2) reviewing areas of the state with high geothermal activity;

(3) considering alternative uses of wells that the commission has ordered to be plugged; and

(4) examining ways to encourage the production of geothermal energy and associated resources in this state.

Sec. 141.152. PARTNERSHIPS. The commission may enter a partnership with the Bureau of Economic Geology of The University of Texas at Austin and the Southern Methodist University Geothermal Lab to facilitate a study described by Section 141.151.

Sec. 141.153. FEDERAL FUNDS. The commission may accept and spend federal funds for the purposes of this chapter, including engaging in a geothermal resource development activity identified in a study described by Section 141.151.

Amendment No. 26 was withdrawn.

Amendment No. 27

Representative C. Turner offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee report) on page 26, between lines 18 and 19, by inserting the following:

(4) any new, dispatchable generation constructed shall not be reimbursed or financed by any mechanism that would be charged to residential or small business customers.

Amendment No. 27 - Point of Order

Representative Vasut raised a point of order against further consideration of Amendment No. 27 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.

Amendment No. 27 was withdrawn.

(Speaker in the chair)

Amendment No. 28

Representative Reynolds offered the following amendment to **CSSB 3**:

Amend **CSSB 3** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. (a) Not later than January 15, 2023, the Public Utility Commission of Texas shall provide to the legislature a cost benefit analysis of achieving an annual energy savings goal for residential and commercial service, including any energy savings achieved under Section 39.905, Utilities Code, according to the following timeline:

- (1) 1 percent energy savings by 2026;
- (2) 1.5 percent energy savings by 2028; and
- (3) 2 percent energy savings by 2030.

(b) The cost benefit analysis required by Subsection (a) of this section must include an analysis of the net impact of efficiency programs to ratepayers, including the cost of administering the programs and the savings achieved through potential reductions in demand for additional buildout of new generation, transmission, and ancillary services, including emergency response.

Amendment No. 28 was withdrawn.

CSSB 3, as amended, was passed to third reading.

POSTPONED BUSINESS

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

SB 1365 ON SECOND READING

(Huberty, Dutton, K. King, Murphy, and Oliverson - House Sponsors)

SB 1365, A bill to be entitled An Act relating to public school organization, accountability, and fiscal management.

SB 1365 was read second time on May 20, postponed until 10 a.m. May 21, postponed until 3:15 p.m. today, amendments were offered, and **SB 1365** was again postponed until this time. Amendment No. 1 was pending at the time of postponement.

SB 1365 - RECOMMITTED

Representative Dutton moved to recommit **SB 1365** to the Committee on Public Education.

The motion prevailed.

MAJOR STATE CALENDAR

(consideration continued)

CSSB 25 ON SECOND READING

(Frank, Sanford, Hernandez, Metcalf, et al. - House Sponsors)

CSSB 25, A bill to be entitled An Act relating to the right of certain residents to designate an essential caregiver for in-person visitation.

Amendment No. 1

Representative Frank offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee printing) as follows:

- (1) On page 4, line 16, strike "shall" and substitute "may".
- (2) On page 6, line 21, strike "shall" and substitute "may".

(3) On page 6, lines 24 and 25, strike "facility or program provider" and substitute "state supported living center".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Frank offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee printing) as follows:

(1) On page 4, lines 22-23, strike "for more than 14 days in any year" and substitute "in any year for a number of days that exceeds 14 consecutive days or a total of 45 days".

(2) On page 6, line 27, strike "for more than 14 days in any year" and substitute "in any year for a number of days that exceeds 14 consecutive days or a total of 45 days".

Amendment No. 2 was adopted.

Amendment No. 3

Representatives K. Bell and Frank offered the following amendment to **CSSB 25**:

Amend **CSSB 25** (house committee printing) as follows:

(1) On page 4, line 4, after the underlined period, insert the following:
The commission by rule shall establish an appeals process to evaluate the revocation of an individual's designation as an essential caregiver under this subsection.

(2) On page 6, line 10, after the underlined period, insert the following:
The commission by rule shall establish an appeals process to evaluate the revocation of an individual's designation as an essential caregiver under this subsection.

(3) On page 7, line 7, between "guidelines" and "required", insert "and adopt the rules".

Amendment No. 3 was adopted.

CSSB 25, as amended, was passed to third reading.

CONSTITUTIONAL AMENDMENTS CALENDAR SENATE JOINT RESOLUTIONS SECOND READING

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

SJR 35 ON SECOND READING (Lopez - House Sponsor)

SJR 35, A joint resolution proposing a constitutional amendment authorizing the legislature to provide for an exemption from ad valorem taxation of all or part of the market value of the residence homestead of the surviving spouse of a member of the armed services of the United States who is killed or fatally injured in the line of duty.

SJR 35 was adopted by (Record 1332): 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; 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; Lemán; 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; 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 — Coleman; Oliverson; Price; Vo.

Absent — Ellzey.

STATEMENT OF VOTE

When Record No. 1332 was taken, my vote failed to register. I would have voted yes.

Ellzey

COMMITTEE GRANTED PERMISSION TO MEET

Representative Dutton requested permission for the Committee on Public Education to meet while the house is in session, at 8:30 p.m. today, in 1W.14, to consider recommitted business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

At 7:34 p.m., the following committee meeting was announced:

Public Education, 8:30 p.m. today, 1W.14, for a formal meeting, to consider recommitted business.

GENERAL STATE CALENDAR

SENATE BILLS SECOND READING

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

CSSB 6 ON SECOND READING
(Leach, et al. - House Sponsors)

CSSB 6, A bill to be entitled An Act relating to liability for certain claims arising during a pandemic or disaster related to a pandemic.

Amendment No. 1

Representatives Leach and Tinderholt offered the following amendment to **CSSB 6**:

Amend **CSSB 6** (house committee printing) as follows:

(1) On page 6, between lines 24 and 25, insert the following:

(i) This section does not create a civil cause of action.

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

Sec. 148.005. NO CIVIL CAUSE OF ACTION. This chapter does not create a civil cause of action.

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Slaton, Swanson, and Tinderholt offered the following amendment to **CSSB 6**:

Amend **CSSB 6** (house committee printing) on page 13, between lines 13 and 14, by inserting the following:

Sec. 148.005. LIABILITY OF EMPLOYERS NOT REQUIRING VACCINE. An employer who does not require an employee to receive a vaccination as a condition of employment is not liable for the employee's injury or death caused by exposure to a pandemic disease.

Amendment No. 2 - Point of Order

Representative M. González raised a point of order against further consideration of Amendment No. 2 under Rule 11, Section 3, of the House Rules on the grounds that the amendment changes the bill's original purpose. The point of order was withdrawn.

Amendment No. 2 was withdrawn.

Amendment No. 3

Representative Schofield offered the following amendment to **CSSB 6**:

Amend **CSSB 6** as follows:

Insert the following SECTION and renumber subsequent SECTIONS accordingly:

SECTION _____. Chapter 74, Civil Practice and Remedies Code, is amended by adding Section 74.156 to read as follows:

Sec. 75.156. LIMITATION ON CIVIL LIABILITY OF CHILDREN'S ISOLATION UNITS

Sec. 241.351. DEFINITION. In this subchapter, "children's isolation unit" means an isolation unit in a hospital licensed under this chapter that is designed to provide health care services to children with highly contagious infectious diseases.

Sec. 241.352. LIMITATION ON CIVIL LIABILITY OF CHILDREN'S ISOLATION UNIT. A children's isolation unit that has instituted isolation protocols is not liable for any claim, damage, or loss arising from the provision of health care services to children with highly contagious diseases, unless the act or omission proximately causing the claim, damage, or loss constitutes gross negligence or willful misconduct.

Amendment No. 3 was withdrawn.

CSSB 6, as amended, was passed to third reading.

**CSSB 24 ON SECOND READING
(Bonnen - House Sponsor)**

CSSB 24, A bill to be entitled An Act relating to the procedures required before a law enforcement agency hires certain persons.

CSSB 24 was passed to third reading.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Burrows requested permission for the Committee on Calendars to meet while the house is in session, at 9:15 p.m. instead of 8 p.m. today, in 1W.14, to consider a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

At 7:53 p.m., the following committee meeting was announced:

Calendars, 9:15 p.m. instead of 8 p.m. today, 1W.14, for a formal meeting, to consider a calendar.

**SB 1831 ON SECOND READING
(S. Thompson - House Sponsor)**

SB 1831, A bill to be entitled An Act 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.

Amendment No. 1

Representatives Parker, Davis, Meyer, Shaheen, Hunter, A. Johnson, Ordaz Perez, Goldman, Sherman, and M. González offered the following amendment to **SB 1831**:

Amend **SB 1831** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 402.0351, Government Code, is amended to read as follows:

Sec. 402.0351. REQUIRED POSTING OF HUMAN TRAFFICKING SIGNS BY [AT] CERTAIN ENTITIES; CIVIL PENALTY [TRANSPORTATION HUBS]. (a) In this section:

(1) "Cosmetology facility" means a person who holds a license to operate a facility or school under Chapter 1602, Occupations Code.

(2) "Council" means the human trafficking prevention coordinating council established under Section 402.034.

(3) "Hospital" has the meaning assigned by Section 241.003, Health and Safety Code.

(4) "Hotel" has the meaning assigned by Section 2155.051, Occupations Code.

(5) "Massage establishment" and "massage school" have the meanings assigned by Section 455.001, Occupations Code.

(6) "Sexually oriented business" has the meaning assigned by Section 243.002, Local Government Code.

(7) "Tattoo studio" has the meaning assigned by Section 146.001, Health and Safety Code.

(8) "Transportation [~~transportation~~] hub" means a bus, bus stop, train, train station, rest area, gas station with adjacent convenience store, or airport.

(a-1) Except as provided by Subsection (a-3), a person who operates any of the following entities shall post at the entity the sign prescribed under Subsection (b), or, if applicable, a similar sign or notice as prescribed by other state law:

(1) an entity permitted or licensed under Chapter 25, 26, 28, 32, 69, or 71, Alcoholic Beverage Code, other than an entity holding a food and beverage certificate;

(2) a cosmetology facility;

(3) a hospital;

(4) a hotel;

(5) a massage establishment;

(6) a massage school;

(7) a sexually oriented business;

(8) a tattoo studio;

(9) a private primary or secondary school; or

(10) a transportation hub.

(a-2) The Parks and Wildlife Department shall post the sign prescribed under Subsection (b), or a substantially similar sign, in the manner prescribed by Subsection (d) at each state park and other recreational site under the department's jurisdiction.

(a-3) Notwithstanding any other law, a state agency that enforces another state law that requires a person described by Subsection (a-1) to post a sign or notice relating to human trafficking may by rule authorize the person to use the sign prescribed by the attorney general under Subsection (b) in lieu of the sign or notice required by the other law.

(a-4) The Texas Education Agency may by rule authorize a school required to post a warning sign under Section 37.086, Education Code, to use the sign prescribed by the attorney general under Subsection (b) in lieu of the sign or notice required under Section 37.086, Education Code.

(b) The attorney general by rule shall prescribe the design and content of a sign required to be posted under this section. The sign must:

(1) contain information regarding services and assistance available to victims of human trafficking;

(2) [to be displayed at transportation hubs. The sign must] be in [both] English, [and] Spanish, and any other language determined appropriate by the attorney general in consultation with the council; and

(3) include:

(A) a toll-free [(1) the] telephone number and Internet website for accessing human trafficking resources [of the National Human Trafficking Resource Center]; and

(B) [(2)] the key indicators that a person is a victim of human trafficking.

(c) The attorney general shall develop the sign that complies with the requirements of Subsection (b) and make the sign available on the attorney general's Internet website to persons [by rule shall prescribe the transportation hubs that are] required to post a sign under this section and to the public [described by Subsection (b)].

(d) [A person who operates a transportation hub that is required to post a sign under Subsection (e) shall post a sign described by Subsection (b) at the transportation hub.] The attorney general[:

[(1)] by rule shall prescribe the best practices for the manner in which the sign must be displayed [at the transportation hub] and any exceptions to the sign posting requirement. The rules:

(1) must require that at a minimum the sign be posted in:

(A) each public restroom of the entity; or

(B) a conspicuous place that is either:

(i) near the public entrance of the entity; or

(ii) in clear view of the public and employees and near the location similar notices are customarily posted [under this section]; and

(2) may require that the sign be a certain size and that the notice be displayed in a certain font and type size [shall enforce this section].

(e) In adopting the rules under this section [Subsection (b)], the attorney general shall consult with the council [Texas Department of Transportation].

(f) If the attorney general becomes aware that a person is in violation or may be in violation of a law enforced by another state agency that requires the posting of a sign or notice relating to human trafficking, the attorney general may notify the appropriate state agency of the violation or potential violation.

(g) The attorney general shall issue a warning to a person described by Subsection (a-1) for a first violation of a rule adopted under this section. After receiving a warning for the first violation, a person who violates a rule adopted under this section is subject to a civil penalty in the amount of \$200 for each subsequent violation. Each day a violation continues is a separate violation.

SECTION ____. The attorney general shall:

(1) in consultation with the human trafficking prevention coordinating council, adopt rules necessary to implement Section 402.0351, Government Code, as amended by this Act, including rules prescribing the content and design of the sign required by that section; and

(2) make the sign available on the attorney general's Internet website as required by Section 402.0351(c), Government Code, as amended by this Act.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Burns offered the following amendment to **SB 1831**:

Amend **SB 1831** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. (a) This section shall be known as the Julia Wells Act.

(b) Subchapter C, Chapter 1001, Education Code, is amended by adding Section 1001.1021 to read as follows:

Sec. 1001.1021. HUMAN TRAFFICKING PREVENTION INFORMATION. (a) The commission by rule shall require that information relating to human trafficking prevention be included in the curriculum of any driver education course or driving safety course.

(b) In developing rules under this section, the commission shall consult with the human trafficking prevention coordinating council established under Section 402.034, Government Code.

(c) Not later than May 1, 2022, the Texas Commission of Licensing and Regulation shall adopt the rules required by Section 1001.1021, Education Code, as added by this section.

(d) Each driver education course or driving safety course held on or after September 1, 2022, must include in the course curriculum the information required by Section 1001.1021, Education Code, as added by this section.

Amendment No. 2 was adopted.

SB 1831, as amended, was passed to third reading.

**SB 611 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Meyer moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Bucy as a house sponsor to **SB 611**.

The motion prevailed.

**SJR 35 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Meyer moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Bucy as a house sponsor to **SJR 35**.

The motion prevailed.

**SB 1831 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Dutton moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Parker and Reynolds as house sponsors to **SB 1831**.

The motion prevailed.

SB 1955 ON SECOND READING
(Burrows - House Sponsor)

SB 1955, A bill to be entitled An Act relating to exempting learning pods from certain local government regulations.

SB 1955 was passed to third reading.

SB 1356 ON SECOND READING
(Dutton - House Sponsor)

SB 1356, A bill to be entitled An Act 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.

Amendment No. 1

Representative J. Turner offered the following amendment to **SB 1356**:

Amend **SB 1356** (house committee printing) on page 3, between lines 8 and 9, by inserting the following appropriately lettered subsection and relettering subsequent subsections accordingly:

() This section does not create a cause of action or liability or an obligation or duty that provides a basis for a cause of action or liability against a nonprofit teacher organization approved by the commissioner for the purpose of participating in the tutoring program for any action taken by a member of the organization participating in the program as a tutor.

Amendment No. 1 was adopted.

SB 1356, as amended, was passed to third reading.

SB 1257 ON SECOND READING
(Murphy - House Sponsor)

SB 1257, A bill to be entitled An Act relating to the information required to be provided by the chief appraiser of an appraisal district to the comptroller in connection with the comptroller's central registry of reinvestment zones designated and ad valorem tax abatement agreements executed under the Property Redevelopment and Tax Abatement Act.

SB 1257 was passed to third reading.

SB 220 ON SECOND READING
(Smithee - House Sponsor)

SB 220, A bill to be entitled An Act relating to notice and reporting requirements for vendor rebates under a contract listed on a multiple award contract schedule.

SB 220 was passed to third reading.

SB 560 ON SECOND READING**(Guerra, Campos, Lopez, Morales Shaw, and E. Morales - House Sponsors)**

SB 560, A bill to be entitled An Act relating to developing a strategic plan for the improvement and expansion of high-quality bilingual education.

SB 560 was passed to third reading.

SB 73 ON SECOND READING**(Klick - House Sponsor)**

SB 73, A bill to be entitled An Act relating to providing access to local public health entities and certain health service regional offices under Medicaid.

Amendment No. 1

Representative Klick offered the following amendment to **SB 73**:

Amend **SB 73** (house committee printing) as follows:

- (1) On page 1, line 6, strike "(3-b)".
- (2) On page 1, strike lines 8 through 10.
- (3) On page 1, line 11, strike "(3)" and substitute "(2)".
- (4) On page 1, line 14, strike "(3-a)" and substitute "(3)".
- (5) On page 1, line 16, strike "(3-b)" and substitute "(3-a)".
- (6) On page 2, lines 2 through 4, strike ", including a health service regional office acting in the capacity of a local public health entity,".
- (7) On page 2, lines 17 through 19, strike "or a health service regional office acting in the capacity of a local public health entity in a public health region".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Klick offered the following amendment to **SB 73**:

Amend **SB 73** (house committee printing) on page 3, line 25, by striking "2022" and substituting "2021".

Amendment No. 2 was adopted.

SB 73, as amended, was passed to third reading. (Darby, Dean, and Shine recorded voting no.)

SB 1524 ON SECOND READING**(Guillen - House Sponsor)**

SB 1524, A bill to be entitled An Act relating to a sales and use tax refund pilot program for certain persons who employ apprentices.

SB 1524 was passed to third reading. (Darby, Dean, and Shine recorded voting no.)

SB 959 ON SECOND READING
(Romero - House Sponsor)

SB 959, A bill to be entitled An Act relating to student success-based funding recommendations for certain continuing workforce education courses offered by public junior colleges.

Amendment No. 1

Representative Romero offered the following amendment to **SB 959**:

Amend **SB 959** (house committee report) on page 1, line 11, between "board" and "shall", by inserting "in the manner and to the extent the board considers appropriate and in consultation with those colleges,",

Amendment No. 1 was adopted.

SB 959, as amended, was passed to third reading.

SB 873 ON SECOND READING
(Button - House Sponsor)

SB 873, A bill to be entitled An Act relating to disclosure by the comptroller to the purchaser of a business of the amount of tax due.

SB 873 was passed to third reading.

SB 623 ON SECOND READING
(Minjarez - House Sponsor)

SB 623, A bill to be entitled An Act relating to the investigation and punishment of certain sexual offenses, to protective orders issued on the basis of certain sexual offenses, to crime victims' compensation, and to the establishment of a state sexual offense prevention and response program for the Texas Military Department.

SB 623 - REMARKS

REPRESENTATIVE MINJAREZ: I am going to take a little time, longer than usual, to lay out this particular bill because it is of extreme importance what we are doing today on behalf of Vanessa Guillén. **SB 623** requires the Texas Military Department to have a sexual assault response coordinator, reporting options outside of the chain of command through a sexual assault response coordinator, provides an independent criminal investigator outside of the chain of command under the Texas Rangers, requires TMD to submit an annual report relating to sexual assault prevention and response, and provides a mechanism to expedite issuance of a temporary ex parte protective order to victims of military sexual assault. The Texas Legislature does not have jurisdiction over the U.S. military, but with the largest state guard in the country, we can lead by example in protecting our Texas soldiers. This bill will provide our heroes with the justice they deserve and the resources they need to feel safe and protected within their place of work.

Amendment No. 1

Representative Minjarez offered the following amendment to **SB 623**:

Amend **SB 623** (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 Vanessa Guillén Act.

MINJAREZ: Members, this amendment simply names the bill the Vanessa Guillén Act. Last year, the tragic circumstances surrounding Private First Class Vanessa Guillén's disappearance and untimely death shed light on how the system fails to protect our heroes. On her own base, a place she should have felt safe, she lived in fear. It was reported that she shared with family and friends that she was assaulted on base but she was too scared to report it. She didn't feel safe or have confidence in the system. Vanessa Guillén's story exemplifies the unacceptable pervasiveness of sexual assault in the military.

Amendment No. 1 was adopted.

MINJAREZ: Members, we as lawmakers need to ensure that nothing like what happened to Specialist Guillén will ever occur again. Although we cannot bring her back, we can honor her memory by committing to protect heroes like her. With that, members, I move passage, and I ask that you vote favorably for the Vanessa Guillén Act.

SB 623, as amended, was passed to third reading.

POSTPONED BUSINESS

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

SB 766 ON SECOND READING

(Leach, S. Thompson, and Hunter - House Sponsors)

SB 766, A bill to be entitled An Act 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 766 was read second time on May 20, postponed until 2 p.m. today, and was again postponed until this time.

Representative Leach moved to postpone consideration of **SB 766** until 12 a.m. tomorrow.

The motion prevailed.

**GENERAL STATE CALENDAR
(consideration continued)****REMARKS ORDERED PRINTED**

Representative Canales moved to print remarks by Representative Minjarez on **SB 623**.

The motion prevailed.

**SB 623 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Raymond moved to suspend Rule 8, Section 5(d), of the House Rules to designate all members of the house as co-sponsors to **SB 623**.

The motion prevailed.

**SB 1113 ON SECOND READING
(Cain - House Sponsor)**

SB 1113, A bill to be entitled An Act relating to a registrar's failure to cancel voter registrations under applicable law.

Amendment No. 1

Representative C. Turner offered the following amendment to **SB 1113**:

Amend **SB 1113** (house committee printing) on page 1, between lines 16 and 17, by inserting the following:

(c) The secretary of state may only withhold funds under this section if the secretary has been confirmed by the senate.

A record vote was requested by Representative C. Turner.

Amendment No. 1 failed of adoption by (Record 1333): 64 Yeas, 80 Nays, 2 Present, not voting.

Yeas — 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; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; 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.; 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; 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; 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); Meza.

Absent, Excused — Coleman; Oliverson; Price; Vo.

STATEMENT OF VOTE

When Record No. 1333 was taken, I was shown voting present, not voting. I intended to vote yes.

Meza

Amendment No. 2

Representative Bucy offered the following amendment to **SB 1113**:

Amend **SB 1113** (house committee printing) on page 1, line 9, between "the" and "cancellation" by inserting "approval, change, or".

Amendment No. 2 was adopted.

SB 1113 - POINT OF ORDER

Representative Zwiener raised a point of order against further consideration of **SB 1113** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading.

(Harris in the chair)

The point of order was withdrawn.

SB 1113, as amended, was passed to third reading.

(Speaker in the chair)

COMMITTEE GRANTED PERMISSION TO MEET

Representative Neave requested permission for the Committee on Juvenile Justice and Family Issues to meet while the house is in session, at 9:30 p.m. today, in 1W.14, to consider pending and referred business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

At 8:53 p.m., the following committee meeting was announced:

Juvenile Justice and Family Issues, 9:30 p.m. today, 1W.14, for a formal meeting, to consider pending and referred business.

SB 2124 ON SECOND READING

(Lucio - House Sponsor)

SB 2124, A bill to be entitled An Act 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.

Amendment No. 1

Representative Minjarez offered the following amendment to **SB 2124**:

Amend **SB 2124** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter F, Chapter 843, Insurance Code, is amended by adding Section 843.212 to read as follows:

Sec. 843.212. PHYSICAL THERAPIST COPAYMENT LIMIT. A health care plan that requires an enrollee to pay a copayment for an office visit with the enrollee's primary care physician or provider may not charge a higher copayment amount to that enrollee for an office visit with a physical therapist.

SECTION _____. Subchapter D, Chapter 1301, Insurance Code, is amended by adding Section 1301.166 to read as follows:

Sec. 1301.166. PHYSICAL THERAPIST COPAYMENT LIMIT. A preferred provider benefit plan that requires an insured to pay a copayment for an office visit with the insured's primary care physician or provider may not charge a higher copayment amount to that insured for an office visit with a physical therapist.

Amendment No. 1 was adopted.

SB 2124, as amended, was passed to third reading.

SB 1421 ON SECOND READING
(Thierry - House Sponsor)

SB 1421, A bill to be entitled An Act relating to the correction of an ad valorem tax appraisal roll and related appraisal records.

SB 1421 was passed to third reading.

SB 224 ON SECOND READING
(Walle, Meza, E. Morales, and Ortega - House Sponsors)

SB 224, A bill to be entitled An Act relating to simplified certification and recertification requirements for certain persons under the supplemental nutrition assistance program.

SB 224 was passed to third reading.

SB 291 ON SECOND READING
(Bucy - House Sponsor)

SB 291, A bill to be entitled An Act relating to the posting of certain project information at a commercial building construction site.

SB 291 was passed to third reading.

SB 288 ON SECOND READING
(Wu, Anchia, Dean, Ordaz Perez, and Allen - House Sponsors)

SB 288, 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.

Amendment No. 1

Representative Wu offered the following amendment to **SB 288**:

Amend **SB 288** (house committee report) as follows:

- (1) Strike page 1, line 5, through page 2, line 15.
- (2) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 824.601, Government Code, is amended by amending Subsection (b) and adding Subsection (b-3) to read as follows:

(b) Except as provided by Subsection (b-1) or Section 824.602 and subject to Subsection (b-2) and, if applicable, Subsection (b-3), a retiree is not entitled to service or disability retirement benefit payments, as applicable, for any month in which the retiree is employed in any position by a Texas public educational institution.

(b-3) A retiree under Section 824.202 is subject to Subsection (b) only if the retirement system first issues the following notices to the retiree:

(1) with respect to the first occurrence of the retiree's employment that does not qualify for an exception under Section 824.602, the system issued a written warning notifying the retiree of that fact; and

(2) in a month following the month in which the system issued the warning described by Subdivision (1) and with respect to a subsequent occurrence of the retiree's continued employment that does not qualify for an exception under Section 824.602, the system issued a written notice:

(A) warning the retiree of the fact described by this subdivision;
and

(B) requiring the retiree to pay to the system, in a form and manner prescribed by the system, an amount, as elected by the retiree, that equals the total sum the retiree:

(i) earned for all employment by Texas public educational institutions for each month occurring after the issuance of the warning under Subdivision (1) for which the retiree did not qualify for an exception under Section 824.602 and before the month the system issued the written notice described by this subdivision; or

(ii) received in retirement benefit payments for each month occurring after the issuance of the warning under Subdivision (1) for which the retiree did not qualify for an exception under Section 824.602 and before the month the system issued the written notice described by this subdivision.

SECTION _____. Subchapter G, Chapter 824, Government Code, is amended by adding Section 824.6021 to read as follows:

Sec. 824.6021. TEMPORARY EXCEPTION TO MITIGATE LEARNING LOSS ATTRIBUTABLE TO COVID-19 PANDEMIC. (a) Subject to Section 825.506, the retirement system may not, under Section 824.601, withhold a monthly benefit payment if the retiree is employed in a Texas public educational institution, other than an institution of higher education, in a position performing duties related to the mitigation of student learning loss attributable to the coronavirus disease (COVID-19) pandemic, if the position:

(1) is in addition to the normal staffing level at the Texas public educational institution;

(2) is funded wholly or partly by federal funds provided under federal law enacted for the purpose of providing relief related to the coronavirus disease (COVID-19) pandemic, including the Coronavirus Aid, Relief, and Economic

Security (CARES) Act (15 U.S.C. Section 9001 et seq.), Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (Div. M, Pub. L. No. 116-260), or American Rescue Plan Act of 2021 (Pub. L. No. 117-2); and

(3) ends on or before December 31, 2024.

(b) The exception provided by this section:

(1) is in addition to the exceptions otherwise provided by Sections 824.601 and 824.602; and

(2) does not apply to disability retirees.

(c) This section expires February 1, 2025.

SECTION _____. Section 825.308, Government Code, is amended to read as follows:

Sec. 825.308. STATE CONTRIBUTION ACCOUNT. The retirement system shall deposit in the state contribution account:

(1) all state contributions to the retirement system required by Section 825.404;

(2) amounts from the interest account as provided by Section 825.313(b)(2);

(3) retirement annuities waived or forfeited in accordance with Section 824.601 or 824.004;

(3-a) retiree earnings described by Section 824.601(b-3)(2)(B)(i) that have been paid to the system;

(4) fees collected under Section 825.403(h);

(5) fees and interest for reinstatement of service credit or establishment of membership service credit as provided by Section 823.501;

(6) the portion of a deposit required by Section 823.302 to establish military service credit that represents a fee; and

(7) employer contributions required under Section 825.4092.

SECTION _____. Section 825.4092, Government Code, is amended by adding Subsection (f) to read as follows:

(f) Notwithstanding any other provision of this section, the amounts required to be paid under Subsections (b) and (c) are not required to be paid by a reporting employer for a retiree who retired from the retirement system on or after September 1, 2005, and is employed in a position described by Section 824.6021(a). This subsection expires February 1, 2025.

SECTION _____. Section 825.4092, Government Code, as amended by this Act, applies beginning with the 2021-2022 school year.

Amendment No. 2

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

Amend Amendment No. 1 by Wu to **SB 288** on page 2, line 25, by striking "or partly".

Amendment No. 2 was adopted.

Amendment No. 1, as amended, was adopted.

Amendment No. 3

Representatives Bernal and Wu offered the following amendment to **SB 288**:

Amend **SB 288** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 824.602(a), Government Code, is amended to read as follows:

(a) Subject to Section 825.506, the retirement system may not, under Section 824.601, withhold a monthly benefit payment if the retiree is employed in a Texas public educational institution:

(1) as a substitute only with pay not more than the daily rate of substitute pay established by the employer and, if the retiree is a disability retiree, the employment has not exceeded a total of 90 days in the school year;

(2) in a position, other than as a substitute, on no more than a one-half time basis for the month;

(3) in one or more positions on as much as a full-time basis, if the retiree has been separated from service with all Texas public educational institutions for at least 12 full consecutive months after the retiree's effective date of retirement; ~~or~~

(4) in a position, other than as a substitute, on no more than a one-half time basis for no more than 90 days in the school year, if the retiree is a disability retiree; or

(5) in a position on as much as a full-time basis that is necessary, as determined by the board of trustees, for implementing a special education program under Subchapter A, Chapter 29, Education Code.

SECTION _____. Section 825.4092(e), Government Code, is amended to read as follows:

(e) The amounts required to be paid under Subsections (b) and (c) are not required to be paid by a reporting employer for a retiree who retired from the retirement system:

(1) before September 1, 2005; or

(2) on or after September 1, 2005, if:

(A) the reporting employer is located in an area subject to:

(i) a disaster declared by the president of the United States;

(ii) a state of disaster declared by the governor under Chapter

418; or

(iii) a local state of disaster declared by the presiding officer of the governing body of a political subdivision under Chapter 418;

(B) the amounts to be paid are attributable to a payroll period that occurs in any of the following school years:

(i) a school year during which a disaster described by paragraph (A) is declared, beginning with the payroll period that occurs after the date the disaster is declared; and

(ii) the two school years following a school year described by subparagraph (i); and

(C) the retiree is employed in a position necessary, as determined by the board of trustees, for implementing a special education program under Subchapter A, Chapter 29, Education Code.

SECTION _____. (a) Subject to Subsection (b) of this section, the changes in law made by this Act to Sections 824.602 and 825.4092, Government Code, apply to a retiree of the Teacher Retirement System of Texas regardless of whether the person retired from employment before, on, or after the effective date of this Act.

(b) Section 824.602, Government Code, as amended by this Act, applies only to a benefit payment made by the Teacher Retirement System of Texas that becomes payable on or after the effective date of this Act.

SECTION _____. Section 825.4092, Government Code, as amended by this Act, applies beginning with the 2021-2022 school year.

Amendment No. 3 was adopted.

SB 288, as amended, was passed to third reading.

SB 20 ON SECOND READING (Hefner - House Sponsor)

SB 20, A bill to be entitled An Act relating to carrying and storing a handgun or handgun ammunition by a hotel guest.

Amendment No. 1

Representative Hefner offered the following amendment to **SB 20**:

Amend **SB 20** (house committee report) as follows:

(1) On page 1, strike lines 16-17 and substitute the following:

Sec. 2155.1025. FIREARMS POLICY. (a) Unless possession of a handgun or other firearm or ammunition

(2) On page 1, line 19, strike "firearms policy described by Section 2155.102" and substitute "policy".

(3) On page 1, lines 21 and 23, and on page 2, lines 1 and 5, strike "handgun or handgun" and substitute "firearm or firearm".

(4) On page 2, line 8, between "a" and "policy", strike "firearms".

(5) On page 2, line 9, strike "handgun or handgun" and substitute "firearm or firearm".

(6) On page 2, line 12, strike "handgun" and substitute "a firearm or".

(7) On page 2, lines 23, 25, and 27, and on page 3, line 4, strike "handgun or handgun" and substitute "firearm or firearm".

AMENDMENT NO. 1 - REMARKS

REPRESENTATIVE HINOJOSA: I am trying to pull up your amendment. My understanding, based on your exchange with Representative Israel, is you're changing "handgun" to "firearm." So that would include that an AR-15 or any kind of assault-style weapon, too, would be able to be brought into a hotel. Is that correct?

REPRESENTATIVE HEFNER: It would allow any legally owned and possessed firearm that is possessed or owned by a law-abiding citizen to carry their firearm into their hotel room where they can safely store it.

HINOJOSA: So would that include an assault-style weapon like an AR-15?

HEFNER: It would include any legally obtained firearm by a law-abiding citizen.

HINOJOSA: So is that a yes?

HEFNER: I guess.

HINOJOSA: And so this is without respect to having a license. Is that correct?

HEFNER: I believe that is correct. As long as they can lawfully possess the firearm legally and lawfully.

HINOJOSA: And how will a hotel know if they can lawfully possess a firearm?

HEFNER: I guess the person is in possession of it, and it's just kind of like our other law we passed here that legally a law-abiding citizen can carry. This is kind of an extension of the castle doctrine where a person can carry in their home. That castle doctrine extends to their vehicle. This just allows that same freedom to extend to their place of residence for the night.

HINOJOSA: But wouldn't you agree the difference is that we are imposing upon a private property owner that is the owner of the hotel a requirement that they have to now let someone stay on their property with an assault-style AR-15?

HEFNER: Well, this is about a law-abiding citizen that rents a hotel room that becomes their domain for the evening. And so I believe that their right to store their property and to protect themselves should extend to their place of residence for the night.

HINOJOSA: I'm sorry. I'm having a hard time hearing. Can you repeat what you just said?

HEFNER: I'll try to. What was your question? Repeat your question, and let me get back.

HINOJOSA: Wouldn't you agree that there is a difference between your home, your castle, which is the property that you have control over versus a private hotel owner and imposing upon that private hotel owner a state government mandate that they have to allow someone with an AR-15 onto their property to stay in their private property and they cannot deny that?

HEFNER: When a person has their castle doctrine, their domain is their house and in extension their car, and this extends to their room. So this is about a person that has rented this room. It becomes their place of residence for the night. And we need to keep in mind, too, that it's safer for us to have our firearms in the hotel room with us than to have them in a car where somebody might break in and get access to them. So keep them with us in the room so that they're safe and safely stowed away.

REPRESENTATIVE CANALES: See, I'm following Representative Hinojosa's argument, and frankly, I agree that I think it's perilous for us to start enforcing or pushing things on private property owners because Ms. Hinojosa's correct—that person doesn't own that room. And the question I have is, under your bill, can a hotelier—someone who owns a hotel or a motel—as part of the contract with that client, stipulate that their rules are you can't carry a firearm? Are you going to take that right to contract away as well?

HEFNER: This is going to be like the law we passed last session where a person—

CANALES: No, sir. This is the law you're trying to pass right now.

HEFNER: I understand that. I'm answering your question here.

CANALES: So what I'm asking you is a simple question. Are you taking away a private property hotelier's right to contract with who stays in their hotel and what they do?

HEFNER: This is about an individual that can lawfully possess a firearm being able to legally and lawfully and safely carry that into their place of residence for the night.

CANALES: I'm asking—it's a yes or no question—respectfully, Representative, are you going to take a private property business owner's right to contract that room out under their rules?

HEFNER: What we're going to do is maintain an individual's right to protect themselves and their property when they rent this room.

CANALES: Do you agree or disagree that that person does not own the hotel?

HEFNER: I would agree that they don't own the hotel, but they do rent that room for the night and it becomes their home.

CANALES: They rent it if the hotelier who owns that room decides to rent it to them. Is that correct?

HEFNER: Just like we've done with apartments where individuals can carry to their apartment, because it becomes their domain—a hotel room becomes someone's home for the night—they should be able to carry.

CANALES: If the person who owns the hotel rents it to them. Is that correct?

HEFNER: If the person that—yes.

CANALES: So if the person decides not to rent it to them because they're going to carry a weapon, are you taking that right away?

HEFNER: I'd have to dig into that.

CANALES: It's a pretty simple question, Representative. Are you taking a private business owner's right that rents a hotel room—are you taking that right for them to contract, the right as a business owner to contract—are you taking away someone's right, their property right, to contract?

HEFNER: It's consistent with the commonplace and private property practices we have in place.

CANALES: So your answer is you're not taking away the right to contract specificities?

HEFNER: Yeah, I don't know. I'd have to dig into that. I mean, I guess hotels can rent—

CANALES: I think that's important for this body to know.

HEFNER: I guess hotels can rent to—

CANALES: You know I'm pro Second Amendment, but I'm also very pro property rights.

HEFNER: I am, too, and we thought about that.

CANALES: And so I don't want us to be considering legislation that takes away a private business owner's, especially a hotelier's, right to determine the terms of the contract by which they lease that room.

HEFNER: Well, we also have a Second Amendment right to protect ourselves as well.

CANALES: Before that Second Amendment right even begins is the right to that person to tell you they don't want to rent the room to you.

HEFNER: I would assume a hotel can choose to rent or not to rent to whomever they wanted to.

CANALES: So then it's your position that your bill does not take away their right to deny somebody the right to rent a room if they don't want to.

HEFNER: This is about—let me tell you—this is about a law-abiding citizen being able to safely store their firearm and protect themselves in their place of residence for the night. It's their constitutional, God-given right, and that's what this bill does.

CANALES: Does a person have a constitutional, God-given right to run the business—a hotel—the way want to?

HEFNER: They can rent the room to who they want to, I would assume.

CANALES: And if they don't want to rent it to somebody who's got a firearm, they can do that, correct?

HEFNER: As far as I know. I don't know. That's really not what this bill is about.

CANALES: Well, I think that's what we're trying to clarify is your legislative intent. If somebody doesn't want to rent a room to somebody who's going to carry a firearm, we're not taking that away here, are we?

HEFNER: I would have to look into that, Representative. I don't know what the rules are.

CANALES: Well, I might think you want to postpone your bill until this body knows.

HEFNER: No, I'm not going to postpone the bill.

CANALES: Well, then I would recommend—I mean, you're not able to answer one of the most fundamental questions. Are you taking away someone's right to contract on their own property grounds, on their own business, for their own right—

HEFNER: That's not in this bill. That's not in this bill.

CANALES: So then we're not doing that?

HEFNER: That's my understanding is we're not doing that.

CANALES: So your understanding and for legislative intent, that's not what we're doing. Thank you.

A record vote was requested by Representative Hinojosa.

Amendment No. 1 was adopted by (Record 1334): 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; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Pacheco; Paddie; Parker; Patterson; Paul; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; 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; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; 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.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Oliverson; Price; Vo.

Absent — Slawson.

SB 20, as amended, was passed to third reading.

CSSB 23 ON SECOND READING (Oliverson and Harless - House Sponsors)

CSSB 23, A bill to be entitled An Act relating to an election to approve a reduction or reallocation of funding or resources for certain county law enforcement agencies.

Representative Leach moved to postpone consideration of **CSSB 23** until 6 a.m. tomorrow.

The motion prevailed.

SB 480 ON SECOND READING
(Coleman - House Sponsor)

SB 480, A bill to be entitled An Act relating to the student union fee at the University of Houston.

SB 480 was passed to third reading. (Dean recorded voting no.)

SB 59 ON SECOND READING
(Geren - House Sponsor)

SB 59, A bill to be entitled An Act relating to the advertising and promotion of a state purchasing program for local governments.

SB 59 was passed to third reading.

CSSB 827 ON SECOND READING
(Lucio, et al. - House Sponsors)

CSSB 827, A bill to be entitled An Act relating to health benefit plan cost-sharing requirements for prescription insulin.

CSSB 827 was passed to third reading. (Dean recorded voting no.)

SB 73 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED

Representative Frank moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Thierry as a house sponsor to **SB 73**.

The motion prevailed.

SB 25 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED

Representative Frank moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 25** all joint authors and co-authors for **HB 892** who sign on to **HB 892** before **SB 25** passes the house on third reading.

The motion prevailed.

SJR 19 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED

Representative Frank moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SJR 19** all joint authors and co-authors for **HJR 46** who sign on to **HJR 46** before **SJR 19** is adopted by the house.

The motion prevailed.

CSSB 1164 ON SECOND READING
(Collier - House Sponsor)

CSSB 1164, A bill to be entitled An Act relating to the prosecution of the offense of sexual assault.

CSSB 1164 was passed to third reading.

CSSB 181 ON SECOND READING
(White - House Sponsor)

CSSB 181, A bill to be entitled An Act 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.

Amendment No. 1

Representative White offered the following amendment to **CSSB 181**:

Amend **CSSB 181** (house committee printing), on page 1, by striking lines 15-17 and substituting the following:

this subchapter, a defendant convicted of a misdemeanor drug offense as defined by Section 521.371, Transportation Code, whose driver's license is not suspended under Section 521.372, Transportation Code, as a result of that conviction, shall pay a

Amendment No. 1 was adopted.

Amendment No. 2

Representative White offered the following amendment to **CSSB 181**:

Amend **CSSB 181** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. (a) Section 3, Chapter 710 (**HB 162**), Acts of the 86th Legislature, Regular Session, 2019, is repealed.

(b) Section 521.293, Transportation Code, as amended by Chapter 710 (**HB 162**), Acts of the 86th Legislature, Regular Session, 2019, applies to a determination to suspend a driver's license that is made by the Department of Public Safety of the State of Texas before, on, or after the effective date of this Act.

Amendment No. 2 was adopted.

CSSB 181, as amended, was passed to third reading.

CSSB 2188 ON SECOND READING
(Hernandez - House Sponsor)

CSSB 2188, A bill to be entitled An Act relating to the municipal or county regulation of residential detention facilities for immigrant or refugee children.

CSSB 2188 was passed to third reading.

SB 179 ON SECOND READING
(Huberty and M. González - House Sponsors)

SB 179, A bill to be entitled An Act relating to the use of public school counselors' work time.

SB 179 was passed to third reading. (Dean recorded voting no.)

SB 48 ON SECOND READING
(Lucio - House Sponsor)

SB 48, A bill to be entitled An Act relating to conditions of community supervision for defendants convicted of certain criminal offenses involving animals.

SB 48 was passed to third reading.

CSSB 2116 ON SECOND READING
(Parker - House Sponsor)

CSSB 2116, A bill to be entitled An Act relating to prohibiting contracts or other agreements with certain foreign-owned companies in connection with critical infrastructure in this state.

CSSB 2116 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE STUCKY: Mr. Parker, I just wanted to confirm that this is not the intent of this bill to include a public company traded on a domestic stock exchange, for example NASDAQ, that has executives who are Chinese.

REPRESENTATIVE PARKER: Yes, that is correct. That is not my intent with this legislation, to impact a company that would be publicly traded on one of our domestic exchanges, be it NASDAQ, be it the New York Stock Exchange, or any other domestic exchange. If they have an executive that would be from one of these countries but yet again it is a publicly traded entity, I wouldn't have any concerns with regard to their ownership, so to speak. This bill specifically is dealing with majority control, so it would be no impact to that type of situation, Representative Stucky.

REPRESENTATIVE CAPRIGLIONE: In looking at how you define critical infrastructure, on page 1, line 19, you use hazardous waste treatment systems or water treatment facilities. What are these types of facilities?

PARKER: Well, specifically in the bill, Representative Capriglione, what we're dealing with are those critical public water systems that deal with public safety, so drinking water and hazardous waste, so to speak, sanitation systems. We're not talking about what would be taking place at, say, in the EMP space in the Permian with regard to frack water or something along those lines. That would be distinctly different from the type of critical infrastructure that we're focused on here that is all about protecting the public good.

CAPRIGLIONE: So you're not talking about oil and gas operations, right?

PARKER: That is correct.

REMARKS ORDERED PRINTED

Representative Capriglione moved to print remarks between Representative Stucky and Representative Parker and Representative Capriglione and Representative Parker on **CSSB 2116**.

The motion prevailed.

Amendment No. 1

Representative Cyrier offered the following amendment to **CSSB 2116**:

Amend **CSSB 2116** (house committee report) as follows:

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

SECTION _____. Title 2, Parks and Wildlife Code, is amended by adding Chapter 15 to read as follows:

CHAPTER 15. POWERS AND DUTIES RELATING TO WIND-POWERED ENERGY DEVICES

Sec. 15.0101. DEFINITIONS. In this chapter:

(1) "Protected lands" means state or federal parks or recreational areas with environmental, recreational, historical, aesthetic, ecological, or cultural value.

(2) "Wind-powered energy device" means an apparatus designed or adapted to:

(A) convert the energy available in the wind into thermal, mechanical, or electrical energy;

(B) store the energy converted under Paragraph (A), either in the form to which originally converted or another form; or

(C) distribute the energy converted under Paragraph (A).

Sec. 15.0102. PURPOSE. The purpose of this chapter is to enable the department to manage the potential effects of wind-powered energy devices on protected lands so that the natural and cultural values of protected lands continue for the benefit of present and future generations.

Sec. 15.0103. APPLICABILITY. This chapter applies only in a county:

(1) in which all or part of the Devils River State Natural Area is located; or

(2) adjacent to a county described by Subdivision (1).

Sec. 15.0104. DESIGNATION OF CONSTRUCTION AREAS. (a) The commission may adopt rules that designate locations where the installation of a wind-powered energy device in an area to which this chapter applies is not authorized.

(b) In adopting rules under Subsection (a), the commission shall consider:

(1) the protection of natural resources, including the avoidance of visual or acoustic impacts near a national recreational area, state natural area, park, lake, or river;

(2) the protection of public health and safety;

(3) the enjoyment of protected lands; and

(4) other factors the commission determines are necessary to achieve the purpose of this chapter.

(c) A rule adopted under Subsection (a) may not apply to a wind-powered energy device installed before the effective date of the Act enacting this section.

Sec. 15.0105. ENFORCEMENT. (a) A person who violates a rule adopted under Section 15.0104 is subject to a civil penalty of not less than \$100 or more than \$10,000 for each violation and for each day of violation.

(b) If a person has violated, is violating, or is threatening to violate a rule adopted under Section 15.0104, the department may bring suit:

(1) for injunctive relief to restrain the person from continuing the violation or threat of violation; and

(2) to recover the civil penalty under Subsection (a).

(2) Strike SECTION 5 of the bill (page 5, line 25), and substitute the following appropriately numbered SECTION:

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

(b) Chapter 15, Parks and Wildlife Code, as added 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, that section takes effect September 1, 2021.

(3) Renumber the SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

CSSB 2116, as amended, was passed to third reading.

**SB 1270 ON SECOND READING
(E. Thompson - House Sponsor)**

SB 1270, A bill to be entitled An Act relating to the procurement of certain goods and services related to highways by the Texas Department of Transportation.

SB 1270 was passed to third reading. (Dean recorded voting no.)

**SB 367 ON SECOND READING
(Reynolds - House Sponsor)**

SB 367, A bill to be entitled An Act relating to the requirements for an application for a permit to drill an oil or gas well at a site adjacent to a well blowout site.

Amendment No. 1

Representative Craddick offered the following amendment to **SB 367**:

Amend **SB 367** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 85.046, Natural Resources Code, is amended by adding Subsection (d) to read as follows:

(d) Unless expressly prohibited by a lease, deed, or other contract, an operator or lessee with the right to drill an oil or gas well on or produce or develop oil or gas from each tract independently may, under a permit issued by

the commission, drill, operate, and produce oil or gas from an oil or gas well, whether or not adjacent to a well blowout site described by Section 91.118, that traverses multiple tracts in order to prevent waste, promote conservation, or protect correlative rights.

Amendment No. 1 - Point of Order

Representative Israel 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.

Representative Reynolds moved to postpone consideration of **SB 367** until 10:15 p.m. today.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Hinojosa moved to print remarks between Representative Canales and Representative Hefner and Representative Hinojosa and Representative Hefner on **SB 20**.

The motion prevailed.

**CSSB 1605 ON SECOND READING
(Bonnen - House Sponsor)**

CSSB 1605, A bill to be entitled An Act relating to directing payment, after approval, of certain miscellaneous claims and judgments against the state out of funds designated by this Act; making appropriations.

(Oliverson now present)

CSSB 1605 was passed to third reading. (Anchia and J. Turner recorded voting present, not voting; Darby and Shine recorded voting no.)

**SB 798 ON SECOND READING
(Neave - House Sponsor)**

SB 798, A bill to be entitled An Act relating to the issuance of a birth record, driver's license, or personal identification certificate to victims and the children of victims of family or dating violence.

SB 798 was passed to third reading.

**SB 1590 ON SECOND READING
(VanDeaver - House Sponsor)**

SB 1590, A bill to be entitled An Act relating to rules by the State Board for Educator Certification regarding virtual observation options for field-based experiences and internships required for educator certification.

Amendment No. 1

Representative VanDeaver offered the following amendment to **SB 1590**:

Amend **SB 1590** (house committee printing) on page 1, line 11, between "for" and the underlined colon, by inserting "at least".

Amendment No. 1 was adopted.

SB 1590, as amended, was passed to third reading.

**SB 263 ON SECOND READING
(Minjarez - House Sponsor)**

SB 263, A bill to be entitled An Act 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 263 was passed to third reading.

**SB 50 ON SECOND READING
(Neave - House Sponsor)**

SB 50, A bill to be entitled An Act relating to a competitive and integrated employment initiative for certain Medicaid recipients.

SB 50 was passed to third reading. (Ashby, Darby, and Shine recorded voting no.)

**SB 1679 ON SECOND READING
(J.D. Johnson - House Sponsor)**

SB 1679, A bill to be entitled An Act relating to the creation of an urban land bank by certain municipalities.

Amendment No. 1

Representative J.D. Johnson offered the following amendment to **SB 1679**:

Amend **SB 1679** (house committee report) on page 21 as follows:

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

(2) On line 5, between the underlined comma and "to", insert "either under an agreement with the municipality or entity or to comply with an official action of the municipality or entity,".

Amendment No. 1 was adopted.

Amendment No. 2

Representative J.D. Johnson offered the following amendment to **SB 1679**:

Amend **SB 1679** (house committee report) by striking page 25, line 25, through page 26, line 1, and substituting "funds to the land bank.".

Amendment No. 2 was adopted.

SB 1679, as amended, was passed to third reading. (Ashby, Darby, Dean, and Shine recorded voting no.)

CSSB 1692 ON SECOND READING
(Longoria - House Sponsor)

CSSB 1692, A bill to be entitled An Act relating to licensing requirements to operate an end stage renal disease facility and the provision of home dialysis care by a dialysis technician.

Amendment No. 1

Representative Klick offered the following amendment to **CSSB 1692**:

Amend **CSSB 1692** (house committee report) as follows:

(1) Strike SECTION 1 of the bill (page 1, line 6, through page 2, line 25) and renumber subsequent SECTIONS of the bill accordingly.

(2) On page 3, line 6, immediately following "rules", insert "under 26 T.A.C. Section 558.405".

Amendment No. 1 was adopted.

CSSB 1692, as amended, was passed to third reading.

CSSB 1827 ON SECOND READING
(Holland - House Sponsor)

CSSB 1827, A bill to be entitled An Act relating to the creation of the opioid abatement account, an opioid abatement trust fund, and a statewide opioid settlement agreement.

Amendment No. 1

Representative Holland offered the following amendment to **CSSB 1827**:

Amend **CSSB 1827** (house committee version), in SECTION 1 of the bill, by striking Section 403.506(c)(2), Government Code, as added by the bill (page 7, line 27, through page 8, line 3) and substituting the following:

(2) allocate an amount equal to 70 percent of the total amount of money obtained under a statewide opioid settlement agreement and distributed to the fund and the account under Section 403.507 as follows:

(A) \$5 million of the amount distributed to the fund to the Texas Access to Justice Foundation to be expended only on the order of the Supreme Court of Texas for the purpose of providing basic civil legal services to indigent persons directly impacted by opioid-use disorders, including children who need basic civil legal services as a result of opioid-use disorders by a parent, legal guardian or caretaker; and

(B) the remainder of that 70 percent to the council.

Amendment No. 1 was adopted.

CSSB 1827, as amended, was passed to third reading.

**SB 112 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative White moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Sherman as the house sponsor to **SB 112**.

The motion prevailed.

**SB 1907 ON SECOND READING
(Martinez - House Sponsor)**

SB 1907, A bill to be entitled An Act relating to a feasibility study on the colocation of federal and state motor vehicle inspection facilities at ports of entry.

SB 1907 was passed to third reading.

**SB 2046 ON SECOND READING
(Gervin-Hawkins - House Sponsor)**

SB 2046, A bill to be entitled An Act 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 2046 was passed to third reading.

**SB 776 ON SECOND READING
(Dominguez, Martinez, Lucio, Guillen, et al. - House Sponsors)**

SB 776, A bill to be entitled An Act 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 776 was passed to third reading.

**SB 1444 ON SECOND READING
(Bonnen - House Sponsor)**

SB 1444, A bill to be entitled An Act relating to participation in the uniform group coverage program for active school employees and to a study concerning health coverage for school district employees.

SB 1444 was passed to third reading.

POSTPONED BUSINESS

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

**SB 367 ON SECOND READING
(Reynolds - House Sponsor)**

SB 367, A bill to be entitled An Act relating to the requirements for an application for a permit to drill an oil or gas well at a site adjacent to a well blowout site.

SB 367 was read second time earlier today, amendments were offered and disposed of, and **SB 367** was postponed until this time.

Representative Reynolds moved to postpone consideration of **SB 367** until 10:40 p.m. today.

The motion prevailed.

GENERAL STATE CALENDAR
(consideration continued)
SB 1258 ON SECOND READING
(Goldman - House Sponsor)

SB 1258, A bill to be entitled An Act 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 1258 was passed to third reading.

SB 2185 ON SECOND READING
(Canales - House Sponsor)

SB 2185, A bill to be entitled An Act relating to procedures for the dissolution of the Hidalgo County Water Improvement District No. 3.

SB 2185 - POINT OF ORDER

Representative T. King raised a point of order against further consideration of **SB 2185** 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.

(Harris in the chair)

The point of order was withdrawn.

Representative Canales moved to postpone consideration of **SB 2185** until 12 p.m. tomorrow.

The motion prevailed.

(Speaker in the chair)

CSSB 1896 ON SECOND READING
(Frank and Minjarez - House Sponsors)

CSSB 1896, A bill to be entitled An Act relating to the provision of health and human services by the Department of Family and Protective Services and the Health and Human Services Commission.

CSSB 1896 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE WU: Chairman Frank, just real quick for the purposes of legislative intent. In your bill, one of the sections that you have specifically states that upon passage of this bill, CPS may not house kids in CPS offices. Is that correct?

REPRESENTATIVE FRANK: That is correct. You cannot house kids in offices.

WU: Now, just to clarify, does this prevent CPS from housing kids at, let's say, a hotel or a residence or other non-office building settings?

FRANK: No, it doesn't. And I think that sometimes gets confused in the general public because many of the times when people say it's offices, they are not actually offices. This just addresses the offices.

WU: So just to be absolutely clear, this is only applying to business offices. Is that correct?

FRANK: That's correct.

REMARKS ORDERED PRINTED

Representative Wu moved to print remarks between Representative Frank and Representative Wu on **CSSB 1896**.

The motion prevailed.

Amendment No. 1

Representatives Neave, Klick, Meza, and Frank offered the following amendment to **CSSB 1896**:

Amend **CSSB 1896** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill as appropriate:

SECTION _____. Subchapter C, Chapter 42, Human Resources Code, is amended by adding Section 42.0433 to read as follows:

Sec. 42.0433. SUICIDE PREVENTION, INTERVENTION, AND POSTVENTION PLAN. (a) In this section, "postvention" has the meaning assigned by Section 38.351, Education Code.

(b) The executive commissioner by rule shall adopt a model suicide prevention, intervention, and postvention policy for use by a residential child-care facility. The model policy must:

(1) be based on current and best evidence-based practices;

(2) require all employees of the facility to receive annual suicide prevention training that includes understanding of safety planning and screening for risk;

(3) promote suicide prevention training for non-employee entities, as appropriate; and

(4) include procedures to support children who return to the facility following hospitalization for a mental health condition.

(c) Each residential child-care facility shall adopt a suicide prevention, intervention, and postvention policy. A residential child-care facility may adopt:

(1) the model policy adopted by the executive commissioner under Subsection (b); or

(2) another suicide prevention, intervention, and postvention policy approved by the executive commissioner.

(d) The suicide prevention, intervention, and postvention policy adopted under Subsection (c) may be part of a broader mental health crisis plan if the components of the plan include suicide prevention, intervention, and postvention.

(e) The commission shall provide to a residential child-care facility any technical assistance necessary to adopt or implement a suicide prevention, intervention, and postvention policy.

SECTION ____ . Section 42.252(c), Human Resources Code, is amended to read as follows:

(c) The operational plan must include:

(1) a community engagement plan to develop and, if necessary, improve relations between the general residential operation and the community in which the operation is located that includes:

(A) a summary of any discussions the operation had with:

(i) local law enforcement; and

(ii) local health, therapeutic, and recreational resources available to support children at the operation; and

(B) a summary of the opportunities the children at the operation will have for social interaction in the community;

(2) an educational plan describing the applicant's plan to provide for the educational needs of the children at the general residential operation that:

(A) identifies whether the proposed operation will provide for the public or private education of school-age children at the operation;

(B) identifies whether the proposed operation will provide for the education of school-age children through a local school, off-site charter school, or on-site charter school;

(C) includes any discussions, plans, and agreements with the local school district, private school, or local charter school that will be providing education to the school-age children at the operation; and

(D) if the children are to be enrolled in a public school, includes either:

(i) a statement from the local independent school district on the impact of the proposed child-care services on the local school district; or

(ii) an explanation of the reasons the operation was unable to obtain a statement described by Subparagraph (i) and a discussion of other alternative educational services that the operation could offer;

(3) a trauma-informed plan to address unauthorized absences of children from the general residential operation; ~~and~~

(4) a suicide prevention, intervention, and postvention plan that meets the requirements of Section 42.0433; and

(5) the qualifications, background, and history, including any compliance history, of each individual who is proposed to be involved in:

(A) the management of the operation; and

(B) the educational leadership of the operation if the operation will be using an on-site charter school.

SECTION ____ . Not later than July 1, 2022, the executive commissioner of the Health and Human Services Commission shall adopt the model suicide prevention, intervention, and postvention policy required by Section 42.0433, Human Resources Code, as added by this Act.

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Wu and Frank offered the following amendment to **CSSB 1896**:

Amend **CSSB 1896** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill as appropriate:

SECTION _____. Section 22.01(b), Penal Code, is amended to read as follows:

(b) An offense under Subsection (a)(1) is a Class A misdemeanor, except that the offense is a felony of the third degree if the offense is committed against:

(1) a person the actor knows is a public servant while the public servant is lawfully discharging an official duty, or in retaliation or on account of an exercise of official power or performance of an official duty as a public servant;

(2) a person whose relationship to or association with the defendant is described by Section 71.0021(b), 71.003, or 71.005, Family Code, if:

(A) it is shown on the trial of the offense that the defendant has been previously convicted of an offense under this chapter, Chapter 19, or Section 20.03, 20.04, 21.11, or 25.11 against a person whose relationship to or association with the defendant is described by Section 71.0021(b), 71.003, or 71.005, Family Code; or

(B) the offense is committed by intentionally, knowingly, or recklessly impeding the normal breathing or circulation of the blood of the person by applying pressure to the person's throat or neck or by blocking the person's nose or mouth;

(3) a person who contracts with government to perform a service in a facility as defined by Section 1.07(a)(14), Penal Code, or Section 51.02(13) or (14), Family Code, or an employee of that person:

(A) while the person or employee is engaged in performing a service within the scope of the contract, if the actor knows the person or employee is authorized by government to provide the service; or

(B) in retaliation for or on account of the person's or employee's performance of a service within the scope of the contract;

(4) a person the actor knows is a security officer while the officer is performing a duty as a security officer;

(5) a person the actor knows is emergency services personnel while the person is providing emergency services;

(6) a pregnant individual to force the individual to have an abortion;

[~~or~~] (7) a person the actor knows is pregnant at the time of the offense; or

(8) a person the actor knows is a child welfare caseworker performing duties during an investigation or related to the placement or care of a child in the conservatorship of the Department of Family and Protective Services.

Amendment No. 2 was withdrawn.

CSSB 1896, as amended, was passed to third reading.

POSTPONED BUSINESS

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

SB 367 ON SECOND READING

(Reynolds - House Sponsor)

SB 367, A bill to be entitled An Act relating to the requirements for an application for a permit to drill an oil or gas well at a site adjacent to a well blowout site.

SB 367 was read second time earlier today, amendments were offered and disposed of, **SB 367** was postponed until 10:15 p.m. today, and was again postponed until this time.

Amendment No. 2

Representative Craddick offered the following amendment to **SB 367**:

Amend **SB 367** (house committee printing) on page 1, as follows:

- (1) On line 10, strike "in a county with a population of more than 750,000".
- (2) On line 10, between "well" and "disclose" insert "to".

Amendment No. 2 was adopted.

Amendment No. 3

Representative Craddick offered the following amendment to **SB 367**:

Amend **SB 367** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 85.046, Natural Resources Code, is amended by adding Subsection (d) to read as follows:

(d) Unless expressly prohibited by a lease, deed, or other contract, an operator or lessee with the right to drill an oil or gas well on or produce or develop oil or gas from each tract independently may, under a permit issued by the commission, drill, operate, and produce oil or gas from an oil or gas well, whether or not adjacent to a well blowout site described by Section 91.118, that traverses multiple tracts in order to prevent waste, promote conservation, or protect correlative rights.

Amendment No. 3 was adopted.

SB 367, as amended, was passed to third reading.

GENERAL STATE CALENDAR

(consideration continued)

CSSB 900 ON SECOND READING

(Paddie, Perez, and Burns - House Sponsors)

CSSB 900, A bill to be entitled An Act relating to the safety of storage vessels.

Amendment No. 1

Representative Paddie offered the following amendment to **CSSB 900**:

Amend **CSSB 900** (house committee report) as follows:

- (1) On page 3, line 24, strike "liquid" and substitute "liquefied".
- (2) On page 11, line 10, strike "SECTION 2" and substitute "SECTION 3".

Amendment No. 1 was adopted.

CSSB 900, as amended, was passed to third reading.

**SB 993 - 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 993** all joint authors and co-authors for **HB 2340**.

The motion prevailed.

**SB 993 ON SECOND READING
(Klick, Canales, et al. - House Sponsors)**

SB 993, A bill to be entitled An Act relating to the practice of therapeutic optometry.

SB 993 was passed to third reading.

**SB 1648 ON SECOND READING
(Krause - House Sponsor)**

SB 1648, A bill to be entitled An Act relating to the provision of benefits to certain Medicaid recipients with complex medical needs.

Amendment No. 1

Representatives Krause, Bowers, Parker, Dean, Minjarez, M. González, and Martinez offered the following amendment to **SB 1648**:

Amend **SB 1648** (house committee printing) by adding the following appropriately numbered SECTION and renumbering subsequent SECTIONS accordingly:

SECTION _____. Sections 531.024164(b) and (f), Government Code, are amended to read as follows:

(b) The commission, as soon as practicable following a competitive request for proposal process, shall contract with one [am] independent external medical reviewer to conduct external medical reviews and review:

(1) the resolution of a Medicaid recipient appeal related to a reduction in or denial of services on the basis of medical necessity in the Medicaid managed care program; or

(2) a denial by the commission of eligibility for a Medicaid program in which eligibility is based on a Medicaid recipient's medical and functional needs.

(f) A Medicaid recipient or applicant, or the recipient's or applicant's parent or legally authorized representative, must affirmatively request an external medical review, except that the Medicaid managed care organization shall

promptly forward to the external medical reviewer for external medical review any appeal determination that is adverse to the recipient or applicant in the STAR Health program. If requested or forwarded:

(1) an external medical review described by Subsection (b)(1) occurs after the internal Medicaid managed care organization appeal and before the Medicaid fair hearing and is granted when a Medicaid recipient contests the internal appeal decision of the Medicaid managed care organization; and

(2) an external medical review described by Subsection (b)(2) occurs after the eligibility denial and before the Medicaid fair hearing.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Krause offered the following amendment to **SB 1648**:

Amend **SB 1648** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter B, Chapter 531, Government Code, is amended by adding Sections 531.0501, 531.0512, and 531.0605 to read as follows:

Sec. 531.0501. MEDICAID WAIVER PROGRAMS: INTEREST LIST MANAGEMENT. (a) The commission, in consultation with the Intellectual and Developmental Disability System Redesign Advisory Committee established under Section 534.053 and the STAR Kids Managed Care Advisory Committee, shall study the feasibility of creating an online portal for individuals to request to be placed and check the individual's placement on a Medicaid waiver program interest list. As part of the study, the commission shall determine the most cost-effective automated method for determining the level of need of an individual seeking services through a Medicaid waiver program.

(b) Not later than January 1, 2023, the commission shall prepare and submit a report to the governor, the lieutenant governor, the speaker of the house of representatives, and the standing legislative committees with primary jurisdiction over health and human services that summarizes the commission's findings and conclusions from the study.

(c) Subsections (a) and (b) and this subsection expire September 1, 2023.

(d) The commission shall develop a protocol in the office of the ombudsman to improve the capture and updating of contact information for an individual who contacts the office of the ombudsman regarding Medicaid waiver programs or services.

Sec. 531.0512. NOTIFICATION REGARDING CONSUMER DIRECTION MODEL. The commission shall:

(1) develop a procedure to:

(A) verify that a Medicaid recipient or the recipient's parent or legal guardian is informed regarding the consumer direction model and provided the option to choose to receive care under that model; and

(B) if the individual declines to receive care under the consumer direction model, document the declination; and

(2) ensure that each Medicaid managed care organization implements the procedure.

Sec. 531.0605. ADVANCING CARE FOR EXCEPTIONAL KIDS PILOT PROGRAM. (a) The commission shall collaborate with Medicaid managed care organizations and the STAR Kids Managed Care Advisory Committee to develop and implement a pilot program that is substantially similar to the program described by Section 3, Medicaid Services Investment and Accountability Act of 2019 (Pub. L. No. 116-16), to provide coordinated care through a health home to children with complex medical conditions.

(b) The commission shall seek guidance from the Centers for Medicare and Medicaid Services and the United States Department of Health and Human Services regarding the design of the program and, based on the guidance, may actively seek and apply for federal funding to implement the program.

(c) Not later than December 31, 2024, the commission shall prepare and submit a report to the legislature that includes:

(1) a summary of the commission's implementation of the pilot program; and

(2) if the pilot program has been operating for a period sufficient to obtain necessary data, a summary of the commission's evaluation of the effect of the pilot program on the coordination of care for children with complex medical conditions and a recommendation as to whether the pilot program should be continued, expanded, or terminated.

(d) The pilot program terminates and this section expires September 1, 2025.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Parker offered the following amendment to **SB 1648**:

Amend **SB 1648** (house committee printing) as follows:

(1) On page 1, strike lines 9 through 11 and substitute the following:

SECTION 2. Section 533.038, Government Code, is amended by amending Subsections (a) and (g) and adding Subsections (g-1), (h), (i), and (j) to read as follows:

(a) In this section:[;]

(1) "Complex medical needs" means the condition of having multiple, significant chronic health problems that:

(A) affect multiple organ systems; and

(B) result in functional limitations, high health care needs or utilization, or the need for or use of medical technology.

(2) "Durable medical equipment" means equipment, including repair and replacement parts for the equipment and supplies and services related to the equipment, that:

(A) is primarily and customarily used to serve a medical purpose;

(B) is prescribed by a treating health care provider for medical necessity; and

(C) includes ventilators, infusion pumps, complex rehabilitation technology, prostheses, medical devices, and other medical equipment, supplies, and services prescribed by a treating health care provider.

(3) "Medicaid wrap-around benefit" means a Medicaid-covered service, including a pharmacy or medical benefit, that is provided to a recipient with both Medicaid and primary health benefit plan coverage when the recipient has exceeded the primary health benefit plan coverage limit or when the service is not covered by the primary health benefit plan issuer.

(4) "Specialty provider" means a an entity or another person that provides health-related goods or services to a recipient, including providers of medication, therapy services, and equipment, including durable medical equipment.

(2) On page 1, line 14, between "relationship" and "with", insert "at any time".

(3) On page 1, line 15, between "care" and "from", insert ", including equipment, supplies, and services necessary to provide that care,".

(4) On page 1, between lines 17 and 18, insert the following:

(g-1) The continuity of care required under Subsection (g) is guaranteed to all recipients, regardless of:

(1) whether the recipient:

(A) receives a Medicaid wrap-around benefit; or

(B) has Medicaid coverage only;

(2) the date the recipient enrolled in the managed care plan provided by the Medicaid managed care organization; or

(3) whether the provider is an in-network provider.

(5) On page 1, line 22, strike "offering the managed care plan".

(6) On page 1, line 23, between "shall" and "negotiate", insert "develop a simple, timely, and efficient process to".

(7) On page 2, between lines 8 and 9, insert the following:

(j) The cancellation of a contract between a Medicaid managed care organization and a specialty provider under which the provider agrees to provide in-network services to recipients does not void or otherwise affect that organization's duty under Subsection (g) to provide continuity of care to recipients with complex medical needs. In the event of cancellation, the recipient has the right to select the recipient's preferred specialty provider.

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

SECTION ____. Section 1301.154, Insurance Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) Except as provided by Subsections [~~Subsection~~] (b) and (c), Sections 1301.152 and 1301.153 do not extend an insurer's obligation to reimburse the terminated physician or provider or, if applicable, the insured at the preferred provider level of coverage for ongoing treatment of an insured after:

(1) the 90th day after the [~~effective~~] date of the end of the contract [~~termination~~]; or

(2) if the insured has been diagnosed as having a terminal illness at the time of the termination, the expiration of the nine-month period after the effective date of the termination.

(c) If an insured is a Medicaid recipient with complex medical needs who receives Medicaid services through a Medicaid managed care organization under Chapter 533, Government Code, and who has established at any time a relationship with a specialty provider, including a provider of medications, durable medical equipment, services, or supplies or other specialty provider, an insurer's obligation to reimburse, in accordance with the applicable reimbursement methodology as specified in rules adopted by the Health and Human Services Commission, including I T.A.C. Section 353.4, the physician or provider or, if applicable, the insured, extends until a contract has been implemented under Section 533.038(g), Government Code.

SECTION _____. Section 1301.154, Insurance Code, as amended by this Act, applies only to a health benefit plan that is delivered, issued for delivery, or renewed on or after January 1, 2022. A health benefit plan that is delivered, issued for delivery, or renewed 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. 3 was adopted.

Amendment No. 4

Representatives Noble and Deshotel offered the following amendment to **SB 1648**:

Amend **SB 1648** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 32.054, Human Resources Code, is amended by adding Subsection (f) to read as follows:

(f) To prevent serious medical conditions and reduce emergency room visits necessitated by complications resulting from a lack of access to dental care, the commission shall provide medical assistance reimbursement for preventive dental services, including reimbursement for at least one preventive dental care visit per year, for an adult recipient with a disability who is enrolled in the STAR+PLUS Medicaid managed care program. This subsection does not apply to an adult recipient who is enrolled in the STAR+PLUS home and community-based services (HCBS) waiver program. This subsection may not be construed to reduce dental services available to persons with disabilities that are otherwise reimbursable under the medical assistance program.

Amendment No. 4 was adopted.

Amendment No. 5

Representative Raymond offered the following amendment to **SB 1648**:

Amend **SB 1648** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter B, Chapter 32, Human Resources Code, is amended by adding Section 32.0611 to read as follows:

Sec. 32.0611. COMMUNITY ATTENDANT SERVICES: QUALITY INITIATIVES. (a) The commission shall develop a community care quality incentive payment program in consultation with one or more appropriate advisory committees established under Section 531.012, Government Code, under which quality initiatives could be implemented to improve quality outcomes for recipients. The program design must include proposed performance measures, estimated costs, potential savings, the method of finance, the payment structure for incentive payments, and any requirements for federal approval of the program.

(b) Not later than November 30, 2022, the commission shall submit a report to the relevant legislative committees that analyzes the feasibility of a community care quality incentive payment program.

(c) This section expires June 1, 2023.

Amendment No. 5 was adopted.

SB 1648, as amended, was passed to third reading.

**SB 56 ON SECOND READING
(Collier - House Sponsor)**

SB 56, A bill to be entitled An Act relating to the availability of personal information of a current or former federal prosecutor or public defender.

SB 56 was passed to third reading.

HB 1927 - CONFERENCE COMMITTEE REPORT ADOPTED

HB 1927 - POINT OF ORDER

Representative C. Turner raised a point of order against further consideration of **HB 1927** under Rule 13, Section 9(a), of the House Rules on the grounds that the conferees exceeded their jurisdiction. The point of order was withdrawn.

Representative Schaefer submitted the following conference committee report on **HB 1927**:

Austin, Texas, May 21, 2021

The Honorable Dan Patrick
President of the Senate

The Honorable Dade Phelan
Speaker of the House of Representatives

Sirs: We, your conference committee, appointed to adjust the differences between the senate and the house of representatives on **HB 1927** have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

Schwertner	Schaefer
Hughes	Canales
Birdwell	White
Campbell	Guillen
Creighton	Burrows
On the part of the senate	On the part of the house

HB 1927, A bill to be entitled An Act 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.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
SECTION 1. This Act shall be known as the Firearm Carry Act of 2021.
SECTION 2. The Legislature of the State of Texas finds that:

(1) The Second Amendment of the United States Constitution protects an individual right to keep and bear arms, and to possess a firearm unconnected with service in a militia, and to use that firearm for traditionally lawful purposes, such as self-defense within the home;

(2) Section 23, Article I, of the Texas Constitution secures for Texas citizens the right to keep and bear arms;

(3) persons who are currently prohibited from possessing firearms under state and federal law will not gain the right to possess or carry a firearm under this legislation; and

(4) persons who are currently prohibited from possessing a firearm include: persons convicted of a felony as described by the provisions of Section 46.04, Penal Code, persons convicted of certain assault offenses under Section 22.01, Penal Code, punishable as a Class A misdemeanor and involving a member of the person's family or household, certain persons who are the subject of a protective order under Section 46.04(c), Penal Code, and persons meeting any of the criteria listed in 18 U.S.C. Section 922(g), including persons adjudicated to be mentally incompetent.

SECTION 3. Article 14.03, Code of Criminal Procedure, is amended by adding Subsection (h) to read as follows:

(h)(1) A peace officer who is acting in the lawful discharge of the officer's official duties may disarm a person at any time the officer reasonably believes it is necessary for the protection of the person, officer, or another individual. The peace officer shall return the handgun to the person before discharging the person from the scene if the officer determines that the person is not a threat to the officer, person, or another individual and if the person has not committed a violation that results in the arrest of the person.

(2) A peace officer who is acting in the lawful discharge of the officer's official duties may temporarily disarm a person when the person enters a nonpublic, secure portion of a law enforcement facility, if the law enforcement agency provides a gun locker or other secure area where the peace officer can secure the person's handgun. The peace officer shall secure the handgun in the locker or other secure area and shall return the handgun to the person immediately after the person leaves the nonpublic, secure portion of the law enforcement facility.

(3) For purposes of this subsection, "law enforcement facility" and "nonpublic, secure portion of a law enforcement facility" have the meanings assigned by Section 411.207, Government Code.

SECTION 4. Article 55.01(a), Code of Criminal Procedure, is amended to read as follows:

(a) A person who has been placed under a custodial or noncustodial arrest for commission of either a felony or misdemeanor is entitled to have all records and files relating to the arrest expunged if:

(1) the person is tried for the offense for which the person was arrested and is:

(A) acquitted by the trial court, except as provided by Subsection (c); ~~or~~

(B) convicted and subsequently:

(i) pardoned for a reason other than that described by Subparagraph (ii); or

(ii) pardoned or otherwise granted relief on the basis of actual innocence with respect to that offense, if the applicable pardon or court order clearly indicates on its face that the pardon or order was granted or rendered on the basis of the person's actual innocence; or

(C) convicted of an offense committed before September 1, 2021, under Section 46.02(a), Penal Code, as that section existed before that date; or

(2) the person has been released and the charge, if any, has not resulted in a final conviction and is no longer pending and there was no court-ordered community supervision under Chapter 42A for the offense, unless the offense is a Class C misdemeanor, provided that:

(A) regardless of whether any statute of limitations exists for the offense and whether any limitations period for the offense has expired, an indictment or information charging the person with the commission of a misdemeanor offense based on the person's arrest or charging the person with the commission of any felony offense arising out of the same transaction for which the person was arrested:

(i) has not been presented against the person at any time following the arrest, and:

(a) at least 180 days have elapsed from the date of arrest if the arrest for which the expunction was sought was for an offense punishable as a Class C misdemeanor and if there was no felony charge arising out of the same transaction for which the person was arrested;

(b) at least one year has elapsed from the date of arrest if the arrest for which the expunction was sought was for an offense punishable as a Class B or A misdemeanor and if there was no felony charge arising out of the same transaction for which the person was arrested;

(c) at least three years have elapsed from the date of arrest if the arrest for which the expunction was sought was for an offense punishable as a felony or if there was a felony charge arising out of the same transaction for which the person was arrested; or

(d) the attorney representing the state certifies that the applicable arrest records and files are not needed for use in any criminal investigation or prosecution, including an investigation or prosecution of another person; or

(ii) if presented at any time following the arrest, was dismissed or quashed, and the court finds that the indictment or information was dismissed or quashed because:

(a) the person completed a veterans treatment court program created under Chapter 124, Government Code, or former law, subject to Subsection (a-3);

(b) the person completed a mental health court program created under Chapter 125, Government Code, or former law, subject to Subsection (a-4);

(c) the person completed a pretrial intervention program authorized under Section 76.011, Government Code, other than a veterans treatment court program created under Chapter 124, Government Code, or former law, or a mental health court program created under Chapter 125, Government Code, or former law;

(d) the presentment had been made because of mistake, false information, or other similar reason indicating absence of probable cause at the time of the dismissal to believe the person committed the offense; or

(e) the indictment or information was void; or

(B) prosecution of the person for the offense for which the person was arrested is no longer possible because the limitations period has expired.

SECTION 5. Section 2(a), Article 55.02, Code of Criminal Procedure, is amended to read as follows:

(a) A person who is entitled to expunction of records and files under Article 55.01(a)(1)(A), 55.01(a)(1)(B)(i), 55.01(a)(1)(C), or 55.01(a)(2) or a person who is eligible for expunction of records and files under Article 55.01(b) may file an ex parte petition for expunction in a district court for the county in which:

(1) the petitioner was arrested; or

(2) the offense was alleged to have occurred.

SECTION 6. Section 37.0815(b), Education Code, is amended to read as follows:

(b) This section does not authorize a person to possess, transport, or store a handgun, a firearm, or ammunition in violation of Section 37.125 of this code, Section 46.03 [~~or 46.035~~], Penal Code, or other law.

SECTION 7. Subchapter A, Chapter 411, Government Code, is amended by adding Sections 411.02096 and 411.02097 to read as follows:

Sec. 411.02096. REPORT REGARDING CERTAIN FIREARM STATISTICS. (a) Not later than January 31 of each year, the department shall collect information for the preceding calendar year related to the carrying of firearms by persons in this state, including:

(1) the number of persons who applied for a license to carry a handgun under Subchapter H compared to the yearly average number of people who applied for a license from 2010 through 2020; and

(2) any other relevant information related to the carrying of firearms by persons in this state.

(b) The department shall identify the entities that possess information required by Subsection (a) and require each entity to report the information to the department in the manner prescribed by the department.

(c) Not later than February 1 of each year, the department shall prepare and submit to the governor, the lieutenant governor, and each member of the legislature a report that includes the information described by Subsection (a).

(d) This section expires September 1, 2028.

Sec. 411.02097. FIREARM SAFETY. The department shall develop and post on the department's Internet website a course on firearm safety and handling. The course must be accessible to the public free of charge.

SECTION 8. Sections 411.186(a), (c), and (d), Government Code, are amended to read as follows:

(a) The department shall revoke a license under this section if the license holder:

(1) was not entitled to the license at the time it was issued;

(2) made a material misrepresentation or failed to disclose a material fact in an application submitted under this subchapter;

(3) subsequently becomes ineligible for a license under Section 411.172, unless the sole basis for the ineligibility is that the license holder is charged with the commission of a Class A or Class B misdemeanor or equivalent offense, or of an offense under Section 42.01, Penal Code, or equivalent offense, or of a felony under an information or indictment;

(4) ~~is convicted of an offense under Section 46.035, Penal Code;~~

~~[(5)]~~ is determined by the department to have engaged in conduct constituting a reason to suspend a license listed in Section 411.187(a) after the person's license has been previously suspended twice for the same reason; or

(5) ~~[(6)]~~ submits an application fee that is dishonored or reversed if the applicant fails to submit a cashier's check or money order made payable to the "Department of Public Safety of the State of Texas" in the amount of the dishonored or reversed fee, plus \$25, within 30 days of being notified by the department that the fee was dishonored or reversed.

(c) A license holder whose license is revoked for a reason listed in Subsections (a)(1)-(4) ~~[(a)(1)-(5)]~~ may reapply as a new applicant for the issuance of a license under this subchapter after the second anniversary of the date of the revocation if the cause for revocation does not exist on the date of the second

anniversary. If the cause for revocation exists on the date of the second anniversary after the date of revocation, the license holder may not apply for a new license until the cause for revocation no longer exists and has not existed for a period of two years.

(d) A license holder whose license is revoked under Subsection (a)(5) [~~(a)(6)~~] may reapply for an original or renewed license at any time, provided the application fee and a dishonored payment charge of \$25 is paid by cashier's check or money order made payable to the "Texas Department of Public Safety."

SECTION 9. Section 411.203, Government Code, is amended to read as follows:

Sec. 411.203. RIGHTS OF EMPLOYERS. This subchapter does not prevent or otherwise limit the right of a public or private employer to prohibit persons who are licensed under this subchapter from carrying a handgun on the premises of the business. In this section, "premises" has the meaning assigned by Section 46.03 [~~46.035(f)(3)~~], Penal Code.

SECTION 10. Section 411.2031(a)(3), Government Code, is amended to read as follows:

(3) "Premises" has the meaning assigned by Section 46.03 [~~46.035~~], Penal Code.

SECTION 11. Sections 411.209(a) and (j), Government Code, are amended to read as follows:

(a) Except as provided by Subsection (i), a state agency or a political subdivision of the state may not take any action, including an action consisting of the provision of notice by a communication described by Section 30.06 or 30.07, Penal Code, that states or implies that a license holder who is carrying a handgun under the authority of this subchapter is prohibited from entering or remaining on a premises or other place owned or leased by the governmental entity unless license holders are prohibited from carrying a handgun on the premises or other place by Section 46.03 [~~or 46.035~~], Penal Code, or other law.

(j) In this section, "premises" has the meaning assigned by Section 46.03 [~~46.035~~], Penal Code.

SECTION 12. Section 552.002(a)(1), Health and Safety Code, is amended to read as follows:

(1) "License holder" has the meaning assigned by Section 46.03 [~~46.035(f)~~], Penal Code.

SECTION 13. Section 773.0145(a), Health and Safety Code, is amended to read as follows:

(a) This section applies to:

(1) an amusement park, as defined by Section 46.03 [~~46.035~~], Penal Code;

(2) a child-care facility, as defined by Section 42.002, Human Resources Code;

(3) a day camp or youth camp, as defined by Section 141.002;

(4) a private or independent institution of higher education, as defined by Section 61.003, Education Code;

- (5) a restaurant, as defined by Section 17.821, Business & Commerce Code;
- (6) a sports venue, as defined by Section 504.151, Local Government Code;
- (7) a youth center, as defined by Section 481.134; or
- (8) subject to Subsection (b), any other entity that the executive commissioner by rule designates as an entity that would benefit from the possession and administration of epinephrine auto-injectors.

SECTION 14. Section 42.042(e-2), Human Resources Code, is amended to read as follows:

(e-2) The department may not prohibit the foster parent of a child who resides in the foster family's home from transporting the child in a vehicle where a handgun is present if the handgun is in the possession and control of the foster parent and the foster parent is not otherwise prohibited by law from carrying a handgun ~~[licensed to carry the handgun under Subchapter H, Chapter 411, Government Code].~~

SECTION 15. Section 52.062(b), Labor Code, is amended to read as follows:

(b) Section 52.061 does not prohibit an employer from prohibiting an employee who holds a license to carry a handgun under Subchapter H, Chapter 411, Government Code, or who otherwise lawfully possesses a firearm, from possessing a firearm the employee is otherwise authorized by law to possess on the premises of the employer's business. In this subsection, "premises" has the meaning assigned by Section 46.03 ~~[46.035(1)(3)]~~, Penal Code.

SECTION 16. Section 229.001(b), Local Government Code, is amended to read as follows:

(b) Subsection (a) does not affect the authority a municipality has under another law to:

(1) require residents or public employees to be armed for personal or national defense, law enforcement, or another lawful purpose;

(2) regulate the discharge of firearms or air guns within the limits of the municipality, other than at a sport shooting range;

(3) except as provided by Subsection (b-1), adopt or enforce a generally applicable zoning ordinance, land use regulation, fire code, or business ordinance;

(4) regulate the use of firearms, air guns, or knives in the case of an insurrection, riot, or natural disaster if the municipality finds the regulations necessary to protect public health and safety;

(5) regulate the storage or transportation of explosives to protect public health and safety, except that 25 pounds or less of black powder for each private residence and 50 pounds or less of black powder for each retail dealer are not subject to regulation;

(6) regulate the carrying of an air gun or ~~[a]~~ firearm, ~~[or air gun by a person]~~ other than a ~~[person licensed to carry a]~~ handgun carried by a person not otherwise prohibited by law from carrying a handgun ~~[under Subchapter H, Chapter 411, Government Code]~~, at a:

- (A) public park;
- (B) public meeting of a municipality, county, or other governmental body;
- (C) political rally, parade, or official political meeting; or
- (D) nonfirearms-related school, college, or professional athletic event;

(7) regulate the carrying of a firearm by a person licensed to carry a handgun under Subchapter H, Chapter 411, Government Code, in accordance with Section 411.209, Government Code;

(8) regulate the hours of operation of a sport shooting range, except that the hours of operation may not be more limited than the least limited hours of operation of any other business in the municipality other than a business permitted or licensed to sell or serve alcoholic beverages for on-premises consumption;

(9) regulate the carrying of an air gun by a minor on:

- (A) public property; or
- (B) private property without consent of the property owner; or

(10) except as provided by Subsection (d-1), regulate or prohibit an employee's carrying or possession of a firearm, firearm accessory, or ammunition in the course of the employee's official duties.

SECTION 17. Section 30.05, Penal Code, is amended by adding Subsections (c) and (d-3) and amending Subsections (d) and (f) to read as follows:

(c) A person may provide notice that firearms are prohibited on the property by posting a sign at each entrance to the property that:

(1) includes language that is identical to or substantially similar to the following: "Pursuant to Section 30.05, Penal Code (criminal trespass), a person may not enter this property with a firearm";

(2) includes the language described by Subdivision (1) in both English and Spanish;

(3) appears in contrasting colors with block letters at least one inch in height; and

(4) is displayed in a conspicuous manner clearly visible to the public.

(d) Subject to Subsection (d-3), an [A~~n~~] offense under this section is:

(1) a Class B misdemeanor, except as provided by Subdivisions (2) and (3);

(2) a Class C misdemeanor, except as provided by Subdivision (3), if the offense is committed:

(A) on agricultural land and within 100 feet of the boundary of the land; or

(B) on residential land and within 100 feet of a protected freshwater area; and

(3) a Class A misdemeanor if:

- (A) the offense is committed:
 - (i) in a habitation or a shelter center;
 - (ii) on a Superfund site; or

(iii) on or in a critical infrastructure facility;

(B) the offense is committed on or in property of an institution of higher education and it is shown on the trial of the offense that the person has previously been convicted of:

(i) an offense under this section relating to entering or remaining on or in property of an institution of higher education; or

(ii) an offense under Section 51.204(b)(1), Education Code, relating to trespassing on the grounds of an institution of higher education; or

(C) the person carries a deadly weapon during the commission of the offense.

(d-3) An offense under this section is a Class C misdemeanor punishable by a fine not to exceed \$200 if the person enters the property, land, or building with a firearm or other weapon and the sole basis on which entry on the property or land or in the building was forbidden is that entry with a firearm or other weapon was forbidden, except that the offense is a Class A misdemeanor if it is shown on the trial of the offense that, after entering the property, land, or building with the firearm or other weapon, the actor:

(1) personally received from the owner of the property or another person with apparent authority to act for the owner notice that entry with a firearm or other weapon was forbidden, as given through:

(A) notice under Subsection (b)(2)(A), including oral or written communication; or

(B) if the actor is unable to reasonably understand the notice described by Paragraph (A), other personal notice that is reasonable under the circumstances; and

(2) subsequently failed to depart.

(f) It is a defense to prosecution under this section that:

(1) the basis on which entry on the property or land or in the building was forbidden is that entry with a handgun was forbidden; and

(2) the person was carrying:

(A) a license issued under Subchapter H, Chapter 411, Government Code, to carry a handgun; and

(B) a handgun:

(i) in a concealed manner; or

(ii) in a ~~shoulder or belt~~ holster.

SECTION 18. Section 30.06(c)(2), Penal Code, is amended to read as follows:

(2) "License holder" has the meaning assigned by Section 46.03 ~~[46.035(f)]~~.

SECTION 19. Section 30.06(e), Penal Code, is amended to read as follows:

(e) It is an exception to the application of this section that the property on which the license holder carries a handgun is owned or leased by a governmental entity and is not a premises or other place on which the license holder is prohibited from carrying the handgun under Section 46.03 ~~[or 46.035]~~.

SECTION 20. Section 30.07(c)(2), Penal Code, is amended to read as follows:

(2) "License holder" has the meaning assigned by Section 46.03 ~~[46.035(f)]~~.

SECTION 21. Sections 30.07(e) and (f), Penal Code, are amended to read as follows:

(e) It is an exception to the application of this section that the property on which the license holder openly carries the handgun is owned or leased by a governmental entity and is not a premises or other place on which the license holder is prohibited from carrying the handgun under Section 46.03 ~~[or 46.035]~~.

(f) It is not a defense to prosecution under this section that the handgun was carried in a ~~[shoulder or belt]~~ holster.

SECTION 22. Section 46.02, Penal Code, is amended by amending Subsections (a), (a-1), and (b) and adding Subsections (a-5), (a-6), (a-7), (a-8), and (e) to read as follows:

(a) A person commits an offense if the person:

(1) intentionally, knowingly, or recklessly carries on or about his or her person a handgun; ~~and~~

(2) at the time of the offense:

(A) is younger than 21 years of age; or

(B) has been convicted of an offense under Section 22.01(a)(1), 22.05, 22.07, or 42.01(a)(7) or (8) committed in the five-year period preceding the date the instant offense was committed; and

(3) is not:

(A) on the person's own premises or premises under the person's control; or

(B) inside of or directly en route to a motor vehicle or watercraft that is owned by the person or under the person's control.

(a-1) A person commits an offense if the person intentionally, knowingly, or recklessly carries on or about his or her person a handgun in a motor vehicle or watercraft that is owned by the person or under the person's control at any time in which:

(1) the handgun is in plain view, unless the person is 21 years of age or older or is licensed to carry a handgun under Subchapter H, Chapter 411, Government Code, and the handgun is carried in a ~~[shoulder or belt]~~ holster; or

(2) the person is:

(A) engaged in criminal activity, other than a Class C misdemeanor that is a violation of a law or ordinance regulating traffic or boating; or

(B) prohibited by law from possessing a firearm; ~~or~~

~~[(C) a member of a criminal street gang, as defined by Section 71.04].~~

(a-5) A person commits an offense if the person carries a handgun and intentionally displays the handgun in plain view of another person in a public place. It is an exception to the application of this subsection that the handgun was partially or wholly visible but was carried in a holster.

(a-6) A person commits an offense if the person:

(1) carries a handgun while the person is intoxicated; and

(2) is not:

(A) on the person's own property or property under the person's control or on private property with the consent of the owner of the property; or
(B) inside of or directly en route to a motor vehicle or watercraft:
(i) that is owned by the person or under the person's control; or
(ii) with the consent of the owner or operator of the vehicle or watercraft.

(a-7) A person commits an offense if the person:

(1) intentionally, knowingly, or recklessly carries on or about his or her person a handgun;

(2) is not:

(A) on the person's own premises or premises under the person's control; or

(B) inside of or directly en route to a motor vehicle or watercraft that is owned by the person or under the person's control; and

(3) at the time of the offense, was prohibited from possessing a firearm under Section 46.04(a), (b), or (c).

(a-8) If conduct constituting an offense under Subsection (a-7) constitutes an offense under another provision of law, the actor may be prosecuted under Subsection (a-7) or under both provisions.

(b) Except as provided by Subsection [(e) or] (d) or (e), an offense under this section is a Class A misdemeanor.

(e) An offense under Subsection (a-7) is:

(1) a felony of the second degree with a minimum term of imprisonment of five years, if the actor was prohibited from possessing a firearm under Section 46.04(a); or

(2) a felony of the third degree, if the actor was prohibited from possessing a firearm under Section 46.04(b) or (c).

SECTION 23. Section 46.03, Penal Code, is amended by amending Subsections (a), (c), (e-1), (e-2), and (g) and adding Subsections (a-2), (a-3), (a-4), and (g-2) to read as follows:

(a) A person commits an offense if the person intentionally, knowingly, or recklessly possesses or goes with a firearm, location-restricted knife, club, or prohibited weapon listed in Section 46.05(a):

(1) on the physical premises of a school or educational institution, any grounds or building on which an activity sponsored by a school or educational institution is being conducted, or a passenger transportation vehicle of a school or educational institution, whether the school or educational institution is public or private, unless:

(A) pursuant to written regulations or written authorization of the institution; or

(B) the person possesses or goes with a concealed handgun that the person is licensed to carry under Subchapter H, Chapter 411, Government Code, and no other weapon to which this section applies, on the premises of an institution of higher education or private or independent institution of higher

education, on any grounds or building on which an activity sponsored by the institution is being conducted, or in a passenger transportation vehicle of the institution;

(2) on the premises of a polling place on the day of an election or while early voting is in progress;

(3) on the premises of any government court or offices utilized by the court, unless pursuant to written regulations or written authorization of the court;

(4) on the premises of a racetrack;

(5) in or into a secured area of an airport; ~~or~~

(6) within 1,000 feet of premises the location of which is designated by the Texas Department of Criminal Justice as a place of execution under Article 43.19, Code of Criminal Procedure, on a day that a sentence of death is set to be imposed on the designated premises and the person received notice that:

(A) going within 1,000 feet of the premises with a weapon listed under this subsection was prohibited; or

(B) possessing a weapon listed under this subsection within 1,000 feet of the premises was prohibited;

(7) on the premises of a business that has a permit or license issued under Chapter 25, 28, 32, 69, or 74, Alcoholic Beverage Code, if the business derives 51 percent or more of its income from the sale or service of alcoholic beverages for on-premises consumption, as determined by the Texas Alcoholic Beverage Commission under Section 104.06, Alcoholic Beverage Code;

(8) on the premises where a high school, collegiate, or professional sporting event or interscholastic event is taking place, unless the person is a participant in the event and a firearm, location-restricted knife, club, or prohibited weapon listed in Section 46.05(a) is used in the event;

(9) on the premises of a correctional facility;

(10) on the premises of a civil commitment facility;

(11) on the premises of a hospital licensed under Chapter 241, Health and Safety Code, or on the premises of a nursing facility licensed under Chapter 242, Health and Safety Code, unless the person has written authorization of the hospital or nursing facility administration, as appropriate;

(12) on the premises of a mental hospital, as defined by Section 571.003, Health and Safety Code, unless the person has written authorization of the mental hospital administration;

(13) in an amusement park; or

(14) in the room or rooms where a meeting of a governmental entity is held, if the meeting is an open meeting subject to Chapter 551, Government Code, and if the entity provided notice as required by that chapter.

(a-2) Notwithstanding Section 46.02(a-5), a license holder commits an offense if the license holder carries a partially or wholly visible handgun, regardless of whether the handgun is holstered, on or about the license holder's person under the authority of Subchapter H, Chapter 411, Government Code, and intentionally or knowingly displays the handgun in plain view of another person:

(1) on the premises of an institution of higher education or private or independent institution of higher education; or

(2) on any public or private driveway, street, sidewalk or walkway, parking lot, parking garage, or other parking area of an institution of higher education or private or independent institution of higher education.

(a-3) Notwithstanding Subsection (a) or Section 46.02(a-5), a license holder commits an offense if the license holder carries a handgun on the campus of a private or independent institution of higher education in this state that has established rules, regulations, or other provisions prohibiting license holders from carrying handguns pursuant to Section 411.2031(e), Government Code, or on the grounds or building on which an activity sponsored by such an institution is being conducted, or in a passenger transportation vehicle of such an institution, regardless of whether the handgun is concealed, provided the institution gives effective notice under Section 30.06.

(a-4) Notwithstanding Subsection (a) or Section 46.02(a-5), a license holder commits an offense if the license holder intentionally carries a concealed handgun on a portion of a premises located on the campus of an institution of higher education in this state on which the carrying of a concealed handgun is prohibited by rules, regulations, or other provisions established under Section 411.2031(d-1), Government Code, provided the institution gives effective notice under Section 30.06 with respect to that portion.

(c) In this section:

(1) "Amusement park" means a permanent indoor or outdoor facility or park where amusement rides are available for use by the public that is located in a county with a population of more than one million, encompasses at least 75 acres in surface area, is enclosed with access only through controlled entries, is open for operation more than 120 days in each calendar year, and has security guards on the premises at all times. The term does not include any public or private driveway, street, sidewalk or walkway, parking lot, parking garage, or other parking area.

(2) "Institution of higher education" and "private or independent institution of higher education" have the meanings assigned by Section 61.003, Education Code.

(3) "License holder" means a person licensed to carry a handgun under Subchapter H, Chapter 411, Government Code.

(4) "Premises" means a building or a portion of a building. The term does not include any public or private driveway, street, sidewalk or walkway, parking lot, parking garage, or other parking area.

(5) ~~[(2) "Amusement park" and "premises" have the meanings assigned by Section 46.035.~~

~~[(3)] "Secured area" means an area of an airport terminal building to which access is controlled by the inspection of persons and property under federal law.~~

(e-1) It is a defense to prosecution under Subsection (a)(5) that the actor:

(1) possessed, at the screening checkpoint for the secured area, a ~~[concealed]~~ handgun that the actor was licensed to carry under Subchapter H, Chapter 411, Government Code; and

(2) exited the screening checkpoint for the secured area immediately upon completion of the required screening processes and notification that the actor possessed the handgun.

(e-2) A peace officer investigating conduct that may constitute an offense under Subsection (a)(5) and that consists only of an actor's possession of a ~~[connected]~~ handgun that the actor is licensed to carry under Subchapter H, Chapter 411, Government Code, may not arrest the actor for the offense unless:

(1) the officer advises the actor of the defense available under Subsection (e-1) and gives the actor an opportunity to exit the screening checkpoint for the secured area; and

(2) the actor does not immediately exit the checkpoint upon completion of the required screening processes.

(g) Except as provided by Subsections [Subsection] (g-1) and (g-2), an offense under this section is a felony of the third degree.

(g-2) An offense committed under Subsection (a)(8), (a)(10), (a)(11), (a)(13), (a-2), (a-3), or (a-4) is a Class A misdemeanor.

SECTION 24. Section 46.04, Penal Code, is amended by adding Subsection (a-1) and amending Subsection (e) to read as follows:

(a-1) A person who is a member of a criminal street gang, as defined by Section 71.01, commits an offense if the person intentionally, knowingly, or recklessly carries on or about his or her person a handgun in a motor vehicle or watercraft.

(e) An offense under Subsection (a) is a felony of the third degree. An offense under Subsection (a-1), (b), or (c) is a Class A misdemeanor.

SECTION 25. Section 46.15, Penal Code, is amended by amending Subsections (b), (j), and (l) and adding Subsections (m), (n), (o), (p), and (q) to read as follows:

(b) Sections [Section] 46.02, 46.03(a)(14), and 46.04(a-1) do [does] not apply to a person who:

(1) is in the actual discharge of official duties as a member of the armed forces or state military forces as defined by Section 437.001, Government Code, or as a guard employed by a penal institution;

(2) is traveling;

(3) is engaging in lawful hunting, fishing, or other sporting activity on the immediate premises where the activity is conducted, or is en route between the premises and the actor's residence, motor vehicle, or watercraft, if the weapon is a type commonly used in the activity;

(4) holds a security officer commission issued by the Texas Private Security Board, if the person is engaged in the performance of the person's duties as an officer commissioned under Chapter 1702, Occupations Code, or is traveling to or from the person's place of assignment and is wearing the officer's uniform and carrying the officer's weapon in plain view;

(5) acts as a personal protection officer and carries the person's security officer commission and personal protection officer authorization, if the person:

(A) is engaged in the performance of the person's duties as a personal protection officer under Chapter 1702, Occupations Code, or is traveling to or from the person's place of assignment; and

(B) is either:

(i) wearing the uniform of a security officer, including any uniform or apparel described by Section 1702.323(d), Occupations Code, and carrying the officer's weapon in plain view; or

(ii) not wearing the uniform of a security officer and carrying the officer's weapon in a concealed manner;

(6) is carrying:

(A) a license issued under Subchapter H, Chapter 411, Government Code, to carry a handgun; and

(B) a handgun:

(i) in a concealed manner; or

(ii) in a ~~shoulder or belt~~ holster;

(7) holds an alcoholic beverage permit or license or is an employee of a holder of an alcoholic beverage permit or license if the person is supervising the operation of the permitted or licensed premises; or

(8) is a student in a law enforcement class engaging in an activity required as part of the class, if the weapon is a type commonly used in the activity and the person is:

(A) on the immediate premises where the activity is conducted; or

(B) en route between those premises and the person's residence and is carrying the weapon unloaded.

(j) The provisions of Sections ~~Section~~ 46.02 and 46.03(a)(7), (a-2), (a-3), and (a-4) ~~[prohibiting the carrying of a handgun]~~ do not apply to an individual who carries a handgun as a participant in a historical reenactment performed in accordance with the rules of the Texas Alcoholic Beverage Commission.

(l) Sections 46.02 and~~;~~ 46.03(a)(1), (a)(2), (a)(3), and (a)(4)~~;~~ ~~and 46.035(a), (a-1), (a-2), (a-3), (b)(1), (b)(5), and (b)(6)]~~ do not apply to a person who carries a handgun if:

(1) the person carries the handgun on the premises, as defined by the statute providing the applicable offense, of a location operating as an emergency shelter during a state of disaster declared under Section 418.014, Government Code, or a local state of disaster declared under Section 418.108, Government Code;

(2) the owner, controller, or operator of the premises or a person acting with the apparent authority of the owner, controller, or operator, authorized the carrying of the handgun;

(3) the person carrying the handgun complies with any rules and regulations of the owner, controller, or operator of the premises that govern the carrying of a handgun on the premises; and

(4) the person is not prohibited by state or federal law from possessing a firearm.

(m) It is a defense to prosecution under Section 46.03 that the actor:

(1) carries a handgun on a premises or other property on which the carrying of a weapon is prohibited under that section;

(2) personally received from the owner of the property, or from another person with apparent authority to act for the owner, notice that carrying a firearm or other weapon on the premises or other property, as applicable, was prohibited; and

(3) promptly departed from the premises or other property.

(n) The defense provided by Subsection (m) does not apply if:

(1) a sign described by Subsection (o) was posted prominently at each entrance to the premises or other property, as applicable; or

(2) at the time of the offense, the actor knew that carrying a firearm or other weapon on the premises or other property was prohibited.

(o) A person may provide notice that firearms and other weapons are prohibited under Section 46.03 on the premises or other property, as applicable, by posting a sign at each entrance to the premises or other property that:

(1) includes language that is identical to or substantially similar to the following: "Pursuant to Section 46.03, Penal Code (places weapons prohibited), a person may not carry a firearm or other weapon on this property";

(2) includes the language described by Subdivision (1) in both English and Spanish;

(3) appears in contrasting colors with block letters at least one inch in height; and

(4) is displayed in a conspicuous manner clearly visible to the public.

(p) Sections 46.03(a)(7), (11), and (13) do not apply if the actor:

(1) carries a handgun on the premises or other property, as applicable;

(2) holds a license to carry a handgun issued under Subchapter H, Chapter 411, Government Code; and

(3) was not given effective notice under Section 30.06 or 30.07 of this code or Section 411.204, Government Code, as applicable.

(q) Section 46.03(a)(8) does not apply if the actor:

(1) carries a handgun on a premises where a collegiate sporting event is taking place;

(2) holds a license to carry a handgun issued under Subchapter H, Chapter 411, Government Code; and

(3) was not given effective notice under Section 30.06 or 30.07 of this code, as applicable.

SECTION 26. The following provisions are repealed:

(1) Section 11.041, Alcoholic Beverage Code;

(2) Section 11.61(e), Alcoholic Beverage Code;

(3) Section 61.11, Alcoholic Beverage Code;

(4) Section 61.71(f), Alcoholic Beverage Code;

(5) Section 411.198(b), Government Code;

(6) Section 411.204(d), Government Code;

(7) Section 411.206(c), Government Code;

(8) Section 46.02(c), Penal Code;

(9) Section 46.03(a-1), Penal Code; and

(10) Section 46.035, Penal Code.

SECTION 27. Notwithstanding Section 411.02096, Government Code, as added by this Act, the Department of Public Safety is not required to submit the initial report required by that section before February 1, 2023.

SECTION 28. The changes in law made by this Act apply 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 29. This Act takes effect September 1, 2021.

HB 1927 - REMARKS

REPRESENTATIVE MOODY: I stood up here when this bill came to the floor, and I respect the members that support this. And I get it. I understand philosophically where we're at. But what I would like you to hear are my words now. I was at church on August 3. I was visiting with my friends when we got the horrific news of what was going on in my community. By the time we fully knew what was going on, we couldn't comprehend the tragedy. And by the end of the day, I was sitting in a cafeteria of a school, a school that Representative Blanco at the time but Senator Blanco now, it was a school that he called home, in the cafeteria that he ate lunch at. And we looked around that room and there were family members searching for their loved ones. And there were mental health workers trying to help those understand what was happening to them.

And the governor came and they said, would you like to speak to the families that don't know, to the families that don't know what happened to their loved ones? Those that were still waiting that moment on that day—they didn't know where their loved ones were. They didn't know if they were being held as witnesses for the crime that was committed in my community. They didn't know if they were being held to identify the body of their loved ones. And they asked us, do you want to come talk to these families? And I walked back in that room with the governor and with Senator Blanco and with Mayor Margo—a representative that served in this body, too, a republican—and I saw him cry in that room. And I saw friends of mine from when I worked in the District Attorney's Office, friends of mine that were in victim services. They were sitting there trying to hold those close who had no clue what was happening to them. That's the room I sat in on that day.

None of you shared that experience—not Mr. Schaefer, not anyone else in here. You know what else I shared? What room I shared? The room days after that where I was promised that we would take gun safety seriously in this state. I sat in rooms and talked to people. I talked to people—the Anchondos who lost two family members that day and who, by the way, forgave the shooter. Forgave him. Through their own Christian faith they said, I cannot hate you for what did; I forgive you for what you did to our family. They sat there and they told us that. And I could not comprehend their mercy. I could not comprehend their forgiveness. But they did that in those rooms, and I was in those rooms, too. And all they wanted was something better. All they wanted was some accountability.

Yet here we are. I get it. There's nothing I can do. I can't stop this. I know the rules of the house very well. This is about to pass. But I couldn't stop tonight without sharing my disappointment, knowing what I heard in those rooms. When the doors were closed, I heard lots of promises. I haven't heard them since. One day, the tragedy will come to your community. It's come to Dr. Bonnen's community. It's come to Brooks Landgraf's community. It's come to John Kuempel's community. It's come to many others' communities, and it's going to come to yours, too, because we fail to be responsible to the members of our communities across this state. I pray that it doesn't, but it is. I wish it wasn't, but it will. When we leave this floor in a few days, I'm going to ask the speaker for permission to introduce the names of the people we lost in El Paso and speak in their memory because it will be the last time that any of you ever hear their names. But it'll never be the last time I ever think about their names.

REPRESENTATIVE GOODWIN: I, too, have a story of loss. My dad was shot and killed in 1990, and I have come to the house hoping to do something with gun violence prevention. I've been on the Homeland Security and Public Safety Committee for two sessions thinking that I might be able to advance gun safety measures. I even thought that this session, as we were listening to permitless carry, maybe we could at least close the background check system while we're doing this. We couldn't even do that. This issue, I know, like Speaker Moody just said, soon there are many of us in this room that will be celebrating a victory. But for many of us, this is heartbreaking to think of more guns on our streets, more guns in our stores, more guns potentially in our schools, in courtrooms, everywhere in Texas, and those people that have them may not have any training in how to use them. The other thing that goes through my mind is that I don't want to carry a gun. I don't want to live in a world where I always have to look over my shoulder and be at the ready to defend myself. More guns on the street does not make us safer.

REPRESENTATIVE SCHAEFER: Thank you to my colleagues for sharing your sincere thoughts on this subject matter. The simple truth is that those that intend evil, those who are criminals, don't care what we do in this building. They haven't in the past, and they won't in the future. We are charged with defending the freedoms that are owed to Texans and guaranteed by the Constitution. And there are other tragedies that happen. Colonel Wilson, I have seen dog tags pulled from the body of a soldier and extended to me to read the name. You only have to see an American flag draped over a coffin one time.

I want to stop tragedies. I am against evil acts. But my faith is with law-abiding Texans who are the first to respond because they are there. It is that man or woman who owes the duty to themselves, to their children, to their families, to the people they are with to defend themselves. How long before someone with authority shows up? How long? Who's responsible for me and my family? Law-abiding citizens carrying a handgun have to follow a narrow path. After this bill passes, they will still have to follow a narrow path. But a person who wants to harm someone goes wherever they want, whenever they want. The Second Amendment says a right to keep and bear arms, and a law-abiding citizen should have the constitutional right to bear arms.

Representative Schaefer moved to adopt the conference committee report on **HB 1927**.

The motion to adopt the conference committee report on **HB 1927** prevailed by (Record 1335): 82 Yeas, 62 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Capriglione; Cason; Clardy; 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.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; 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; Campos; Cole; 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.

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

Absent, Excused — Coleman; Price; Vo.

Absent — Canales.

STATEMENTS OF VOTE

When Record No. 1335 was taken, my vote failed to register. I would have voted yes.

Canales

When Record No. 1335 was taken, I was shown voting no. I intended to vote yes.

E. Morales

HB 1729 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Harris called up with senate amendments for consideration at this time,

HB 1729, A bill to be entitled An Act relating to the sale of alcoholic beverages in areas annexed by certain municipalities.

Representative Harris moved to concur in the senate amendments to **HB 1729**.

The motion to concur in the senate amendments to **HB 1729** prevailed by (Record 1336): 143 Yeas, 0 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; 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; 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 — Coleman; Price; Vo.

Absent — Beckley; Johnson, J.D.; Pacheco.

Senate Committee Substitute

CSHB 1729, A bill to be entitled An Act relating to the sale of alcoholic beverages in areas annexed by certain municipalities.

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

SECTION 1. Section 251.72, Alcoholic Beverage Code, is amended to read as follows:

Sec. 251.72. CHANGE OF STATUS. Except as provided in Sections 251.725, 251.726, 251.727, 251.73, and 251.80, an authorized voting unit that has exercised or may exercise the right of local option retains the status adopted, whether absolute prohibition or legalization of the sale of alcoholic beverages of one or more of the various types and alcoholic contents on which an issue may be submitted under the terms of Section 501.035, Election Code, until that status is changed by a subsequent local option election in the same authorized voting unit.

SECTION 2. Subchapter D, Chapter 251, Alcoholic Beverage Code, is amended by adding Section 251.727 to read as follows:

Sec. 251.727. CHANGE OF STATUS FOR TERRITORY ANNEXED BY MUNICIPALITIES IN CERTAIN COUNTIES. (a) This section applies only to:

(1) a municipality that contains U.S. Highway 287 and State Highway 294 and is located in a county with a population of not less than 57,000 and not more than 59,000 on September 1, 2021; or

(2) a municipality that:

(A) has a municipal boundary located not more than 1.5 miles from an automobile racetrack with a seating capacity of more than 100,000;

(B) has a population of more than 1,000 and less than 3,000; and

(C) is located entirely within 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.

(b) Notwithstanding any other law, an area annexed to a municipality to which this section applies automatically assumes the wet or dry status of that municipality on annexation.

SECTION 3. The change in law made by this Act applies to an area annexed by a municipality before, on, or after the effective date of this Act.

SECTION 4. This Act takes effect September 1, 2021.

HB 2213 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Frullo called up with senate amendments for consideration at this time,

HB 2213, A bill to be entitled An Act relating to the slaughter and processing of exotic animals for donation to a nonprofit food bank.

Representative Frullo moved to concur in the senate amendments to **HB 2213**.

The motion to concur in the senate amendments to **HB 2213** prevailed by (Record 1337): 139 Yeas, 3 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; 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; 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; Ortega; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; 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; Walle; White; Wilson; Wu; Zwiener.

Nays — Murr; Schaefer; Swanson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Price; Vo.

Absent — Beckley; Larson; Ordaz Perez; Pacheco.

STATEMENT OF VOTE

When Record No. 1337 was taken, I was shown voting no. I intended to vote yes.

Swanson

Senate Committee Substitute

CSHB 2213, A bill to be entitled An Act relating to the slaughter and processing of exotic animals for donation to a nonprofit food bank.

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

SECTION 1. The heading to Section 433.006, Health and Safety Code, is amended to read as follows:

Sec. 433.006. EXEMPTION FOR PERSONAL USE OR DONATION TO NONPROFIT FOOD BANK [~~EXEMPTION~~].

SECTION 2. Section 433.006, Health and Safety Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) The provisions of this chapter requiring inspection of the slaughter of livestock and the preparation of carcasses, parts of carcasses, meat, and meat food products at establishments conducting those operations do not apply to the slaughtering of livestock or the preparation and transportation in intrastate commerce of those articles if:

(1) the articles are:

(A) livestock exclusively for personal use by the owner of the livestock, a member of the owner's family, or a nonpaying guest of the owner; or

(B) exotic animals exclusively for donation by a hunter to a nonprofit food bank, as defined by Section 418.026(a), Government Code;

(2) the slaughter or preparation is conducted at the owner's premises, the premises where the hunter killed the exotic animal, or at a processing establishment; and

(3) the transportation is limited to moving the carcasses, parts of carcasses, meat, and meat food products to and from:

(A) the owner's premises and a processing establishment; or

(B) the premises where the hunter killed the exotic animal, the processing establishment, and the nonprofit food bank.

(d) An article described by Subsection (a)(1)(B) may not be combined with:

(1) a meat food product regulated under the Federal Meat Inspection Act (21 U.S.C. Section 601 et seq.); or

(2) a poultry product regulated under the federal Poultry Products Inspection Act (21 U.S.C. Section 451 et seq.).

SECTION 3. Section 433.024(b), Health and Safety Code, is amended to read as follows:

(b) The department shall inspect each slaughtering establishment whose primary business is the selling of livestock to be slaughtered by the purchaser on premises owned or operated by the seller. This subsection does not nullify the provisions in Section 433.006 relating to exemptions [~~personal use exemption~~].

SECTION 4. This Act takes effect September 1, 2021.

MIDNIGHT

The proceedings continued after 12 a.m. and the following actions occurred on Monday, May 24:

**HB 738 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS**

Representative Paul called up with senate amendments for consideration at this time,

HB 738, A bill to be entitled An Act relating to the residential and commercial building codes of municipalities.

Representative Paul moved to concur in the senate amendments to **HB 738**.

The motion to concur in the senate amendments to **HB 738** prevailed by (Record 1338): 134 Yeas, 10 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; Clardy; Cole; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Gervin-Hawkins; Goldman; 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; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wu; Zwiener.

Nays — Cason; Collier; González, J.; González, M.; Hinojosa; Rose; Sherman; Slaton; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Price; Vo.

Absent — Beckley; Dean.

STATEMENTS OF VOTE

When Record No. 1338 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1338 was taken, I was shown voting no. I intended to vote yes.

Wilson

Senate Committee Substitute

CSHB 738, A bill to be entitled An Act relating to residential and commercial building requirements of municipalities, counties, and emergency services districts.

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

SECTION 1. Section 214.212, Local Government Code, is amended by amending Subsections (a), (c), and (d) and adding Subsection (e) to read as follows:

(a) To protect the public health, safety, and welfare, the International Residential Code, as it existed on May 1, 2012 [~~2004~~], is adopted as a municipal residential building code in this state.

(c) Subject to Subsection (e), a [A] municipality may establish procedures:

(1) to adopt local amendments to the International Residential Code that may add, modify, or remove requirements set by the code; and

(2) for the administration and enforcement of the International Residential Code.

(d) A municipality may review and consider amendments made by the International Code Council to the International Residential Code after May 1, 2012 [~~2004~~].

(e) A municipality may not adopt a local amendment under Subsection (c) unless the municipality:

(1) holds a public hearing on the local amendment before adopting the local amendment; and

(2) adopts the local amendment by ordinance.

SECTION 2. Section 214.216, Local Government Code, is amended to read as follows:

Sec. 214.216. INTERNATIONAL BUILDING CODE. (a) To protect the public health, safety, and welfare, the International Building Code, as it existed on May 1, 2012 [~~2003~~], is adopted as a municipal commercial building code in this state.

(b) The International Building Code applies to all commercial buildings in a municipality [~~for which construction begins on or after January 1, 2006,~~] and to any alteration, remodeling, enlargement, or repair of those commercial buildings.

(c) Subject to Subsection (f), a [A] municipality may establish procedures:

(1) to adopt local amendments to the International Building Code that may add, modify, or remove requirements set by the code; and

(2) for the administration and enforcement of the International Building Code.

(d) A municipality may review and consider amendments made by the International Code Council to the International Building Code after May 1, 2012 [~~2003~~].

(e) A municipality that has adopted a more stringent commercial building code than a commercial building code required by this section [before January 1, 2006,] is not required to repeal that code and may adopt future editions of that code.

(f) A municipality may not adopt a local amendment under Subsection (c) unless the municipality:

(1) holds a public hearing on the local amendment before adopting the local amendment; and

(2) adopts the local amendment by ordinance.

SECTION 3. Section 214.217(e), Local Government Code, is amended to read as follows:

(e) On the written request from five or more persons or if required by Section 214.212(e) or 214.216(f), the governing body of the municipality shall hold a public hearing open to public comment on the proposed adoption of or amendment to a national model code under this section. The hearing must be held on or before the 14th day before the date the governing body adopts the ordinance that adopts or amends a national model code under this section.

SECTION 4. Chapter 250, Local Government Code, is amended by adding Section 250.011 to read as follows:

Sec. 250.011. RESIDENTIAL FIRE PROTECTION SPRINKLER SYSTEMS. (a) Notwithstanding any other law and except as provided by Subsection (c), a municipality, county, or emergency services district may not enact an ordinance, bylaw, order, building code, or rule requiring the installation of a multipurpose residential fire protection sprinkler system or any other fire protection sprinkler system in a new or existing one- or two-family dwelling.

(b) A municipality, county, or emergency services district may adopt an ordinance, bylaw, order, building code, or rule allowing a multipurpose residential fire protection sprinkler system specialist or other contractor to offer, for a fee, the installation of a fire protection sprinkler system in a new one- or two-family dwelling.

(c) Subsection (a) does not apply to:

(1) a municipality that has enacted an ordinance, bylaw, order, building code, or rule requiring the installation of a multipurpose residential fire protection sprinkler system or any other fire protection sprinkler system in a new or existing one- or two-family dwelling on or before January 1, 2009; or

(2) an emergency services district:

(A) that before February 1, 2013, has adopted a fire code, fire code amendments, or other requirements in conflict with Subsection (a); and

(B) whose territory is located:

(i) in or adjacent to a general law municipality with a population of less than 4,000 that is served by a water control and improvement district governed by Chapter 51, Water Code; and

(ii) in a county that has a population of more than one million and is adjacent to a county with a population of more than 420,000.

SECTION 5. (a) Sections 214.212 and 214.216, Local Government Code, as amended by this Act, apply only to residential or commercial construction, remodeling, alteration, enlargement, or repair that begins under an agreement made on or after January 1, 2022, or that begins, in the absence of an agreement, on or after that date. Residential or commercial construction, remodeling, alteration, enlargement, or repair that begins under an agreement made before

January 1, 2022, or that begins, in the absence of an agreement, before that date is governed by the law in effect when the agreement was made or the activity began, as appropriate, and that law is continued in effect for that purpose.

(b) Municipalities shall, before January 1, 2022, establish rules and take other necessary actions to implement Sections 214.212 and 214.216, Local Government Code, as amended by this Act.

SECTION 6. This Act takes effect January 1, 2022, except that Section 5(b) of this Act and this section take effect September 1, 2021.

HB 1338 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Walle called up with senate amendments for consideration at this time,

HB 1338, 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.

Representative Walle moved to concur in the senate amendments to **HB 1338**.

The motion to concur in the senate amendments to **HB 1338** prevailed by (Record 1339): 100 Yeas, 43 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Bell, K.; Bernal; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; 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.; Kuempel; 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; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Biedermann; Buckley; Cain; Cason; Clardy; Cook; Craddick; Cyrier; Dean; Gates; Goldman; Harris; Hefner; Holland; Klick; Krause; Lambert; Landgraf; Leach; Leman; Middleton; Murr; Noble; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Coleman; Price; Vo.

Absent — Beckley; Schofield.

STATEMENTS OF VOTE

When Record No. 1339 was taken, I was shown voting yes. I intended to vote no.

Ellzey

When Record No. 1339 was taken, I was shown voting yes. I intended to vote no.

Metcalf

Senate Committee Substitute

CSHB 1338, 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.

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

SECTION 1. Section 299.004, Health and Safety Code, is amended to read as follows:

Sec. 299.004. EXPIRATION. (a) Subject to Section 299.153(d), the authority of the district to administer and operate a program under this chapter expires December 31, 2023 [2021].

(b) This chapter expires December 31, 2023 [2021].

SECTION 2. Section 299.151(c), Health and Safety Code, is amended to read as follows:

(c) If the board requires a mandatory payment authorized under this chapter, the board shall set the amount of the mandatory payment, subject to the limitations of this chapter. The aggregate amount of the mandatory payments required of all paying providers in the district may not exceed six [four] percent of the aggregate net patient revenue from hospital services provided by all paying providers in the district.

SECTION 3. 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 2171 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Metcalf called up with senate amendments for consideration at this time,

HB 2171, 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.

Representative Metcalf moved to concur in the senate amendments to **HB 2171**.

The motion to concur in the senate amendments to **HB 2171** prevailed by (Record 1340): 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; 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 — Coleman; Price; Vo.

Senate Committee Substitute

CSHB 2171, 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.

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

SECTION 1. Section 175.001, Local Government Code, is amended to read as follows:

Sec. 175.001. **APPLICABILITY.** This chapter applies to a person who:

(1) retires from:

(A) county employment in a county with a population of 75,000 or more;

(B) employment by an appraisal district in a county with a population of 75,000 or more; [ø]

(C) municipal employment in a municipality with a population of 25,000 or more; or

(D) employment as a firefighter or emergency medical services provider by an emergency services district located wholly or partly in a county with a population of 150,000 or more; and

(2) is entitled to receive retirement benefits from a county, appraisal district, or municipal retirement plan or emergency services district.

SECTION 2. (a) Chapter 175, Local Government Code, as amended by this Act, applies according to its terms to all eligible persons who leave employment with an emergency services district on or after January 1, 2022.

(b) An emergency services district that is required by Chapter 175, Local Government Code, as amended by this Act, to provide continued health benefits coverage but that is not allowed to provide the coverage under the terms of the district's existing group health plan shall ensure that the required continued health benefits coverage is provided for in any new plan that is adopted by the district on or after January 1, 2022, unless the district is exempted under Section 175.007, Local Government Code.

SECTION 3. This Act takes effect September 1, 2021.

**HB 1677 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS**

Representative Holland called up with senate amendments for consideration at this time,

HB 1677, A bill to be entitled An Act relating to the establishment of the Texas Police Service Animals Memorial Monument in the Capitol Complex.

Representative Holland moved to concur in the senate amendments to **HB 1677**.

The motion to concur in the senate amendments to **HB 1677** prevailed by (Record 1341): 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; 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; 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 — Coleman; Price; Vo.

Absent — Craddick; Davis; Guerra.

Senate Committee Substitute

CSHB 1677, A bill to be entitled An Act relating to the establishment of a Texas Police Service Animals Memorial Monument in the Capitol Complex.

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

SECTION 1. Subtitle A, Title 11, Government Code, is amended by adding Chapter 3107 to read as follows:

CHAPTER 3107. TEXAS POLICE SERVICE ANIMALS MEMORIAL
MONUMENT

Sec. 3107.001. DEFINITIONS. In this chapter:

(1) "Board" means the State Preservation Board.

(2) "Capitol Complex" has the meaning assigned by Section 443.0071.

(3) "Monument" means a Texas Police Service Animals Memorial Monument established under Section 3107.002.

(4) "Police service animal" has the meaning assigned by Section 38.151, Penal Code.

Sec. 3107.002. TEXAS POLICE SERVICE ANIMALS MEMORIAL MONUMENT. Subject to Section 443.0152, the board may establish a Texas Police Service Animals Memorial Monument using board approval procedures on the grounds of the Capitol Complex adjacent to the Texas Peace Officers' Memorial Monument to recognize and honor police service animals that were killed in the line of duty.

Sec. 3107.003. MAINTENANCE OF MONUMENT. (a) If a monument is established under Section 3107.002, the board is responsible for the maintenance of the monument. The board may receive money from private entities for the continued maintenance and update of the monument. If a monument is established under Section 3107.002, the board shall:

(1) establish a schedule for the maintenance of the monument; and

(2) select persons to maintain the monument.

(b) An entity that collects funds for the maintenance and improvement of a monument shall send that money to the board to be deposited in the Capitol fund account.

Sec. 3107.004. ACCOUNT. (a) Money contributed to the state for a purpose related to a monument shall be deposited by the board in the Capitol fund to the credit of a separate interest-bearing account established for the monument.

(b) Notwithstanding any other law, income from investments of money in the account shall be deposited to the credit of the account.

(c) Money in the account may be used only for the purposes prescribed by Section 3107.003.

SECTION 2. This Act takes effect September 1, 2021.

**HB 1576 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS**

Representative Parker called up with senate amendments for consideration at this time,

HB 1576, A bill to be entitled An Act relating to the creation of a work group on blockchain matters concerning this state.

Representative Parker moved to concur in the senate amendments to **HB 1576**.

The motion to concur in the senate amendments to **HB 1576** prevailed by (Record 1342): 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; 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; 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; 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; Toth; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Cason; Hefner; Holland; Krause; Middleton; Patterson; Schaefer; Slaton; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Price; Vo.

Absent — Ramos.

STATEMENT OF VOTE

When Record No. 1342 was taken, I was shown voting yes. I intended to vote no.

Swanson

Senate Committee Substitute

CSHB 1576, A bill to be entitled An Act relating to the creation of a work group on blockchain matters concerning this state.

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

SECTION 1. (a) In this section:

(1) "Blockchain" includes digital assets, virtual currency, and the integration of smart contracts.

(2) "Work group" means the work group on blockchain matters established under this section.

(b) The work group on blockchain matters is composed of the following 16 members:

(1) one member of the house of representatives appointed by the speaker of the house of representatives;

(2) one member of the senate appointed by the lieutenant governor;

(3) two members representing institutions of higher education appointed by the governor;

(4) one ex-officio member representing the Department of Information Resources appointed by the governor;

(5) one ex-officio member representing the secretary of state appointed by the governor; and

(6) 10 members of the public, five of whom are appointed by the speaker of the house of representatives and five of whom are appointed by the lieutenant governor, who:

(A) have knowledge and experience in blockchain technology; or

(B) represent an industry that would benefit from the use of blockchain technology.

(c) The governor shall designate a member of the work group appointed under Subsection (b)(3) of this section to serve as chair of the work group. The members of the work group appointed under Subsections (b)(1) and (2) of this section shall serve as co-vice chairs of the work group.

(d) A member of the work group may not receive compensation for serving on the work group but is entitled to reimbursement for expenses incurred by the member in the performance of official duties as a member of the work group as provided by the General Appropriations Act.

(e) The Department of Information Resources shall provide to the work group the administrative support necessary to implement this Act.

(f) The work group shall meet at the call of the chair.

(g) The work group shall develop a master plan for the expansion of the blockchain industry in this state and recommend policies and state investments in connection with blockchain technology. In developing the master plan, the work group shall:

(1) identify economic growth and development opportunities presented by blockchain technology;

(2) assess the existing blockchain industry in this state;

(3) review workforce needs and academic programs required to build blockchain expertise across all relevant industries; and

(4) make any legislative recommendations that will help promote innovation and economic growth by reducing barriers to and expediting the expansion of the state's blockchain industry based on its findings under Subdivisions (1)-(3) of this subsection.

(h) The chair of the work group may create sub-work groups at the chair's discretion for the efficient operation of the work group. The chair shall appoint the chair of each sub-work group. The chair of a sub-work group may invite other members of the work group to serve on the sub-work group. A sub-work group may consult with subject matter experts.

(i) Not later than October 31, 2022, the work group shall submit a report that includes the master plan developed under Subsection (g) of this section and any findings and recommendations from the sub-work groups appointed under

Subsection (h) of this section to each standing committee of the senate and house of representatives with primary jurisdiction over economic development or technology issues.

(j) The work group may adopt rules, procedures, and policies as necessary to administer this section and implement the responsibilities of the work group.

(k) This Act expires and the work group is abolished June 30, 2023.

SECTION 2. As soon as practicable, but not later than October 1, 2021, the governor, lieutenant governor, and speaker of the house of representatives shall appoint the members of the work group on blockchain matters established by this Act.

SECTION 3. Not later than November 1, 2021, the work group on blockchain matters shall hold its initial meeting.

SECTION 4. This Act takes effect September 1, 2021.

REMARKS ORDERED PRINTED

Representative Fierro moved to print remarks by Representative Moody on **HB 1927**.

The motion prevailed.

HB 2326 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Frullo called up with senate amendments for consideration at this time,

HB 2326, A bill to be entitled An Act relating to the possession, transportation, and release of certain nonindigenous snakes; increasing a criminal penalty.

Representative Frullo moved to concur in the senate amendments to **HB 2326**.

The motion to concur in the senate amendments to **HB 2326** prevailed by (Record 1343): 117 Yeas, 28 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Campos; Capriglione; Clardy; Cole; Collier; 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; 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; 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; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Buckley; Cain; Cason; Cook; Dean; Gates; Harris; Hefner; Holland; Krause; Lambert; Landgraf; Leach; Middleton; Murr; Noble; Patterson; Schaefer; Schofield; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; VanDeaver; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Price; Vo.

Absent — Canales.

STATEMENTS OF VOTE

When Record No. 1343 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1343 was taken, I was shown voting yes. I intended to vote no.

Stucky

When Record No. 1343 was taken, I was shown voting yes. I intended to vote no.

Wilson

Senate Committee Substitute

CSHB 2326, A bill to be entitled An Act relating to the possession and transportation of certain nonindigenous snakes; increasing a criminal penalty.

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

SECTION 1. Section 43.851(a), Parks and Wildlife Code, is amended to read as follows:

(a) The commission by rule shall establish permits that allow permit holders to possess or transport in this state a live nonindigenous snake, including a hybrid of any kind, that is:

- (1) venomous [~~snake~~]; or
- (2) a constrictor that is one of the following:
 - (A) African rock python, Python sebae;
 - (B) Asiatic rock python, Python molurus;
 - (C) Burmese python, Python bivittatus;
 - (D) green anaconda, Eunectes murinus;
 - (E) [~~(D)~~] reticulated python, Python reticulatus; or
 - (F) [~~(E)~~] southern African python, Python natalensis.

SECTION 2. Section 43.856, Parks and Wildlife Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) Except as provided by Subsection (b) or (c), a person who violates this subchapter or a rule adopted under this subchapter commits an offense that is a Class C Parks and Wildlife Code misdemeanor.

(c) If it is shown at the trial of the defendant for a violation of this subchapter or a rule adopted under this subchapter that the defendant has engaged in a commercial activity without holding a required permit and the defendant has

been previously convicted of a violation of this subchapter or a rule adopted under this subchapter, on conviction the defendant shall be punished for a Class B Parks and Wildlife Code misdemeanor.

SECTION 3. This Act takes effect September 1, 2021.

**HB 531 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS**

Representative Walle called up with senate amendments for consideration at this time,

HB 531, A bill to be entitled An Act relating to notice requirements for a leased dwelling located in a floodplain.

Representative Walle moved to concur in the senate amendments to **HB 531**.

The motion to concur in the senate amendments to **HB 531** prevailed by (Record 1344): 94 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, K.; Bernal; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Crockett; 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.; Kuempel; 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; Paddie; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; White; Wu; Zwiener.

Nays — Ashby; Bell, C.; Biedermann; Bonnen; Buckley; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Gates; Goldman; Harris; Hefner; Holland; Hull; Klick; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Oliverson; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Price; Vo.

STATEMENT OF VOTE

When Record No. 1344 was taken, I was shown voting yes. I intended to vote no.

Anderson

Senate Committee Substitute

CSHB 531, A bill to be entitled An Act relating to notice requirements for a leased dwelling located in a floodplain.

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

SECTION 1. Subchapter A, Chapter 92, Property Code, is amended by adding Section 92.0135 to read as follows:

Sec. 92.0135. NOTICE FOR DWELLING LOCATED IN FLOODPLAIN.

(a) In this section:

(1) "100-year floodplain" means any area of land designated as a flood hazard area with a one percent or greater chance of flooding each year by the Federal Emergency Management Agency under the National Flood Insurance Act of 1968 (42 U.S.C. Section 4001 et seq.).

(2) "Flooding" means a general or temporary condition of partial or complete inundation of a dwelling caused by:

(A) the overflow of inland or tidal waters;

(B) the unusual and rapid accumulation of runoff or surface waters from any established water source such as a river, stream, or drainage ditch; or

(C) excessive rainfall.

(b) A landlord shall provide to a tenant a written notice substantially equivalent to the following:

"(Landlord) () is or () is not aware that the dwelling you are renting is located in a 100-year floodplain. If neither box is checked, you should assume the dwelling is in a 100-year floodplain. Even if the dwelling is not in a 100-year floodplain, the dwelling may still be susceptible to flooding. The Federal Emergency Management Agency (FEMA) maintains a flood map on its Internet website that is searchable by address, at no cost, to determine if a dwelling is located in a flood hazard area. Most tenant insurance policies do not cover damages or loss incurred in a flood. You should seek insurance coverage that would cover losses caused by a flood."

(c) Notwithstanding Subsection (b), a landlord is not required to disclose on the notice that the landlord is aware that a dwelling is located in a 100-year floodplain if the elevation of the dwelling is raised above the 100-year floodplain flood levels in accordance with federal regulations.

(d) If a landlord knows that flooding has damaged any portion of a dwelling at least once during the five-year period immediately preceding the effective date of the lease, the landlord shall provide a written notice to a tenant that is substantially equivalent to the following:

"(Landlord) () is or () is not aware that the dwelling you are renting has flooded at least once within the last five years."

(e) The notices required by Subsections (b) and (d) must be included in a separate written document given to the tenant at or before execution of the lease.

(f) If a landlord violates this section and a tenant suffers a substantial loss or damage to the tenant's personal property as a result of flooding, the tenant may terminate the lease by giving a written notice of termination to the landlord not later than the 30th day after the date the loss or damage occurred. For purposes of this subsection, a tenant suffers a substantial loss or damage to personal property if the total cost of repairs to or replacement of the personal property is 50 percent or more of the personal property's market value on the date the flooding occurred. Termination of a lease under this subsection is effective when the tenant surrenders possession of the dwelling.

(g) Not later than the 30th day after the effective date of the termination of a lease under Subsection (f), the landlord shall refund to the tenant all rent or other amounts paid in advance under the lease for any period after the effective date of the termination of the lease.

(h) This section does not affect a tenant's liability for delinquent, unpaid rent or other sums owed to the landlord before the date the lease was terminated by the tenant under this section.

SECTION 2. Section 92.0135, Property Code, as added by this Act, applies only to a lease agreement entered into or renewed on or after the effective date of this Act.

SECTION 3. This Act takes effect January 1, 2022.

**HB 3648 - HOUSE REFUSES TO CONCUR
IN SENATE AMENDMENTS
CONFERENCE COMMITTEE APPOINTED**

Representative Geren called up with senate amendments for consideration at this time,

HB 3648, A bill to be entitled An Act relating to the eligibility and designation of certain gas entities and gas facilities as critical during an energy emergency.

Representative Geren 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 3648**.

The motion prevailed.

The chair announced the appointment of the following conference committee, on the part of the house, on **HB 3648**: Geren, chair; Hernandez, P. King, T. King, and Paddie.

**HB 2090 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS**

Representative Burrows called up with senate amendments for consideration at this time,

HB 2090, A bill to be entitled An Act relating to health care cost disclosures by health benefit plan issuers and third-party administrators.

Representative Burrows moved to concur in the senate amendments to **HB 2090**.

The motion to concur in the senate amendments to **HB 2090** prevailed by (Record 1345): 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; 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 — Hinojosa.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Price; Vo.

STATEMENT OF VOTE

When Record No. 1345 was taken, I was shown voting no. I intended to vote yes.

Hinojosa

Senate Committee Substitute

CSHB 2090, A bill to be entitled An Act relating to the establishment of a statewide all payor claims database and health care cost disclosures by health benefit plan issuers and third-party administrators.

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

SECTION 1. Chapter 38, Insurance Code, is amended by adding Subchapter I to read as follows:

SUBCHAPTER I. TEXAS ALL PAYOR CLAIMS DATABASE

Sec. 38.401. PURPOSE OF SUBCHAPTER. The purpose of this subchapter is to authorize the department to establish an all payor claims database in this state to increase public transparency of health care information and improve the quality of health care in this state.

Sec. 38.402. DEFINITIONS. In this subchapter:

(1) "Allowed amount" means the amount of a billed charge that a health benefit plan issuer determines to be covered for services provided by a non-network provider. The allowed amount includes both the insurer's payment and any applicable deductible, copayment, or coinsurance amounts for which the insured is responsible.

(2) "Center" means the Center for Healthcare Data at The University of Texas Health Science Center at Houston.

(3) "Contracted rate" means the fee or reimbursement amount for a network provider's services, treatments, or supplies as established by agreement between the provider and health benefit plan issuer.

(4) "Data" means the specific claims and encounters, enrollment, and benefit information submitted to the center under this subchapter.

(5) "Database" means the Texas All Payor Claims Database established under this subchapter.

(6) "Geozip" means an area that includes all zip codes with identical first three digits.

(7) "Payor" means any of the following entities that pay, reimburse, or otherwise contract with a health care provider for the provision of health care services, supplies, or devices to a patient:

(A) an insurance company providing health or dental insurance;

(B) the sponsor or administrator of a health or dental plan;

(C) a health maintenance organization operating under Chapter

843;

(D) the state Medicaid program, including the Medicaid managed care program operating under Chapter 533, Government Code;

(E) a health benefit plan offered or administered by or on behalf of this state or a political subdivision of this state or an agency or instrumentality of the state or a political subdivision of this state, including:

(i) a basic coverage plan under Chapter 1551;

(ii) a basic plan under Chapter 1575; and

(iii) a primary care coverage plan under Chapter 1579; or

(F) any other entity providing a health insurance or health benefit plan subject to regulation by the department.

(8) "Protected health information" has the meaning assigned by 45 C.F.R. Section 160.103.

(9) "Qualified research entity" means:

(A) an organization engaging in public interest research for the purpose of analyzing the delivery of health care in this state that is exempt from federal income tax under Section 501(a), Internal Revenue Code of 1986, by being listed as an exempt organization in Section 501(c)(3) of that code;

(B) an institution of higher education engaged in public interest research related to the delivery of health care in this state; or

(C) a health care provider in this state engaging in efforts to improve the quality and cost of health care.

(10) "Stakeholder advisory group" means the stakeholder advisory group established under Section 38.403.

Sec. 38.403. STAKEHOLDER ADVISORY GROUP. (a) The center shall establish a stakeholder advisory group to assist the center as provided by this subchapter, including assistance in:

(1) establishing and updating the standards, requirements, policies, and procedures relating to the collection and use of data contained in the database required by Sections 38.404(e) and (f);

(2) evaluating and prioritizing the types of reports the center should publish under Section 38.404(e);

(3) evaluating data requests from qualified research entities under Section 38.404(e)(2); and

(4) assisting the center in developing the center's recommendations under Section 38.408(3).

(b) The advisory group created under this section must be composed of:

(1) the state Medicaid director or the director's designee;

(2) a member designated by the Teacher Retirement System of Texas;

(3) a member designated by the Employees Retirement System of Texas; and

(4) 12 members designated by the center, including:

(A) two members representing the business community, with at least one of those members representing small businesses that purchase health benefits but are not involved in the provision of health care services, supplies, or devices or health benefit plans;

(B) two members who represent consumers and who are not professionally involved in the purchase, provision, administration, or review of health care services, supplies, or devices or health benefit plans, with at least one member representing the behavioral health community;

(C) two members representing hospitals that are licensed in this state;

(D) two members representing health benefit plan issuers that are regulated by the department;

(E) two members who are physicians licensed to practice medicine in this state, one of whom is a primary care physician; and

(F) two members who are not professionally involved in the purchase, provision, administration, or review of health care services, supplies, or devices or health benefit plans and who have expertise in:

(i) health planning;

(ii) health economics;

(iii) provider quality assurance;

(iv) statistics or health data management; or

(v) medical privacy laws.

(c) A person serving on the stakeholder advisory group must disclose any conflict of interest.

(d) Members of the stakeholder advisory group serve fixed terms as prescribed by commissioner rules adopted under this subchapter.

Sec. 38.404. ESTABLISHMENT AND ADMINISTRATION OF DATABASE. (a) The department shall collaborate with the center under this subchapter to aid in the center's establishment of the database. The center shall leverage the existing resources and infrastructure of the center to establish the database to collect, process, analyze, and store data relating to medical, dental, pharmaceutical, and other relevant health care claims and encounters, enrollment, and benefit information for the purposes of increasing transparency of health care costs, utilization, and access and improving the affordability, availability, and quality of health care in this state, including by improving population health in this state.

(b) The center shall serve as the administrator of the database, design, build, and secure the database infrastructure, and determine the accuracy of the data submitted for inclusion in the database.

(c) In determining the information a payor is required to submit to the center under this subchapter, the center must consider requiring inclusion of information useful to health policy makers, employers, and consumers for purposes of improving health care quality and outcomes, improving population health, and controlling health care costs. The required information at a minimum must include the following information as it relates to all health care services, supplies, and devices paid or otherwise adjudicated by the payor:

(1) the name and National Provider Identifier, as described in 45 C.F.R. Section 162.410, of each health care provider paid by the payor;

(2) the claim line detail that documents the health care services, supplies, or devices provided by the health care provider;

(3) the amount of charges billed by the health care provider and the payor's:

(A) allowed amount or contracted rate for the health care services, supplies, or devices; and

(B) adjudicated claim amount for the health care services, supplies, or devices;

(4) the name of the payor, the name of the health benefit plan, and the type of health benefit plan, including whether health care services, supplies, or devices were provided to an individual through:

(A) a Medicaid or Medicare program;

(B) workers' compensation insurance;

(C) a health maintenance organization operating under Chapter 843;

(D) a preferred provider benefit plan offered by an insurer under Chapter 1301;

(E) a basic coverage plan under Chapter 1551;

(F) a basic plan under Chapter 1575;

(G) a primary care coverage plan under Chapter 1579; or

(H) a health benefit plan that is subject to the Employee Retirement Income Security Act of 1974 (29 U.S.C. Section 1001 et seq.); and

(5) claim level information that allows the center to identify the geozip where the health care services, supplies, or devices were provided.

(d) Each payor shall submit the required data under Subsection (c) at a schedule and frequency determined by the center and adopted by the commissioner by rule.

(e) In the manner and subject to the standards, requirements, policies, and procedures relating to the use of data contained in the database established by the center in consultation with the stakeholder advisory group, the center may use the data contained in the database for a noncommercial purpose:

(1) to produce statewide, regional, and geozip consumer reports available through the public access portal described in Section 38.405 that address:

- (A) health care costs, quality, utilization, outcomes, and disparities;
- (B) population health; or
- (C) the availability of health care services; and

(2) for research and other analysis conducted by the center or a qualified research entity to the extent that such use is consistent with all applicable federal and state law, including the data privacy and security requirements of Section 38.406 and the purposes of this subchapter.

(f) The center shall establish data collection procedures and evaluate and update data collection procedures established under this section. The center shall test the quality of data collected by and reported to the center under this section to ensure that the data is accurate, reliable, and complete.

Sec. 38.405. PUBLIC ACCESS PORTAL. (a) Except as provided by this section and Sections 38.404 and 38.406 and in a manner consistent with all applicable federal and state law, the center shall collect, compile, and analyze data submitted to or stored in the database and disseminate the information described in Section 38.404(e)(1) in a format that allows the public to easily access and navigate the information. The information must be accessible through an open access Internet portal that may be accessed by the public through an Internet website.

(b) The portal created under this section must allow the public to easily search and retrieve the information disseminated under Subsection (a), subject to data privacy and security restrictions described in this subchapter and consistent with all applicable federal and state law.

(c) Any information or data that is accessible through the portal created under this section:

(1) must be segmented by type of insurance or health benefit plan in a manner that does not combine payment rates relating to different types of insurance or health benefit plans;

(2) must be aggregated by like Current Procedural Terminology codes and health care services in a statewide, regional, or geozip area; and

(3) may not identify a specific patient, health care provider, health benefit plan, health benefit plan issuer, or other payor.

(d) Before making information or data accessible through the portal, the center shall remove any data or information that may identify a specific patient in accordance with the de-identification standards described in 45 C.F.R. Section 164.514.

Sec. 38.406. DATA PRIVACY AND SECURITY. (a) Any information that may identify a patient, health care provider, health benefit plan, health benefit plan issuer, or other payor is confidential and subject to applicable state and federal law relating to records privacy and protected health information, including Chapter 181, Health and Safety Code, and is not subject to disclosure under Chapter 552, Government Code.

(b) A qualified research entity with access to data or information that is contained in the database but not accessible through the portal described in Section 38.405:

(1) may use information contained in the database only for purposes consistent with the purposes of this subchapter and must use the information in accordance with standards, requirements, policies, and procedures established by the center in consultation with the stakeholder advisory group;

(2) may not sell or share any information contained in the database; and

(3) may not use the information contained in the database for a commercial purpose.

(c) A qualified research entity with access to information that is contained in the database but not accessible through the portal must execute an agreement with the center relating to the qualified research entity's compliance with the requirements of Subsections (a) and (b), including the confidentiality of information contained in the database but not accessible through the portal.

(d) Notwithstanding any provision of this subchapter, the department and the center may not disclose an individual's protected health information in violation of any state or federal law.

(e) The center shall include in the database only the minimum amount of protected health information identifiers necessary to link public and private data sources and the geographic and services data to undertake studies.

(f) The center shall maintain protected health information identifiers collected under this subchapter but excluded from the database under Subsection (e) in a separate database. The separate database may not be aggregated with any other information and must use a proxy or encrypted record identifier for analysis.

Sec. 38.407. CERTAIN ENTITIES NOT REQUIRED TO SUBMIT DATA. Any sponsor or administrator of a health benefit plan subject to the Employee Retirement Income Security Act of 1974 (29 U.S.C. Section 1001 et seq.) may elect or decline to participate in or submit data to the center for inclusion in the database as consistent with federal law.

Sec. 38.408. REPORT TO LEGISLATURE. Not later than September 1 of each even-numbered year, the center shall submit to the legislature a written report containing:

(1) an analysis of the data submitted to the center for use in the database;

(2) information regarding the submission of data to the center for use in the database and the maintenance, analysis, and use of the data;

(3) recommendations from the center, in consultation with the stakeholder advisory group, to further improve the transparency, cost-effectiveness, accessibility, and quality of health care in this state; and

(4) an analysis of the trends of health care affordability, availability, quality, and utilization.

Sec. 38.409. RULES. (a) The commissioner, in consultation with the center, shall adopt rules:

(1) specifying the types of data a payor is required to provide to the center under Section 38.404 to determine health benefits costs and other reporting metrics, including, if necessary, types of data not expressly identified in that section;

(2) specifying the schedule, frequency, and manner in which a payor must provide data to the center under Section 38.404, which must:

(A) require the payor to provide data to the center not less frequently than quarterly; and

(B) include provisions relating to data layout, data governance, historical data, data submission, use and sharing, information security, and privacy protection in data submissions; and

(3) establishing oversight and enforcement mechanisms to ensure that payors submit data to the database in accordance with this subchapter.

(b) In adopting rules governing methods for data submission, the commissioner shall to the maximum extent practicable use methods that are reasonable and cost-effective for payors.

SECTION 2. The heading to Subtitle J, Title 8, Insurance Code, is amended to read as follows:

SUBTITLE J. HEALTH INFORMATION TECHNOLOGY AND AVAILABILITY

SECTION 3. Subtitle J, Title 8, Insurance Code, is amended by adding Chapter 1662 to read as follows:

CHAPTER 1662. HEALTH CARE COST TRANSPARENCY
SUBCHAPTER A. GENERAL PROVISIONS

Sec. 1662.001. DEFINITIONS. In this chapter:

(1) "Billed charge" means the total charges for a health care service or supply billed to a health benefit plan by a health care provider.

(2) "Billing code" means the code used by a health benefit plan issuer or administrator or health care provider to identify a health care service or supply for the purposes of billing, adjudicating, and paying claims for a covered health care service or supply, including the Current Procedural Terminology code, the Healthcare Common Procedure Coding System code, the Diagnosis-Related Group code, the National Drug Code, or other common payer identifier.

(3) "Bundled payment arrangement" means a payment model under which a health care provider is paid a single payment for all covered health care services and supplies provided to an enrollee for a specific treatment or procedure.

(4) "Copayment assistance" means the financial assistance an enrollee receives from a prescription drug or medical supply manufacturer toward the purchase of a covered health care service or supply.

(5) "Cost-sharing information" means information related to any expenditure required by or on behalf of an enrollee with respect to health care benefits that are relevant to a determination of the enrollee's cost-sharing liability for a particular covered health care service or supply.

(6) "Cost-sharing liability" means the amount an enrollee is responsible for paying for a covered health care service or supply under the terms of a health benefit plan. The term generally includes deductibles, coinsurance, and copayments but does not include premiums, balance billing amounts by out-of-network providers, or the cost of health care services or supplies that are not covered under a health benefit plan.

(7) "Covered health care service or supply" means a health care service or supply, including a prescription drug, for which the costs are payable, wholly or partly, under the terms of a health benefit plan.

(8) "Derived amount" means the price that a health benefit plan assigns to a health care service or supply for the purpose of internal accounting, reconciliation with health care providers, or submitting data in accordance with state or federal regulations.

(9) "Enrollee" means an individual, including a dependent, entitled to coverage under a health benefit plan.

(10) "Health care service or supply" means any encounter, procedure, medical test, supply, prescription drug, durable medical equipment, and fee, including a facility fee, provided or assessed in connection with the provision of health care.

(11) "Historical net price" means the retrospective average amount a health benefit plan paid for a prescription drug, inclusive of any reasonably allocated rebates, discounts, chargebacks, and fees and any additional price concessions received by the plan or plan issuer or administrator with respect to the prescription drug, determined in accordance with Section 1662.106.

(12) "Machine-readable file" means a digital representation of data in a file that can be imported or read by a computer system for further processing without human intervention while ensuring no semantic meaning is lost.

(13) "National drug code" means the unique 10- or 11-digit 3-segment number assigned by the United States Food and Drug Administration that is a universal product identifier for drugs in the United States.

(14) "Negotiated rate" means the amount a health benefit plan issuer or administrator has contractually agreed to pay a network provider, including a network pharmacy or other prescription drug dispenser, for covered health care services and supplies, whether directly or indirectly, including through a third-party administrator or pharmacy benefit manager.

(15) "Network provider" means any health care provider of a health care service or supply with which a health benefit plan issuer or administrator or a third party for the issuer or administrator has a contract with the terms on which a relevant health care service or supply is provided to an enrollee.

(16) "Out-of-network allowed amount" means the maximum amount a health benefit plan issuer or administrator will pay for a covered health care service or supply provided by an out-of-network provider.

(17) "Out-of-network provider" means a health care provider of any health care service or supply that does not have a contract under an enrollee's health benefit plan.

(18) "Out-of-pocket limit" means the maximum amount that an enrollee is required to pay during a coverage period for the enrollee's share of the costs of covered health care services and supplies under the enrollee's health benefit plan, including for self-only and other than self-only coverage, as applicable.

(19) "Prerequisite" means concurrent review, prior authorization, or a step-therapy or fail-first protocol related to a covered health care service or supply that must be satisfied before a health benefit plan issuer or administrator will cover the service or supply. The term does not include a medical necessity determination generally or another form of medical management technique.

(20) "Underlying fee schedule rate" means the rate for a covered health care service or supply from a particular network provider or health care provider that a health benefit plan issuer or administrator uses to determine an enrollee's cost-sharing liability for the service or supply when that rate is different from the negotiated rate or derived amount.

Sec. 1662.002. DEFINITION OF ACCUMULATED AMOUNTS. (a) In this chapter, "accumulated amounts" means:

(1) the amount of financial responsibility an enrollee has incurred at the time a request for cost-sharing information is made, with respect to a deductible or out-of-pocket limit; and

(2) to the extent a health benefit plan imposes a cumulative treatment limitation, including a limitation on the number of health care supplies, days, units, visits, or hours covered in a defined period, on a particular covered health care service or supply independent of individual medical necessity determinations, the amount that has accrued toward the limit on the health care service or supply.

(b) For an individual enrolled in coverage other than self-only coverage, the term includes the financial responsibility the individual has incurred toward meeting the individual's own deductible or out-of-pocket limit and the amount of financial responsibility that all individuals enrolled in the individual's coverage have incurred, in aggregate, toward meeting the plan's other than self-only deductible or out-of-pocket limit, as applicable.

(c) The term includes any expense that counts toward a deductible or out-of-pocket limit, including a copayment or coinsurance, but excludes any expense that does not count toward a deductible or out-of-pocket limit, including a premium payment, out-of-pocket expense for out-of-network health care services or supplies, or an amount for a health care service or supply not covered by the health benefit plan.

Sec. 1662.003. APPLICABILITY OF CHAPTER. (a) This chapter applies only to a health benefit plan that provides benefits for medical or surgical expenses incurred as a result of a health condition, accident, or sickness, including an individual, group, blanket, or franchise insurance policy or insurance agreement, a group hospital service contract, or an individual or group evidence of coverage or similar coverage document that is offered by:

(1) an insurance company;

(2) a group hospital service corporation operating under Chapter 842;

(3) a health maintenance organization operating under Chapter 843;

(4) an approved nonprofit health corporation that holds a certificate of authority under Chapter 844;

(5) a multiple employer welfare arrangement that holds a certificate of authority under Chapter 846;

- (6) a stipulated premium company operating under Chapter 884;
- (7) a fraternal benefit society operating under Chapter 885;
- (8) a Lloyd's plan operating under Chapter 941; or
- (9) an exchange operating under Chapter 942.
- (b) Notwithstanding any other law, this chapter applies to:
 - (1) a small employer health benefit plan subject to Chapter 1501, including coverage provided through a health group cooperative under Subchapter B of that chapter;
 - (2) a standard health benefit plan issued under Chapter 1507;
 - (3) a basic coverage plan under Chapter 1551;
 - (4) a basic plan under Chapter 1575;
 - (5) a primary care coverage plan under Chapter 1579;
 - (6) a plan providing basic coverage under Chapter 1601;
 - (7) a regional or local health care program operated under Section 75.104, Health and Safety Code; and
 - (8) a self-funded health benefit plan sponsored by a professional employer organization under Chapter 91, Labor Code.
- (c) This chapter does not apply to a health reimbursement arrangement or other account-based health benefit plan or a workers' compensation insurance policy.

Sec. 1662.004. RULES. The commissioner may adopt rules necessary to implement this chapter.

SUBCHAPTER B. REQUIRED DISCLOSURES TO ENROLLEES

Sec. 1662.051. REQUIRED DISCLOSURE TO ENROLLEE ON REQUEST. (a) On request of a health benefit plan enrollee, the health benefit plan issuer or administrator shall provide to the enrollee a disclosure in accordance with this subchapter.

(b) A health benefit plan issuer or administrator may allow an enrollee to request cost-sharing information for a specific preventive or non-preventive health care service or supply by including terms such as "preventive," "non-preventive," or "diagnostic" when requesting information under Subsection (a).

Sec. 1662.052. REQUIRED DISCLOSURE INFORMATION. (a) A disclosure provided under this subchapter must have the following information that is accurate at the time the disclosure request is made, with respect to the requesting enrollee's cost-sharing liability for a covered health care service and supply:

(1) an estimate of the enrollee's cost-sharing liability for the requested service or supply provided by a health care provider that is calculated based on the information described by Subdivisions (4), (5), and (6);

(2) except as provided by Subsection (b), if the request relates to a service or supply that is provided within a bundled payment arrangement and the arrangement includes a service or supply that has a separate cost-sharing liability, an estimate of the cost-sharing liability for:

(A) the requested covered service or supply; and

(B) each service or supply in the arrangement that has a separate cost-sharing liability;

(3) for a requested service or supply that is a recommended preventive service under Section 2713, Public Health Service Act (42 U.S.C. Section 300gg-13), if the health benefit plan issuer or administrator cannot determine whether the request is for preventive or non-preventive purposes, the cost-sharing liability for non-preventive purposes;

(4) accumulated amounts;

(5) the network provider rate that is composed of the following that are applicable to the health benefit plan's payment model:

(A) the negotiated rate, reflected as a dollar amount, for a network provider for the requested service or supply regardless of whether the issuer or administrator uses the rate to calculate the enrollee's cost-sharing liability; and

(B) the underlying fee schedule rate, reflected as a dollar amount, for the requested service or supply, to the extent that is different from the negotiated rate;

(6) the out-of-network allowed amount or any other rate that provides a more accurate estimate of an amount a health benefit plan issuer or administrator will pay for the requested service or supply, reflected as a dollar amount, if the request for cost-sharing information is for a covered service or supply provided by an out-of-network provider;

(7) if an enrollee requests information for a service or supply subject to a bundled payment arrangement, a list of the services and supplies included in the arrangement;

(8) if applicable, notification that coverage of a specific service or supply is subject to a prerequisite; and

(9) notice that includes the following information in plain language:

(A) unless balance billing is prohibited for the requested service or supply, a statement that out-of-network providers may bill an enrollee for the difference between a provider's billed charges and the sum of the amount collected from the health benefit plan issuer or administrator and from the enrollee in the form of a copayment or coinsurance amount and that the cost-sharing information provided for the service or supply does not account for that potential additional charge;

(B) a statement that the actual charges to the enrollee for the requested service or supply may be different from the estimate provided, depending on the actual services or supplies the enrollee receives at the point of care;

(C) a statement that the estimate of cost-sharing liability for the requested service or supply is not a guarantee that benefits will be provided for that service or supply;

(D) a statement disclosing whether the health benefit plan counts copayment assistance and other third-party payments in the calculation of the enrollee's deductible and out-of-pocket maximum;

(E) for a service or supply that is a recommended preventive service under Section 2713, Public Health Service Act (42 U.S.C. Section 300gg-13), a statement that a service or supply provided by a network provider may not be subject to cost sharing if it is billed as a preventive service or supply when the health benefit plan issuer or administrator cannot determine whether the request is for a preventive or non-preventive service or supply; and

(F) any additional information, including other disclosures, that the health benefit plan issuer or administrator determines is appropriate provided that the additional information does not conflict with the information required to be provided under this section.

(b) A health benefit plan issuer or administrator is not required to provide an estimate of cost-sharing liability for a bundled payment arrangement in which the cost sharing is imposed separately for each health care service or supply included in the arrangement. If an issuer or administrator provides an estimate for multiple health care services or supplies in a situation in which the estimate could be relevant to an enrollee, the issuer or administrator must disclose information about the relevant services or supplies individually as required by Subsection (a).

(c) If a health benefit plan issuer or administrator reimburses an out-of-network provider with a percentage of the billed charge for a covered health care service or supply, the out-of-network allowed amount described by Subsection (a) is that reimbursed percentage.

Sec. 1662.053. METHOD AND FORMAT FOR DISCLOSURE. A health benefit plan issuer or administrator shall provide the disclosure required under this subchapter through an Internet-based self-service tool described by Section 1662.054, a physical copy in accordance with Section 1662.055, or another means authorized by Section 1662.056.

Sec. 1662.054. INTERNET-BASED SELF-SERVICE TOOL. (a) A health benefit plan issuer or administrator may develop and maintain an Internet-based self-service tool to provide a disclosure required under this subchapter.

(b) Information provided on the self-service tool must be made available in plain language, without a subscription or other fee, on an Internet website that provides real-time responses based on cost-sharing information that is accurate at the time of the request.

(c) A health benefit plan issuer or administrator shall ensure that the self-service tool allows a user to:

(1) search for cost-sharing information for a covered health care service or supply by a specific network provider or by all network providers by inputting:

(A) a billing code or descriptive term at the option of the user;

(B) the name of the network provider if the user seeks cost-sharing information with respect to a specific network provider; or

(C) other factors used by the issuer or administrator that are relevant for determining the applicable cost-sharing information, including the location in which the service or supply will be sought or provided, the facility name, or the dosage;

(2) search for an out-of-network allowed amount, percentage of billed charges, or other rate that provides a reasonably accurate estimate of the amount the issuer or administrator will pay for a covered health care service or supply provided by an out-of-network provider by inputting:

(A) a billing code or descriptive term at the option of the user; or

(B) other factors used by the issuer or administrator that are relevant for determining the applicable out-of-network allowed amount or other rate, including the location in which the covered health care service or supply will be sought or provided; and

(3) refine and reorder search results based on geographic proximity of network providers and the amount of the enrollee's estimated cost-sharing liability for the covered health care service or supply if the search returns multiple results.

Sec. 1662.055. PHYSICAL COPY OF DISCLOSURE. (a) A health benefit plan issuer or administrator shall make the disclosure required under this subchapter available in a physical form. A disclosure under this section must be made available in plain language, without a fee, at the request of the enrollee.

(b) In providing a disclosure under this section, a health benefit plan issuer or administrator may limit the number of health care providers with respect to which cost-sharing information for a covered health care service or supply is provided to no fewer than 20 providers per request.

(c) A health benefit plan issuer or administrator providing a disclosure under this section shall:

(1) disclose any applicable provider-per-request limit described by Subsection (b) to the enrollee;

(2) provide the cost-sharing information in a physical form in accordance with the enrollee's request as if the request was made using a self-service tool under Section 1662.054; and

(3) mail the disclosure not later than two business days after the date the enrollee's request is received.

Sec. 1662.056. OTHER MEANS OF DISCLOSURE. If an enrollee requests the disclosure required by this subchapter by a means other than a physical copy or the self-service tool described by Section 1662.054, a health benefit plan issuer or administrator may provide the disclosure through the requested means if:

(1) the enrollee agrees that disclosure through that means is sufficient to satisfy the request;

(2) the request is fulfilled at least as rapidly as required for the physical copy; and

(3) the disclosure includes the information required for a physical copy under Section 1662.055.

Sec. 1662.057. OTHER CONTRACTUAL AGREEMENTS. (a) A health benefit plan issuer or administrator may satisfy the requirements of this subchapter by entering into a written agreement under which another person, including a pharmacy benefit manager or other third party, provides the disclosure required under this subchapter.

(b) If a health benefit plan issuer or administrator and another person enter into an agreement under Subsection (a), the issuer or administrator is subject to an enforcement action for failure to provide a required disclosure in accordance with this subchapter.

Sec. 1662.058. COMPLIANCE WITH SUBCHAPTER. (a) A health benefit plan issuer or administrator that, acting in good faith and with reasonable diligence, makes an error or omission in a disclosure required under this subchapter does not fail to comply with this subchapter solely because of the error or omission if the issuer or administrator corrects the error or omission as soon as practicable.

(b) A health benefit plan issuer or administrator, acting in good faith and with reasonable diligence, does not fail to comply with this subchapter solely because the issuer's or administrator's Internet website is temporarily inaccessible if the issuer or administrator makes the information available as soon as practicable.

(c) To the extent compliance with this subchapter requires a health benefit plan issuer or administrator to obtain information from another person, the issuer or administrator does not fail to comply with the subchapter because the issuer or administrator relies in good faith on information from the other person unless the issuer or administrator knows or reasonably should have known that the information is incomplete or inaccurate.

SUBCHAPTER C. REQUIRED PUBLIC DISCLOSURES

Sec. 1662.101. APPLICABILITY OF SUBCHAPTER. This subchapter applies only to a health benefit plan for which federal reporting requirements under 26 C.F.R. Part 54, 29 C.F.R. Part 2590, and 45 C.F.R. Parts 147 and 158 do not apply.

Sec. 1662.102. PUBLICATION REQUIRED. A health benefit plan issuer or administrator shall publish on an Internet website the information required under Section 1662.103 in three machine-readable files in accordance with this subchapter.

Sec. 1662.103. REQUIRED INFORMATION. (a) A health benefit plan issuer or administrator shall publish the following information:

(1) a network rate machine-readable file that includes the following information for all covered health care services and supplies, except for prescription drugs that are subject to a fee-for-service reimbursement arrangement:

(A) for each coverage option offered by a health benefit plan issuer or administered by a health benefit plan administrator, the option's name and:

(i) the option's 14-digit health insurance oversight system identifier;

(ii) if the 14-digit identifier is not available, the option's 5-digit health insurance oversight system identifier; or

(iii) if the 14- and 5-digit identifiers are not available, the employer identification number associated with the option;

(B) a billing code, which must be the national drug code for a prescription drug, and a plain-language description for each billing code for each covered service or supply under each coverage option offered by the issuer or administered by the administrator; and

(C) all applicable rates, including negotiated rates, underlying fee schedules, or derived amounts, provided in accordance with Section 1662.104;

(2) an out-of-network allowed amount machine-readable file, including:

(A) for each coverage option offered by a health benefit plan issuer or administered by a health benefit plan administrator, the option's name and:

(i) the option's 14-digit health insurance oversight system identifier;

(ii) if the 14-digit identifier is not available, the option's 5-digit health insurance oversight system identifier; or

(iii) if the 14- and 5-digit identifiers are not available, the employer identification number associated with the option;

(B) a billing code, which must be the national drug code for a prescription drug, and a plain-language description for each billing code for each covered service or supply under each coverage option offered by the issuer or administered by the administrator; and

(C) except as provided by Subsection (b), unique out-of-network billed charges and allowed amounts provided in accordance with Section 1662.105 for covered health care services or supplies provided by out-of-network providers during the 90-day period that begins on the 180th day before the date the machine-readable file is published; and

(3) a prescription drug machine-readable file that includes:

(A) for each coverage option offered by a health benefit plan issuer or administered by a health benefit plan administrator, the option's name and:

(i) the option's 14-digit health insurance oversight system identifier;

(ii) if the 14-digit identifier is not available, the option's 5-digit health insurance oversight system identifier; or

(iii) if the 14- and 5-digit identifiers are not available, the employer identification number associated with the option;

(B) the national drug code and the proprietary and nonproprietary name assigned to the national drug code by the United States Food and Drug Administration for each covered prescription drug provided under each coverage option offered by the issuer or administered by the administrator;

(C) the negotiated rates, which must be:

(i) reflected as a dollar amount with respect to each national drug code that is provided by a network provider, including a network pharmacy or other prescription drug dispenser;

(ii) associated with the national provider identifier, tax identification number, and place of service code for each network provider, including each network pharmacy or other prescription drug dispenser; and

(iii) associated with the last date of the contract term for each provider-specific negotiated rate that applies to each national drug code; and

(D) except as provided by Subsection (b), historical net prices, which must be:

(i) reflected as a dollar amount with respect to each national drug code that is provided by a network provider, including a network pharmacy or other prescription drug dispenser;

(ii) associated with the national provider identifier, tax identification number, and place of service code for each network provider, including each network pharmacy or other prescription drug dispenser; and

(iii) associated with the 90-day period that begins on the 180th day before the date the machine-readable file is published for each provider-specific historical net price calculated in accordance with Section 1662.106 that applies to each national drug code.

(b) A health benefit plan issuer or administrator shall omit information described by Subsection (a)(2)(C) or (a)(3)(D) in relation to a particular health care service or supply if compliance with that subsection would require the issuer to report payment information in connection with fewer than 20 different claims for payments under a single health benefit plan.

(c) This section does not require the disclosure of information that would violate any applicable health information privacy law.

Sec. 1662.104. NETWORK RATE DISCLOSURES. (a) If a health benefit plan issuer or administrator does not use negotiated rates for health care provider reimbursement, the issuer or administrator shall disclose for purposes of Section 1662.103(a)(1)(C) derived amounts to the extent those amounts are already calculated in the normal course of business.

(b) If a health benefit plan issuer or administrator uses underlying fee schedule rates for calculating cost sharing, the issuer or administrator shall disclose for purposes of Section 1662.103(a)(1)(C) the underlying fee schedule rates in addition to the negotiated rate or derived amount.

(c) The applicable rates, including for both individual health care services and supplies and services and supplies in a bundled payment arrangement, that a health benefit plan issuer or administrator must provide under Section 1662.103(a)(1)(C) must be:

(1) except as provided by Subdivision (2), reflected as dollar amounts with respect to each covered health care service or supply that is provided by a network provider;

(2) the base negotiated rate applicable to the service or supply before an adjustment for enrollee characteristics if the rate is a negotiated rate subject to change based on enrollee characteristics;

(3) associated with the national provider identifier, tax identification number, and place of service code for each network provider;

(4) associated with the last date of the contract term or expiration date for each health care provider-specific applicable rate that applies to each covered service or supply; and

(5) indicated with a notation where a reimbursement arrangement other than a standard fee-for-service model, including capitation or a bundled payment arrangement, applies.

Sec. 1662.105. OUT-OF-NETWORK ALLOWED AMOUNTS. (a) An out-of-network allowed amount provided under Section 1662.103(a)(2)(C) must be:

(1) reflected as a dollar amount with respect to each covered health care service or supply that is provided by an out-of-network provider; and

(2) associated with the national provider identifier, tax identification number, and place of service code for each out-of-network provider.

(b) This subchapter does not prohibit a health benefit plan issuer or administrator from satisfying the disclosure requirements described by Section 1662.103(a)(2)(C) by disclosing out-of-network allowed amounts made available by, or otherwise obtained from, an issuer, a health care provider, or other party with which the issuer or administrator has entered into a written agreement to provide the information if the minimum claim threshold described by Section 1662.103(b) is independently met for each health care service or supply and for each plan included in an aggregated allowed amount file.

(c) If a health benefit plan issuer or administrator enters into an agreement under Subsection (b), the health benefit plan issuers, health care providers, or other persons with which the issuer or administrator has contracted may aggregate out-of-network allowed amounts for more than one plan.

(d) This subchapter does not prohibit a third party from hosting an allowed amount file on its Internet website or a health benefit plan issuer or administrator from contracting with a third party to post the file. If the issuer or administrator does not host the file separately on its Internet website, the issuer or administrator shall provide a link on its Internet website to the location where the file is made publicly available.

Sec. 1662.106. HISTORICAL NET PRICE. (a) For purposes of determining the historical net price for a prescription drug, the allocation of price concessions is determined by the dollar value for non-product specific and product-specific rebates, discounts, chargebacks, fees, and other price concessions to the extent that the total amount of any such price concession is known to the health benefit plan issuer or administrator at the time of publication of the historical net price under Section 1662.103(a)(3)(D).

(b) To the extent that the total amount of any non-product specific and product-specific rebates, discounts, chargebacks, fees, or other price concessions is not known to a health benefit plan issuer or administrator at the time of publication of the historical net price under Section 1662.103(a)(3)(D), the issuer or administrator shall allocate those price concessions by using a good faith, reasonable estimate of the average price concessions based on the price concessions received over a period before the current reporting period and of equal duration to the current reporting period.

Sec. 1662.107. REQUIRED METHOD AND FORMAT FOR DISCLOSURE. The machine-readable files described by Section 1662.103 must be available in a form and manner prescribed by department rule. The files must

be available and accessible to any person free of charge and without conditions, including establishment of a user account, password, or other credentials, or submission of personally identifiable information to access the file.

Sec. 1662.108. FILE UPDATES. A health benefit plan issuer or administrator shall update the machine-readable files described by Section 1662.103 and the information described by this subchapter monthly. The issuer or administrator must clearly indicate in the files the date that the files were most recently updated.

Sec. 1662.109. OTHER CONTRACTUAL AGREEMENTS. (a) A health benefit plan issuer or administrator may satisfy the requirements of this subchapter by entering into a written agreement under which another person, including a third-party administrator or health care claims clearinghouse, provides the disclosure required under this subchapter in compliance with this subchapter.

(b) If a health benefit plan issuer or administrator and another person enter into an agreement under Subsection (a), the issuer or administrator is subject to an enforcement action for failure to provide a required disclosure in accordance with this subchapter.

Sec. 1662.110. COMPLIANCE WITH SUBCHAPTER. (a) A health benefit plan issuer or administrator that, acting in good faith and with reasonable diligence, makes an error or omission in a disclosure required under this subchapter does not fail to comply with this subchapter solely because of the error or omission if the issuer or administrator corrects the error or omission as soon as practicable.

(b) A health benefit plan issuer or administrator, acting in good faith and with reasonable diligence, does not fail to comply with this subchapter solely because the issuer's or administrator's Internet website is temporarily inaccessible if the issuer or administrator makes the information available as soon as practicable.

(c) To the extent compliance with this subchapter requires a health benefit plan issuer or administrator to obtain information from another person, the issuer or administrator does not fail to comply with the subchapter because the issuer or administrator relies in good faith on information from the other person unless the issuer or administrator knows or reasonably should have known that the information is incomplete or inaccurate.

SECTION 4. (a) Not later than January 1, 2022, the Center for Healthcare Data at The University of Texas Health Science Center at Houston shall establish the stakeholder advisory group in accordance with Section 38.403, Insurance Code, as added by this Act.

(b) Not later than June 1, 2022, the Texas Department of Insurance shall adopt rules, and the Center for Healthcare Data at The University of Texas Health Science Center at Houston shall adopt, in consultation with the stakeholder advisory group, standards, requirements, policies, and procedures, necessary to implement Subchapter I, Chapter 38, Insurance Code, as added by this Act.

SECTION 5. As soon as practicable after the effective date of this Act, the Center for Healthcare Data at The University of Texas Health Science Center at Houston shall actively seek financial support from the federal grant program for development of state all payer claims databases established under the Consolidated Appropriations Act, 2021 (Pub. L. No. 116-260) and from any other available source of financial support provided by the federal government for purposes of implementing Subchapter I, Chapter 38, Insurance Code, as added by this Act.

SECTION 6. If before implementing any provision of Subchapter I, Chapter 38, Insurance Code, as added by this Act, the commissioner of insurance determines that a waiver or authorization from a federal agency is necessary for implementation of that provision, the commissioner shall request the waiver or authorization and may delay implementing that provision until the waiver or authorization is granted.

SECTION 7. (a) Subchapter B, Chapter 1662, Insurance Code, as added by this Act, applies only to a health benefit plan delivered, issued for delivery, or renewed on or after January 1, 2024, or for a plan year that begins on or after that date.

(b) Subchapter C, Chapter 1662, Insurance Code, as added by this Act, applies only to a health benefit plan delivered, issued for delivery, or renewed on or after January 1, 2022, or for a plan year that begins on or after that date.

SECTION 8. This Act takes effect September 1, 2021.

**HB 3282 - HOUSE REFUSES TO CONCUR
IN SENATE AMENDMENTS
CONFERENCE COMMITTEE APPOINTED**

Representative Canales called up with senate amendments for consideration at this time,

HB 3282, A bill to be entitled An Act relating to the authority of a district engineer for the Texas Department of Transportation to temporarily lower the speed limit at a highway maintenance activity site.

Representative Canales 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 3282**.

The motion prevailed.

The chair announced the appointment of the following conference committee, on the part of the house, on **HB 3282**: Canales, chair; Ashby, Harris, Martinez, and E. Thompson.

**HB 4030 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS**

Representative Smithee called up with senate amendments for consideration at this time,

HB 4030, A bill to be entitled An Act relating to the licensing and regulation of insurance professionals.

Representative Smithee moved to concur in the senate amendments to **HB 4030**.

The motion to concur in the senate amendments to **HB 4030** prevailed by (Record 1346): 138 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; Campos; Canales; Capriglione; 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; 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.; 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; Schaefer; Schofield; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Cason; Cook; Holland; Shaheen; Slaton; Swanson; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Price; Vo.

STATEMENTS OF VOTE

When Record No. 1346 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1346 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 1346 was taken, I was shown voting yes. I intended to vote no.

Wilson

Senate Committee Substitute

CSHB 4030, A bill to be entitled An Act relating to the licensing and regulation of insurance professionals.

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

SECTION 1. Section 443.156(a), Insurance Code, is amended to read as follows:

(a) Every person who represented the insurer as an agent and receives notice in the form prescribed in Section 443.155 that the insurer is the subject of a liquidation order, not later than the 30th day after the date of the notice, shall provide to the liquidator, in addition to the information the agent may be required to provide pursuant to Section 443.010, the information in the agent's records related to any policy issued by the insurer through the agent and any policy issued by the insurer through an agent under contract to the agent~~[-including the name and address of any subagent]~~. For purposes of this subsection, a policy is issued through an agent if the agent has a property interest in the expiration of the policy or if the agent has had in the agent's possession a copy of the declarations of the policy at any time during the life of the policy, except where the ownership of the expiration of the policy has been transferred to another.

SECTION 2. Section 521.151, Insurance Code, is amended to read as follows:

Sec. 521.151. APPLICABILITY OF SUBCHAPTER. This subchapter applies to any legal entity engaged in the business of insurance in this state, including:

- (1) a capital stock insurance company;
- (2) a mutual insurance company;
- (3) a title insurance company;
- (4) a fraternal benefit society;
- (5) a local mutual aid association;
- (6) a statewide mutual assessment company;
- (7) a county mutual insurance company;
- (8) a Lloyd's plan;
- (9) a reciprocal or interinsurance exchange;
- (10) a stipulated premium company;
- (11) a group hospital service corporation;
- (12) a farm mutual insurance company;
- (13) a risk retention group;
- (14) an eligible surplus lines insurer; and
- (15) an agent, broker, or adjuster~~[-or life and health insurance counselor]~~.

SECTION 3. Section 541.002(2), Insurance Code, is amended to read as follows:

(2) "Person" means an individual, corporation, association, partnership, reciprocal or interinsurance exchange, Lloyd's plan, fraternal benefit society, or other legal entity engaged in the business of insurance, including an agent, broker, or adjuster~~[-or life and health insurance counselor]~~.

SECTION 4. Section 544.001, Insurance Code, is amended to read as follows:

Sec. 544.001. APPLICABILITY OF SUBCHAPTER. This subchapter applies to:

(1) any legal entity engaged in the business of insurance in this state, including:

- (A) a capital stock insurance company;

- (B) a mutual insurance company;
 - (C) a title insurance company;
 - (D) a fraternal benefit society;
 - (E) a local mutual aid association;
 - (F) a statewide mutual assessment company;
 - (G) a county mutual insurance company;
 - (H) a Lloyd's plan;
 - (I) a reciprocal or interinsurance exchange;
 - (J) a stipulated premium company;
 - (K) a group hospital service corporation;
 - (L) a farm mutual insurance company;
 - (M) a risk retention group;
 - (N) an eligible surplus lines insurer; and
 - (O) an agent, broker, or adjuster~~[, or life and health insurance counselor]~~; and
- (2) a health maintenance organization.

SECTION 5. Section 544.051, Insurance Code, is amended to read as follows:

Sec. 544.051. APPLICABILITY OF SUBCHAPTER. This subchapter applies to any individual, corporation, association, partnership, or other legal entity engaged in the business of insurance, including:

- (1) a fraternal benefit society;
- (2) a county mutual insurance company;
- (3) a Lloyd's plan;
- (4) a reciprocal or interinsurance exchange;
- (5) a farm mutual insurance company; and
- (6) an agent, broker, or adjuster~~[, or life and health insurance counselor]~~.

SECTION 6. Section 1131.056(a), Insurance Code, is amended to read as follows:

(a) In this section, "agent" includes a general agent~~[, subagent,]~~ or a salesperson.

SECTION 7. Section 4001.002(b), Insurance Code, is amended to read as follows:

(b) This title does not apply to:

- (1) a resident of this state who arbitrates in the adjustment of losses between an insurer and an insured, a marine adjuster who adjusts particular or general average losses of vessels or cargoes if the adjuster paid an occupation tax of \$200 for the year in which the adjustment is made, or a practicing attorney at law in this state, acting in the regular transaction of the person's business as an attorney at law, who is not a local agent and is not acting as an adjuster for an insurer;

~~(2) [a full-time home office salaried employee of an insurer authorized to engage in the business of insurance in this state, other than an employee who solicits or receives an application for the sale of insurance through an oral, written, or electronic communication in accordance with Subchapter G, Chapter 4051;~~

~~[(3)]~~ an attorney in fact or the traveling salaried representative of a reciprocal or interinsurance exchange admitted to engage in the business of insurance in this state as to business transacted through the attorney in fact or salaried representative;

~~(3) [(4)]~~ the attorney in fact for a Lloyd's plan;

~~(4) [(5)]~~ the group motor vehicle insurance business or the group motor vehicle department of a company engaged in that business; or

~~(5) [(6)]~~ a salaried employee who is not involved in soliciting or negotiating insurance in the office of an agent and who devotes the employee's full time to clerical and administrative services, including the incidental taking of information from customers and receipt of premiums in the office of an agent, if:

(A) the employee does not receive any commissions; and

(B) the employee's compensation is not varied by the volume of premiums taken and received.

SECTION 8. Section 4001.003(1), Insurance Code, is amended to read as follows:

(1) "Agent" means a person who is an authorized agent of an insurer or health maintenance organization [~~—a subagent,~~] and any other person who performs the acts of an agent, whether through an oral, written, electronic, or other form of communication, by soliciting, negotiating, procuring, or collecting a premium on an insurance or annuity contract, or who represents or purports to represent a health maintenance organization, including a health maintenance organization offering only a single health care service plan, in soliciting, negotiating, procuring, or effectuating membership in the health maintenance organization. The term does not include:

(A) a regular salaried officer or employee of an insurer, health maintenance organization, or agent who:

(i) devotes substantially all of the officer's or employee's time to activities other than the solicitation of applications for insurance, annuity contracts, or memberships;

(ii) does not receive a commission or other compensation directly dependent on the business obtained; and

(iii) does not solicit or accept from the public applications for insurance, annuity contracts, or memberships;

(B) an employer or an employer's officer or employee or a trustee of an employee benefit plan, to the extent that the employer, officer, employee, or trustee is engaged in the administration or operation of an employee benefits program involving the use of insurance or annuities issued by an insurer or memberships issued by a health maintenance organization, if the employer,

officer, employee, or trustee is not directly or indirectly compensated by the insurer or health maintenance organization issuing the insurance or annuity contracts or memberships;

(C) except as otherwise provided by this code, a depository institution, or an officer or employee of a depository institution, to the extent that the depository institution or officer or employee collects and remits premiums or charges by charging those premiums or charges against accounts of depositors on the orders of those depositors; or

(D) a person or the employee of a person who has contracted to provide administrative, management, or health care services to a health maintenance organization and who is compensated for those services by the payment of an amount computed as a percentage of the revenues, net income, or profit of the health maintenance organization, if that method of compensation is the sole basis for subjecting that person or the employee of the person to this title.

SECTION 9. Section 4001.051(b), Insurance Code, is amended to read as follows:

(b) Regardless of whether the act is done at the request of or by the employment of an insurer, broker, or other person, a person is the agent of the insurer for which the act is done or risk is taken for purposes of the liabilities, duties, requirements, and penalties provided by this title or [5] Chapter 21~~[, or a provision listed in Section 4001.009]~~ if the person:

- (1) solicits insurance on behalf of the insurer;
- (2) receives or transmits other than on the person's own behalf an application for insurance or an insurance policy to or from the insurer;
- (3) advertises or otherwise gives notice that the person will receive or transmit an application for insurance or an insurance policy;
- (4) receives or transmits an insurance policy of the insurer;
- (5) examines or inspects a risk;
- (6) receives, collects, or transmits an insurance premium;
- (7) makes or forwards a diagram of a building;
- (8) takes any other action in the making or consummation of an insurance contract for or with the insurer other than on the person's own behalf;

or

- (9) examines into, adjusts, or aids in adjusting a loss for or on behalf of the insurer.

SECTION 10. Section 4001.106(b), Insurance Code, is amended to read as follows:

(b) The department shall issue a license to a corporation or partnership if the department determines that:

- (1) the corporation or partnership is:
 - (A) organized under the laws of this state or another state; and
 - (B) authorized by its articles of incorporation or its partnership agreement to act as an agent;

(2) at least one officer of the corporation or one active partner of the partnership and all other persons performing any acts of an agent on behalf of the corporation or partnership in this state are individually licensed by the department separately from the corporation or partnership;

(3) the corporation or partnership will have the ability to pay any amount up to \$25,000 that it might become legally obligated to pay under a claim made against it by a customer and caused by a negligent act, error, or omission of the corporation or partnership or a person for whose acts the corporation or partnership is legally liable in the conduct of its business under this code;

(4) if engaged in the business of insurance, the corporation or partnership intends to be actively engaged in that business as required under Section 4001.104(a);

~~(5) [each location from which the corporation or partnership will engage in business in this state under authority of a license issued by the department is registered separately with the department;~~

~~[(6)]~~ the corporation or partnership has submitted the application, appropriate fees, and any other information required by the department; and

~~(6) [(7)]~~ an officer, director, member, manager, partner, or other person who has the right or ability to control the corporation or partnership has not:

(A) had a license suspended or revoked or been the subject of any other disciplinary action by a financial or insurance regulator of this state, another state, or the United States; or

(B) committed an act for which a license may be denied under Subchapter C, Chapter 4005.

SECTION 11. Section 4001.153, Insurance Code, is amended to read as follows:

Sec. 4001.153. APPLICATION FOR AND ISSUANCE OF TEMPORARY LICENSE. (a) Except as provided by Subsection (b), the ~~[The]~~ department shall issue a temporary license immediately on receipt of a properly completed application executed by the applicant in the form required by Section 4001.102 and accompanied by:

(1) the nonrefundable filing fee set by the department; and

(2) a certificate signed by an officer or properly authorized representative of an agent, insurer, or health maintenance organization stating that:

(A) the applicant is being considered for appointment by the agent, insurer, or health maintenance organization as its full-time agent;

(B) the agent, insurer, or health maintenance organization desires that the applicant be issued a temporary license; and

(C) the applicant will complete training as prescribed by Section 4001.160 under the agent's, insurer's, or health maintenance organization's supervision.

(b) The department may deny a license application under this subchapter if the department determines that any of the grounds exist for license denial or disciplinary action under Section 4005.101 of this code or Chapter 53, Occupations Code.

SECTION 12. Section 4001.155, Insurance Code, is amended to read as follows:

Sec. 4001.155. TERM OF TEMPORARY LICENSE. A temporary license is valid for 180 ~~[90]~~ days after the date of issuance.

SECTION 13. Section 4001.352, Insurance Code, is amended to read as follows:

Sec. 4001.352. AUTHORITY TO ISSUE PROVISIONAL PERMIT. (a) The department may, in conjunction with a license application under Section 4001.102, issue a provisional permit to an applicant who is being considered for appointment as an agent by another agent, an insurer, or a health maintenance organization.

(b) The department may suspend the issuance of a provisional permit under this subchapter if:

(1) the department's processing time for license applications has not exceeded 21 days in any month in the preceding 90 days before the suspension; and

(2) the department provides notice both on its Internet website and to applicants for provisional licenses that the provisional license applications are temporarily suspended because sufficient processing time for permanent licenses is available to allow for those licenses to be processed in not more than 21 days for a completed application.

SECTION 14. Section 4002.003(a), Insurance Code, is amended to read as follows:

(a) The department may not require a person to take an examination under this chapter if the person is:

(1) an applicant for the renewal of an unexpired license issued by the department;

(2) an applicant whose license issued by the department expired less than one year before the date of the application, if the previous license was not denied, revoked, or suspended by the commissioner;

(3) a partnership, corporation, or depository institution;

(4) an applicant for a life, accident, and health license who is designated as a chartered life underwriter (CLU);

(5) ~~[an applicant for a life and health insurance counselor license who is designated as a chartered life underwriter (CLU), chartered financial consultant (ChFC), or certified financial planner (CFP);~~

~~[(6)]~~ an applicant for a property and casualty license who is designated as a chartered property casualty underwriter (CPCU);

(6) ~~[(7)]~~ an applicant for a specialty license issued under Chapter 4055;

~~[(7)]~~ ~~[(8)]~~ a nonresident individual who is exempt from the examination requirement under Chapter 4056; or

~~[(8)]~~ ~~[(9)]~~ an applicant for a general life, accident, and health license or a life agent license who was authorized to solicit or procure insurance on behalf of a fraternal benefit society on September 1, 1999, if the applicant:

(A) solicited or procured insurance on behalf of the fraternal benefit society for at least 24 months preceding September 1, 1999; and

- (B) does not, on or after September 1, 1999, solicit or procure:
- (i) insurance for any other insurer or a different fraternal benefit society;
 - (ii) an insurance contract from anyone other than a person who is eligible for membership in the fraternal benefit society; or
 - (iii) an interest-sensitive life insurance contract that exceeds \$35,000 of coverage on an individual life, unless the applicant is designated as a "Fraternal Insurance Counselor" at the time the contract is solicited or procured.

SECTION 15. Section 4004.053(a), Insurance Code, is amended to read as follows:

(a) An individual who holds a general life, accident, and health license, a life agent license, ~~[a life and health insurance counselor license,]~~ an adjuster license, a managing general agent license, a general property and casualty license, or a personal lines property and casualty license must complete 24 hours of continuing education during the license period. If the individual holds more than one license for which continuing education is otherwise required, the individual is not required to complete more than 24 continuing education hours for all licenses during the license period. An individual who is required under rules adopted under Chapter 4008 to hold a certificate to sell a designated product or product line may use continuing education programs administered under Section 4004.151 to satisfy the continuing education requirements under this subsection.

SECTION 16. Section 4004.054, Insurance Code, is amended to read as follows:

Sec. 4004.054. ETHICS REQUIREMENT. Each individual who holds a license issued by the department shall complete three ~~[two]~~ hours of continuing education in ethics during each license renewal period.

SECTION 17. Section 4051.051(a), Insurance Code, is amended to read as follows:

(a) A person is required to hold a general property and casualty license if the person acts as:

(1) an agent who writes property and casualty insurance for an insurer authorized to engage in the business of property and casualty insurance in this state; or

~~(2) [a subagent of a person who holds a license as an agent under this chapter who solicits and binds insurance risks for that agent; or~~

~~[(2)]~~ an agent who writes any other kind of insurance as required by the commissioner for the protection of the insurance consumers of this state.

SECTION 18. Section 4051.401, Insurance Code, is amended to read as follows:

Sec. 4051.401. PERSONAL LINES PROPERTY AND CASUALTY LICENSE; LICENSE REQUIRED. A person is required to hold a personal lines property and casualty license if the person acts as~~[-~~

~~[(1)]~~ an agent who writes property and casualty insurance sold to individuals and families primarily for personal or household use for an insurer authorized to engage in the business of property and casualty insurance in this state~~[- or~~

~~[(2) a subagent of a person who holds a license as an agent under this subchapter who solicits and binds insurance risks for that agent].~~

SECTION 19. Section 4056.052, Insurance Code, is amended by adding Subsection (c) to read as follows:

(c) A license issued under this section shall be automatically suspended, canceled, or revoked if the licensee's home state suspends, cancels, or revokes the licensee's corresponding resident license.

SECTION 20. Section 4056.059(b), Insurance Code, is amended to read as follows:

(b) A nonresident agent may apply to the department for a comparable license for residents of this state. An application must include:

(1) a notification of the agent's change of address and contact information; and

~~(2) [a clearance letter from the state authority of the state that issued the agent's prior resident license demonstrating the agent's good standing with that authority]; and~~

~~[(3)]~~ fingerprint forms in the format prescribed by the department, which may be electronic.

SECTION 21. Section 4102.054(a), Insurance Code, is amended to read as follows:

(a) The commissioner may issue a nonresident license to an applicant for a public insurance adjuster license who is not a permanent resident of this state on determining that the application meets the requirements of this chapter, the nonresident license application fee has been paid, and the applicant is an individual who:

(1) is at least 18 years of age;

(2) except as provided by Section 4102.058, has passed, to the satisfaction of the commissioner, an examination approved by the commissioner and of sufficient scope as prescribed by Section 4102.057;

(3) is self-employed as a public insurance adjuster or associated with or employed by a public insurance adjusting firm or other public insurance adjuster;

(4) is trustworthy and of a moral character that reasonably ensures that the applicant will conduct the business of a public insurance adjuster fairly and in good faith without detriment to the public;

(5) has never been convicted of a felony or, if convicted of a felony, has received a full pardon from that conviction and is otherwise relieved from any disabilities connected with that conviction;

(6) has sufficient experience or training relating to the assessment of:

(A) real and personal property values; and

(B) physical loss of or damage to real or personal property that may be the subject of insurance and claims under insurance;

(7) is sufficiently informed as to the terms and effects of the types of insurance contracts that provide coverage on real and personal property;

(8) possesses knowledge and experience adequate to enable the applicant to engage in the business of a public insurance adjuster fairly and without injury to the public or any member of the public with whom the applicant may have business as a public insurance adjuster;

(9) ~~[if currently licensed as a resident public insurance adjuster in the applicant's state of residence, provides with the application a certificate or letter of authorization from the licensing authority of the applicant's state of residence that:~~

~~[(A) states that the applicant holds a current or comparable license to act as a public insurance adjuster; and~~

~~[(B) meets the requirements of Subsection (b);~~

~~[(10) if the applicant's state of residence does not require licensure as a resident public insurance adjuster and the applicant has been licensed as an adjuster, agent, broker, or other insurance representative in the applicant's state of residence or any other state within the past three years, provides with the application a certificate or letter of authorization from the licensing authority that:~~

~~[(A) states that the applicant holds or has held a license to act as an adjuster, agent, broker, or other insurance representative; and~~

~~[(B) meets the requirements of Subsection (c);~~

~~[(11) files proof of financial responsibility in accordance with Section 4102.105; and~~

~~[(12) complies with any other requirements under applicable state law, including provision of a complete set of fingerprints on request, as provided by Section 4001.103.~~

SECTION 22. The following provisions of the Insurance Code are repealed:

- (1) Section 4001.003(9);
- (2) Sections 4001.009 and 4001.109;
- (3) Section 4001.156(a);
- (4) Section 4001.205;
- (5) Subchapters D and G, Chapter 4051;
- (6) Chapter 4052;
- (7) Section 4056.004;
- (8) Sections 4102.054(b) and (c); and
- (9) Section 4102.114(d).

SECTION 23. (a) In this section, "department" means the Texas Department of Insurance.

(b) On the effective date of this Act, the department shall convert all active insurance services representative licenses issued before June 1, 2021, to general property and casualty insurance agent licenses. Licensees must comply with all requirements of the converted license to keep the license active and in good standing. Any insurance services representative licenses issued on or after June 1, 2021, through the effective date of this Act may not be renewed on expiration of the license and may not convert to another license type.

(c) On the effective date of this Act, the department shall convert all active life and health insurance counselor licenses issued before June 1, 2021, to general life and health agent licenses. Converted licensees must comply with all requirements of the converted license to keep the license active and in good standing. Any life and health insurance counselor licenses issued on or after June 1, 2021, through the effective date of this Act may not be renewed on expiration of the license and may not convert to another license type.

(d) On the effective date of this Act, any existing home office salaried employee registration is void and ceases to exist. Any former home office salaried employee registrant engaging in the business of insurance after the effective date of this Act must follow the requirements of the Insurance Code and any other applicable laws of this state.

SECTION 24. This Act takes effect September 1, 2021.

HB 3442 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Anderson called up with senate amendments for consideration at this time,

HB 3442, A bill to be entitled An Act relating to complaints filed with the State Board of Veterinary Medical Examiners.

Representative Anderson moved to concur in the senate amendments to **HB 3442**.

The motion to concur in the senate amendments to **HB 3442** prevailed by (Record 1347): 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; Cuddick; 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; Herrerero; 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; 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 — Coleman; Price; Vo.

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend **HB 3442** (senate committee report) as follows:

(1) In the recital to SECTION 1 of the bill, amending Section 801.207, Occupations Code (page 1, lines 22 through 24), strike "Subsections (b-1), (b-2), and (b-3)" and substitute "Subsection (b-1)".

(2) In SECTION 1 of the bill, in amended Section 801.207(b), Occupations Code (page 1, line 25), strike "Subsections (b-1) and (b-2)" and substitute "Subsection (b-1)".

(3) In SECTION 1 of the bill, strike proposed Sections 801.207(b-1), (b-2), and (b-3), Occupations Code (page 1, lines 35 through 51), and substitute the following:

(b-1) Not later than the 14th day before the date of an informal proceeding under Section 801.408, the board shall provide to the license holder who is the subject of the complaint a copy of the record of any review conducted under Section 801.2055 of a complaint requiring medical expertise. The board shall redact the name of each veterinarian who conducted the review.

**HB 1603 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS**

Representative Huberty called up with senate amendments for consideration at this time,

HB 1603, A bill to be entitled An Act relating to the use of individual graduation committees and other alternative methods to satisfy certain public high school graduation requirements.

Representative Huberty moved to concur in the senate amendments to **HB 1603**.

The motion to concur in the senate amendments to **HB 1603** prevailed by (Record 1348): 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; 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; 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 — Coleman; Price; Vo.

Absent — Hernandez.

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend **HB 1603** (senate committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 39.057(a), Education Code, is amended to read as follows:

(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 10 percent or more of the students graduating in a particular school year from a particular high school campus are awarded a diploma based on the determination of an individual graduation committee under Section 28.0258;

(16) [(45)] 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

(17) [(46)] as the commissioner otherwise determines necessary.

HB 1382 - HOUSE CONCURS IN SENATE AMENDMENTS TEXT OF SENATE AMENDMENTS

Representative Bucy called up with senate amendments for consideration at this time,

HB 1382, A bill to be entitled An Act relating to the availability of certain information regarding early voting.

Representative Bucy moved to concur in the senate amendments to **HB 1382**.

The motion to concur in the senate amendments to **HB 1382** prevailed by (Record 1349): 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; Deshote; 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; 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 — Sanford.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Price; Vo.

Senate Amendment No. 1 (Senate Floor Amendment No. 1)

Amend **HB 1382** (senate committee report) in SECTION 1 of the bill by striking added Subsection 86.015(c), Election Code (page 1, lines 41 through 53), and substituting the following:

(c) An online tool used under this section must:

(1) for each election, record:

(A) each application for a ballot to be voted by mail received by the clerk; and

(B) each carrier envelope sent to a voter by the clerk;

(2) for each carrier envelope, record or assign a serially numbered and sequentially issued barcode or tracking number that is unique to each envelope; and

(3) update the applicable Internet website as soon as practicable after each of the following events occurs:

(A) receipt by the early voting clerk of the person's application for a ballot to be voted by mail;

(B) acceptance or rejection by the early voting clerk of the person's application for a ballot to be voted by mail;

(C) placement in the mail by the early voting clerk of the person's official ballot;

(D) receipt by the early voting clerk of the person's marked ballot; and

(E) acceptance or rejection by the early voting ballot board of a person's marked ballot.

**HB 2080 - HOUSE CONCURS IN SENATE AMENDMENTS
TEXT OF SENATE AMENDMENTS**

Representative Leman called up with senate amendments for consideration at this time,

HB 2080, A bill to be entitled An Act relating to taxpayers' suits.

Representative Leman moved to concur in the senate amendments to **HB 2080**.

The motion to concur in the senate amendments to **HB 2080** prevailed by (Record 1350): 141 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; 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; 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; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Hefner; Murr; Swanson; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Coleman; Price; Vo.

STATEMENTS OF VOTE

When Record No. 1350 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 1350 was taken, I was shown voting no. I intended to vote yes.

Hefner

Senate Committee Substitute

CSHB 2080, A bill to be entitled An Act relating to taxpayers' suits.

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

SECTION 1. Section 403.202(a), Government Code, is amended to read as follows:

(a) If a person who is required to pay to any department of the state government an occupation, excise, gross receipts, franchise, license, or privilege tax or fee, ~~[other than a tax or fee to which Subchapter B, Chapter 112, Tax Code, applies]~~ or another [a] tax or ~~[other]~~ amount imposed under Subtitle A, Title 4, Labor Code, contends that the tax or fee is unlawful or that the department may

not legally demand or collect the tax or fee, the person shall pay the amount claimed by the state, and if the person intends to bring suit under this subchapter, the person must submit with the payment a protest.

SECTION 2. Subchapter J, Chapter 403, Government Code, is amended by adding Section 403.222 to read as follows:

Sec. 403.222. APPLICABILITY. This subchapter does not apply to a suit under Chapter 112, Tax Code.

SECTION 3. Subchapter A, Chapter 112, Tax Code, is amended by adding Section 112.003 to read as follows:

Sec. 112.003. ATTORNEY'S FEES. Except for a sanction under Chapter 10, Civil Practice and Remedies Code, or the Texas Rules of Civil Procedure, attorney's fees may not be awarded in a suit seeking legal or equitable relief against the state, a state agency, or an officer of the state relating to the applicability, assessment, collection, constitutionality, or amount of a tax, fee, or penalty imposed by this title or Title 3 or collected by the comptroller under any other law.

SECTION 4. Section 112.051, Tax Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) If a person who is required to pay a tax ~~[or fee]~~ imposed by this title or collected by the comptroller under any law, including a local tax collected by the comptroller, contends that the tax ~~[or fee]~~ is unlawful or that the public official charged with the duty of collecting the tax ~~[or fee]~~ may not legally demand or collect the tax ~~[or fee]~~, the person shall pay the amount claimed by the state, and if the person intends to bring suit under this subchapter, the person must submit with the payment a protest.

(d) This section and Section 112.052 are not severable from the other provisions of this subchapter. If this section or Section 112.052 is held invalid for any reason, the entire subchapter is invalid.

SECTION 5. Section 112.052, Tax Code, is amended to read as follows:

Sec. 112.052. TAXPAYER SUIT AFTER PAYMENT UNDER PROTEST.

(a) A person may bring suit against the state to recover a ~~[an occupation, excise, gross receipts, franchise, license, or privilege]~~ tax ~~[or fee]~~ required to be paid to the state if the person has first paid the tax under protest as required by Section 112.051 ~~[of this code]~~.

(b) A suit under this section must be brought before the 91st day after the date the protest payment was made, or the suit is barred~~], except that for the tax imposed by Chapter 171 for a regular annual period, if an extension is granted to the taxpayer under Section 171.202(c) for filing the report and the taxpayer files the report on or before the last date of the extension period, the protest required by Section 112.051 may be filed with the report to cover the entire amount of tax paid for the period, and suit for the recovery of the entire amount of tax paid for the period may be filed before the 91st day after the date the report is filed. If the report is not filed on or before the last date of the extension period, a protest filed with the report applies only to the amount of tax, if any, paid when the report is filed]~~.

(c) The state may bring a counterclaim in a suit brought under this section if the counterclaim relates to taxes ~~[or fees]~~ imposed under the same statute and during the same period as the taxes ~~[or fees]~~ that are the subject of the suit and if the counterclaim is filed not later than the 30th day before the date set for trial on the merits of the suit. The state is not required to make an assessment of the taxes ~~[or fees]~~ subject to the counterclaim under any other statute, and the period of limitation applicable to an assessment of the taxes ~~[or fees]~~ does not apply to a counterclaim brought under this subsection.

(d) A taxpayer shall produce contemporaneous records and supporting documentation appropriate to the tax ~~[or fee]~~ for the transactions in question to substantiate and enable verification of a taxpayer's claim relating to the amount of the tax, penalty, or interest that has been assessed or collected or will be refunded, as required by Section 111.0041.

SECTION 6. Section 112.053, Tax Code, is amended by amending Subsections (a) and (c) and adding Subsections (d) and (e) to read as follows:

(a) A suit authorized by this subchapter must be brought against the public official charged with the duty of collecting the tax ~~[or fee]~~, the comptroller, and the attorney general.

(c) A copy of the written protest as originally filed must be attached to the original petition filed by the person paying the tax ~~[or fee]~~ with the court and to the copies of the original petition served on the comptroller, the attorney general, and the public official charged with the duty of collecting the tax ~~[or fee]~~.

(d) The attorney general shall represent the comptroller in a suit under this subchapter.

(e) A person may not intervene in a suit under this subchapter.

SECTION 7. Section 112.058, Tax Code, is amended by amending Subsection (a) and adding Subsections (b) and (c) to read as follows:

(a) ~~Payments made under protest are to be handled as follows:~~

~~(1) An officer who receives payments made under protest as required by Section 112.051 shall each day send to the comptroller the payments, a list of the persons making the payments, and a written statement that the payments were made under protest.~~

(2) The comptroller shall, immediately on receipt of a payment made under protest under Section 112.051, deposit each portion of the payment to the credit of the account or fund [payments to each fund] to which the tax [or fee] paid under protest is allocated by law.

(b) [(3)] The comptroller shall maintain detailed records of payments made under protest under Section 112.051.

(c) An amount paid [(4) A payment] under protest under Section 112.051 bears pro rata interest. The pro rata interest is the amount of interest earned by the amount paid under protest [protected funds].

SECTION 8. Section 112.059, Tax Code, is amended to read as follows:

Sec. 112.059. DISPOSITION OF PROTEST PAYMENTS BELONGING TO THE STATE. If a suit authorized by this subchapter is not brought in the manner or within the time required or if the suit is properly filed and results in a final determination that an amount paid under protest [a tax payment or a portion

~~of a tax payment made under protest~~], including the pro rata amount of interest earned on the amount ~~[payment]~~, belongs to the state, the comptroller shall ensure that the proper amount is is ~~[has been]~~ deposited to the credit of the appropriate state account or fund.

SECTION 9. Sections 112.060(c) and (d), Tax Code, are amended to read as follows:

(c) Each ~~[tax]~~ refund warrant shall be drawn against the accounts or funds ~~[each fund]~~ to which the amounts ~~[taxes]~~ paid under protest are allocated by law. If there are not sufficient funds in an account or fund ~~[each fund to which the taxes paid under protest are allocated by law]~~ to pay a refund required to be paid under Subsection (a) ~~[of this section]~~, ~~[then]~~ the comptroller shall draw the warrant against the General Revenue Fund or other account or fund ~~[funds]~~ from which refunds ~~[refund appropriations]~~ may be made, as the comptroller determines appropriate.

(d) The comptroller shall issue each ~~[tax]~~ refund warrant and shall deliver it to the person entitled to receive it.

SECTION 10. Chapter 112, Tax Code, is amended by adding Subchapter E to read as follows:

SUBCHAPTER E. SUIT AFTER REDETERMINATION

Sec. 112.201. SUIT AFTER REDETERMINATION. (a) A person may sue the comptroller to dispute an amount of tax, penalty, or interest assessed in a deficiency redetermination or jeopardy redetermination under Chapter 111 if the person has:

- (1) filed a request for redetermination under Chapter 111;
- (2) obtained a redetermination under Chapter 111 that includes a finding by the comptroller of the disputed and undisputed amounts; and
- (3) filed a motion for rehearing of the redetermination that complies with Chapter 2001, Government Code, and that states the specific grounds of error and the disputed amounts associated with the grounds of error.

(b) A person bringing a suit under this subchapter shall pay, as provided by Chapter 111, the redetermination amounts that are not disputed in the motion for rehearing. The failure to pay an undisputed amount does not affect the jurisdiction of a court to consider a suit that complies with Subsection (a).

(c) A person bringing a suit under this subchapter may pay the disputed amounts as provided by Chapter 111. A disputed amount that is not paid as provided by Chapter 111 and that is determined to be due in a final judgment accrues penalties and interest as provided by Chapter 111. After the comptroller has been timely served in a suit that complies with this subchapter, the comptroller and the attorney general are enjoined from collecting disputed amounts from the person bringing the suit during the pendency of the suit but are not enjoined from asserting tax liens. Damages may be awarded under Chapter 65, Civil Practice and Remedies Code, if the court determines that all or part of the enjoined collection amounts were disputed solely for delay.

(d) A suit under this subchapter must be brought against both the comptroller and the attorney general.

(e) A suit under this subchapter must be filed before the expiration of 90 days after the issue date of the denial of the motion for rehearing or it is barred.

(f) The disputed and undisputed amounts of the redetermination must be set out in the original petition. A copy of the motion for rehearing must be attached to the original petition filed with the court and to the copies of the original petition served on the comptroller and the attorney general.

(g) A person may not intervene in a suit under this subchapter.

Sec. 112.202. RECORDS. A person shall produce, in connection with a suit under this subchapter, contemporaneous records and supporting documentation appropriate to the tax for the transactions in question to substantiate and enable verification of the person's claim relating to the amount of the tax, penalty, or interest that has been assessed or collected, as required by Section 111.0041.

Sec. 112.203. COUNTERCLAIM. (a) The state may bring a counterclaim in a suit under this subchapter if:

(1) the counterclaim relates to taxes imposed under the same statute and during the same period as the taxes that are the subject of the suit; and

(2) the counterclaim is filed not later than the 30th day before the date set for trial on the merits of the suit.

(b) The state is not required to make an assessment of the taxes subject to the counterclaim under any other statute, and the period of limitation applicable to an assessment of the taxes does not apply to a counterclaim brought under this section.

Sec. 112.204. ISSUES IN SUIT. (a) The grounds of error contained in the motion for rehearing are the only issues that may be raised in a suit under this subchapter.

(b) A suit under this subchapter applies only to a tax liability period considered in the comptroller's redetermination.

Sec. 112.205. ATTORNEY GENERAL TO REPRESENT COMPTROLLER. The attorney general shall represent the comptroller in a suit under this subchapter.

Sec. 112.206. TRIAL DE NOVO. In a suit under this subchapter, the issues shall be tried de novo as are other civil cases.

Sec. 112.207. JUDGMENT. (a) The amount of a judgment refunding disputed taxes, penalties, or interest paid to the comptroller shall be credited against any tax, penalty, or interest imposed by this title and due from the plaintiff.

(b) The remainder of the amount of a judgment not credited against a tax, penalty, or interest shall be refunded to the plaintiff.

(c) The plaintiff is entitled to interest on the amount of tax refunded in a judgment for the plaintiff equal to the amount of interest that would be due if the tax had been deposited in the suspense account of the comptroller. The interest accrues beginning from the date that the tax was paid until:

(1) the date that the amount is credited against the plaintiff's tax liability; or

(2) a date determined by the comptroller that is not sooner than 10 days before the actual date on which a refund warrant is issued.

Sec. 112.208. RES JUDICATA. The rule of res judicata applies in a suit under this subchapter only if the issues and the tax liability periods in controversy are the same as were decided in a previous final judgment entered in a Texas court of record in a suit between the same parties.

SECTION 11. The following provisions are repealed:

- (1) Section 403.212(e), Government Code;
- (2) Sections 112.058(d) and (e), Tax Code; and
- (3) Subchapter C, Chapter 112, Tax Code.

SECTION 12. The changes in law made by this Act apply only to a suit to dispute an amount of tax, penalty, or interest that becomes due and payable on or after the effective date of this Act. A suit to dispute an amount of tax, penalty, or interest that became due and payable before the effective date of this Act is governed by the law as it existed immediately before the effective date of this Act, and the former law is continued in effect for that purpose.

SECTION 13. This Act takes effect September 1, 2021.

REMARKS ORDERED PRINTED

Representative Hefner moved to print remarks by Representative Schaefer on **HB 1927**.

The motion prevailed.

Representative Minjarez moved to print remarks by Representative Goodwin on **HB 1927**.

The motion prevailed.

PROVIDING FOR ADJOURNMENT

At 12:18 a.m. Monday, May 24, Representative Harris 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. today.

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 - May 24.)

ADJOURNMENT

In accordance with a previous motion, the house, at 12:27 a.m. Monday, May 24, 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

HR 1034 (By Hinojosa), Honoring the participants in the 2021 Texas Folklife Apprenticeships in the Folk and Traditional Arts Program.
To Resolutions Calendars.

HR 1357 (By Cook), Congratulating Chris Fletcher on his election as mayor of Burleson.
To Resolutions Calendars.

HR 1358 (By Swanson), In memory of Ruth Lorena Mason of Houston.
To Resolutions Calendars.

HR 1359 (By Price), Congratulating Larry Payne on his retirement as chief of the Dumas Independent School District Police Department.
To Resolutions Calendars.

HR 1360 (By Krause), In memory of Roy Hayden Kinslow.
To Resolutions Calendars.

HR 1361 (By Ortega), Congratulating Sabrina Bustillos on receiving a 2021 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1362 (By Ortega), Congratulating Sandra Navarrete on receiving a 2020 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1363 (By Ortega), Congratulating Jozelyn A. Rascon on receiving a 2020 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1364 (By Ortega), Congratulating Aiyana Ponce on receiving a 2020 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1365 (By Ortega), Congratulating Marlon Picado on receiving a 2020 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1366 (By Ortega), Congratulating Mariscal Quintana on receiving a 2020 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1367 (By Ortega), Congratulating Nohemi Lopez Valdez on receiving a 2020 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1368 (By Ortega), Congratulating Yeshey Lham on receiving a 2020 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1369 (By Ortega), Congratulating Isaac Noel Gándara on receiving a 2020 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1370 (By Ortega), Congratulating Bryn Ireland Birdwell on receiving a 2020 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1371 (By Ortega), Congratulating Ruben Aguirre on receiving a 2020 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1372 (By Ortega), Congratulating Flor Alejandra Urbina Araiza on receiving a 2021 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1373 (By Ortega), Congratulating Carla M. Rodriguez on receiving a 2021 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1374 (By Ortega), Congratulating Alejandra Isabel Nevarez on receiving a 2021 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1375 (By Ortega), Congratulating Danielle S. Narimissaei on receiving a 2021 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1376 (By Ortega), Congratulating Diana Laura Moreno on receiving a 2021 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1377 (By Ortega), Congratulating Andrea Daniella Mata on receiving a 2021 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1378 (By Ortega), Congratulating Jessica Marie Martinez on receiving a 2021 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1379 (By Ortega), Congratulating Luis Gustavo Hinojos on receiving a 2021 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1380 (By Ortega), Congratulating Sara Zareei Chaleshtori on receiving a 2021 Top Ten Seniors Award from the UTEP Alumni Association.
To Resolutions Calendars.

HR 1381 (By J. Turner), Commending Robley Cash of Jack Lowe Sr. Elementary School in Dallas for his service during the COVID-19 pandemic.
To Resolutions Calendars.

HR 1382 (By J. Turner), Congratulating Nina Canales of Hillcrest High School in Dallas on her receipt of the 2021 Media/Virtual Presence Award by the Texas Association of School Librarians.
To Resolutions Calendars.

HR 1383 (By J. Turner), Congratulating the Merriman Park Elementary School Solar System Bosses team on qualifying for the Destination Imagination Global Finals 2021.
To Resolutions Calendars.

HR 1384 (By J. Turner), Congratulating the Lake Highlands High School football team on a successful 2020 season and commending Coach Lonnie Walker on being named a finalist for the Landry Coach of the Year award.
To Resolutions Calendars.

HR 1385 (By J. Turner), Congratulating Jack Lowe Sr. Elementary School in Dallas on its selection as a 2019 National Blue Ribbon School by the U.S. Department of Education.
To Resolutions Calendars.

HR 1386 (By J. Turner), Congratulating Walnut Hill Elementary School in Dallas on its selection as a 2019 National Blue Ribbon School by the U.S. Department of Education.
To Resolutions Calendars.

HR 1387 (By J. Turner), Congratulating Jose Armendariz of John J. Pershing Elementary School on being named the 2021 Primary Teacher of the Year by the Dallas Independent School District.
To Resolutions Calendars.

HR 1388 (By J. Turner), Commending Heart House for 20 years of service to refugee children in the Vickery Meadow community in Dallas.
To Resolutions Calendars.

HR 1389 (By J. Turner), Commending Literacy Achieves for its outstanding contributions to the Vickery Meadow community in the wake of Winter Storm Uri.
To Resolutions Calendars.

HR 1390 (By J. Turner), Commending United to Learn for its support of the Dallas Independent School District during the COVID-19 pandemic.
To Resolutions Calendars.

HR 1391 (By J. Turner), Congratulating Curtis Jenkins on his promotion to the position of relationship specialist for Richardson ISD.
To Resolutions Calendars.

HR 1392 (By J. Turner), Congratulating The Friends of Northaven Trail on the groundbreaking for the Northaven Trail Bridge in Dallas.

To Resolutions Calendars.

HR 1393 (By Price), Commending the Texas A&M Veterinary Medical Diagnostic Laboratory, the Amarillo Pathology Group, LLP, and APG's Physicians Preferred Laboratory, Ltd., for their work to ensure timely, accurate COVID-19 testing to the Texas Panhandle at the height of the pandemic.

To Resolutions Calendars.

HR 1394 (By Swanson), Commending Gautham Metta for his service as a legislative intern in the office of State Representative Valoree Swanson.

To Resolutions Calendars.

HR 1395 (By Swanson), Commending James Mills for his service as a legislative intern in the office of State Representative Valoree Swanson.

To Resolutions Calendars.

HR 1396 (By C. Turner), Commemorating the 75th anniversary of Lincoln Technical Institute.

To Resolutions Calendars.

HR 1397 (By Allen), Congratulating Dr. Patrice Lanette Allen on her receipt of a master's degree in business administration from Lamar University.

To Resolutions Calendars.

HR 1398 (By Price), In memory of Officer Patrick Eugene Sloan of the Sunray Police Department.

To Resolutions Calendars.

HR 1399 (By Price), Paying tribute to the late Donald Teague for his service and sacrifice during World War II.

To Resolutions Calendars.

HR 1400 (By Muñoz), Congratulating the Pharr-San Juan-Alamo Southwest Early College High School theatre troupe on winning the 5A championship at the 2021 University Interscholastic League One-Act Play state contest.

To Resolutions Calendars.

HR 1401 (By Darby), In memory of Sergeant Stephen Jones of the Concho County Sheriff's Office.

To Resolutions Calendars.

HR 1402 (By Darby), In memory of Deputy Samuel Alexander Leonard of the Concho County Sheriff's Office.

To Resolutions Calendars.

HR 1403 (By Kacal, Craddick, Ashby, T. King, and Morrison), In memory of Charlotte Han Sharp of College Station.

To Resolutions Calendars.

HR 1404 (By Jetton), Congratulating Dr. Thomas Randle on his retirement as superintendent of Lamar CISD.

To Resolutions Calendars.

HR 1405 (By Jetton), Honoring Grayle James for her service as a trustee of Fort Bend ISD.

To Resolutions Calendars.

HR 1406 (By Perez), In memory of Concha Ramos of Alpine.

To Resolutions Calendars.

HR 1407 (By Neave), Congratulating Lesley Frohberg on being selected as a Real Texas Service Champion by the City of Mesquite.

To Resolutions Calendars.

HR 1408 (By Neave), Congratulating Thalia Guida on being selected as a Real Texas Service Champion by the City of Mesquite.

To Resolutions Calendars.

HR 1409 (By Neave), Congratulating Officer Dennis Arnold of the Mesquite Police Department on being selected as a Real Texas Service Champion by the City of Mesquite.

To Resolutions Calendars.

HR 1410 (By Neave), Congratulating Rocky King on being selected as a Real Texas Service Champion by the City of Mesquite.

To Resolutions Calendars.

HR 1411 (By Neave), Honoring the Valle family of Garland.

To Resolutions Calendars.

HR 1412 (By Martinez Fischer), Honoring Martha Martínez-Flores for her artwork SA is Amor and for her contributions to the San Antonio community.

To Resolutions Calendars.

HR 1413 (By Jetton and Reynolds), Commending the Houston chapter of the Asian Pacific Islander American Public Affairs Association for hosting the Unity Against Hate Rally on May 15, 2021.

To Resolutions Calendars.

HR 1414 (By Metcalf), Commending the House Research Organization staff for its work during the 87th Legislative Session.

To Resolutions Calendars.

HR 1415 (By Jetton), Congratulating Edee Sinclair for receiving a Lifetime Achievement Award for Volunteerism and Defending Conservative Values from the Fort Bend County Republican Party.

To Resolutions Calendars.

HR 1416 (By Metcalf), Commending the House Business Office staff for its work during the 87th Legislative Session.

To Resolutions Calendars.

HR 1417 (By Jetton), Congratulating Yvonne Ramsey for receiving a Lifetime Achievement Award for Volunteerism and Defending Conservative Values from the Fort Bend County Republican Party.

To Resolutions Calendars.

HR 1418 (By Jetton), Congratulating Dave Vrshek for receiving a Lifetime Achievement Award for Volunteerism and Defending Conservative Values from the Fort Bend County Republican Party.

To Resolutions Calendars.

HR 1419 (By Toth), Congratulating St. Luke's Health-The Woodlands Hospital on its designation as a Level III Maternal Facility by the Texas Department of State Health Services.

To Resolutions Calendars.

HR 1421 (By Reynolds), Congratulating Houston mayor Sylvester Turner on being named president of the African American Mayors Association.

To Resolutions Calendars.

HR 1422 (By Hull), In memory of David Anh Vu.

To Resolutions Calendars.

HR 1423 (By Anderson), In memory of Robert Pearson of Waco.

To Resolutions Calendars.

HR 1424 (By Crockett), Congratulating Justin Henry on his reelection to the Dallas Independent School District board of trustees.

To Resolutions Calendars.

HR 1425 (By Crockett), Congratulating Jaime Resendez on his reelection to the Dallas City Council.

To Resolutions Calendars.

HR 1426 (By Crockett), Congratulating Paula Blackmon on her reelection as the District 9 representative on the Dallas City Council.

To Resolutions Calendars.

HR 1427 (By Crockett), Congratulating Omar Narvaez on his reelection to the Dallas City Council.

To Resolutions Calendars.

HR 1428 (By Crockett), Congratulating Casey Thomas II on his reelection to the Dallas City Council.

To Resolutions Calendars.

HR 1429 (By Crockett), Honoring Youth Revive in Dallas for its work in promoting civic education and engagement.

To Resolutions Calendars.

HR 1430 (By Crockett), Commending T.R. Hoover Community Development Corporation for its record of service to House District 100.

To Resolutions Calendars.

HR 1431 (By Crockett), Commending the organization Miles of Freedom for its service to individuals impacted by incarceration.

To Resolutions Calendars.

HR 1432 (By Crockett), Commending Catholic Charities Dallas for its service to House District 100.

To Resolutions Calendars.

HR 1433 (By Crockett), Congratulating Millie Titus of Dallas on her 100th birthday.

To Resolutions Calendars.

HR 1434 (By Crockett), Honoring the Dallas Urban Debate Alliance.

To Resolutions Calendars.

HR 1435 (By Crockett), In memory of Emma Ruth Turner of Dallas.

To Resolutions Calendars.

HR 1436 (By Crockett), Honoring Vikki J. Martin for her service as founder and executive director of the Ferguson Road Initiative.

To Resolutions Calendars.

HR 1437 (By Crockett), Honoring Dallas Fire-Rescue for the assistance it provided to the community during Winter Storm Uri.

To Resolutions Calendars.

HR 1438 (By Campos), Honoring La Prensa Texas for its contributions.

To Resolutions Calendars.

HR 1439 (By Schofield), Congratulating Morgan K. Register on graduating from The University of Texas at Austin.

To Resolutions Calendars.

HR 1440 (By E. Morales), In memory of Francisco A. Martinez of Eagle Pass.

To Resolutions Calendars.

HR 1441 (By Smithee), In memory of Mayor Phillip Hass of Dalhart.

To Resolutions Calendars.

HR 1442 (By Dean), Honoring Ed Moore for his service as a member of the Longview City Council.

To Resolutions Calendars.

HR 1443 (By Dean), Commemorating the fifth anniversary of Oil Horse Brewing Co. in Longview.

To Resolutions Calendars.

HR 1444 (By Smithee), In memory of William Cline Pratt of Canyon.

To Resolutions Calendars.

HR 1445 (By Cook), Honoring Fort Worth ISD on a successful 2020-2021 academic year.

To Resolutions Calendars.

HR 1446 (By Cook), Honoring Mansfield ISD on a successful 2020-2021 academic year.

To Resolutions Calendars.

HR 1447 (By Cook), Honoring Arlington ISD on a successful 2020-2021 academic year.

To Resolutions Calendars.

HR 1448 (By Cook), Honoring Burleson ISD on a successful 2020-2021 academic year.

To Resolutions Calendars.

HR 1449 (By Canales), Congratulating James M. Bass on his retirement as executive director of the Texas Department of Transportation.

To Resolutions Calendars.

HR 1450 (By Jetton), Commending Steve Porter for his service on the Sugar Land City Council.

To Resolutions Calendars.

HR 1451 (By Jetton), Congratulating Zach Lambert of Rosenberg on his election to the Lamar CISD Board of Trustees.

To Resolutions Calendars.

HR 1452 (By Dutton), Congratulating Herma Glynn of Houston on her 99th birthday.

To Resolutions Calendars.

HR 1453 (By E. Morales), In memory of Roberto M. "Red" Soto of Del Rio.

To Resolutions Calendars.

HR 1454 (By E. Morales), In memory of Alfonso M. Soto Jr.

To Resolutions Calendars.

HR 1455 (By Fierro), In memory of Ricardo V. Aranda of El Paso.

To Resolutions Calendars.

HR 1456 (By P. King), Congratulating Donald Eugene Schnebly on his retirement as Parker County district attorney.

To Resolutions Calendars.

HR 1457 (By P. King), In memory of Phillip John Barnett of Weatherford.

To Resolutions Calendars.

HR 1458 (By Noble), Congratulating Sarah Fuller on being the first woman to play in a Power 5 conference football game.

To Resolutions Calendars.

HR 1459 (By Cook), Honoring Kennedale ISD on a successful 2020-2021 academic year.

To Resolutions Calendars.

HR 1460 (By Cook), Honoring Crowley ISD on a successful 2020-2021 academic year.

To Resolutions Calendars.

HR 1461 (By Price), Congratulating Cathy Ann Shofner on her induction into the Tascosa High School Hall of Fame.

To Resolutions Calendars.

HR 1462 (By Price), Congratulating Dr. Richard Weinberger on his selection to the 2021 Tascosa High School Hall of Fame.

To Resolutions Calendars.

HR 1463 (By Price), Commending C. E. Williams for his 30 years of service with the Panhandle Groundwater Conservation District.

To Resolutions Calendars.

HR 1464 (By Price), In memory of Ollie Pearl Chandler of Amarillo.

To Resolutions Calendars.

HR 1465 (By Price), In memory of William Cline Pratt.

To Resolutions Calendars.

HR 1466 (By Raney), Congratulating Colonel Jay O. Brewer on his retirement as senior associate director and announcer for the Aggie Band at Texas A&M University.

To Resolutions Calendars.

HR 1467 (By Fierro), Honoring R&B singer Khalid for his philanthropic and charitable work in El Paso.

To Resolutions Calendars.

HR 1468 (By Muñoz), In memory of Hector Gandaria of Mission.

To Resolutions Calendars.

HR 1469 (By Fierro), Honoring college basketball coach Nolan Richardson for his professional accomplishments and civic engagement.

To Resolutions Calendars.

HR 1470 (By Bucy), In memory of David Neemidge of Round Rock.

To Resolutions Calendars.

HR 1471 (By Dominguez), Congratulating The University of Texas Rio Grande Valley chess team on winning the 2021 President's Cup tournament.

To Resolutions Calendars.

HR 1472 (By Neave), Congratulating Mary Ann Thompson-Frenk of Dallas on her 44th birthday.

To Resolutions Calendars.

HR 1473 (By Neave), Commemorating Women Veterans Day on June 12, 2021.

To Resolutions Calendars.

HR 1474 (By Price), Congratulating Eddie Edwards on his retirement as Borger city manager.

To Resolutions Calendars.

HR 1475 (By Howard), In memory of Stephen Avery Warren of Austin.

To Resolutions Calendars.

SB 183 to Insurance.

SB 608 to Urban Affairs.

- SB 1003** to State Affairs.
- SB 1083** to Public Education.
- SB 1200** to Public Health.
- SB 1311** to Public Health.
- SB 1386** to Homeland Security and Public Safety.
- SB 1412** to Ways and Means.
- SB 1451** to Pensions, Investments, and Financial Services.
- SB 1486** to Juvenile Justice and Family Issues.
- SB 1630** to Human Services.
- SB 1741** to Homeland Security and Public Safety.
- SB 1745** to House Administration.
- SB 2037** to Human Services.
- SB 2214** to Urban Affairs.
- SB 2237** to Natural Resources.
- SB 2242** to Natural Resources.
- SB 2244** to Urban Affairs.
- SCR 31** to Judiciary and Civil Jurisprudence.
- SCR 52** to Resolutions Calendars.
- SCR 53** to Resolutions Calendars.
- SCR 54** 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. 25

HB 159, HB 315, HB 699, HB 781, HB 840, HB 1005, HB 1011, HB 1049, HB 1069, HB 1080, HB 1133, HB 1213, HB 1227, HB 1228, HB 1257, HB 1264, HB 1276, HB 1296, HB 1297, HB 1372, HB 1387, HB 1397, HB 1401, HB 1403, HB 1419, HB 1434, HB 1484, HB 1543, HB 1544, HB 1571, HB 1693, HB 1728, HB 1752, HB 1777, HB 1792, HB 1799, HB 2048, HB 2094, HB 2112, HB 2167, HB 2223, HB 2748, HB 3041, HB 3395, HB 3496, HB 3514, HB 3615, HB 4080, HCR 106

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 20

Appropriations - **SB 1232**

Elections - **SB 1761**

Higher Education - **SB 1888, SB 1963**

Homeland Security and Public Safety - **SB 2247**

Human Services - **SB 1079**

Judiciary and Civil Jurisprudence - **SB 156, SB 247, SB 275**

Juvenile Justice and Family Issues - **SB 185**

Natural Resources - **SB 1008**

Public Health - **HCR 2, SB 239**

State Affairs - **SB 3, SB 4, SB 149, SB 576, SB 966, SB 968, SB 1020, SB 1541, SB 1580**

Ways and Means - **SB 113, SB 734**

May 21

Agriculture and Livestock - **SB 1772**

Elections - **SB 1112, SB 1675**

Human Services - **SB 225, SB 500, SB 1628**

Judiciary and Civil Jurisprudence - **SB 1458**

Pensions, Investments, and Financial Services - **SB 202, SB 483, SB 604, SB 1984, SB 2230**

Public Education - **SB 203, SB 279, SB 348, SB 801, SB 1095, SB 1109, SB 1171, SB 1351, SB 1696, SB 1716, SB 2026, SB 2050**

Public Health - **SB 442, SB 640, SB 970, SB 1616, SB 2013**

State Affairs - **SB 1254**

Transportation - **SB 935**

Ways and Means - **SB 248, SB 1413, SB 2089**

May 22

Culture, Recreation, and Tourism - **SCR 22**

Elections - **SB 1418, SB 1572, SB 2232**

Human Services - **SB 452, SB 1059, SB 1921**

Judiciary and Civil Jurisprudence - **SB 41**

Pensions, Investments, and Financial Services - **SB 1071**

Public Education - **SB 123, SB 2081, SB 2094**

State Affairs - **SB 507**

ENROLLED

May 20 - **HB 315, HB 699, HB 781, HB 840, HB 868, HB 1005, HB 1011, HB 1049, HB 1069, HB 1080, HB 1133, HB 1213, HB 1227, HB 1228, HB 1257, HB 1264, HB 1276, HB 1296, HB 1297, HB 1372, HB 1397, HB 1401, HB 1403, HB 1419, HB 1434, HB 1484, HB 1543, HB 1544, HB 1545, HB 1571, HB 1572, HB 1606, HB 1618, HB 1680, HB 1728, HB 1752, HB 1777, HB 1792, HB 1799, HB 1904, HB 1936, HB 1939, HB 1958, HB 2004, HB 2083, HB 2093, HB 2094, HB 2106, HB 2167, HB 2223, HB 3041, HB 3395, HB 3615, HCR 106**

May 21 - **HB 159, HB 1387, HB 1693, HB 2048, HB 2112, HB 2748, HB 3496, HB 3514, HB 4080**

SENT TO THE GOVERNOR

May 20 - **HB 569, HB 574, HB 654, HB 918, HB 1071, HB 1147, HB 1197, HB 1322, HB 2152, HB 2404, HB 2533, HB 2723**

May 22 - **HB 180, HB 189, HB 365, HB 374, HB 375, HB 402, HB 690, HB 725, HB 763, HB 766, HB 785, HB 837, HB 851, HB 868, HB 871, HB 876, HB 914, HB 1510, HB 1545, HB 1572, HB 1606, HB 1618, HB 1680, HB 1904, HB 1936, HB 1939, HB 1958, HB 2004, HB 2083, HB 2093, HB 2106, HB 2301, HB 2343, HB 2374, HB 2530, HB 2669, HB 2698, HB 2819, HB 2840, HB 2841, HB 2847, HB 2920, HB 2941, HB 3130, HB 3132, HB 3165, HB 3394, HB 3644, HB 3689, HB 3721, HB 3769, HB 3786, HB 3788, HB 3794, HB 3799, HB 3856, HB 4436, HB 4577, HB 4579, HB 4585, HB 4610**

RECOMMENDATIONS FILED WITH THE SPEAKER

May 21 - **HB 4662, HB 4663, HB 4665, HB 4666, HB 4668**

HOUSE JOURNAL

EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-FOURTH DAY — MONDAY, MAY 24, 2021

The house met at 10:27 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 1351).

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; 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 — Coleman; Price.

The invocation was offered by Representative Perez as follows:

Heavenly Father, we pray for the power to be gentle, the strength to be forgiving, the patience to be understanding, and the endurance to accept the consequences of holding onto what we believe to be right. May we put our trust in the power of good to overcome evil and the power of love to overcome hatred. We thank you for your great love and blessing over our lives. Thank you for your care, mercy, and grace. Help us to devote our whole life and thought and energy to the task of making peace, praying always for the inspiration and the power to fulfill the destiny for which we were created. In Jesus' name we pray. Amen.

The chair recognized Representative Smith 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 a death in the family:

Price on motion of Minjarez.

RESOLUTIONS 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.)

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. 26 and Senate List No. 15).

HR 1164 - INTRODUCTION OF GUEST

The chair recognized Representative Stucky who introduced Brynn Brown of Guyer High School in Denton.

ADDRESS BY REPRESENTATIVE DARBY

The chair recognized Representative Darby who addressed the house, speaking as follows:

Thank you for this opportunity to speak about our beloved friend John Otto. John Clifford Otto was born and raised in Dayton, Texas. He was a high school pitcher on the baseball team, a member of the FFA, and a drum major for Dayton High School Band. After high school, John attended Texas A&M, where he was a member of the Corps of Cadets and became the head drum major for the Fightin' Texas Aggie Band. I knew the whoops were coming. He earned a bachelor's in business administration and accounting from A&M and graduated as a distinguished military graduate. After college, John went on to receive a commission as a second lieutenant in the United States Army. And in 1969, he married his high school sweetheart and the love of his life, Nancy Whitman. They had two sons, Bryan and Jason, and have many young grandchildren.

Representative Otto was elected to the Texas House in 2004 to serve the District 18 constituents, a position he held for six terms. At the moment of his arrival in the house, John rolled up his sleeves and went to work. He quickly made a name for himself around the Capitol, and during his tenure he received many numerous awards and distinctions, including twice being recognized as *Texas Monthly's* one of the 10 best legislators in Texas. And he was one of the best—always privileged to serve the people of Texas and championing legislation to better serve our state.

In his final session, John shepherded the balanced budgets of the legislature in his role as chairman of House Appropriations. John embodied the definition of a public servant—one who is an honest broker, intelligent and thoughtful, and morally grounded. John and I, along with many of you, became lifelong friends, as did our wives. Spending countless hours together on Appropriations and late

nights on the house floor yielded many fond memories. He mentored many staffers, some of which are here today in the gallery. He was beloved to all who worked with him and for him. In 2017, John proudly accepted the position of assistant vice chancellor and director of local government for The Texas A&M University System, which allowed him to be a champion for his cherished Texas A&M.

John went to be with the Lord on August 1, 2020. He will forever be in our memories. I believe that Nancy and John's children are watching the proceedings from home today. You can see, Nancy, all the colleagues on the house floor here supporting you and your husband and your family. Our love for you, Nancy, and the Otto family extends beyond the boundaries of this facility. And we thank you for sharing your incredible husband with us in this house.

As an aside, members, I can recall just recently we brought up not only John Otto, but Tuffy Hamilton and Sergio Muñoz. Y'all know me, I'm all things Longhorn, but I will tell you Texas A&M has a wonderful tradition—it's the muster. And I think it's a tradition that I think we ought to start here in this house, that when we meet back in session, our regular two-year session, we pick a date—Texas Independence Day or another day—and we bring up the members who have served this body and this facility, so we can bring their name up. Because as long as these members are in our hearts and on our lips, they will be alive. They've served the people of this state, they've served this body, and they've served us. So I would hope that, Mr. Speaker and members of the house, we would start a tradition of bringing up our fallen colleagues and mentioning their names from this podium in this house when we're in session. So please join me in a moment of silence for Chairman Otto and his remarkable life. Thank you, members. Nancy, we love you.

REMARKS ORDERED PRINTED

Representative Harris moved to print remarks by Representative Darby regarding the Honorable John Otto.

The motion prevailed.

MAJOR STATE CALENDAR SENATE BILLS THIRD READING

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

SB 2 ON THIRD READING (Paddie - House Sponsor)

SB 2, A bill to be entitled An Act relating to the governance of the Public Utility Commission of Texas, the Office of Public Utility Counsel, and an independent organization certified to manage a power region.

Amendment No. 1

Representative Paddie offered the following amendment to **SB 2**:

Amend **SB 2** on third reading by striking the SECTION of the bill amending Section 12.052(a), Utilities Code, and substituting the following appropriately numbered SECTION:

SECTION _____. Subchapter B, Chapter 12, Utilities Code, is amended by adding Section 12.0521 to read as follows:

Sec. 12.0521. PRESIDING OFFICER QUALIFICATIONS. The commissioner designated as the presiding officer must be a resident of this state.

Amendment No. 1 was adopted.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Beckley on motion of J. González.

SB 2 - (consideration continued)

SB 2, as amended, was passed by (Record 1352): 142 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; 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.; 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; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Campos; Crockett; Wilson.

STATEMENTS OF VOTE

When Record No. 1352 was taken, I was shown voting no. I intended to vote yes.

Allen

When Record No. 1352 was taken, my vote failed to register. I would have voted yes.

Wilson

**SB 3 ON THIRD READING
(Paddie - House Sponsor)**

SB 3, A bill to be entitled An Act relating to preparing for, preventing, and responding to weather emergencies and power outages; increasing the amount of administrative and civil penalties.

Amendment No. 1

Representative Paddie offered the following amendment to **SB 3**:

Amend **SB 3** on third reading in the SECTION of the bill adding Section 35.004, Utilities Code, by striking added Section 35.004(g) and substituting the following:

(g) The commission shall:

(1) review the type, volume, and cost of ancillary services to determine whether those services will continue to meet the needs of the electricity market in the ERCOT power region; and

(2) evaluate whether additional voluntary seasonal, month-ahead, or other forward products would enhance reliability in the ERCOT power region while providing adequate incentives for dispatchable generation.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Guerra offered the following amendment to **SB 3**:

Amend **SB 3** on third reading on page 4 as follows:

(1) On line 1, between "WEATHER" and the period, insert "; DISASTER PREPAREDNESS EDUCATION".

(2) Between lines 8 and 9, insert the following:

(c) The division shall develop disaster preparedness educational materials that include instructions for preparing a disaster kit containing supplies most needed in a disaster or emergency, such as water, nonperishable food, medical supplies, flashlights, and other essential items, to assist families and businesses in adequately preparing for winter storms, hurricanes, floods, drought, fires, and other potential disasters.

(d) The division shall post on the division's Internet website and distribute to local governments and businesses the educational materials and instructions developed under Subsection (c).

Amendment No. 2 was adopted.

SB 3 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE HOWARD: First off, I want to thank you for all you've done to put this together. I was honored to be on your committee and appreciate the honest broker that you are and how you were willing to invite all of us to come to the table to try to craft the best bill possible, knowing we can't all get everything that we want. But I really appreciate the work that you've put into this. I just have a couple of questions for legislative intent. This is about Sections 13 and 17 of the committee substitute. As **SB 3** came over from the senate, it contained language in Section 13 of the bill that some were concerned imposed new and discriminatory costs on renewable generators by allocating the costs of ancillary services to renewable generation and requiring them to purchase replacement power. Is that correct? That's how it came over here?

REPRESENTATIVE PADDIE: Yes, ma'am.

HOWARD: I just want to establish for purposes of legislative intent that there is nothing in the committee substitute or in your author's amendments—particularly in Sections 13 and 17 of the bill but really anywhere in this legislation—that would impose new costs on renewable generators in a discriminatory manner. Is that correct?

PADDIE: Ms. Howard, that is correct. I think in the language itself we were very careful in the way it was crafted. In Section 13, for example, it requires PUC to make a holistic review of ancillary services, not just focusing in one particular area to determine whether services, first of all, meet the needs of the market and whether we need additional services, but to ensure costs are recovered only in a nondiscriminatory manner and also limit those costs based on causation of those services.

HOWARD: And then in Section 13 of the bill, is it your intent that any resources that provide ancillary services today can continue to do so? Is that correct?

PADDIE: Yes, I don't think there's anything in there that would limit that.

REMARKS ORDERED PRINTED

Representative Howard moved to print remarks between Representative Paddie and Representative Howard on **SB 3**.

The motion prevailed.

SB 3, as amended, was passed by (Record 1353): 142 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; Clardy; Cole; Collier; Cook; 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, 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; 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 — Beckley; Coleman; Price.

Absent — Cortez; Dominguez; Morales, C.

STATEMENTS OF VOTE

When Record No. 1353 was taken, I was shown voting no. I intended to vote yes.

Cason

When Record No. 1353 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

SB 25 ON THIRD READING

(Frank, Sanford, Hernandez, Metcalf, et al. - House Sponsors)

SB 25, A bill to be entitled An Act relating to the right of certain residents to designate an essential caregiver for in-person visitation.

SB 25 was passed by (Record 1354): 144 Yeas, 0 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; Canales; Capriglione; 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; 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; 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 — Beckley; Coleman; Price.

Absent — Campos; Dominguez.

**GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING**

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

**SB 6 ON THIRD READING
(Leach, et al. - House Sponsors)**

SB 6, A bill to be entitled An Act relating to liability for certain claims arising during a pandemic or disaster related to a pandemic.

SB 6 was passed by (Record 1355): 133 Yeas, 10 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; 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.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; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; 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; White; Wu.

Nays — Biedermann; Cain; Cason; Morales Shaw; Ramos; Slaton; Toth; Walle; Wilson; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Campos; Johnson, J.D.; Rogers.

STATEMENTS OF VOTE

When Record No. 1355 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 1355 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 1355 was taken, I was shown voting no. I intended to vote yes.

Toth

SB 24 ON THIRD READING
(Bonnen - House Sponsor)

SB 24, A bill to be entitled An Act relating to the procedures required before a law enforcement agency hires certain persons.

SB 24 was passed by (Record 1356): 144 Yeas, 0 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; Canales; Capriglione; Cason; Clardy; 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; 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 — Beckley; Coleman; Price.

Absent — Campos; Cole.

**SB 24 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative White moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Pacheco and White as house sponsors to **SB 24**.

The motion prevailed.

**SB 1831 ON THIRD READING
(S. Thompson, Parker, and Reynolds - House Sponsors)**

SB 1831, A bill to be entitled An Act 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.

Representative Burrows moved to postpone consideration of **SB 1831** until 11:30 a.m. today.

The motion prevailed.

**SB 1955 ON THIRD READING
(Burrows - House Sponsor)**

SB 1955, A bill to be entitled An Act relating to exempting learning pods from certain local government regulations.

SB 1955 was passed by (Record 1357): 140 Yeas, 2 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; 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; 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; 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; Ramos.

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

Absent, Excused — Beckley; Coleman; Price.

Absent — Campos; Crockett; Perez.

STATEMENT OF VOTE

When Record No. 1357 was taken, I was shown voting yes. I intended to vote no.

Herrero

SB 1356 ON THIRD READING (Dutton - House Sponsor)

SB 1356, A bill to be entitled An Act 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 1356 was passed by (Record 1358): 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; Canales; Capriglione; Cason; Clardy; Cole; 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.; Morrison; Muñoz; Murr; 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; 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 — Morales, E.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Campos; Crockett; Morales Shaw; Murphy.

STATEMENTS OF VOTE

When Record No. 1358 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 1358 was taken, I was shown voting no. I intended to vote yes.

E. Morales

When Record No. 1358 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

**SB 1257 ON THIRD READING
(Murphy - House Sponsor)**

SB 1257, A bill to be entitled An Act relating to the information required to be provided by the chief appraiser of an appraisal district to the comptroller in connection with the comptroller's central registry of reinvestment zones designated and ad valorem tax abatement agreements executed under the Property Redevelopment and Tax Abatement Act.

SB 1257 was passed by (Record 1359): 144 Yeas, 0 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; 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; Murr; 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; 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 — Beckley; Coleman; Price.

Absent — Campos; Murphy.

**SB 220 ON THIRD READING
(Smithee - House Sponsor)**

SB 220, A bill to be entitled An Act relating to notice and reporting requirements for vendor rebates under a contract listed on a multiple award contract schedule.

SB 220 was passed by (Record 1360): 145 Yeas, 0 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; 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; 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 — Beckley; Coleman; Price.

Absent — Campos.

SB 560 ON THIRD READING

(Guerra, Campos, Lopez, Morales Shaw, and E. Morales - House Sponsors)

SB 560, A bill to be entitled An Act relating to developing a strategic plan for the improvement and expansion of high-quality bilingual education.

SB 560 was passed by (Record 1361): 112 Yeas, 31 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Canales; Clardy; Cole; Collier; Cortez; Craddick; 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; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; 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; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smith; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Capriglione; Cason; Cook; Cyrier; Gates; Harless; Harris; Holland; Krause; Landgraf; Leach; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smithee; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Campos; Crockett; Klick.

STATEMENTS OF VOTE

When Record No. 1361 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 1361 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 1361 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1361 was taken, I was in the house but away from my desk. I would have voted no.

Klick

When Record No. 1361 was taken, I was shown voting yes. I intended to vote no.

Leman

SB 73 ON THIRD READING (Klick and Thierry - House Sponsors)

SB 73, A bill to be entitled An Act relating to providing access to local public health entities and certain health service regional offices under Medicaid.

SB 73 was passed by (Record 1362): 109 Yeas, 36 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bonnen; Bowers; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; 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, T.; Klick; Kuempel; Lambert; Larson; 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; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose;

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

Nays — Bell, C.; Biedermann; Buckley; Cain; Capriglione; Cason; Cyrier; Darby; Dean; Gates; Hefner; Holland; King, P.; Krause; Landgraf; Leach; Metcalf; Middleton; Murr; Oliverson; Patterson; Paul; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Cook.

STATEMENTS OF VOTE

When Record No. 1362 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 1362 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 1362 was taken, my vote failed to register. I would have voted yes.

Cook

When Record No. 1362 was taken, I was shown voting yes. I intended to vote no.

Parker

SB 1524 ON THIRD READING (Guillen - House Sponsor)

SB 1524, A bill to be entitled An Act relating to a sales and use tax refund pilot program for certain persons who employ apprentices.

SB 1524 was passed by (Record 1363): 103 Yeas, 38 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; 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, T.; Kuempel; Lambert; Larson; 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; Perez;

Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Sanford; Sherman; Smithee; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Burns; Cain; Cason; Cook; Cyrier; Darby; Dean; Ellzey; Gates; Harless; Harris; Hefner; Holland; King, P.; Krause; Landgraf; Leach; Metcalf; Middleton; Murr; Oliverson; Patterson; Paul; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Biedermann; King, K.; Klick; Rodriguez; Rogers.

STATEMENTS OF VOTE

When Record No. 1363 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 1363 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

When Record No. 1363 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 1363 was taken, I was in the house but away from my desk. I would have voted yes.

Rodriguez

When Record No. 1363 was taken, my vote failed to register. I would have voted no.

Rogers

When Record No. 1363 was taken, I was shown voting no. I intended to vote yes.

Wilson

SB 959 ON THIRD READING (Romero - House Sponsor)

SB 959, A bill to be entitled An Act relating to student success-based funding recommendations for certain continuing workforce education courses offered by public junior colleges.

SB 959 was passed by (Record 1364): 120 Yeas, 26 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; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; 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; 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; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; 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; Wu; Zwiener.

Nays — Biedermann; Cain; Capriglione; Cason; Cook; Cyrier; Dean; Gates; Harris; Hefner; Holland; Krause; Metcalf; Murr; Noble; Patterson; Rogers; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

STATEMENT OF VOTE

When Record No. 1364 was taken, I was shown voting no. I intended to vote yes.

Rogers

SB 873 ON THIRD READING (Button - House Sponsor)

SB 873, A bill to be entitled An Act relating to disclosure by the comptroller to the purchaser of a business of the amount of tax due.

SB 873 was passed by (Record 1365): 145 Yeas, 0 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; 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.; 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; 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 — Beckley; Coleman; Price.

Absent — Herrero.

SB 623 ON THIRD READING
(Minjarez, et al. - House Sponsors)

SB 623, A bill to be entitled An Act relating to the investigation and punishment of certain sexual offenses, to protective orders issued on the basis of certain sexual offenses, to crime victims' compensation, and to the establishment of a state sexual offense prevention and response program for the Texas Military Department.

SB 623 was passed by (Record 1366): 146 Yeas, 0 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; 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; 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 — Beckley; Coleman; Price.

SB 1113 ON THIRD READING
(Cain - House Sponsor)

SB 1113, A bill to be entitled An Act relating to a registrar's failure to cancel voter registrations under applicable law.

SB 1113 was passed by (Record 1367): 97 Yeas, 46 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; Crockett; Cyrier; Darby; Dean; Deshotel; Dutton; 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; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Moody; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Ramos; Raymond; Reynolds; Rodriguez; 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; Bernal; Bowers; Bucy; Cole; Collier; Cortez; Davis; Dominguez; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Meza; Minjarez; Morales, C.; Morales, E.; Neave; Ordaz Perez; Ortega; Perez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Morales Shaw; Raney; Vo.

STATEMENTS OF VOTE

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Campos

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Crockett

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Guillen

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Herrero

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Martinez

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Moody

When Record No. 1367 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Muñoz

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Pacheco

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Ramos

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Raymond

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Rodriguez

SB 2124 ON THIRD READING
(Lucio - House Sponsor)

SB 2124, A bill to be entitled An Act 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 2124 was passed by (Record 1368): 146 Yeas, 0 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; 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; 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 — Beckley; Coleman; Price.

SB 1421 ON THIRD READING
(Thierry - House Sponsor)

SB 1421, A bill to be entitled An Act relating to the correction of an ad valorem tax appraisal roll and related appraisal records.

Amendment No. 1

Representative Shine offered the following amendment to **SB 1421**:

Amend **SB 1421** on third reading by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Sections 41.413(d) and (e), Tax Code, are amended to read as follows:

(d) An [A-property] owner of real property shall send to a person leasing property under a contract described by Subsection (b) [this section] a copy of any notice of appraised value of the property received by the property owner. The property owner must send the notice not later than the 10th day after the date the property owner receives the notice. Failure of the property owner to send a copy of the notice to the person leasing the property does not affect the time within which the person leasing the property may protest the appraised value. This subsection does not apply if the property owner and the person leasing the property have agreed in the contract to waive the requirements of this subsection or that the person leasing the property will not protest the appraised value of the property.

(e) A person leasing real property under a contract described by Subsection (b) [this section] may request that the chief appraiser of the appraisal district in which the property is located send the notice described by Subsection (d) to the person. Except as provided by Subsection (f), the chief appraiser shall send the notice to the person leasing the property not later than the fifth day after the date the notice is sent to the property owner if the person demonstrates that the person is contractually obligated to reimburse the property owner for the taxes imposed on the property.

SECTION _____. The changes in law made by this Act to Section 41.413(d) and (e), Tax Code, apply only to a notice of appraised value received by a property owner on or after the effective date of this Act.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Shine offered the following amendment to **SB 1421**:

Amend **SB 1421** on third reading as follows:

(1) On page 3, line 7, between "Act" and "apply", insert "to Section 25.25, Tax Code,".

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

SECTION _____. Section 403.303(d), Government Code, is amended to read as follows:

(d) A protesting school district may appeal a determination of a protest by the comptroller to a district court of Travis County by filing a petition with the court. An owner of property subject to the determination of the protest may, with the written approval of the protesting school district, join the school district as a party to the appeal. An appeal must be filed not later than the 30th day after the date the school district receives notification of a final decision on a protest. The [Review is conducted by the] court shall review de novo the comptroller's determination of the protest sitting without a jury. The court shall order specific changes to the property value study [remand the determination to the comptroller] if on the review the court determines [discovers that substantial rights of the school district have been prejudiced, and] that:

(1) the comptroller has acted arbitrarily and without regard to the facts;
or

(2) the finding of the comptroller is not reasonably supported by a preponderance of the [substantial] evidence introduced before the court at the hearing.

SECTION _____. The changes in law made by this Act to Section 404.303(d), Government Code, apply to an 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 that is pending on the effective date of this Act or is filed on or after the effective date of this Act.

SECTION _____. The comptroller of public accounts is required to implement the changes in law made by this Act to Section 403.303(d), Government Code, only if the legislature appropriates money specifically for that purpose. If the legislature does not appropriate money specifically for that purpose, the comptroller may, but is not required to, implement the changes in law made by this Act to Section 403.303(d), Government Code, using other appropriations available for that purpose.

Amendment No. 2 was adopted. (The vote was reconsidered later today, and Amendment No. 2 was withdrawn.)

SB 1421, as amended, was passed by (Record 1369): 145 Yeas, 0 Nays, 1 Present, not voting. (The vote was reconsidered later today, Amendment No. 2 was withdrawn, and **SB 1421**, as amended, was passed by Record No. 1419.)

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; 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; Schaefer; Schofield; Shaheen; Sherman; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Stucky.

SB 224 ON THIRD READING

(Walle, Meza, E. Morales, and Ortega - House Sponsors)

SB 224, A bill to be entitled An Act relating to simplified certification and recertification requirements for certain persons under the supplemental nutrition assistance program.

Representative Walle moved to postpone consideration of **SB 224** until 12:15 p.m. today.

The motion prevailed.

SB 291 ON THIRD READING

(Bucy - House Sponsor)

SB 291, A bill to be entitled An Act relating to the posting of certain project information at a commercial building construction site.

SB 291 was passed by (Record 1370): 89 Yeas, 55 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bell, K.; Bernal; Bowers; Bucy; Button; Campos; Canales; Clardy; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; 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, T.; Klick; Kuempel; Larson; 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; 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; Zwiener.

Nays — Anderson; Bailes; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Gates; Goldman; Harris; Hefner; Holland; Hull; King, K.; King, P.; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Oliverson; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Beckley; Coleman; Price.

Absent — Cole.

STATEMENTS OF VOTE

When Record No. 1370 was taken, I was shown voting yes. I intended to vote no.

Meyer

When Record No. 1370 was taken, I was shown voting present, not voting. I intended to vote no.

Noble

When Record No. 1370 was taken, I was shown voting yes. I intended to vote no.

Stucky

SB 288 ON THIRD READING

(Wu, Anchia, Dean, Ordaz Perez, and Allen - House Sponsors)

SB 288, 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.

SB 288 was passed by (Record 1371): 146 Yeas, 0 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; 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; 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 — Beckley; Coleman; Price.

SB 20 ON THIRD READING
(Hefner - House Sponsor)

SB 20, A bill to be entitled An Act relating to carrying and storing a handgun or handgun ammunition by a hotel guest.

Amendment No. 1

Representative C. Turner offered the following amendment to **SB 20**:

Amend **SB 20** on third reading as follows:

(1) In added Section 2155.1025, Occupations Code, strike "Sec. 2155.1025. FIREARMS POLICY. (a) Unless possession of a handgun or other firearm or ammunition" and substitute "Sec. 2155.1025. APPLICABILITY OF FIREARMS POLICY TO HANDGUNS. (a) Unless possession of a handgun or handgun ammunition".

(2) Strike "firearm or firearm ammunition" and substitute "handgun or handgun ammunition" in each place it appears.

(3) In added 2155.1025(b)(2), Occupations Code, strike "a firearm or ammunition" and substitute "handgun ammunition".

A record vote was requested by Representative Hefner.

Amendment No. 1 failed of adoption by (Record 1372): 62 Yeas, 83 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, M.; Goodwin; Guerra; 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; 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; Goldman; González, J.; 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; 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 — Beckley; Coleman; Price.

Absent — Huberty.

STATEMENT OF VOTE

When Record No. 1372 was taken, I was shown voting no. I intended to vote yes.

J. González

SB 20 - POINT OF ORDER

Representative Martinez Fischer raised a point of order against further consideration of **SB 20** under Article III, Section 30, and Article III, Section 35, of the Texas Constitution. The point of order was overruled and the speaker submitted the following ruling:

RULING BY THE SPEAKER

on Senate Bill 20

Announced in the House on May 24, 2021

Representative Martinez Fischer raises a point of order against further consideration of **SB 20** under Article III, Section 30, of the Texas Constitution on the grounds that the bill has been amended as to change its original purpose and under Article III, Section 35, on the grounds that the bill contains more than one subject.

For a point of order alleging that the bill's original purpose has been changed, it is well-settled that the purpose of the amendments must be exactly the opposite of the purpose of the bill. *E.g.*, 75 H. Jour. 3773 (1997). In this instance, the amendments furthered the purpose of the bill.

For a point of order alleging that a bill contains more than one subject, it is well-settled that if any conceivable subject can describe all elements of the bill, it has a single subject. *E.g.*, 78 H. Jour. 5586 (2003) (citing 76 H. Jour. 2912 (1999)). Here, the subject of the bill can be described as the carrying and storing of firearms or firearm ammunition by a hotel guest.

Accordingly, the points of order are respectfully overruled.

SB 20 was passed by (Record 1373): 81 Yeas, 62 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morales, E.; 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.

Nays — Anchia; Bernal; Bowers; Bucy; Campos; Cole; Collier; Cortez; Crockett; Davis; Dean; 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 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 — Beckley; Coleman; Price.

Absent — Capriglione; Holland; Larson.

STATEMENTS OF VOTE

When Record No. 1373 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 1373 was taken, I was in the house but away from my desk. I would have voted yes.

Capriglione

When Record No. 1373 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 1373 was taken, I was in the house but away from my desk. I would have voted yes.

Holland

SB 480 ON THIRD READING

(Coleman - House Sponsor)

SB 480, A bill to be entitled An Act relating to the student union fee at the University of Houston.

SB 480 was passed by (Record 1374): 100 Yeas, 42 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Bell, K.; Bernal; Bowers; Bucy; Burns; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; 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.; Klick; Kuempel; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Paul; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Bell, C.; Biedermann; Bonnen; Buckley; Burrows; Cain; Capriglione; Cason; Ellzey; Gates; Harless; Harris; Hefner; Holland; Jetton; King, P.; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Oliverson; Parker; Patterson; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Cyrier; Deshotel; Martinez; Raney.

STATEMENTS OF VOTE

When Record No. 1374 was taken, I was shown voting yes. I intended to vote no.

Cook

When Record No. 1374 was taken, I was in the house but away from my desk. I would have voted no.

Cyrier

When Record No. 1374 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1374 was taken, I was shown voting no. I intended to vote yes.

Jetton

When Record No. 1374 was taken, I was shown voting yes. I intended to vote no.

Noble

When Record No. 1374 was taken, I was shown voting no. I intended to vote yes.

Schofield

When Record No. 1374 was taken, I was shown voting yes. I intended to vote no.

Smithee

SB 59 ON THIRD READING
(Geren - House Sponsor)

SB 59, A bill to be entitled An Act relating to the advertising and promotion of a state purchasing program for local governments.

SB 59 was passed by (Record 1375): 143 Yeas, 0 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; 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; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Cyrier; Deshotel; Slaton.

STATEMENTS OF VOTE

When Record No. 1375 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

When Record No. 1375 was taken, my vote failed to register. I would have voted yes.

Slaton

**SB 827 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Oliverson moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 827** all joint authors and co-authors for **HB 82**.

The motion prevailed.

**SB 827 ON THIRD READING
(Lucio, et al. - House Sponsors)**

SB 827, A bill to be entitled An Act relating to health benefit plan cost-sharing requirements for prescription insulin.

SB 827 - REMARKS

REPRESENTATIVE TALARICO: I just wanted to take a moment to thank all of you for supporting me when I shared my experience with Type 1 diabetes for the first time a few weeks ago. And I also wanted to thank all of the Texans with Type 1 diabetes, all of the parents of children with Type 1 diabetes, and all of the spouses of partners with Type 1 diabetes who reached out to me and my office after I shared my story. This legislation has been a team effort. I want to thank my friend Representative Lucio, Senator Kolkhorst, and Dr. Oliverson. I've been bugging them about this idea since last summer. I also want to give a special thank you to Representative Price. After we all filed almost identical bills on this subject, we got in one room at the beginning of session to figure out how we're going to move the ball forward, and Representative Price was the first person to speak up and say, "I don't care if my name is on it as long as it gets done." And that's something we need a lot more of in this building.

When I was diagnosed with Type 1 diabetes, I had health insurance. But like many Texans, it wasn't great insurance. So I paid \$684 out of pocket for my first 30-day supply of insulin, the medicine that I needed to live. And I couldn't afford that, so I had to put it on a credit card. What kind of cruel system kicks people when they're down like that? People who, through no fault of their own, have been diagnosed with a deadly disease. The night I was elected to this body, I had two overwhelming emotions. One was a sense of honor that my constituents put their faith in me to represent them in this body. The second was a sense of relief because now I had the excellent state health insurance that every member of this body receives—insurance that was so good it would cover the cost of my insulin. And that kind of relief is hopefully what we're going to give to more Texans with this bill because every single Texan is entitled to the same health insurance that we receive. This is a big step forward, but I don't think any of us are going to rest until insulin is free for every single Texan who needs it. Because insulin is not a product—it's a human right.

SB 827 was passed by (Record 1376): 140 Yeas, 5 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; 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; 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; Wilson; Wu; Zwiener.

Nays — Cain; Cason; Schaefer; Tinderholt; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Slaton.

STATEMENT OF VOTE

When Record No. 1376 was taken, my vote failed to register. I would have voted no.

Slaton

SB 1164 ON THIRD READING (Collier - House Sponsor)

SB 1164, A bill to be entitled An Act relating to the prosecution of the offense of sexual assault.

SB 1164 was passed by (Record 1377): 146 Yeas, 0 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; 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; 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 — Beckley; Coleman; Price.

COMMITTEE MEETING ANNOUNCEMENT

At 12:23 p.m., the following committee meeting was announced:

Judiciary and Civil Jurisprudence, upon lunch recess today, Desk 21, for a formal meeting, to consider referred business.

SB 181 ON THIRD READING (White - House Sponsor)

SB 181, A bill to be entitled An Act 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 181 was passed by (Record 1378): 138 Yeas, 3 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; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; 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; 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; Schaefer; Schofield; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Hefner; Swanson; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Cyrier; Frullo; Lopez; Shaheen; Thierry.

STATEMENTS OF VOTE

When Record No. 1378 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

When Record No. 1378 was taken, I was in the house but away from my desk. I would have voted yes.

Frullo

SB 2188 ON THIRD READING
(Hernandez - House Sponsor)

SB 2188, A bill to be entitled An Act relating to the municipal or county regulation of residential detention facilities for immigrant or refugee children.

SB 2188 was passed by (Record 1379): 142 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; 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; Schaefer; Shaheen; Sherman; 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 — Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Schofield; Shine; White.

STATEMENTS OF VOTE

When Record No. 1379 was taken, I was in the house but away from my desk. I would have voted yes.

Shine

When Record No. 1379 was taken, I was temporarily out of the house chamber. I would have voted yes.

White

SB 179 ON THIRD READING
(Huberty and M. González - House Sponsors)

SB 179, A bill to be entitled An Act relating to the use of public school counselors' work time.

SB 179 was passed by (Record 1380): 102 Yeas, 41 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Bell, K.; Bernal; Biedermann; Bowers; Buckley; Bucy; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; 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, 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; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Schofield; Sherman; Shine; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Bonnen; Burns; Burrows; Cain; Capriglione; Cason; Cyrier; Dean; Ellzey; Frank; Gates; Goldman; Harris; Hefner; Holland; Hull; King, P.; Klick; Krause; Landgraf; Leman; Metcalf; Murr; Noble; Oliverson; Patterson; Paul; Rogers; Sanford; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Middleton; Tinderholt; White.

STATEMENTS OF VOTE

When Record No. 1380 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1380 was taken, I was shown voting yes. I intended to vote no.

Cook

When Record No. 1380 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 1380 was taken, my vote failed to register. I would have voted no.

Middleton

When Record No. 1380 was taken, I was shown voting yes. I intended to vote no.

Parker

When Record No. 1380 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1380 was taken, my vote failed to register. I would have voted no.

Tinderholt

When Record No. 1380 was taken, I was in the house but away from my desk. I would have voted no.

White

SB 48 ON THIRD READING
(Lucio - House Sponsor)

SB 48, A bill to be entitled An Act relating to conditions of community supervision for defendants convicted of certain criminal offenses involving animals.

SB 48 was passed by (Record 1381): 126 Yeas, 18 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Button; 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, 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; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Burrows; Cain; Harris; King, P.; Klick; Leman; Metcalf; Middleton; Murr; Patterson; Shaheen; Slaton; Slawson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Bell, K.; White.

STATEMENTS OF VOTE

When Record No. 1381 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 1381 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1381 was taken, I was shown voting no. I intended to vote yes.

Murr

When Record No. 1381 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1381 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 1381 was taken, I was in the house but away from my desk. I would have voted no.

White

SB 2116 ON THIRD READING (Parker - House Sponsor)

SB 2116, A bill to be entitled An Act relating to prohibiting contracts or other agreements with certain foreign-owned companies in connection with critical infrastructure in this state.

Amendment No. 1

Representative Parker offered the following amendment to **SB 2116**:

Amend **SB 2116** on third reading as follows:

(1) Strike the SECTIONS of the bill added by the floor amendment by Cyrier on second reading.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Parker offered the following amendment to **SB 2116**:

Amend **SB 2116** on third reading to read as follows:

- (1) On page 3, line 11, strike "may" and substitute "shall".
- (2) On page 5, line 17, strike "may" and substitute "shall".

(3) On page 5, strike line 25 and substitute the following:

SECTION 5. 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. 2 was adopted.

SB 2116, as amended, was passed by (Record 1382): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; 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.; 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; 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).

Absent, Excused — Beckley; Coleman; Price.

Absent — Bernal; Campos; Morales Shaw; Schofield; Vo.

STATEMENT OF VOTE

When Record No. 1382 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

SB 1270 ON THIRD READING (E. Thompson - House Sponsor)

SB 1270, A bill to be entitled An Act relating to the procurement of certain goods and services related to highways by the Texas Department of Transportation.

SB 1270 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE DAVIS: You and I have been visiting about this bill and I just want to establish legislative intent because early on I had a concern as it relates to whether or not we were eliminating competitive bid. After careful review, we realized that we didn't totally eliminate it. It's just that we're increasing the numbers that can go beyond the 25,000 and 50,000. Is that correct?

REPRESENTATIVE E. THOMPSON: Yes, ma'am.

DAVIS: Also, I want to be clear that when we move it to 100,000, they still have to go through the purchasing act which requires them to get three formal bids from vendors. They can't just handpick a vendor. Is that correct?

E. THOMPSON: That's correct. Yes, ma'am.

DAVIS: And the last thing I wanted to make sure of is I think one of the challenges for the department was that they have to sometimes purchase the more aggressive procurement process for larger contracts, and it sometimes prevents them from moving the smaller projects forward in a timely manner. Is that correct?

E. THOMPSON: Yes, ma'am.

DAVIS: So we're trying to fix that.

E. THOMPSON: That is correct.

DAVIS: But it is your intent that this bill in no way eliminates competitive bidding and a process to make sure that everyone understands what the rules of the game will be as it relates to bidding and procurement for the State of Texas.

E. THOMPSON: Yes, ma'am, that's correct.

REMARKS ORDERED PRINTED

Representative Davis moved to print remarks between Representative E. Thompson and Representative Davis on **SB 1270**.

The motion prevailed.

SB 1270 was passed by (Record 1383): 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; 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; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; 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 — Sherman; Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

STATEMENTS OF VOTE

When Record No. 1383 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1383 was taken, I was shown voting no. I intended to vote yes.

Sherman

SB 1605 ON THIRD READING (Bonnen - House Sponsor)

SB 1605, A bill to be entitled An Act relating to directing payment, after approval, of certain miscellaneous claims and judgments against the state out of funds designated by this Act; making appropriations.

SB 1605 was passed by (Record 1384): 141 Yeas, 4 Nays, 2 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; 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; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Slaton; Toth; Vasut.

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

Absent, Excused — Beckley; Coleman; Price.

The chair stated that **SB 1605** was passed subject to the provisions of Article III, Section 49a, of the Texas Constitution.

STATEMENT OF VOTE

When Record No. 1384 was taken, I was shown voting yes. I intended to vote present, not voting.

Anchia

SB 798 ON THIRD READING

(Neave - House Sponsor)

SB 798, A bill to be entitled An Act relating to the issuance of a birth record, driver's license, or personal identification certificate to victims and the children of victims of family or dating violence.

SB 798 was passed by (Record 1385): 133 Yeas, 10 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; 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; 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; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Harris; Hefner; Murr; Oliverson; Sanford; Slaton; Spiller; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Cason; Middleton; Thierry.

STATEMENTS OF VOTE

When Record No. 1385 was taken, I was shown voting yes. I intended to vote no.

Gates

When Record No. 1385 was taken, I was shown voting yes. I intended to vote no.

Toth

SB 1590 ON THIRD READING
(VanDeaver - House Sponsor)

SB 1590, A bill to be entitled An Act 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 1590 was passed by (Record 1386): 135 Yeas, 10 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; Capriglione; Cason; Clardy; Cole; 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; 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.; 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; Schaefer; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Canales; Collier; González, J.; Herrero; Hinojosa; Leman; Sherman; Slaton; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Morales Shaw.

STATEMENTS OF VOTE

When Record No. 1386 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 1386 was taken, I was shown voting no. I intended to vote yes.

Vasut

SB 263 ON THIRD READING
(Minjarez - House Sponsor)

SB 263, A bill to be entitled An Act 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 263 was passed by (Record 1387): 121 Yeas, 22 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; 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; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Lambert; 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; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Gates; Harris; Hefner; King, P.; Krause; Kuempel; Landgraf; Leman; Metcalf; Murr; Patterson; Paul; Sanford; Schaefer; Shaheen; Slawson; Stucky; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Cason; Klick; Schofield.

STATEMENTS OF VOTE

When Record No. 1387 was taken, my vote failed to register. I would have voted yes.

Cason

When Record No. 1387 was taken, I was shown voting yes. I intended to vote no.

Middleton

When Record No. 1387 was taken, I was shown voting yes. I intended to vote no.

Slaton

SB 50 ON THIRD READING
(Neave - House Sponsor)

SB 50, A bill to be entitled An Act relating to a competitive and integrated employment initiative for certain Medicaid recipients.

SB 50 was passed by (Record 1388): 110 Yeas, 33 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; 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.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; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; 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; Cyrier; Gates; Harris; Holland; King, P.; Krause; Landgraf; Leach; Metcalf; Middleton; Murr; Oliverson; Patterson; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Dutton; Hefner; Johnson, J.D.

STATEMENTS OF VOTE

When Record No. 1388 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 1388 was taken, I was in the house but away from my desk. I would have voted no.

Hefner

When Record No. 1388 was taken, I was shown voting yes. I intended to vote no.

Noble

When Record No. 1388 was taken, I was shown voting yes. I intended to vote no.

VanDeaver

SB 1679 ON THIRD READING
(J.D. Johnson - House Sponsor)

SB 1679, A bill to be entitled An Act relating to the creation of an urban land bank by certain municipalities.

SB 1679 was passed by (Record 1389): 77 Yeas, 65 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; 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, T.; Lambert; Longoria; 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; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; 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 — Beckley; Coleman; Price.

Absent — Burrows; Frullo; Hull; Larson.

SB 1692 ON THIRD READING
(Longoria - House Sponsor)

SB 1692, A bill to be entitled An Act relating to licensing requirements to operate an end stage renal disease facility and the provision of home dialysis care by a dialysis technician.

SB 1692 was passed by (Record 1390): 109 Yeas, 34 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Bailes; Bernal; Biedermann; Bowers; Buckley; Bucy; Burrows; Campos; Canales; Capriglione; Cason; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Dean; 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, K.; Klick; Kuempel; Lambert; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Slaton; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Anderson; Bell, C.; Bell, K.; Bonnen; Burns; Button; Cain; Cook; Craddick; Cyrier; Gates; Goldman; Harless; Harris; Hefner; Holland; King, P.; Krause; Landgraf; Metcalf; Murr; Patterson; Paul; Raney; Sanford; Schaefer; Shaheen; Slawson; Smith; Swanson; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Geren; King, T.; Schofield.

STATEMENTS OF VOTE

When Record No. 1390 was taken, I was shown voting yes. I intended to vote no.

Slaton

When Record No. 1390 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

SB 1827 ON THIRD READING (Holland - House Sponsor)

SB 1827, A bill to be entitled An Act relating to the creation of the opioid abatement account, an opioid abatement trust fund, and a statewide opioid settlement agreement.

SB 1827 was passed by (Record 1391): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; 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; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romerc; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Burrows; Slawson; Tinderholt.

STATEMENTS OF VOTE

When Record No. 1391 was taken, I was in the house but away from my desk. I would have voted yes.

Slawson

When Record No. 1391 was taken, I was in the house but away from my desk. I would have voted yes.

Tinderholt

SB 1907 ON THIRD READING (Martinez - House Sponsor)

SB 1907, A bill to be entitled An Act relating to a feasibility study on the colocation of federal and state motor vehicle inspection facilities at ports of entry.

SB 1907 was passed by (Record 1392): 105 Yeas, 40 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bowers; Bucy; Burns; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; 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.; 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; Perez; 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; Zwiener.

Nays — Bell, C.; Biedermann; Bonnen; Buckley; Burrows; Cain; Capriglione; Cason; Cook; Dean; Gates; Goldman; Harris; Hefner; Klick; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Swanson; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Hull.

STATEMENTS OF VOTE

When Record No. 1392 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 1392 was taken, I was shown voting yes. I intended to vote no.

Holland

SB 2046 ON THIRD READING (Gervin-Hawkins - House Sponsor)

SB 2046, A bill to be entitled An Act 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 2046 was passed by (Record 1393): 93 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; Bell, K.; Bernal; Bowers; Bucy; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; 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; 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; Sherman; Shine; Spiller; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Dean; Gates; Goldman; Harless; Harris; Hefner; Holland; King, P.; Klick; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Stephenson; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Hull.

SB 776 ON THIRD READING

(Dominguez, Martinez, Lucio, Guillen, et al. - House Sponsors)

SB 776, A bill to be entitled An Act 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 776 was passed by (Record 1394): 143 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; 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; 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; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Middleton.

STATEMENTS OF VOTE

When Record No. 1394 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 1394 was taken, I was shown voting no. I intended to vote yes.

Vasut

SB 1444 ON THIRD READING

(Bonnen - House Sponsor)

SB 1444, A bill to be entitled An Act relating to participation in the uniform group coverage program for active school employees and to a study concerning health coverage for school district employees.

SB 1444 was passed by (Record 1395): 145 Yeas, 0 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; Deshotel; Dominguez; Dutton; Ellzey; 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; 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; 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 — Beckley; Coleman; Price.

Absent — Frank.

STATEMENT OF VOTE

When Record No. 1395 was taken, I was shown voting yes. I intended to vote no.

Toth

SB 1258 ON THIRD READING (Goldman - House Sponsor)

SB 1258, A bill to be entitled An Act 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 1258 was passed by (Record 1396): 140 Yeas, 5 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; Collier; Cook; Cortez; 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; 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; 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; Craddick; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Frank.

STATEMENT OF VOTE

When Record No. 1396 was taken, I was shown voting yes. I intended to vote no.

Noble

SB 1896 ON THIRD READING (Frank and Minjarez - House Sponsors)

SB 1896, A bill to be entitled An Act relating to the provision of health and human services by the Department of Family and Protective Services and the Health and Human Services Commission.

SB 1896 was passed by (Record 1397): 146 Yeas, 0 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; 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; 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 — Beckley; Coleman; Price.

SB 367 ON THIRD READING
(Reynolds - House Sponsor)

SB 367, A bill to be entitled An Act relating to the requirements for an application for a permit to drill an oil or gas well at a site adjacent to a well blowout site.

SB 367 was passed by (Record 1398): 92 Yeas, 51 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Bailes; Bell, K.; Bernal; Bowers; Bucy; Button; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; 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, T.; Kuempel; Larson; 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; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Spiller; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Nays — Anchia; Anderson; Ashby; Bell, C.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Cason; Clardy; Cook; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Patterson; Paul; Raney; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Beckley; Coleman; Price.

Absent — Dominguez; Vo.

STATEMENTS OF VOTE

When Record No. 1398 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 1398 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 1398 was taken, I was shown voting yes. I intended to vote no.

Geren

When Record No. 1398 was taken, I was shown voting yes. I intended to vote no.

T. King

When Record No. 1398 was taken, I was shown voting no. I intended to vote yes.

Landgraf

When Record No. 1398 was taken, I was shown voting no. I intended to vote yes.

Leman

When Record No. 1398 was taken, I was shown voting yes. I intended to vote no.

Oliverson

**SB 900 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Landgraf moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 900** all joint authors and co-authors for **HB 2780**.

The motion prevailed.

**SB 900 ON THIRD READING
(Paddie, Perez, and Burns - House Sponsors)**

SB 900, A bill to be entitled An Act relating to the safety of storage vessels.

SB 900 was passed by (Record 1399): 145 Yeas, 0 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; 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; 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 — Beckley; Coleman; Price.

Absent — Morales Shaw.

STATEMENT OF VOTE

When Record No. 1399 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

SB 993 ON THIRD READING

(Klick, Canales, et al. - House Sponsors)

SB 993, A bill to be entitled An Act relating to the practice of therapeutic optometry.

SB 993 was passed by (Record 1400): 144 Yeas, 2 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; 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; 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 — Anchia; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

STATEMENT OF VOTE

When Record No. 1400 was taken, I was shown voting no. I intended to vote yes.

Wilson

**SB 1648 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Oliverson moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 1648** all joint authors and co-authors for **HB 4040**.

The motion prevailed.

**SB 1648 ON THIRD READING
(Krause - House Sponsor)**

SB 1648, A bill to be entitled An Act relating to the provision of benefits to certain Medicaid recipients with complex medical needs.

SB 1648 - REMARKS

REPRESENTATIVE KRAUSE: This was the bill for the medically fragile kids population community that we had last night. We had several amendments. I do have a few more.

REPRESENTATIVE HUNTER: Mr. Krause and Mr. Parker, we visited, and I just want to get clarification. An e-mail came out today on South Texas on an impact that some of the amendments may have had. And I just want to clarify for the record and get your agreement for our South Texas members that both of you are going to work with us as well as the senate so there is no negative impact, which the memo came out on. Is that correct?

KRAUSE: That's correct, and based on the information we were given, I think they were looking at maybe some inaccurate information. This is only for those less than one percent of the Medicaid population that's in this STAR program, MDCP, and other programs. We're just talking about 13,000 kids overall in the entire state, but yes, I'm happy to work with them and make sure that everybody's aligned on that.

HUNTER: So on behalf of the whole of the South Texas region, if you and Mr. Parker would work with us and South Texas so we know what's happening with that plan.

KRAUSE: Absolutely.

REPRESENTATIVE PAUL: Similar to Chairman Hunter, I was just wanting to ask, does this bill open up access for all the individuals in the program because it's all of STAR Health and STAR Kids?

KRAUSE: No, it's just, again, focused to that less than one percent, those 13,000 kids that are in this medically fragile, complex medical needs position that this is intended for. That is the only population that we're looking at here.

PAUL: So you don't believe that this amendment in any way could expand the Medicaid program that would allow more people from outside of the program to take advantage of this service?

KRAUSE: No. No, and I do believe that the amendments added last night, including Representative Parker's, were very narrowly defined and tailored to that very complex needs community, those medically fragile kids.

REPRESENTATIVE HULL: Your intent of this bill is to ensure that children enrolled in the Medically Dependent Children Program receive continuity of care from their specialized providers, regardless of whether or not Medicaid is their primary insurer. Is that correct?

KRAUSE: Yes. That is what **SB 1648** is about.

HULL: Your original bill stated that this applied to recipients with complex medical needs, which I believe was your intent to refer to MDCP recipients. Is that correct?

KRAUSE: Yes, that and there's about three or four other programs that make up that complex medical needs population. Again, I think the MDCP's about 6,500. There's 13,000 total kids with these complex—these very acute, complex—medical needs. And that is really what the bill is designed to cover as well, all of those in that very small, acute population.

HULL: Do you believe that with the definition added by Representative Parker's amendment last night, that it could expand to include way more children on STAR Health, STAR Kids? As an example, a foster child who is enrolled in STAR Health could be included if they were asthmatic with chronic strep throat. They, of course, will receive the care they need through the traditional managed care model, would they not?

KRAUSE: I think what this bill is designed for is those complex medical needs. We've seen it where they've come in, and unfortunately, they can't come onto the floor, but we've seen they're in wheelchairs. These are the kids that can't eat on their own. They can't stand on their own. They can't breathe on their own. They can't digest food on their own. Those are the complex kids that we're talking about, and I do think Representative Parker's amendment was narrowly tailored enough. We've gone back and looked at that, that that is the population that we're looking at. Now, we did add one for foster kids to have an independent review—an automatic independent review—last night. But the population here is just for those complex medical needs.

HULL: Right, and I know that's the intent. It's just the way that it reads can really expand and blow it open to cover way more children, which is not something that the state can afford. And that's the concern.

KRAUSE: And I appreciate those concerns, and I appreciate you bringing those to us. I don't think that's the case, but I'm willing to continue to have that conversation and see if there's something we need to do.

HULL: Thank you, and I understand your intent and I appreciate it. I do agree that those children, especially the MDCP kids, really do need this.

Amendment No. 1

Representative Krause offered the following amendment to **SB 1648**:

Amend **SB 1648** on third reading as follows:

(1) In the SECTION of the bill added on second reading by Amendment No. 2 by Krause adding Section 531.0501(a), Government Code, between "most" and "cost-effective", insert "appropriate and".

(2) In the SECTION of the bill added on second reading by Amendment No. 2 by Krause adding Section 531.0605(a), Government Code, strike "Medicaid managed care organizations and the STAR Kids Managed Care Advisory Committee" and substitute "the STAR Kids Managed Care Advisory Committee, Medicaid recipients, family members of children with complex medical conditions, children's health care advocates, Medicaid managed care organizations, and other stakeholders".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Rose offered the following amendment to **SB 1648**:

Amend **SB 1648** on third reading as follows:

Add the following language and renumber subsequent SECTIONS accordingly:

SECTION _____. Section 531.024172(d), Government Code, is amended to read as follows:

(d) In implementing the electronic visit verification system:

(1) subject to Subsection (e), the executive commissioner shall adopt compliance standards for health care providers; and

(2) the commission shall ensure that:

(A) the information required to be reported by health care providers is standardized across managed care organizations that contract with the commission to provide health care services to Medicaid recipients and across commission programs;

(B) processes required by managed care organizations to retrospectively correct data are standardized and publicly accessible to health care providers; ~~and~~

(C) standardized processes are established for addressing the failure of a managed care organization to provide a timely authorization for delivering services necessary to ensure continuity of care; and

(D) a health care provider is allowed to:

(i) enter a variable schedule into the electronic visit verification system.

Amendment No. 2 was adopted.

SB 1648, as amended, was passed by (Record 1401): 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; 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; Paul; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Middleton; Patterson; Slawson; Thierry.

STATEMENTS OF VOTE

When Record No. 1401 was taken, my vote failed to register. I would have voted yes.

Patterson

When Record No. 1401 was taken, I was in the house but away from my desk. I would have voted yes.

Slawson

When Record No. 1401 was taken, I was shown voting no. I intended to vote yes.

Wilson

SB 1679 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Cortez moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 1679** all joint authors and co-authors for **HB 4065**.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Hull moved to print all remarks on **SB 1648**.

The motion prevailed.

SB 56 ON THIRD READING
(Collier - House Sponsor)

SB 56, A bill to be entitled An Act relating to the availability of personal information of a current or former federal prosecutor or public defender.

SB 56 was passed by (Record 1402): 146 Yeas, 0 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; 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; 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 — Beckley; Coleman; Price.

POSTPONED BUSINESS

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

SB 766 ON SECOND READING
(Leach, S. Thompson, and Hunter - House Sponsors)

SB 766, A bill to be entitled An Act 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 766 was read second time on May 20, postponed until 2 p.m. May 23, postponed until 8 p.m. May 23, and was again postponed until 12 a.m. today.

Representative Leach moved to postpone consideration of **SB 766** until 4 p.m. today.

The motion prevailed.

CSSB 23 ON SECOND READING
(Oliverson and Harless - House Sponsors)

CSSB 23, A bill to be entitled An Act relating to an election to approve a reduction or reallocation of funding or resources for certain county law enforcement agencies.

CSSB 23 was read second time on May 23 and was postponed until 6 a.m. today.

Amendment No. 1

Representative Oliverson offered the following amendment to **CSSB 23**:

Amend **CSSB 23** (house committee printing) on page 1, line 16, by striking "the" and substituting "a".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Israel offered the following amendment to **CSSB 23**:

Amend **CSSB 23** (house committee printing) on page 1, by striking lines 9-10 and renumbering subsequent sections of added Chapter 120, Local Government Code, and cross references to those sections accordingly.

A record vote was requested by Representative J.D. Johnson.

Amendment No. 2 failed of adoption by (Record 1403): 61 Yeas, 85 Nays, 1 Present, not voting.

Yeas — Anchia; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, J.; 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; 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; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; 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; 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 — Beckley; Coleman; Price.

Amendment No. 3

Representative J.D. Johnson offered the following amendment to **CSSB 23**:

Amend **CSSB 23** (house committee printing) as follows:

(1) On page 3, line 3, strike "or".

(2) On page 3, line 4, between "(4)" and "a", insert the following:

compensation for duties performed by employees who are not peace officers that the county elects to have performed by individuals outside the law enforcement agency; or

(5)

A record vote was requested by Representative J.D. Johnson.

Amendment No. 3 failed of adoption by (Record 1404): 64 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; 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; 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; 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; 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 — Beckley; Coleman; Price.

Absent — Larson; Thierry.

Amendment No. 4

Representative J.D. Johnson offered the following amendment to **CSSB 23**:

Amend **CSSB 23** (house committee printing) as follows:

(1) On page 3, line 3, strike "or".

(2) On page 3, line 4, between "(4)" and "a", insert the following:

a reduction in the county's law enforcement agency budget to cover the amount paid by the county under a civil action arising from peace officer misconduct involving the officer's use of force; or

(5)

A record vote was requested by Representative J.D. Johnson.

Amendment No. 4 failed of adoption by (Record 1405): 63 Yeas, 79 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; 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.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Paddie; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; 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; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Lemar; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; 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 — Beckley; Coleman; Price.

Absent — Deshotel; Meza; Pacheco; Turner, C.

STATEMENT OF VOTE

When Record No. 1405 was taken, I was shown voting yes. I intended to vote no.

Raney

Amendment No. 5

Representative J.D. Johnson offered the following amendment to **CSSB 23**:

Amend **CSSB 23** (house committee printing) on page 3, between lines 5 and 6, by inserting the following:

(d) The state shall reimburse a county for the costs of an election under this section.

A record vote was requested by Representative J.D. Johnson.

Amendment No. 5 failed of adoption by (Record 1406): 65 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Gates; 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; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; 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; 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; Lambert; Landgraf; Larson; 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 — Beckley; Coleman; Price.

Absent — Thierry.

Amendment No. 6

Representative J.D. Johnson offered the following amendment to **CSSB 23**:

Amend **CSSB 23** (house committee printing) on page 3, line 11, by striking "but not".

A record vote was requested by Representative J.D. Johnson.

Amendment No. 6 failed of adoption by (Record 1407): 64 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; 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; 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; 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; 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 — Beckley; Coleman; Price.

Amendment No. 7

Representative Moody offered the following amendment to **CSSB 23**:

Amend **CSSB 23** (house committee printing) as follows:

(1) On page 3, line 6, strike "DISASTER EXCEPTION." and substitute "EXCEPTIONS. (a)".

(2) On page 3, between lines 14 and 15, insert the following:

(b) Section 120.002 does not apply to a county budget adopted for a fiscal year in which the county has implemented a policy prohibiting the county's law enforcement agency from using money from a civil asset forfeiture, including money obtained from a forfeiture or from the proceeds of a forfeiture.

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).

CSSB 23 - (consideration continued)

Amendment No. 7 was withdrawn.

A record vote was requested by Representative J.D. Johnson.

CSSB 23, as amended, was passed to third reading by (Record 1408): 86 Yeas, 57 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; Guerra; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Raney; Raymond; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Nays — 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 Shaw; Neave; Ordaz Perez; Ortega; Pacheco; Perez; 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 — Beckley; Coleman; Price.

Absent — Larson; Shine; White.

STATEMENTS OF VOTE

When Record No. 1408 was taken, I was shown voting yes. I intended to vote no.

Romero

When Record No. 1408 was taken, I was in the house but away from my desk. I would have voted yes.

Shine

When Record No. 1408 was taken, I was in the house but away from my desk. I would have voted yes.

White

REMARKS ORDERED PRINTED

Representative Wu moved to print all remarks on Amendment No. 2 and closing remarks on **CSSB 23**.

The motion prevailed. [Please refer to the supplement to this journal for the text of the debate on Amendment No. 2 and closing remarks on **CSSB 23**.]

COMMITTEE GRANTED PERMISSION TO MEET

Representative Buckley requested permission for the Committee on Defense and Veterans' Affairs to meet while the house is in session, at 5 p.m. today, in 1W.14, to consider referred business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

At 2:50 p.m., the following committee meeting was announced:

Defense and Veterans' Affairs, 5 p.m. today, 1W.14, for a formal meeting, to consider referred business.

RECESS

Representative Metcalf moved that the house recess until 3:45 p.m. today.

The motion prevailed.

The house accordingly, at 2:50 p.m., recessed until 3:45 p.m. today.

AFTERNOON SESSION

The house met at 4:12 p.m. and was called to order by the speaker.

POSTPONED BUSINESS

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

SB 1831 ON THIRD READING

(S. Thompson, Parker, and Reynolds - House Sponsors)

SB 1831, A bill to be entitled An Act 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 1831 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representative Parker offered the following amendment to **SB 1831**:

Amend **SB 1831** on third reading in the SECTION of the bill amending Section 402.0351(b), Government Code, as added by Amendment No. 1 by Parker, in Subdivision (3) as follows:

(1) In Paragraph (A), between "resources" and the stricken language, insert the following:

;
(B) the contact information for reporting suspicious activity to the Department of Public Safety

(2) Re-letter subsequent paragraphs of the subdivision and cross-references to the paragraphs accordingly.

Amendment No. 1 was adopted.

SB 1831, as amended, was passed by (Record 1409): 145 Yeas, 0 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; 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; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Tinderholt.

STATEMENT OF VOTE

When Record No. 1409 was taken, I was in the house but away from my desk. I would have voted yes.

Tinderholt

SB 2185 ON SECOND READING (Canales - House Sponsor)

SB 2185, A bill to be entitled An Act relating to procedures for the dissolution of the Hidalgo County Water Improvement District No. 3.

SB 2185 was read second time on May 23 and was postponed until 12 p.m. today.

Representative Hunter moved to postpone consideration of **SB 2185** until 5 p.m. tomorrow.

The motion prevailed.

SB 224 ON THIRD READING (Walle, Meza, E. Morales, and Ortega - House Sponsors)

SB 224, A bill to be entitled An Act relating to simplified certification and recertification requirements for certain persons under the supplemental nutrition assistance program.

SB 224 was read third time earlier today and was postponed until this time.

Amendment No. 1

Representatives Landgraf and Hull offered the following amendment to **SB 224**:

Amend **SB 224** on third reading as follows:

- (1) On page 2, line 5, strike "and".
- (2) On page 2, between lines 5 and 6, insert the following:
(2) has no earned income; and
- (3) On page 2, line 6, strike "(2)" and substitute "(3)".
- (4) Strike page 2, line 25, through page 3, line 2, and substitute the following:

federal law, use data matching to inform eligible individuals described by this section who are receiving Medicaid benefits of their eligibility for supplemental nutrition assistance program benefits.

Amendment No. 1 was adopted.

SB 224, as amended, was passed by (Record 1410): 117 Yeas, 28 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bonnen; Bowers; 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; 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.; Kuempel; Landgraf; 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; Pacheco; Paddie; Parker; Paul; Perez; 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; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Biedermann; Buckley; Cain; Cason; Gates; Harless; Harris; Hefner; Holland; Klick; Krause; Lambert; Leman; Metcalf; Middleton; Murr; Patterson; Sanford; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Schofield.

STATEMENT OF VOTE

When Record No. 1410 was taken, I was shown voting yes. I intended to vote no.

Stucky

SB 766 ON SECOND READING

(Leach, S. Thompson, and Hunter - House Sponsors)

SB 766, A bill to be entitled An Act 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 766 was read second time on May 20, postponed until 2 p.m. May 23, postponed until 8 p.m. May 23, postponed until 12 a.m. today, and was again postponed until this time.

Representative Leach moved to postpone consideration of **SB 766** until 9 p.m. today.

The motion prevailed.

MAJOR STATE CALENDAR

SENATE BILLS

SECOND READING

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

SB 4 ON SECOND READING
(Burrows - House Sponsor)

SB 4, A bill to be entitled An Act relating to provisions in agreements between governmental entities and professional sports teams requiring the United States national anthem to be played at team events.

Amendment No. 1

Representative Wu offered the following amendment to **SB 4**:

Amend **SB 4** (house committee report) as follows:

- (1) On page 1, line 23, strike the underlined colon.
- (2) On page 1, line 24, and page 2, line 1, strike "(1) a written verification that the professional sports team will" and substitute "a provision encouraging the professional sports team to".
- (3) On page 2, line 3, strike "event; and" and substitute "event".
- (4) On page 2, strike lines 4 through 21.

AMENDMENT NO. 1 - REMARKS

REPRESENTATIVE WU: I absolutely respect what we're trying to do here in this bill. I respect Chair Burrows for sponsoring this bill, but once again we're carrying legislation that is openly and aggressively unconstitutional. This is subtle law in the United States. This has been subtle law in the United States for decades and decades and decades. And that subtle law is this: The First Amendment of the Constitution, the first part of the Bill of Rights, calls for the protection of free speech. And part of that free speech is that not only can the government not forbid you from saying certain things but the government can also not compel you to say certain things no matter what it is. And the government can tell itself what to do. It can tell its agencies what to do. But it cannot tell private individuals how to speak, what to think, what to say, how to feel. And just like a few sessions ago we voted on an anti-BDS bill, I put up the same arguments that this is a law that compels speech. This is a law that compels an oath—compels a private actor to do something that the government wants them to say or think or feel.

The United States Supreme Court time and time again has said this is unconstitutional. Now, if this bill had instead been a resolution, and we were saying with the force of our bodies, from the house and the senate, that we demand and encourage every single sports event, concert, or whatever it is that they should play "The Star-Spangled Banner," that they should play the national anthem, that they should have the Pledge of Allegiance before their event, that's completely okay. But the difference is this is state law. This is not a resolution. This is not an encouragement. This is a state law with the power of the state behind it. When the power of the state is used to compel speech, to force another actor to say something, do something, or think something, the United States Constitution objects. That's it.

This amendment is very simple. This amendment saves this bill. This amendment says that instead of forcing people to say something, it just says that we will in all contracts encourage people, encourage private entities, to play the

national anthem. That's it. Without this amendment, this bill is per se unconstitutional. Just like the many other things that we've talked about in the past, it will be struck down by a court, and it will cost our state hundreds of thousands of dollars in legal fees to defend a bill that we know is unconstitutional.

REPRESENTATIVE BURROWS: I just want to make it very clear so that the body is listening. This bill does not require anybody to actually play the national anthem. Is that correct?

WU: It requires them to say that they will.

BURROWS: No, it says only if they decide to take tax dollars. So these sporting teams don't have to take tax dollars, correct?

WU: Yes, and that type of tying it—tying is what we call unconstitutional funding conditioning.

BURROWS: So I'm right?

WU: This is a type of restriction that ties speech to funding that the Supreme Court has also discussed and ties it in with the same way.

BURROWS: Let's make sure the body is very clear. You would agree with me the sporting team does not have to take the tax subsidies. Is that correct?

WU: Absolutely.

BURROWS: Okay, and the sporting team, anybody who participates at the event, does not have to stand for the national anthem, doesn't have to sing along, doesn't have to participate in it?

WU: Absolutely.

BURROWS: This bill does not require any of those things.

WU: Absolutely.

BURROWS: And this also does not mandate that the sporting teams even play the national anthem if they don't want to. Is that right?

WU: Absolutely.

BURROWS: Okay, thank you.

WU: But the difference is the one part that you left out in the bill is in Section (C) on page 2. It says if they don't do this, they may subject the team to disbarment from contract with the state forever. If you don't do this—if you don't comply with this—what it means is in the future, you will no longer be allowed to contract with the state. And you can say a part of it is permissive, but when you have a provision like that in the bill and it becomes law, you are essentially telling private entities either say this or never do business with us ever again.

What my amendment does is maintains the spirit of what we're trying to do—maintains the attitude of this body to encourage people to be good Texans, to be good Americans, to be patriots—but at the same time, respecting the thing that we all swore an oath to defend, the United States Constitution. The United States

Constitution is not something that we use one day and we toss away at the next. I would urge you to vote with me on this amendment to save this bill and to prevent our state from having another \$100,000 or \$200,000 lawsuit that we're going to lose.

BURROWS: I'll be very clear. The Constitution does not guarantee that professional sports teams get tax dollars. Period. The end. There is nothing in there that guarantees them that right. It's very simple. If they do not want to play the national anthem, they don't have to take tax dollars. With that, I'm going to respectfully ask to you follow me and oppose this amendment.

REPRESENTATIVE C. TURNER: So I want to be clear on what the bill does and does not do. You just said a professional sports team does not have to take tax dollars, and if they don't take tax dollars, they wouldn't be subject to this bill. Is that correct?

BURROWS: Correct.

C. TURNER: So my understanding is that with many professional sports teams, what actually happens is you'll have a facility that is perhaps paid for in part or in full by public money. The City of Arlington has two such facilities, and the city, I believe, owns those facilities, so they're not the property of the sports teams. The facilities own them, but there is a lease agreement or a rental agreement, usually a very favorable one, between a sports team—or in some cases multiple sports teams depending on the facility—and the city. So would your bill impact those arrangements?

BURROWS: Yes, so that is exactly what it does. If we're going to go ahead and subsidize with hard-earned American dollars the sporting facilities, the teams, and the different ways that I think is articulated in this bill, then this would apply.

C. TURNER: Sure, and I think a lot of us have concerns about some of the public financing arrangements for some of these facilities. But with respect to Mr. Wu's amendment that we're on right now, you don't think that it would be acceptable simply to say that the legislature is encouraging such teams, such facilities, to play the national anthem? You really think we have to say we require it?

BURROWS: Yes, I believe this bill is an important bill for us to pass as a body. I believe it needs to stay as is, and I'm opposing the amendment. I do not believe there is anything unconstitutional about this. And I believe very simply it's not compelled speech because it's very simple—professional sports can just decide they do not want to take any of these tax subsidies if they don't want to.

WU: Members, Chair Burrows just laid it out for you, actually, in this back and forth with Chair Turner. This is not just purely conditional on taking new money but this is for all existing facilities as well that have any amount of state or local money attached to it. I hate being up here talking about this every few days. I hate being up here having to talk to y'all about the First Amendment time and time again. But I would really urge you to respect our Constitution to do not what is politically expedient but do what our government and our founding documents actually require. And I would urge you to vote yes on the amendment.

A record vote was requested by Representative Burrows.

Amendment No. 1 failed of adoption by (Record 1411): 58 Yeas, 85 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Campos; Cole; Collier; Cortez; 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; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; 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, 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; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Beckley; Coleman; Price.

Absent — Crockett; King, T.

STATEMENT OF VOTE

When Record No. 1411 was taken, I was in the house but away from my desk. I would have voted yes.

T. King

Amendment No. 2

Representative Crockett offered the following amendment to **SB 4**:

Amend **SB 4** (house committee report) as follows:

(1) On page 2, line 1, strike "will play the United States national anthem" and substitute "will".

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

, play:

(A) the United States national anthem; and

(B) "Lift Every Voice and Sing," commonly known as the Black national anthem of the United States

AMENDMENT NO. 2 - REMARKS

REPRESENTATIVE CROCKETT: Members, this amendment does not strike that the national anthem should be played, but it also includes that "Lift Every Voice and Sing," which is commonly known as the Black national anthem of the United States, be played as well.

REPRESENTATIVE DUTTON: Representative, so your amendment says that the team could play either/or, right?

CROCKETT: Actually it says both.

DUTTON: It says they play both?

CROCKETT: Correct.

DUTTON: Not either/or?

CROCKETT: No. I would be open to changing the amendment and doing an amendment to the amendment to change it to either/or.

DUTTON: Either/or—yes. Because what I wondered is a lot of these sports teams, by and large, have huge African American participants, right?

CROCKETT: Absolutely.

DUTTON: So maybe we ought to fix it so that if you have at least 51 percent African Americans, you could choose the Negro national anthem.

CROCKETT: Absolutely, that sounds like that would work as well.

BURROWS: I'm going to, with the deepest amount of respect to my friend and colleague, oppose the amendment. We are looking at this one national anthem. This is a bill that I would like to pass and keep it as clean as possible. So with that I will respectfully oppose.

CROCKETT: Members, we live in one of the most diverse—actually, we live in the most diverse country in the world. And to make it to where we aren't even willing to say, hey, you can sing "Lift Every Voice and Sing," which is known as the Black national anthem, as an option would be a slap in the face, especially here in the State of Texas where we have more African Americans than any other state. I agree with Representative Wu when he says that I don't think this is constitutional. I don't even understand why we would feel the need to force someone into singing any song. But if we are going to force people to sing a song, we should at least be mindful of the people that are playing on these teams and the people that are actually in the stands supporting these teams. And so this is an easy amendment. It doesn't strike them from playing the national anthem, but instead it also includes "Lift Every Voice and Sing."

REPRESENTATIVE J.D. JOHNSON: Representative Crockett, when we talk about "The Star-Spangled Banner," do you know the entire history of "The Star-Spangled Banner"?

CROCKETT: You mean the racist part?

J.D. JOHNSON: Yes.

CROCKETT: Okay, yes.

J.D. JOHNSON: And in that—what is it?

CROCKETT: I don't know the words.

J.D. JOHNSON: You don't have to tell me the words, but to break it down, what does that third stanza of "The Star-Spangled Banner" ultimately say?

CROCKETT: You got me. Tell me.

J.D. JOHNSON: The third stanza of "The Star-Spangled Banner"—and I paraphrase—literally says that any slave that runs for freedom as they were fighting against the British, that "The Star-Spangled Banner" wished hate and death upon any slave that ran. Now, as we are trying to be patriots, and we want to celebrate our country, and we want to enjoy and say this is a great country, we can't forget what the history oftentimes said about black people and how they often threatened black people, who wanted simply freedom, with death.

CROCKETT: Absolutely.

J.D. JOHNSON: And if there is a group of people in this free country that we live in that decide that that may be a little too much for them to have to bear, that they should have the opportunity, then, to sing maybe another song that may be patriotic to them. Would you agree?

CROCKETT: Absolutely.

J.D. JOHNSON: Thank you for your amendment.

CROCKETT: Thank you. And as Representative Johnson was just saying, we've debated freedom this entire session. We talk about freedom when it comes to a mask and whether or not people should wear masks. Yet when it comes to something like this and a song that may have negative implications for one portion of our community, we decide to ignore that, and we decide to continue to force. I mean, we just debated about whether or not we should be teaching race issues in the classroom. Yet we're now going to say sing this song. So I'm just asking for this simple amendment because "Lift Every Voice and Sing" does have a different meaning and just the same powerful meaning to many African Americans in this state.

A record vote was requested by Representative Ramos.

Amendment No. 2 failed of adoption by (Record 1412): 61 Yeas, 82 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dutton; Gates; 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; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Craddick; Cyrier; Darby; Dean; Dominguez; Ellzey; Frank; Frullo; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; 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; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Cook; Fierro; Hunter.

Amendment No. 3

Representative Dutton offered the following amendment to **SB 4**:

Amend **SB 4** (house committee report) as follows:

(1) On page 2, line 1, strike "will play the United States national anthem" and substitute "will".

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

, play either:

(A) the United States national anthem; and

(B) "Lift Every Voice and Sing," commonly known as the Black national anthem of the United States

AMENDMENT NO. 3 - REMARKS

DUTTON: What you heard just previously, I've added to that amendment that she had. And now what will happen is this amendment says that they will play either the United States national anthem or what's commonly referred to as the Black national anthem of the United States.

BURROWS: Like the others, I'm going to respectfully oppose this amendment and try to keep this bill clean so we can send it back over.

DUTTON: Again, I understand the optics of this, and I hope you understand the optics of this, too. But when teams gather to play sports or any event like that, they choose to play the national anthem because that's what they want to do. And I think they ought to have the right to choose not to play the national anthem. But if we're going to demand they play the national anthem, we ought to recognize that—I don't know how many of you know "Lift Every Voice and Sing." It was called the Negro national anthem. It was written by James Weldon Johnson and his brother J. Rosamond Johnson. And if you go back and look at the history, what you'll find out is those two gentlemen were pretty noted poets and musicians. And so what this amendment does—it doesn't require them to play the Negro national anthem. It doesn't say that. All it says is they can choose to play either. And I think once we're giving them an option, then that's the best of all

worlds because we're saying you can play either to meet the requirements of this bill. And I know the author said that he'd like to keep the bill clean. Well, I'd like to keep our history clean, and so I ask you to vote aye on the amendment.

A record vote was requested by Representative Ramos.

Amendment No. 3 failed of adoption by (Record 1413): 61 Yeas, 82 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bucy; Campos; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Gates; 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; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; 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; Guillen; Harless; Harris; Hefner; Holland; Huberty; 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; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Turner, J.; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Canales; Fierro; Hunter.

STATEMENT OF VOTE

When Record No. 1413 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

SB 4 was passed to third reading.

SB 12 ON SECOND READING (Sanford, Metcalf, Smithee, et al. - House Sponsors)

SB 12, A bill to be entitled An Act relating to complaint procedures and disclosure requirements for social media platforms and to the censorship of users' expressions by an interactive computer service.

Representative Sanford moved to postpone consideration of **SB 12** until 5:15 p.m. today.

The motion prevailed.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today because of important business:

Hunter on motion of Rodriguez.

**SB 23 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Paddie moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Cain, Huberty, Hull, Murphy, Paul, Schofield, and Swanson as house sponsors to **SB 23**.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Romero moved to print remarks by Representative J.D. Johnson on Amendment Nos. 3, 4, 5, and 6 on **CSSB 23**.

The motion prevailed. [Please refer to the supplement to this journal for the text of the debate on Amendment Nos. 3, 4, 5, and 6 on **CSSB 23**.]

**CSSB 10 ON SECOND READING
(Paddie - House Sponsor)**

CSSB 10, A bill to be entitled An Act relating to certain requirements applicable to political subdivisions and other entities that engage in lobbying and to the applicability of lobbyist registration requirements to a person who provides legal services to a political subdivision.

Representative Paddie moved to postpone consideration of **CSSB 10** until 8 p.m. today.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Zwiener moved to print remarks on all amendments on **SB 4**.

The motion prevailed.

**CSSB 15 ON SECOND READING
(P. King - House Sponsor)**

CSSB 15, A bill to be entitled An Act relating to the Texas Consumer Privacy Act Phase I; creating criminal offenses; increasing the punishment for an existing criminal offense.

Amendment No. 1

Representative P. King offered the following amendment to **CSSB 15**:

Amend **CSSB 15** (house committee printing) as follows:

(1) On page 9, line 17, strike "person who holds a driver's license" and substitute "person's driver's license".

(2) On page 10, line 1, between "Safety," and "or", insert "law enforcement agencies".

(3) On page 10, line 2, strike "or".

(4) On page 10, line 3, between "general" and "as", insert "or".

(5) On page 10, line 6, strike the period and substitute "; or".

(6) On page 10, between lines 6 and 7, insert the following:

(3) to a county assessor-collector if the personal information is related to a finding from an audit or investigation conducted under Section 520.010.

(7) On page 12, line 27, strike "and (f)" and substitute "(f), and (g)".

(8) On page 14, between lines 7 and 8, insert the following:

(d) The bond and insurance requirements in Subsections (c)(1) and (3) do not apply to a contract under Section 730.007 between a government agency and another government agency, including a court or law enforcement agency.

(9) On page 14, line 8, strike "(d)" and substitute "(e)".

(10) On page 14, line 15, strike "(e)" and substitute "(f)".

(11) On page 14, line 25, strike "(f)" and substitute "(g)".

Amendment No. 1 was adopted.

CSSB 15 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE ASHBY: I'm proud to serve as joint author of this bill. It is a great bill. There was a little confusion, as you know and as Senator Nichols knows, some ambiguity that pertains to our defensive driving schools that get information and share that with their clients. And so just for legislative intent here, a bunch of lawyer language, but in Section 730.013, this section continues to permit the authorized recipients redisclosure of the personal information to the person who was the subject of the record when the authorized recipient requests that information from the agency on the person's behalf, in accordance with this section of the bill. In this event, the authorized recipient is not required to verify the permitted use of the person who was the subject of the information as is done under this section, and thus, Subsections (c) and (c)(2) would not apply in this context. Is that correct?

P. KING: Yes, that is correct.

CSSB 15, as amended, was passed to third reading.

SB 15 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative E. Thompson moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 15** all joint authors and co-authors for **HB 3471**.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative J. Turner moved to print remarks by Representative Talarico on **SB 827**.

The motion prevailed.

SB 1580 ON SECOND READING
(Paddie - House Sponsor)

SB 1580, A bill to be entitled An Act relating to the use of securitization by electric cooperatives to address certain weather-related extraordinary costs and expenses.

Representative Paddie moved to postpone consideration of **SB 1580** until 6 p.m. today.

The motion prevailed.

CSSB 30 ON SECOND READING
(Leach - House Sponsor)

CSSB 30, A bill to be entitled An Act relating to the removal of certain discriminatory provisions from a recorded conveyance instrument or document.

Amendment No. 1

Representative Leach offered the following amendment to **CSSB 30**:

Amend **CSSB 30** (house committee report) as follows:

- (1) On page 1, line 8, strike "OR DOCUMENT".
- (2) On page 1, strike "or document" each time it appears (page 1, lines 13, 15, and 17).
- (3) On page 1, line 14, between "provision" and "may", insert ", or another person with the permission of the owner,".
- (4) On page 2, line 3, strike "or Document".
- (5) On page 2, strike "or document" each time it appears (page 2, lines 7, 15, 19-20, 22, and 26).
- (6) On page 2, line 15, strike the underlined period and substitute "or has been given permission by that person to file this motion.".
- (7) On page 3, line 8, strike "or document".
- (8) On page 4, line 15, strike "document" and substitute "conveyance instrument".
- (9) On page 4, strike "or document" each time it appears (page 4, lines 16 and 25).
- (10) On page 5, strike "or document" each time it appears (page 5, lines 8-9, 23, and 27).
- (11) On page 5, line 19, strike "or Document".
- (12) On page 6, strike "or document" each time it appears (page 6, lines 4, 9, 10, 17-18, and 20).
- (13) On page 7, line 23, strike "or document".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Leach offered the following amendment to **CSSB 30**:

Amend **CSSB 30** (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 known as the Senator Royce West Act.

Amendment No. 2 was adopted.

A record vote was requested by Representative Leach.

CSSB 30, as amended, was passed to third reading by (Record 1414): 146 Yeas, 0 Nays, 0 Present, not voting.

Yeas — Mr. Speaker(C); 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; 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; 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; 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 — Beckley; Coleman; Hunter; Price.

SB 30 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Leach moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative S. Thompson as a house sponsor to **SB 30**.

The motion prevailed.

CONSTITUTIONAL AMENDMENTS CALENDAR SENATE JOINT RESOLUTIONS SECOND READING

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

CSSJR 19 ON SECOND READING (Frank, Sanford, Hernandez, Metcalf, et al. - House Sponsors)

CSSJR 19, A joint resolution proposing a constitutional amendment establishing a right for residents of certain facilities to designate an essential caregiver for in-person visitation.

CSSJR 19 was adopted by (Record 1415): 142 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; 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; 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; 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; Wilson; Wu; Zwiener.

Nays — Hinojosa.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Hunter; Price.

Absent — Crockett; Toth.

STATEMENTS OF VOTE

When Record No. 1415 was taken, my vote failed to register. I would have voted yes.

Crockett

When Record No. 1415 was taken, my vote failed to register. I would have voted yes.

Toth

REMARKS ORDERED PRINTED

Representative Fierro moved to print remarks between Representative Ashby and Representative P. King on **CSSB 15**.

The motion prevailed.

GENERAL STATE CALENDAR SENATE BILLS SECOND READING

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

**SB 1047 ON SECOND READING
(Smithee - House Sponsor)**

SB 1047, A bill to be entitled An Act relating to the execution of a search warrant for taking a blood specimen from certain persons in certain intoxication offenses.

SB 1047 was passed to third reading.

**SB 64 ON SECOND READING
(White - House Sponsor)**

SB 64, A bill to be entitled An Act relating to a peer support network for certain law enforcement personnel.

SB 64 was passed to third reading.

**SB 398 ON SECOND READING
(Deshotel - House Sponsor)**

SB 398, A bill to be entitled An Act relating to distributed renewable generation resources.

Amendment No. 1

Representative Goldman offered the following amendment to **SB 398**:

Amend **SB 398** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. It is the intent of the legislature in enacting Section 35.037, Utilities Code, to allow grocers the ability to deploy back-up generation in the ERCOT power region in areas that have not implemented retail customer choice.

SECTION _____. Subchapter B, Chapter 35, Utilities Code, is amended by adding Section 35.037 to read as follows:

Sec. 35.037. INTERCONNECTION AND OPERATION OF CERTAIN DISTRIBUTED GENERATION FACILITIES FOR FOOD SUPPLY CHAIN. (a)

In this section:

(1) "Customer" means a retail electric customer:

(A) with a distributed generation facility installed on the retail electric customer's side of the meter; and

(B) that has a primary purpose of or derives a material source of revenue from:

(i) retail grocery sales; or

(ii) food manufacturing or distribution for retail grocery sales.

(2) "Distributed generation facility" means a facility installed on the customer's side of the meter but separately metered from the customer:

(A) with a nameplate capacity of at least 250 kilowatts and not more than 10 megawatts;

(B) that is capable of generating and providing backup or supplementary power to the customer's premises; and

(C) that is owned or operated by a person registered as a power generation company in accordance with Section 39.351.

(b) This section only applies in the ERCOT power region in areas where retail customer choice has not been implemented.

(c) A person who owns or operates a distributed generation facility served by a municipally owned utility or electric cooperative in the ERCOT power region may sell electric power generated by the distributed generation facility at wholesale, including the provision of ancillary services, subject to the limitations of this section.

(d) A person who owns or operates a distributed generation facility may sell electric power generated by the distributed generation facility at wholesale to a municipally owned utility or electric cooperative certificated for retail service to the area where the distributed generation facility is located or to a related generation and transmission electric cooperative. The municipally owned utility or electric cooperative shall purchase at wholesale the quantity of electric power generated by the distributed generation facility needed to satisfy the full electric requirements of the customer on whose side of the meter the distributed generation facility is installed and operated at a wholesale price agreed to by the customer and shall resell that quantity of power at retail to the customer at the rate applicable to the customer for retail service, which must at minimum include all amounts paid for the wholesale electric power, during:

(1) an emergency declared by the independent organization certified under Section 39.151 for the ERCOT power region that creates the potential for interruption of service to the customer;

(2) any service interruption at the customer's premises;

(3) construction on the customer's premises that creates the potential for interruption of service to the customer;

(4) maintenance and testing of the distributed generation facility; and

(5) additional times mutually agreed on by the owner or operator of the distributed generation facility and the municipally owned utility or electric cooperative.

(e) The customer shall provide written notice as soon as reasonably practicable to the municipally owned utility or electric cooperative of a circumstance described by Subsection (d)(3) or (4).

(f) In addition to a sale authorized under Subsection (d), on request by an owner or operator of a distributed generation facility, the municipally owned utility or electric cooperative shall provide wholesale transmission service to the distributed generation facility owner in the same manner as to other power generation companies for the sale of power from the distributed generation facility at wholesale, including for the provision of ancillary services, in the ERCOT market. The distributed generation facility owner shall comply with all applicable commission rules and protocols and with governing documents of the independent organization certified under Section 39.151 for the ERCOT power region. This section does not require a municipally owned utility or electric cooperative to transmit electricity to a retail point of delivery in the certificated service area of the municipally owned utility or electric cooperative.

(g) In addition to a sale authorized under Subsection (d) or (f), a municipally owned utility or electric cooperative or related generation and transmission electric cooperative may purchase electric power provided by the owner or operator of the distributed generation facility at wholesale at a mutually agreed on price. The price may be based wholly or partly on the ERCOT market clearing price of energy at the time of day and at the location at which the electric power is made available.

(h) A municipally owned utility or electric cooperative shall make available a standard interconnection application and agreement for distributed generation facilities that is substantially similar to the commission's interconnection agreement form and consistent with this section to facilitate the connection of distributed generation facilities. A municipally owned utility or electric cooperative shall allow interconnection of a distributed generation facility and provide to a distributed generation facility on a nondiscriminatory basis wholesale transmission service, including at distribution voltage, in the same manner as for other power generation companies to transmit to the ERCOT power grid the electric power generated by the distributed generation facility. A municipally owned utility or electric cooperative may recover from the owner or operator of the distributed generation facility all reasonable costs necessary for and directly attributable to the interconnection of the facility, including the reasonable costs of necessary system upgrades and improvements directly attributable to the distributed generation facility.

(i) Not later than the 30th day after the date a complete application for interconnection of a distributed generation facility is received, the municipally owned utility or electric cooperative shall provide the applicant with a written good faith cost estimate for interconnection-related costs. The municipally owned utility or electric cooperative may not incur any interconnection-related costs without entering into a written agreement for the payment of those costs by the applicant.

(j) The process to interconnect a distributed generation facility must be completed not later than the 240th day after the date the municipally owned utility or electric cooperative receives payment of all estimated costs to complete the interconnection, except that:

(1) the period may be extended by written agreement between the parties; or

(2) the period may be extended after a good faith showing by the municipally owned utility or electric cooperative that the interconnection requires improvements, upgrades, or construction of new facilities that cannot reasonably be completed within that period, in which case the period may be extended for a time not to exceed the time necessary for the improvements, upgrades, or construction of new facilities to be completed.

(k) A municipally owned utility or electric cooperative shall charge the owner or operator of a distributed generation facility rates on a reasonable and nondiscriminatory basis for providing wholesale transmission service to the distributed generation facility owner in the same manner as for other power

generation companies to transmit to the ERCOT power grid the electric power generated by the distributed generation facility in accordance with a tariff filed by the municipally owned utility or electric cooperative with the commission.

(l) The owner or operator of the distributed generation facility shall contract with the municipally owned utility or electric cooperative or the municipally owned utility's or electric cooperative's designee for any scheduling, settlement, communication, telemetry, or other services required to participate in the ERCOT wholesale market, but only to the extent that the utility, cooperative, or designee offers the services on a nondiscriminatory basis and at a commercially reasonable cost. If the municipally owned utility or electric cooperative or the municipally owned utility's or electric cooperative's designee does not offer or declines to offer the services, or fails to do so on a nondiscriminatory basis and at a commercially reasonable cost as determined by quotes from at least three third parties providing the same services, the owner or operator of the distributed generation facility may contract with a third party provider to obtain the services.

(m) A distributed generation facility must comply with emissions limitations established by the Texas Commission on Environmental Quality for a standard emissions permit for an electric generation facility unit installed after January 1, 1995.

(n) A municipally owned utility or electric cooperative is not required to interconnect a distributed generation facility under this section if, on the date the utility or cooperative receives an application for interconnection of the facility, the municipally owned utility or electric cooperative has interconnected distributed generation facilities with an aggregate capacity that equals the lesser amount of:

(1) 5 percent of the municipally owned utility's or electric cooperative's average of the 15-minute summer peak load coincident with the independent system operator's 15-minute summer peak load in each of the months of June, July, August, and September; or

(2) 300 megawatts, adjusted annually by the percentage of total system load growth in the ERCOT power region beginning in 2022.

(o) A municipally owned utility or electric cooperative that, on the date the utility or cooperative receives an application for interconnection of a distributed generation facility, has interconnected distributed generation facilities with an aggregate capacity less than the threshold described by Subsection (n) is required to increase that capacity only up to that threshold.

(p) This section is not intended to change registration standards or other qualifications required by the independent organization certified under Section 39.151 for the ERCOT power region related to the participation of distributed generation facilities in the wholesale market. This section is not intended to allow distributed generation facilities to participate in a manner that is not technically feasible or that is otherwise in conflict with wholesale rules and requirements adopted by the independent organization certified under Section 39.151 for the ERCOT power region.

Amendment No. 1 was adopted.

SB 398, as amended, was passed to third reading.

CSSB 331 ON SECOND READING
(Button - House Sponsor)

CSSB 331, A bill to be entitled An Act relating to eligibility to serve as an interpreter in an election.

CSSB 331 was passed to third reading.

SB 790 ON SECOND READING
(Howard - House Sponsor)

SB 790, A bill to be entitled An Act relating to county authority to balance bill for county air ambulance services.

Amendment No. 1

Representative Oliverson offered the following amendment to **SB 790**:

Amend **SB 790** (house committee printing) as follows:

- (1) On page 1, line 7, strike "113.9025" and substitute "140.013".
- (2) On page 1, line 11, strike "Subchapter Z, Chapter 113" and substitute "Chapter 140".
- (3) On page 1, line 12, strike "113.9025" and substitute "140.013".
- (4) On page 1, line 13, strike "113.9025" and substitute "140.013".
- (5) On page 1, line 13, strike "AIR" and substitute "AND MUNICIPAL".
- (6) On page 1, immediately after "county" each time it appears (lines 19, 21, 22, 23, and 24), insert "or municipality".
- (7) On page 1, line 20, between "air" and "ambulance", insert "or ground".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Oliverson offered the following amendment to **SB 790**:

Amend **SB 790** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. (a) In this section, "department" means the Texas Department of Insurance.

(b) The department shall conduct a study on the balance billing practices of ground ambulance service providers, the variations in prices for ground ambulance services, the proportion of ground ambulances that are in-network, trends in network inclusion, and factors contributing to the network status of ground ambulances. The department may seek the assistance of the Department of State Health Services in conducting the study.

(c) Not later than December 1, 2022, the department shall provide a written report of the results of the study conducted under Subsection (b) of this section 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 department.

(d) This section expires September 1, 2023.

Amendment No. 2 was adopted.

SB 790, as amended, was passed to third reading. (Hunter recorded voting no.)

SB 1427 ON SECOND READING
(Shine - House Sponsor)

SB 1427, A bill to be entitled An Act 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 1427 was passed to third reading.

SB 335 ON SECOND READING
(Wu - House Sponsor)

SB 335, A bill to be entitled An Act relating to the taking of a specimen to test for intoxication and retention and preservation of toxicological evidence of certain intoxication offenses.

SB 335 was passed to third reading.

CSSB 477 ON SECOND READING
(Meyer - House Sponsor)

CSSB 477, A bill to be entitled An Act relating to the administration and collection of sales and use taxes and certain fees applicable to sales involving marketplace providers.

CSSB 477 was passed to third reading.

SB 794 ON SECOND READING
(Meyer - House Sponsor)

SB 794, A bill to be entitled An Act relating to eligibility for the exemption from ad valorem taxation of the residence homestead of a totally disabled veteran.

Amendment No. 1

Representative Buckley offered the following amendment to **SB 794**:

Amend **SB 794** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 140.011(a)(2), Local Government Code, is amended to read as follows:

(2) "Local government" means:

(A) a municipality adjacent to or with extraterritorial jurisdiction located within two miles of the boundary line of a United States military installation; and

(B) a county in which a United States military installation is wholly or partly located.

SECTION _____. The change in law made by this Act to Section 140.011(a)(2), Local Government Code, applies to the eligibility of a qualified local government to apply for a disabled veteran assistance payment beginning with the fiscal year of the local government that ends in the 2021 tax year.

Amendment No. 1 was adopted.

SB 794, as amended, was passed to third reading.

SB 797 ON SECOND READING
(Oliverson, Huberty, Hefner, et al. - House Sponsors)

SB 797, A bill to be entitled An Act relating to the display of the national motto in public schools and institutions of higher education.

Amendment No. 1

Representative Goodwin offered the following amendment to **SB 797**:

Amend **SB 797** (house committee printing) as follows:

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

(2) On page 2, line 2, between "(1)" and the underlined period, insert the following:
; and

(3) must be a size that does not exceed 196 square inches

Amendment No. 1 failed of adoption.

SB 797 was passed to third reading.

CSSB 1281 ON SECOND READING
(P. King - House Sponsor)

CSSB 1281, A bill to be entitled An Act relating to a reliability assessment of the ERCOT power grid and certificates of public convenience and necessity for certain transmission projects.

CSSB 1281 - POINT OF ORDER

Representative Zwiener raised a point of order against further consideration of **CSSB 1281** under Rule 11, Section 2, of the House Rules on the grounds that the committee substitute is not germane.

(Harris in the chair)

The point of order was withdrawn.

Representative P. King moved to postpone consideration of **CSSB 1281** until 6 a.m. tomorrow.

The motion prevailed.

POSTPONED BUSINESS

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

SB 12 ON SECOND READING
(Sanford, Metcalf, Smithee, et al. - House Sponsors)

SB 12, A bill to be entitled An Act relating to complaint procedures and disclosure requirements for social media platforms and to the censorship of users' expressions by an interactive computer service.

SB 12 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Sanford offered the following amendment to **SB 12**:

Amend **SB 12** (house committee printing) as follows:

(1) On page 2, line 17, strike "100 million active users" and substitute "65 million active users in the United States".

(2) On page 2, between lines 18 and 19, insert the following:

Sec. 113.003. CONSTRUCTION OF CHAPTER. This chapter may not be construed to limit or expand intellectual property law.

(3) On page 8, line 16, strike "INTERACTIVE WEB-BASED" and substitute "SOCIAL MEDIA".

(4) Strike page 8, lines 23-27, and page 9, line 1, and renumber subsequent subdivisions and cross-references to those subdivisions accordingly.

(5) On page 9, line 11, strike "an interactive computer service" and substitute "a social media platform".

(6) On page 9, lines 12-13, strike "An interactive computer service" and substitute "A social media platform".

(7) On page 9, line 22, strike "interactive computer service" and substitute "social media platform".

(8) On pages 10 and 11, strike "an interactive computer service" each time it appears (page 10, lines 4-5, 18, and 22, and page 11, lines 1, 5, and 14) and substitute "a social media platform".

(9) On page 10, line 5, strike "100 million active users" and substitute "65 million active users in the United States".

(10) On page 10, lines 19-20, strike "interactive computer service" and substitute "social media platform".

(11) On page 10, lines 23-24, strike "interactive computer service" and substitute "social media platform".

(12) On page 11, between lines 3 and 4, insert the following:

(c) This chapter may not be construed to limit or expand intellectual property law.

(13) On page 11, line 7, strike "interactive computer service" and substitute "social media platform".

(14) On page 11, line 16, strike "interactive computer service" and substitute "social media platform".

Amendment No. 1 was adopted.

SB 12 - POINT OF ORDER

Representative Israel raised a point of order against further consideration of **SB 12** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading.

(Speaker in the chair)

The point of order was withdrawn.

Representative Sanford moved to postpone consideration of **SB 12** until 8 p.m. today.

The motion prevailed.

GENERAL STATE CALENDAR
(consideration continued)

SB 1387 ON SECOND READING
(Clardy, Hefner, and Cain - House Sponsors)

SB 1387, A bill to be entitled An Act relating to a requirement that a voting system used in an election in this state be manufactured, stored, and held in the United States by a company headquartered in the United States.

Amendment No. 1

Representative Hefner offered the following amendment to **SB 1387**:

Amend **SB 1387** (house committee printing) as follows:

(1) On page 1, line 7, strike "Subsection (a-1)" and substitute "Subsections (a-1) and (c)".

(2) On page 1, strike lines 14-19 and substitute the following:

(2) beginning January 1, 2024, have:

(A) all software used in the voting system be developed and operated entirely within the United States and sold by a company whose:

(i) headquarters are located in the United States; and

(ii) parent company's headquarters, if applicable, are located in the United States; and

(B) all hardware used in the voting system, if manufactured outside the United States, be delivered to the United States without any embedded software installed.

(3) On page 2, between lines 2 and 3, insert the following:

(c) In this section, "embedded software" means programmable instructions provided on software that is delivered with voting system equipment or with a replacement part for that equipment for the purpose of equipment operation, including all relevant patches and fixes made by the original equipment manufacturer of the voting system equipment or replacement part 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. 1 was withdrawn.

(Hunter now present)

SB 1387 was passed to third reading.

SB 1111 ON SECOND READING
(Paul - House Sponsor)

SB 1111, A bill to be entitled An Act relating to the residence address of a voter for purposes of a response to a confirmation notice sent by the voter registrar.

Amendment No. 1

Representative Bucy offered the following amendment to **SB 1111**:

Amend **SB 1111** (house committee printing) on page 1 by striking lines 13 through 16 and substituting the following:

(f) Subject to Subsection (c), a person may not:

(1) establish a residence at any place the person has not inhabited; or
(2) designate a previous residence as a home and fixed place of habitation unless the person inhabits the place at the time of designation and intends to remain.

A record vote was requested by Representative Bucy.

Amendment No. 1 failed of adoption by (Record 1416): 68 Yeas, 76 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Ashby; Bernal; Bowers; Bucy; Campos; Canales; Clardy; Cole; 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.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Noble; 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; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; 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; 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 — Beckley; Coleman; Price.

Absent — Larson; Pacheco.

STATEMENT OF VOTE

When Record No. 1416 was taken, I was shown voting yes. I intended to vote no.

Noble

Amendment No. 2

Representative Bucy offered the following amendment to **SB 1111**:

Amend **SB 1111** (house committee printing) on page 3, lines 9-10, by striking "the first document, beginning with Subdivision (1) and continuing through Subdivision (6)," and substituting "a document".

A record vote was requested by Representative Bucy.

Amendment No. 2 failed of adoption by (Record 1417): 67 Yeas, 78 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; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; 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; Schofield; Sherman; Stucky; 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; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Raney; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Larson.

Amendment No. 3

Representative Meza offered the following amendment to **SB 1111**:

Amend **SB 1111** (house committee printing) on page 4 by striking lines 2 and 3 and substituting the following:

(5) a document, other than a voter registration certificate, that is listed in Section 63.0101(b)(1) or (2); or

Amendment No. 3 failed of adoption.

Amendment No. 4

Representative J. González offered the following amendment to **SB 1111**:

Amend **SB 1111** (house committee printing) as follows:

(1) On page 4, strike line 26.

(2) On page 5, line 2, between "Code" and the underlined period, insert the following:

; or

(6) an individual experiencing homelessness who has a post office box located at the physical address of a nonprofit organization or a place of worship owned or leased by a religious organization described by Section 110.011(b), Civil Practice and Remedies Code

Amendment No. 4 failed of adoption.

SB 1111 was passed to third reading.

**SB 109 ON SECOND READING
(Meyer - House Sponsor)**

SB 109, A bill to be entitled An Act relating to the criminal offense of fraudulent securing of document execution.

SB 109 was passed to third reading.

**SB 678 ON SECOND READING
(Button - House Sponsor)**

SB 678, A bill to be entitled An Act relating to the creation of the small business disaster recovery loan program.

SB 678 was passed to third reading. (Dean and Shine recorded voting no.)

**SB 1531 ON SECOND READING
(C. Turner - House Sponsor)**

SB 1531, A bill to be entitled An Act relating to formula funding for excess undergraduate credit hours at public institutions of higher education and to the tuition rate that may be charged for those credit hours.

Amendment No. 1

Representative C. Turner offered the following amendment to **SB 1531**:

Amend **SB 1531** (house committee report) on page 3 by striking lines 3 through 9 and substituting the following appropriately numbered SECTIONS:

SECTION _____. The change in law made by this Act to Section 54.014, Education Code, applies beginning with tuition charged to students enrolling for the first time in an associate degree program at a public institution of higher education for the 2023 fall semester. Tuition charged to a student who first enrolled in an associate degree program at a public institution of higher education before the 2023 fall semester 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.

SECTION _____. The change in law made by this Act to Section 61.0595, Education Code, applies beginning with funding recommendations made under Section 61.059, Education Code, for the state fiscal biennium beginning September 1, 2023, for semester credit hours earned by students initially enrolling in an associate degree program at a public institution of higher education for the 2023 fall semester or a subsequent semester or term. Funding recommendations for semester credit hours earned by a student who initially enrolled in an associate degree program at a public institution of higher education before the 2023 fall semester are 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.

SB 1531, as amended, was passed to third reading.

**SB 1582 ON SECOND READING
(White - House Sponsor)**

SB 1582, A bill to be entitled An Act 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 1582 was passed to third reading.

**SB 797 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Dutton moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SB 797** all joint authors and co-authors for **HB 1218**.

The motion prevailed.

**SB 1816 ON SECOND READING
(E. Thompson - House Sponsor)**

SB 1816, A bill to be entitled An Act relating to certain temporary vehicle permits and tags.

Amendment No. 1

Representative Paddie offered the following amendment to **SB 1816**:

Amend **SB 1816** (house committee report) as follows:

(1) On page 3, line 25, strike "This" and substitute "Except as otherwise provided by this Act, this".

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

SECTION _____. Effective September 1, 2022, Section 504.154(a), Transportation Code, is amended to read as follows:

(a) The board by rule shall allow a vehicle registered under Chapter 502 [~~described by Subsection (b)~~] to be equipped with a digital license plate that is placed on the rear of the vehicle in lieu of a physical license plate issued under this chapter. The rule must require the owner of a vehicle issued a digital license

plate to obtain a physical license plate to be placed on the front of the vehicle unless the vehicle is of a class of vehicles that is not required to display two license plates, as provided by other law.

SECTION _____. Effective September 1, 2022, Section 504.154(b), Transportation Code, is repealed.

Amendment No. 1 was adopted.

SB 1816, as amended, was passed to third reading.

**CSSB 1668 ON SECOND READING
(Raney - House Sponsor)**

CSSB 1668, A bill to be entitled An Act relating to certification and examination requirements for persons engaged in liquefied petroleum gas activities.

CSSB 1668 was passed to third reading.

**SB 331 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative Cain moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Cain, J. González, Hinojosa, and Shaheen as house sponsors to **SB 331**.

The motion prevailed.

**CSSB 566 ON SECOND READING
(Cain - House Sponsor)**

CSSB 566, A bill to be entitled An Act relating to electricity service provided by certain municipally owned utilities.

CSSB 566 - POINT OF ORDER

Representative Goodwin raised a point of order against further consideration of **CSSB 566** 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.

(Harris in the chair)

The point of order was withdrawn.

Representative Cain moved to postpone consideration of **CSSB 566** until 10 a.m. Wednesday, May 18, 2022.

The motion prevailed.

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. 16).

POSTPONED BUSINESS

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

SB 1580 ON SECOND READING
(Paddie - House Sponsor)

SB 1580, A bill to be entitled An Act relating to the use of securitization by electric cooperatives to address certain weather-related extraordinary costs and expenses.

SB 1580 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Paddie offered the following amendment to **SB 1580**:

Amend **SB 1580** (house committee printing) as follows:

(1) On page 1, line 7, between "D." and "SECURITIZATION", insert "MARKET PARTICIPATION AND".

(2) On page 1, line 8, between "PURPOSE." and "The", insert "(a)".

(3) On page 2, between lines 4 and 5, insert the following:

(b) A cooperative that owes the independent organization certified under Section 39.151, Utilities Code, for the ERCOT power region amounts incurred as a result of operations during the period beginning 12:01 a.m., February 12, 2021, and ending at 11:59 p.m., February 20, 2021 shall:

(1) use all means necessary to securitize the amount owed the independent organization, calculated solely according to the protocols of the independent organization in effect during the period of emergency promulgated subject to the approval of the commission; and

(2) fully repay the amount described by Subdivision (1) immediately upon receipt of the securitized amount along with any additional amounts necessary to fully satisfy the amount owed.

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

SECTION _____. Section 39.002, Utilities Code, is amended to read as follows:

Sec. 39.002. **APPLICABILITY.** This chapter, other than Sections 39.1516, 39.155, 39.157(e), 39.159, 39.160, 39.203, 39.904, 39.9051, 39.9052, and 39.914(e), does not apply to a municipally owned utility or an electric cooperative. Sections 39.157(e), 39.203, and 39.904, however, apply only to a municipally owned utility or an electric cooperative that is offering customer choice. If there is a conflict between the specific provisions of this chapter and any other provisions of this title, except for Chapters 40 and 41, the provisions of this chapter control.

SECTION _____. Subchapter D, Chapter 39, Utilities Code, is amended by adding Sections 39.159 and 39.160 to read as follows:

Sec. 39.159. **CHARGES FOR CERTAIN MARKET PARTICIPANTS.** Notwithstanding any other law, no default or uplift charge or repayment may be allocated to or collected from a market participant that:

(1) otherwise would 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).

Sec. 39.160. DEFAULT OF MARKET PARTICIPANT. (a) The commission shall require that all market participants pay or make provision for the full and prompt payment of amounts owed calculated solely according to the protocols in effect during the period of emergency to the independent organization certified under Section 39.151 for the ERCOT power region to qualify, or to continue to qualify, as a market participant in the ERCOT power region.

(b) If a market participant has failed to fully repay all amounts calculated solely under the protocols in effect during the period of emergency of the independent organization certified under Section 39.151 for the ERCOT power region, the independent organization shall report the market participant as in default to the commission. The commission may not allow the independent organization to accept the defaulting market participant's loads or generation for scheduling in the ERCOT power region, or allow the defaulting market participant to be a market participant in the ERCOT power region for any purpose, until all amounts owed to the independent organization by the market participant as calculated under the protocols are paid in full.

(c) The commission and the independent organization certified under Section 39.151 for the ERCOT power region shall pursue collection in full of amounts owed to the independent organization by the defaulting market participant.

Amendment No. 1 was adopted.

SB 1580, as amended, was passed to third reading.

GENERAL STATE CALENDAR
(consideration continued)

SB 165 ON SECOND READING
(Fierro - House Sponsor)

SB 165, A bill to be entitled An Act relating to an exception to dropped course limitations at public institutions of higher education for courses dropped during a disaster that results in a bar or limit on in-person course attendance.

Amendment No. 1

Representative Fierro offered the following amendment to **SB 165**:

Amend **SB 165** (house committee printing) on page 2, line 17, by striking "subdivision" and substituting "of a duration that significantly affects the student's ability to participate in coursework, as determined in accordance with a rule adopted under this subsection for purposes of this subdivision".

Amendment No. 1 was adopted.

SB 165, as amended, was passed to third reading.

SB 1764 ON SECOND READING
(Shine - House Sponsor)

SB 1764, A bill to be entitled An Act relating to the payment of delinquent ad valorem taxes on property subject to a tax sale.

SB 1764 was passed to third reading.

CSSB 112 ON SECOND READING
(Sherman and White - House Sponsors)

CSSB 112, A bill to be entitled An Act relating to the procedures for the installation and use of tracking equipment and for access to certain communications and location information by law enforcement and the admissibility of certain evidence obtained through those procedures.

Amendment No. 1

Representative Dominguez offered the following amendment to **CSSB 112**:

Amend **CSSB 112** (house committee printing) as follows:

(1) On page 6, line 1, immediately following "unless", insert "the applicable offense under investigation is punishable as a felony and unless".

(2) On page 6, line 6, strike "an" and substitute "the".

A record vote was requested by Representative Tinderholt.

Amendment No. 1 failed of adoption by (Record 1418): 60 Yeas, 76 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Bailes; Bernal; Bowers; Bucy; Campos; Canales; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Israel; 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; Pacheco; Perez; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; 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; Harris(C).

Absent, Excused — Beckley; Coleman; Price.

Absent — Button; Dutton; Herrero; Johnson, A.; King, K.; Larson; Martinez Fischer; Rodriguez; Walle.

CSSB 112 was passed to third reading.

SB 1780 ON SECOND READING
(Burrows, Walle, and Bonnen - House Sponsors)

SB 1780, A bill to be entitled An Act 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 1780 was passed to third reading.

SB 2158 ON SECOND READING
(Frank - House Sponsor)

SB 2158, A bill to be entitled An Act 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 2158 was passed to third reading.

SB 424 ON SECOND READING
(Hunter - House Sponsor)

SB 424, A bill to be entitled An Act relating to state agency enforcement of laws regulating small businesses.

Amendment No. 1

Representative Clardy offered the following amendment to **SB 424**:

Amend **SB 424** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 6002.159, Insurance Code, is amended by amending Subsection (b) and adding Subsection (c) to read as follows:

(b) The commissioner may not adopt a rule that excludes or devalues a signed or otherwise substantially verifiable certificate of training that is:

(1) applicable to the areas of work authorized by the relevant license;
and

(2) issued by a training program or school that is:

(A) nationally recognized; or

(B) authorized under the Occupations Code or Education Code.

(c) The commissioner may not adopt a rule that requires more than eight hours of [Participation in the] continuing education for any license renewal period [programs is voluntary].

Amendment No. 1 was adopted.

SB 424, as amended, was passed to third reading.

SB 487 ON SECOND READING
(Deshotel, Leman, Huberty, and Buckley - House Sponsors)

SB 487, A bill to be entitled An Act relating to the applicability of certain laws to open-enrollment charter schools.

SB 487 - POINT OF ORDER

Representative Ortega raised a point of order against further consideration of **SB 487** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

Representative Deshotel moved to postpone consideration of **SB 487** until 10 a.m. Wednesday, June 9.

The motion prevailed.

**SB 938 ON SECOND READING
(Holland - House Sponsor)**

SB 938, A bill to be entitled An Act relating to an exemption from the franchise tax and certain filing fees for certain businesses owned by veterans during an initial period of operation in the state.

SB 938 was passed to third reading.

**CSSB 800 ON SECOND READING
(Paddie - House Sponsor)**

CSSB 800, A bill to be entitled An Act relating to certain required reports or information received or prepared by state agencies and other governmental entities.

Representative Oliverson moved to postpone consideration of **CSSB 800** until 8:50 p.m. today.

The motion prevailed.

**SB 1179 ON SECOND READING
(Anderson - House Sponsor)**

SB 1179, A bill to be entitled An Act relating to the procedure for donating juror reimbursements.

SB 1179 was passed to third reading.

**SB 1341 ON SECOND READING
(Shaheen - House Sponsor)**

SB 1341, A bill to be entitled An Act relating to eligibility for certain benefits provided under public assistance programs.

SB 1341 was passed to third reading.

**SB 1697 ON SECOND READING
(K. King and Pacheco - House Sponsors)**

SB 1697, 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.

SB 1697 was passed to third reading.

**SB 1602 ON SECOND READING
(E. Thompson - House Sponsor)**

SB 1602, A bill to be entitled An Act 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 1602 was passed to third reading.

SB 741 ON SECOND READING
(Sanford - House Sponsor)

SB 741, A bill to be entitled An Act relating to the carrying or storage of a handgun by a school marshal.

SB 741 was passed to third reading.

SB 793 ON SECOND READING
(P. King - House Sponsor)

SB 793, A bill to be entitled An Act relating to a ribbon for certain service members of the military who served in support of operations to secure this state's international border.

SB 793 was passed to third reading.

CSSB 799 ON SECOND READING
(Paddie - House Sponsor)

CSSB 799, A bill to be entitled An Act relating to contracting procedures and requirements for governmental entities.

Representative Murphy moved to postpone consideration of **CSSB 799** until 8:55 p.m. today.

The motion prevailed.

SB 783 ON SECOND READING
(Murphy - House Sponsor)

SB 783, A bill to be entitled An Act relating to the purchase of iron and steel products made in the United States for certain projects by public institutions of higher education.

SB 783 was passed to third reading.

CSSB 475 ON SECOND READING
(Capriglione - House Sponsor)

CSSB 475, A bill to be entitled An Act relating to state agency and local government information management and security, including establishment of the state risk and authorization management program and the Texas volunteer incident response team; authorizing fees.

CSSB 475 was passed to third reading.

SB 484 ON SECOND READING
(Leach - House Sponsor)

SB 484, A bill to be entitled An Act relating to the right of a member of the state military forces to retain private legal counsel and file a civil action.

SB 484 was passed to third reading.

CSSB 63 ON SECOND READING**(Meyer - House Sponsor)**

CSSB 63, A bill to be entitled An Act relating to the system for appraising property for ad valorem tax purposes.

Amendment No. 1

Representative Button offered the following amendment to **CSSB 63**:

Amend **CSSB 63** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Section 11.27, Tax Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) A person is entitled to an exemption from taxation of the amount of appraised value of real [~~his~~] property owned by the person that arises from the installation or construction on the property of a solar or wind-powered energy device that is primarily for production and distribution of energy for on-site use.

(a-1) A person is entitled to an exemption from taxation of the appraised value of a solar or wind-powered energy device owned by the person that is installed or constructed on real property and is primarily for production and distribution of energy for on-site use regardless of whether the person owns the real property on which the device is installed or constructed.

SECTION _____. The amendment made by this Act to Section 11.27, Tax Code, is a clarification of existing law and does not imply that existing law may be construed as inconsistent with the law as amended by this Act.

Amendment No. 1 was adopted.

CSSB 63, as amended, was passed to third reading.

SB 204 ON SECOND READING**(Huberty - House Sponsor)**

SB 204, A bill to be entitled An Act relating to the operation of a public school transportation system.

Amendment No. 1

Representative Huberty offered the following amendment to **SB 204**:

Amend **SB 204** (house committee printing) on page 1 as follows:

(1) Strike line 4 and substitute the following:

SECTION 1. Section 34.007, Education Code, is amended by amending Subsection (a) and adding Subsections (a-1) and (c) to

(2) On line 9, strike "or" and substitute "[~~or~~]".

(3) Strike lines 10 through 14 and substitute the following:

(2) outside the county or district, as applicable, if the county or school district enters into an interlocal contract as provided by Chapter 791, Government Code; or

(3) outside the district if students enrolled in the district reside outside the district and the district:

(A) has an active policy adopted by the board that prohibits screening transfer students who reside outside the district based on the student's academic performance, disciplinary history, or attendance record, regardless of any relevant district or innovation plan adopted by the board or authorization to screen transfer students under any other authority; and

(B) certifies that the district has:

(i) an overall performance rating of C or higher under Section 39.054 for the preceding school year;

(ii) an overall accountability score of 70 or higher for the preceding school year as calculated by the agency for purposes of determining the district's overall performance rating under Section 39.054; and

(iii) the same or better overall performance rating under Section 39.054 for the preceding school year as the school district from which the district will transport students under this subdivision.

(4) Between lines 14 and 15, insert the following:

(a-1) A school district shall make publicly available on the district's Internet website information regarding the district's compliance with the requirements under Subsection (a)(3).

(c) This section may not be construed to prohibit a board of county school trustees or a school district board of trustees from operating a transportation system in another county or district, as applicable, to ensure the most efficient routes for transporting students who reside in the operating county or district.

Amendment No. 1 was adopted.

SB 204, as amended, was passed to third reading.

SB 62 ON SECOND READING
(Smithee - House Sponsor)

SB 62, A bill to be entitled An Act relating to permitting the Texas Ethics Commission to provide seminars and charge an attendance fee for those seminars.

SB 62 was passed to third reading. (Dean and Shine recorded voting no.)

POSTPONED BUSINESS

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

CSSB 10 ON SECOND READING
(Paddie - House Sponsor)

CSSB 10, A bill to be entitled An Act relating to certain requirements applicable to political subdivisions and other entities that engage in lobbying and to the applicability of lobbyist registration requirements to a person who provides legal services to a political subdivision.

CSSB 10 was read second time earlier today and was postponed until this time.

Representative Paddie moved to postpone consideration of **CSSB 10** until 6 a.m. tomorrow.

The motion prevailed.

SB 12 ON SECOND READING
(Sanford, Metcalf, Smithee, et al. - House Sponsors)

SB 12, A bill to be entitled An Act relating to complaint procedures and disclosure requirements for social media platforms and to the censorship of users' expressions by an interactive computer service.

SB 12 was read second time earlier today, postponed until 5:15 p.m. today, and was again postponed until this time.

Representative Sanford moved to postpone consideration of **SB 12** until 10 a.m. tomorrow.

The motion prevailed.

CSSB 800 ON SECOND READING
(Paddie - House Sponsor)

CSSB 800, A bill to be entitled An Act relating to certain required reports or information received or prepared by state agencies and other governmental entities.

CSSB 800 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Oliverson offered the following amendment to **CSSB 800**:

Amend **CSSB 800** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Section 32.0462, Human Resources Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) Before adopting or enforcing a rule or policy under this section that requires a pharmacy to determine the usual and customary price of a prescription drug using a method of calculation that includes or takes into consideration discount prices offered for the prescription drug through a third-party discount card arrangement or membership discount program, the commission must:

(1) conduct a study on the estimated financial impact of the rule or policy on:

(A) pharmacies; and

(B) consumers who are uninsured or enrolled in Medicare;

(2) take into consideration the estimated financial impact of the rule or policy on the persons described by Subdivision (1) based on the results of the study conducted under that subdivision; and

(3) ensure the adoption or enforcement of the rule or policy complies with Chapters 551 and 2001, Government Code.

SECTION _____. If before implementing Section 32.0462(a-1), Human Resources Code, as added by 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. 1 was adopted.

CSSB 800, as amended, was passed to third reading.

CSSB 799 ON SECOND READING
(Paddie - House Sponsor)

CSSB 799, A bill to be entitled An Act relating to contracting procedures and requirements for governmental entities.

CSSB 799 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Paddie offered the following amendment to **CSSB 799**:

Amend **CSSB 799** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering SECTIONS of the bill accordingly:

SECTION _____. Section 2155.089(c), Government Code, is amended to read as follows:

(c) This section does not apply to:

(1) an enrollment contract described by 1 T.A.C. Section 391.183 as that section existed on September 1, 2015;

(2) a contract of the Employees Retirement System of Texas except for a contract with a nongovernmental entity for claims administration of a group health benefit plan under Subtitle H, Title 8, Insurance Code; or

(3) a contract entered into by:

(A) the comptroller under Section 2155.061; ~~(B)~~

(B) the Department of Information Resources under Section 2157.068; or

(C) a university system or an institution of higher education, as those terms are defined by Section 61.003, Education Code.

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Shaheen and Harless offered the following amendment to **CSSB 799**:

Amend **CSSB 799** (house committee report) on page 8 as follows:

(1) On line 18, strike "; and" and substitute ", including training on the implementation of best value standards under Section 2155.074;".

(2) On line 22, strike the underlined period and substitute the following: ; and

(4) a model communications procedure for vendors and agency employees, developed in collaboration with representatives from vendors and state agencies.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Capriglione offered the following amendment to **CSSB 799**:

Amend **CSSB 799** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 2155.074, Government Code, is amended by amending Subsection (b) and adding Subsection (b-1) to read as follows:

(b) In determining the best value for the state, the purchase price and whether the goods or services meet specifications are principal considerations that must be balanced with other relevant factors [~~the most important considerations~~].

(b-1) The [~~However, the~~] comptroller or other state agency may, subject to Subsection (c) and Section 2155.075, consider the following [~~other~~] relevant factors under Subsection (b), including:

- (1) installation costs;
 - (2) life cycle costs;
 - (3) the quality and reliability of the goods and services;
 - (4) the delivery terms;
 - (5) indicators of probable vendor performance under the contract such as past vendor performance, the vendor's financial resources and ability to perform, the vendor's experience or demonstrated capability and responsibility, and the vendor's ability to provide reliable maintenance agreements and support;
 - (6) the cost of any employee training associated with a purchase;
 - (7) the effect of a purchase on agency productivity;
 - (8) the vendor's anticipated economic impact to the state or a subdivision of the state, including potential tax revenue and employment; [~~and~~]
 - (9) the impact of a purchase on the agency's administrative resources;
- and

(10) other factors relevant to determining the best value for the state in the context of a particular purchase.

SECTION _____. Section 2155.075(a), Government Code, is amended to read as follows:

(a) For a purchase made through competitive bidding, the comptroller or other state agency making the purchase must specify in the request for bids:

(1) the factors other than price that the comptroller or agency will consider in determining which bid offers the best value for the state; and

(2) the proposal criteria the comptroller or agency will use when considering the factors described by Subdivision (1).

Amendment No. 3 was adopted.

Amendment No. 4

Representative VanDeaver offered the following amendment to **CSSB 799**:

Amend **CSSB 799** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 44.0331(a), Education Code, is amended to read as follows:

(a) A school district that enters into a purchasing contract valued at \$25,000 or more under Section 44.031(a)(5), under Subchapter F, Chapter 271, Local Government Code, or under any other cooperative purchasing program authorized for school districts by law shall document a ~~[any]~~ contract-related fee, including a ~~[any]~~ management fee, paid by or to the district and the purpose of each fee under the contract.

Amendment No. 4 was adopted.

CSSB 799, as amended, was passed to third reading.

**GENERAL STATE CALENDAR
(consideration continued)**

**SB 403 ON SECOND READING
(Gervin-Hawkins - House Sponsor)**

SB 403, A bill to be entitled An Act 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 403 was passed to third reading. (Dean and Shine recorded voting no.)

**SB 957 ON SECOND READING
(Krause - House Sponsor)**

SB 957, A bill to be entitled An Act relating to the denial or reduction of an award otherwise payable under the Crime Victims' Compensation Act.

SB 957 was passed to third reading.

(Speaker in the chair)

SB 1421 - VOTE RECONSIDERED

Representative Thierry moved to reconsider the vote by which **SB 1421**, as amended, was passed by Record No. 1369.

The motion to reconsider prevailed.

**SB 1421 ON THIRD READING
(Thierry - House Sponsor)**

The chair laid before the house, on its third reading and final passage,

SB 1421, A bill to be entitled An Act relating to the correction of an ad valorem tax appraisal roll and related appraisal records.

SB 1421 was read third time earlier today and was passed, as amended, by Record No. 1369.

Amendment No. 2 - Vote Reconsidered

Representative Shine moved to reconsider the vote by which Amendment No. 2 was adopted.

The motion to reconsider prevailed.

AMENDMENT NO. 2 - REMARKS

REPRESENTATIVE SHINE: This amendment was a good amendment, and it's come into conflict between the senate sponsor of the bill and the same senator's amendment to the bill. I do want to make a statement. The amendment just helps school districts get fair trials on the property value study results by changing the review standard. A limited number of property owners can join in a school district lawsuit challenging the study only if the school allows it and if the property is part of the sample in the study. Property taxes are not changed as a result of the lawsuits. Appraisal and school districts support the change in law, and no one testified against the bill in public hearing. The amendment is a pro school district effort to make the appeal process fair for the property value study that determines state aid, while preventing a punitive result only to school districts. And the reason I'm moving to reconsider this and take it off is because of the conflict that's developed between a state agency and the senate.

Amendment No. 2 was withdrawn.

REMARKS ORDERED PRINTED

Representative K. Bell moved to print remarks by Representative Shine on Amendment No. 2 on **SB 1421**.

The motion prevailed.

SB 1421, as amended, was passed by (Record 1419): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bailes; 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; 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.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; 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; Paddie; Parker; Patterson; Paul; Perez; 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 — Beckley; Coleman; Price.

Absent — Ashby; Button; Darby; Geren; Larson.

STATEMENT OF VOTE

When Record No. 1419 was taken, I was temporarily out of the house chamber. I would have voted yes.

Ashby

SB 1111 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Cain moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Anderson, Tinderholt, E. Thompson, and Schofield as house sponsors to **SB 1111**.

The motion prevailed.

POSTPONED BUSINESS

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

SB 766 ON SECOND READING (Leach, S. Thompson, and Hunter - House Sponsors)

SB 766, A bill to be entitled An Act 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 766 was read second time on May 20, postponed until 2 p.m. May 23, postponed until 8 p.m. May 23, postponed until 12 a.m. today, postponed until 4 p.m. today, and was again postponed until this time.

Amendment No. 1

Representative Leach offered the following amendment to **SB 766**:

Amend **SB 766** (house committee report) on page 3 as follows:

(1) On line 8, strike "OF CERTAIN MINORS ON" and substitute "OR EMPLOYMENT OF CERTAIN PERSONS AT".

(2) Strike lines 14-16 and substitute the following:

(b) The holder of a permit or license covering a premises described by Subsection (a) may not:

(1) knowingly or recklessly allow an individual younger than 18 years of age to be on the premises; or

(2) enter into a contract, other than a contract described by Section 51.016(g), Labor Code, with an individual younger than 21 years of age for the performance of work or the provision of a service on the premises.

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Thierry, Cain, Meyer, Leach, Jetton, and Harris offered the following amendment to **SB 766**:

Amend **SB 766** (house committee printing) as follows:

(1) On page 1, line 9, between "(e)," and "(h)" insert "(g),".

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

(g) The requirements of Subsections (c) and (f) do not apply with regard to an independent contractor who contracts with a sexually oriented business solely to perform repair, delivery, maintenance, or construction services at the business.

(3) On page 3, line 10, strike "18" and substitute "21".

(4) On page 3, line 16, strike "18" and substitute "21".

(5) On page 4, line 2, strike "A CHILD" and substitute "CERTAIN PERSONS".

(6) On page 4, line 3, strike "18" and substitute "21".

(7) On page 6, line 25, strike "18" and substitute "21".

AMENDMENT NO. 2 - REMARKS

REPRESENTATIVE THIERRY: What this amendment attempted to do is to make sure that we really tackle the issues that are going on with human trafficking at sexually oriented businesses. We received a report, the Texas Legislature, of all of the crimes that currently exist in these establishments, from sexual assault to underage drinking and much more. So what we're trying to do in this amendment—what this amendment was going to do—was to make sure that everyone on the premises was 21 years of age. The bill as it's written makes sure that someone may not be employed at 21, but you could still be 18 at the sexually oriented business. My concern from the beginning—and I have worked on this for multiple sessions—is that the bad actors would circumvent that by having these young girls at strip clubs at the age of 18 and then when law enforcement comes in, they would simply manipulate them to say, "I'm not working. I'm just hanging out." So the point was to make sure that it was 21 across the board.

Members, I believe that our laws should be a reflection of our values in Texas. We've already set the tone that the legal age to even purchase alcohol is 21, and that is because we appreciate the risk that young people encounter when they drink alcohol. We then, last session, went even further and we've changed the age to 21 to smoke tobacco products. And that is because our values said that we appreciate the risk of harm to young people for using tobacco products. We also included vapor products in raising the age to 21.

So members, I feel that this is a loophole that we've left hanging that you can still be under 21. You can't be under 21 to drink the alcohol at the sexually oriented business. You can't be under 21 to smoke the tobacco at a sexually oriented business. But you may be under 21 to be, unfortunately, buck naked in that environment, increasing your risk of sexual assault, abuse, and human trafficking. Unfortunately, members, we really just don't have the will on both sides, is my understanding, to go this far. And although I really feel, as I said, our laws should reflect our values, and in Texas, I think it should be more than a value that you should have to be 21 to enter a sexually oriented business, because no good can come of it under that age.

As my father used to say sometimes when I was out late at night, at a certain point in the evening, no good can come of it. And there's really no good—there's no reason for anyone under the age of 21 to be there because we can appreciate the risk of harm that will happen to them. But members, I respect the bill. It's a

good bill to verify their ages, so I am going to withdraw this amendment and hopefully next session, members, we'll be able to come back and do the right thing and reconcile our values with our laws.

Amendment No. 2 was withdrawn.

Amendment No. 3

Representative S. Thompson offered the following amendment to **SB 766**:

Amend **SB 766** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 8.05(c), Penal Code, is amended to read as follows:

(c) Compulsion within the meaning of this section exists only if the force or threat of force would render a reasonable person in the situation of the defendant [~~reasonable firmness~~] incapable of resisting the pressure.

Amendment No. 3 was adopted.

Amendment No. 4

Representative Morrison offered the following amendment to **SB 766**:

Amend **SB 766** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Section 105.06(a-1), Alcoholic Beverage Code, is amended to read as follows:

(a-1) For the purposes of this section, a licensed, unlicensed, [~~or~~] permitted, or unpermitted premises is a public place.

SECTION _____. (a) Section 105.06(a-1), Alcoholic Beverage Code, as amended by this Act, applies only to an offense committed on or after the effective date of this Act. For the purposes of this section, an offense is committed before the effective date of this Act if any element of the offense occurs before that date.

(b) An offense committed before the effective date of this Act is covered by the law in effect immediately before the effective date of this Act, and that law is continued in effect for that purpose.

Amendment No. 4 was withdrawn.

REMARKS ORDERED PRINTED

Representative Krause moved to print remarks by Representative Thierry on Amendment No. 2 on **SB 766**.

The motion prevailed.

SB 766, as amended, was passed to third reading.

GENERAL STATE CALENDAR
(consideration continued)
SB 828 ON SECOND READING
(Paddie - House Sponsor)

SB 828, A bill to be entitled An Act relating to the use of municipal hotel occupancy tax revenue in certain municipalities.

Amendment No. 1

Representative Klick offered the following amendment to **SB 828**:

Amend **SB 828** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Subchapter B, Chapter 351, Tax Code, is amended by adding Section 351.1062 to read as follows:

Sec. 351.1062. ALLOCATION OF REVENUE: CERTAIN MUNICIPALITIES WITH CITY PARKS. (a) This section applies only to a municipality that:

- (1) has a population of more than 7,500 but less than 12,000;
- (2) has at least one hotel within 350 feet of a city park; and
- (3) is wholly located in a county with a population of more than

1.8 million but less than 2.3 million.

(b) Notwithstanding any other provision of this chapter and subject to Subsections (c) and (d), a municipality to which this section applies may use revenue from the tax imposed under this chapter to promote tourism and the convention and hotel industry by constructing a sports facility and amphitheater.

(c) A municipality that uses revenue derived from the tax imposed under this chapter for the purpose described by Subsection (b):

(1) shall make a good-faith estimate of the amount of area hotel revenue that will be generated by events and activities held at the sports facility and amphitheater during the five-year period following the date on which construction is completed; and

(2) may not spend hotel occupancy tax revenue for the construction of the sports facility and amphitheater in a total amount that exceeds the amount of area hotel revenue estimated under Subdivision (1).

(d) At the end of the five-year period described by Subsection (c)(1), a municipality shall reimburse from the municipality's general fund to the municipality's hotel occupancy tax revenue fund any municipal hotel occupancy tax revenue spent on the construction of the sports facility and amphitheater in excess of the amount of area hotel revenue attributable to the sports facility and amphitheater during that period.

Amendment No. 1 was adopted. (Ellzey recorded voting no.)

Amendment No. 2

Representative Zwiener offered the following amendment to **SB 828**:

Amend **SB 828** by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Section 351.10692(a), Tax Code, is amended to read as follows:

(a) This section applies only to:

(1) a municipality with a population of less than 3,500 [~~2,000~~] located in a county that:

(A) [~~(4)~~] is adjacent to the county in which the State Capitol is located; and

(B) [~~(2)~~] has a population of[~~:~~

[~~(A)~~] not more than 25,000, [~~;~~] or contains portions of the Blanco and Pedernales Rivers and has a population of more than 150,000; and

(2) a municipality that has a population of not more than 20,000, that contains an outdoor gear and sporting goods retailer with retail space larger than 175,000 square feet, and that hosts an annual wiener dog race [~~(B)~~—at least 100,000 but not more than 200,000].

Amendment No. 2 was adopted. (Ellzey recorded voting no.)

Amendment No. 3

Representative Wilson offered the following amendment to **SB 828**:

Amend **SB 828** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering the 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 11th anniversary of the date the qualified hotel to which the entitlement relates is open for initial occupancy.

Amendment No. 3 was adopted. (Ellzey recorded voting no.)

Amendment No. 4

Representative Clardy offered the following amendment to **SB 828**:

Amend **SB 828** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Chapter 351, Tax Code, is amended by adding Subchapter D to read as follows:

SUBCHAPTER D. RECEIPT OF CERTAIN REVENUE BY CERTAIN
MUNICIPALITIES

Sec. 351.201. EXTENSION OF PERIOD OF ENTITLEMENT TO CERTAIN REVENUE FOR CERTAIN MUNICIPALITIES. (a) This section applies only to a municipality or nonprofit corporation acting on behalf of a municipality that received or was entitled to receive a rebate, refund, or payment of taxes under Section 151.429(h), 351.102, 351.156, or 351.157 at any time during the period beginning March 12, 2021, and ending January 1, 2022, relating to a hotel project or qualified hotel, convention center facility, or establishment, as applicable.

(b) Notwithstanding any other law, a municipality or nonprofit corporation acting on behalf of a municipality to which this section applies and that is otherwise entitled to receive revenue under Section 151.429(h), 351.102, 351.156, or 351.157 for the 10-year period following the date on which the qualifying hotel to which the entitlement relates is open for initial occupancy is entitled to receive that revenue for an additional 12-month period immediately following the expiration of the 10-year period.

(c) A municipality or nonprofit corporation acting on behalf of a municipality must request the extension of the period of entitlement provided under Subsection (b) from the comptroller in the manner the comptroller specifies. The comptroller is not required to extend the period of entitlement under Subsection (b) unless the municipality or nonprofit corporation requests the extension.

Sec. 351.202. EXPIRATION OF SUBCHAPTER. This subchapter expires January 1, 2033.

Amendment No. 4 was adopted. (Ellzey recorded voting no.)

Amendment No. 5

Representative Toth offered the following amendment to **SB 828**:

Amend **SB 828** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 351.101(m), Tax Code, is amended to read as follows:

(m) In addition to the uses authorized by Subsections (a) and (e), and notwithstanding any provision of this chapter to the contrary, a municipality with a population of 6,500 or less that has at least 800 hotel rooms within the corporate boundaries of the municipality and that is located in a county adjacent to a county with a population of 3.3 million or more may use revenue derived from the tax authorized by this chapter to directly enhance and promote tourism and the convention and hotel industry by acquiring sites for and constructing, improving, enlarging, equipping, repairing, operating, and maintaining [~~a municipally owned~~]:

- (1) a municipally owned convention center facility;

(2) a municipally owned sports-related facility with seating for at least 4,500 people that is used or is planned for use for one or more professional or amateur sports events or other events, including rodeos, livestock shows, and performing arts events;

(3) a municipally owned multiuse facility that includes facilities described by Subdivisions (1) and (2); ~~and~~

(4) related infrastructure for a facility described by Subdivision (1), (2), or (3), as that term is defined by Section 334.001(3), Local Government Code, for a venue; and

(5) other municipal infrastructure, including an extension of a road or wastewater pipeline.

Amendment No. 5 was adopted. (Ellzey recorded voting no.)

SB 828, as amended, was passed to third reading. (Dean and Shine recorded voting no.)

SB 907 ON SECOND READING
(Lambert - House Sponsor)

SB 907, A bill to be entitled An Act relating to the application for and issuance of a marriage license through the use of remote technology.

SB 907 was passed to third reading.

CSSB 1267 ON SECOND READING
(Lozano - House Sponsor)

CSSB 1267, A bill to be entitled An Act relating to continuing education and training requirements for educators and other school district personnel.

Amendment No. 1

Representative Lozano offered the following amendment to **CSSB 1267**:

Amend **CSSB 1267** (house committee report) as follows:

(1) On page 2, line 4, strike "Subsections (d), (e), and (f)" and substitute "Subsections (d) and (e)".

(2) On page 5, strike lines 1 through 16.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Lozano offered the following amendment to **CSSB 1267**:

Amend **CSSB 1267** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION ____ . Section 37.0021, Education Code, is amended by amending Subsection (d) and adding Subsection (j) to read as follows:

(d) Subject to Subsection (j), the [The] commissioner by rule shall adopt procedures for the use of restraint and time-out by a school district employee or volunteer or an independent contractor of a district in the case of a student with a disability receiving special education services under Subchapter A, Chapter 29. A procedure adopted under this subsection must:

(1) be consistent with:

(A) professionally accepted practices and standards of student discipline and techniques for behavior management; and

(B) relevant health and safety standards; and

(2) identify any discipline management practice or behavior management technique that requires a district employee or volunteer or an independent contractor of a district to be trained before using that practice or technique.

(j) A peace officer performing law enforcement duties or school security personnel performing security-related duties on school property or at a school-sponsored or school-related activity may not restrain or use a chemical irritant spray on a student 10 years of age or younger unless the student poses a serious risk of harm to the student or another person.

Amendment No. 2 was adopted.

CSSB 1267, as amended, was passed to third reading.

SB 1282 ON SECOND READING
(Paddie and Vasut - House Sponsors)

SB 1282, A bill to be entitled An Act relating to cost recovery for costs arising from the interconnection of certain electric generation facilities with the ERCOT transmission system.

Representative Paddie moved to postpone consideration of **SB 1282** until 6:15 a.m. tomorrow.

The motion prevailed.

CSSB 1094 ON SECOND READING
(Frullo - House Sponsor)

CSSB 1094, A bill to be entitled An Act relating to the payment of certain education expenses using the state's programs for paying, prepaying, or saving toward the costs of attending an institution of higher education.

CSSB 1094 was passed to third reading.

SB 1088 ON SECOND READING
(Shine - House Sponsor)

SB 1088, A bill to be entitled An Act 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.

Amendment No. 1

Representative Shine offered the following amendment to **SB 1088**:

Amend **SB 1088** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION _____. Subchapter C, Chapter 11, Tax Code, is amended by adding Section 11.50 to read as follows:

Sec. 11.50. PROVISION OF NAMES OF INDIVIDUALS RECEIVING RESIDENCE HOMESTEAD EXEMPTION TO ANOTHER CHIEF APPRAISER. (a) The chief appraiser of an appraisal district may request that the chief appraiser of another appraisal district provide to the requesting chief appraiser a list of the names of all individuals who currently receive an exemption for a residence homestead in the appraisal district for which the request is made.

(b) A chief appraiser who receives a request under Subsection (a) shall provide the list to the requesting chief appraiser as soon as practicable.

(c) A provision of law making information described by Subsection (a) confidential does not apply to the disclosure of that information under this section to another chief appraiser.

Amendment No. 1 was adopted.

SB 1088, as amended, was passed to third reading.

CSSB 916 ON SECOND READING
(Meyer - House Sponsor)

CSSB 916, A bill to be entitled An Act relating to certain information regarding appraisal district noncompliance and property values in the Texas Department of Licensing and Regulation records of a professional property tax appraiser serving as chief appraiser for the district.

CSSB 916 was passed to third reading.

CSSB 2038 ON SECOND READING
(Dean, Oliverson, and Guillen - House Sponsors)

CSSB 2038, A bill to be entitled An Act relating to prices and fees charged by certain freestanding emergency medical care facilities during a declared state of disaster; providing administrative penalties.

CSSB 2038 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE PAUL: Representative Dean, this bill is seeking to correct the actions of a few bad actors within the freestanding emergency medical care community by establishing rates which have passed what constitutes unconscionable pricing. Is that correct?

REPRESENTATIVE DEAN: That's correct.

PAUL: Representative, with **CSSB 2038** before us today, am I correct in assuming that the legislative intent behind this bill is to protect consumers but not to interfere with the governor's emergency powers to broaden the services that are provided and that they may be asked to supply in the event of another emergency or pandemic?

DEAN: That is my intent.

REMARKS ORDERED PRINTED

Representative Paul moved to print remarks between Representative Dean and Representative Paul on **CSSB 2038**.

The motion prevailed.

CSSB 2038 was passed to third reading.

SB 69 ON SECOND READING (White - House Sponsor)

SB 69, A bill to be entitled An Act relating to prohibiting peace officers from using neck restraints during a search or arrest.

Amendment No. 1

Representatives Reynolds and White offered the following amendment to **SB 69**:

Amend **SB 69** (house committee printing) as follows:

(1) On line 6, strike "Article 2.33" and substitute "Articles 2.1387 and 2.33".

(2) Between lines 6 and 7, insert the following:

Art. 2.1387. INTERVENTION REQUIRED FOR EXCESSIVE FORCE; REPORT REQUIRED. (a) A peace officer has a duty to intervene to stop or prevent another peace officer from using force against a person suspected of committing an offense if:

(1) the amount of force exceeds that which is reasonable under the circumstances; and

(2) the officer knows or should know that the other officer's use of force:

(A) violates state or federal law;

(B) puts a person at risk of bodily injury, as that term is defined by Section 1.07, Penal Code, and is not immediately necessary to avoid imminent bodily injury to a peace officer or other person; and

(C) is not required to apprehend the person suspected of committing an offense.

(b) A peace officer who witnesses the use of excessive force by another peace officer shall promptly make a detailed report of the incident and deliver the report to the supervisor of the peace officer making the report.

Amendment No. 1 was adopted.

SB 69, as amended, was passed to third reading.

**SB 1387 - 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 1387** Representatives Jetton and Swanson and all joint authors and co-authors for **HB 1314**.

The motion prevailed.

**SB 69 - RULES SUSPENDED
HOUSE SPONSOR AUTHORIZED**

Representative White moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Reynolds, Rose, and S. Thompson as house sponsors to **SB 69**.

The motion prevailed.

**CSSB 1728 ON SECOND READING
(Canales - House Sponsor)**

CSSB 1728, A bill to be entitled An Act relating to the equalization for road use by and public charging infrastructure for alternatively fueled vehicles; authorizing a fee and a surcharge.

CSSB 1728 - POINT OF ORDER

Representative Slaton raised a point of order against further consideration of **CSSB 1728** under Rule 4, Section 40, and 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 Senate Bill 1728

Announced in the House on May 24, 2021

Representative Slaton raises a point of order against further consideration of **CSSB 1728** 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 subject of the engrossed bill is the imposition of an additional registration fee on alternatively fueled vehicles, to be administered by the Texas Department of Motor Vehicles. The committee substitute adds provisions not included in the engrossed bill that would create the Texas Transportation Electrification Council, administratively attached to the Texas Department of Transportation and responsible for oversight of statewide electric vehicle charging infrastructure. The committee substitute introduces an additional subject not included in the engrossed bill. The committee substitute is not germane. See 87 H. Jour. 2181 (2021).

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.

CSSB 1728 was returned to the Committee on Calendars.

RESOLUTIONS CALENDAR

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

SCR 29

(White - House Sponsor)

SCR 29, 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 29 was adopted by (Record 1420): 146 Yeas, 0 Nays, 0 Present, not voting.

Yeas — Mr. Speaker(C); 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; 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; 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 — Beckley; Coleman; Price.

Absent — Pacheco.

SB 766 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative S. Thompson moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Thierry as a house sponsor to **SB 766**.

The motion prevailed.

SCR 29 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative Harless moved to suspend Rule 8, Section 5(d), of the House Rules to designate as house sponsors and co-sponsors for **SCR 29** all joint authors and co-authors for **HCR 91**.

The motion prevailed.

PROVIDING FOR ADJOURNMENT

At 10:48 p.m., Representative Huberty 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 Rocky Huberty of Humble.

The motion prevailed.

RESOLUTIONS 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

In accordance with a previous motion, the house, at 10:58 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

SCR 50 to Defense and Veterans' Affairs.

List No. 2

HR 1420 (By Toth, Metcalf, C. Bell, Bailes, and Ashby), Congratulating Congressman Kevin Brady on his retirement from the United States House of Representatives.

To Resolutions Calendars.

HR 1476 (By Holland), Congratulating Micah Wolfe on graduating as valedictorian of the Royse City High School Class of 2021.

To Resolutions Calendars.

HR 1477 (By Holland), Congratulating Dayna Smith on graduating as valedictorian of the Rockwall-Heath High School Class of 2021.

To Resolutions Calendars.

HR 1478 (By Holland), Congratulating Brittani Stirling on graduating as valedictorian of the Rockwall High School Class of 2021.

To Resolutions Calendars.

HR 1479 (By Holland), Congratulating Frank Conselman on his election to the Rockwall Independent School District Board of Trustees.

To Resolutions Calendars.

HR 1480 (By Holland), Congratulating Kevin Fowler on his election as mayor of Rockwall.

To Resolutions Calendars.

HR 1481 (By Schofield), Congratulating Gary Joseph, head coach of the Katy High School football team, on receiving the 2021 Tom Landry Award from the Texas High School Coaches Association.

To Resolutions Calendars.

HR 1482 (By Schofield), Congratulating retired Katy ISD coach Bubba Fife on his receipt of the Be Great Award by the GoBeGreat Foundation.

To Resolutions Calendars.

HR 1483 (By J. González), Congratulating Omar Narvaez on his reelection to the Dallas City Council and recognizing his contributions during Winter Storm Uri and the COVID-19 pandemic.

To Resolutions Calendars.

HR 1484 (By E. Thompson), Recognizing Brazoria County and its residents for their important contributions to the Lone Star State.

To Resolutions Calendars.

HR 1485 (By Wu), In memory of Huy Quang Luong of Houston.

To Resolutions Calendars.

HR 1486 (By White), Congratulating Trevor Douglas Veron of Lumberton on attaining the rank of Eagle Scout.

To Resolutions Calendars.

HR 1487 (By Davis), Congratulating television sportscaster Dale Hansen on his retirement from WFAA in Dallas.

To Resolutions Calendars.

HR 1488 (By E. Morales), Congratulating Chief Warrant Officer Three Marlene Angelica Rivera on her retirement from the U.S. Army.

To Resolutions Calendars.

HR 1489 (By Israel), Commending Irving A. Calderon for his service as a policy analyst intern in the office of State Representative Celia Israel.

To Resolutions Calendars.

HR 1490 (By Ramos), Congratulating Jasmine "Jazy" Shevell on earning a master's degree in art history from Boston University.

To Resolutions Calendars.

HR 1491 (By C. Morales), In memory of residents of House District 145 who died of COVID-19.

To Resolutions Calendars.

HR 1492 (By C. Morales), In memory of the more than 50,000 people who died from COVID-19 in the State of Texas.

To Resolutions Calendars.

HR 1494 (By Price), Congratulating Dr. Jud Hicks on his retirement as president of Frank Phillips College.

To Resolutions Calendars.

HR 1495 (By Price), Congratulating Texas Tech University School of Veterinary Medicine on its opening in August 2021.

To Resolutions Calendars.

HR 1496 (By Price), Commending Borger ISD and Frank Phillips College for offering a dual credit program at Borger High School.

To Resolutions Calendars.

HR 1497 (By Price), Congratulating the Panhandle High School girls' and boys' track and field teams on their success at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1498 (By Price), Congratulating Panhandle High School on its third-place finish in the 2A Division of the 2021 University Interscholastic League Lone Star Cup competition.

To Resolutions Calendars.

HR 1499 (By Price), Recognizing September 2021 as Pulmonary Fibrosis Awareness Month.

To Resolutions Calendars.

HR 1500 (By Price), Recognizing September 2022 as Pulmonary Fibrosis Awareness Month.

To Resolutions Calendars.

HR 1501 (By Price), Recognizing September 17, 2021, as Constitution Day.

To Resolutions Calendars.

HR 1502 (By Price), Recognizing September 17, 2022, as Constitution Day.

To Resolutions Calendars.

HR 1503 (By Price), Recognizing September 17, 2021, as National POW/MIA Recognition Day.

To Resolutions Calendars.

HR 1504 (By Price), Recognizing September 16, 2022, as National POW/MIA Recognition Day.

To Resolutions Calendars.

HR 1505 (By Price), Commemorating Gold Star Mother's Day 2021.

To Resolutions Calendars.

HR 1506 (By Price), Commemorating Gold Star Mother's Day 2022.

To Resolutions Calendars.

HR 1507 (By Price), Commemorating the 80th anniversary of the attack on Pearl Harbor.

To Resolutions Calendars.

HR 1508 (By Price), Commemorating the 81st anniversary of the attack on Pearl Harbor.

To Resolutions Calendars.

HR 1509 (By Price), Commemorating the Fourth of July, 2021.

To Resolutions Calendars.

HR 1510 (By Price), Commemorating the Fourth of July, 2022.

To Resolutions Calendars.

HR 1511 (By Price), Recognizing National Glaucoma Awareness Month in January 2022.

To Resolutions Calendars.

HR 1512 (By Buckley), Congratulating Hilary Jacobs Shine on her retirement as executive director of communications for the City of Killeen.

To Resolutions Calendars.

HR 1513 (By Spiller), In memory of Brian Wesley Portugal of Richardson.

To Resolutions Calendars.

HR 1514 (By Israel), Commending Quynhanh Tran for her service as district director and scheduler in the office of State Representative Celia Israel.

To Resolutions Calendars.

HR 1515 (By A. Johnson), Commending the nurses who serve House District 134 for their inspiring dedication to their work.

To Resolutions Calendars.

HR 1516 (By White), Commending Greyson Thomas Gee for his service as a policy intern in the office of State Representative James White during the 87th Legislative Session.

To Resolutions Calendars.

HR 1517 (By White), Commending Landon L. Self for his service as a legislative intern in the office of State Representative James White.

To Resolutions Calendars.

HR 1518 (By White), Commending Jordan Cooley for her service as a policy analyst in the office of State Representative James White.

To Resolutions Calendars.

HR 1519 (By White), Commending John Alexander for his service as legislative director in the office of State Representative James White.

To Resolutions Calendars.

HR 1520 (By White), Commending Finn Westenhaver for his service as legislative director in the office of State Representative James White.

To Resolutions Calendars.

HR 1521 (By White), Commending Kimberly Cline of Lumberton for her service as community and constituent relations director in the office of State Representative James White.

To Resolutions Calendars.

HR 1522 (By White), Commending Cydnye Robinson for her service as district director in the office of State Representative James White.

To Resolutions Calendars.

HR 1523 (By White), Commending Benjamin Reid Jowers for his service as assistant committee director for the House Homeland Security and Public Safety Committee in the office of State Representative James White.

To Resolutions Calendars.

HR 1524 (By White), Commending Roel Benavides for his service as committee director for the House Homeland Security and Public Safety Committee in the office of State Representative James White.

To Resolutions Calendars.

HR 1525 (By White), Commending Saul Mendoza for his service as chief of staff in the office of State Representative James White.

To Resolutions Calendars.

HR 1526 (By Bucy), Congratulating Emilie Suzanne Vogas and Joseph Lad Vogas of Round Rock on the birth of their son, James Allen Vogas.

To Resolutions Calendars.

HR 1527 (By Bucy), Honoring Dr. Mo Jahadi, D.C., of Cedar Park for his service as president of the Texas Chiropractic Association for 2020-2021.

To Resolutions Calendars.

HR 1528 (By Howard), In memory of Roger Caldwell Bailey.

To Resolutions Calendars.

HR 1529 (By Howard), In memory of Joanna J. Heffington Nelson of Austin.

To Resolutions Calendars.

HR 1530 (By A. Johnson), Paying special tribute to the hospitals within Texas Medical Center.

To Resolutions Calendars.

HR 1531 (By Swanson and Capriglione), Recognizing that pornography is a public health hazard.

To Public Health.

HR 1532 (By Vo), Commending John Lin for his service as a legislative aide in the office of State Representative Hubert Vo.

To Resolutions Calendars.

HR 1533 (By Vo), Commending Xochitl Ramirez for her service as communications director in the office of State Representative Hubert Vo during the 87th Legislative Session.

To Resolutions Calendars.

HR 1534 (By Vo), Honoring Vicente Sanchez for his service as chief of staff in the office of State Representative Hubert Vo during the 87th Legislative Session.

To Resolutions Calendars.

HR 1535 (By Vo), Commending Codi Nguyen for his service as legislative director to State Representative Hubert Vo.

To Resolutions Calendars.

HR 1536 (By Herrero), Honoring Amistad Community Health Center for its dedicated service to area residents during the COVID-19 pandemic.

To Resolutions Calendars.

HR 1537 (By Herrero), In memory of Jimmie Lewel Armstead of Corpus Christi.

To Resolutions Calendars.

HR 1538 (By Murr), Congratulating the Ozona High School girls' powerlifting team on its performance at the 2021 THSWPA state meet.

To Resolutions Calendars.

HR 1539 (By Murr), Congratulating the Ozona High School boys' powerlifting team on its performance at the 2021 THSPA state meet.

To Resolutions Calendars.

HR 1540 (By Murr), Congratulating Raleygh Simpson of Tivy High School on her participation in the 2021 UIL Golf State Tournament.

To Resolutions Calendars.

HR 1541 (By Murr), Congratulating the Ozona High School girls' 4x100-meter relay team on participating in the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1542 (By Murr), Congratulating the Llano Senior High School boys' golf team on its participation in the 2021 UIL Golf State Tournament.

To Resolutions Calendars.

HR 1543 (By Murr), Congratulating the members of the Llano High School boys' 4x200- and 4x100-meter relay teams on their performances at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1544 (By Murr), Congratulating the Llano High School girls' 4x400-meter relay team on participating in the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1545 (By Murr), Congratulating Gwyn Burnett of Llano High School on participating in the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1546 (By Murr), Congratulating Jackson Turner on his performance in the 3A social studies contest at the 2021 UIL Academic State Meet.

To Resolutions Calendars.

HR 1547 (By Schofield), Commending Katie Hamilton for her service as a legislative intern in the office of State Representative Mike Schofield.

To Resolutions Calendars.

HR 1548 (By Israel), Commending Justin Perez for his service to the Texas Legislature.

To Resolutions Calendars.

HR 1549 (By Israel), Commending Abby Springs for her service as a communications and administrative aide in the office of State Representative Celia Israel.

To Resolutions Calendars.

HR 1550 (By T. King), Congratulating Christian Cainan Rattler of Knippa High School on winning a gold medal at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1551 (By White), Congratulating William Boyce of Onalaska High School on winning three gold medals at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1552 (By Price), Congratulating Amarillo College mass media students on winning 36 awards at the 2021 Texas Intercollegiate Press Association Convention.

To Resolutions Calendars.

HR 1553 (By Price), Congratulating West Texas A&M University on winning the national championship at the 2020 Meat Science Quiz Bowl.

To Resolutions Calendars.

HR 1554 (By Price), Congratulating the West Texas A&M University horse judging team on winning top honors at the 2020 AQHA World Championship Show.

To Resolutions Calendars.

HR 1555 (By Price), Congratulating the West Texas A&M University rodeo team on its successful season in 2021.

To Resolutions Calendars.

HR 1556 (By Herrero), Congratulating Dorian Joshua Resendez on graduating as salutatorian of the Class of 2021 at Banquete High School.

To Resolutions Calendars.

HR 1557 (By Herrero), Congratulating Benjamin Patrick Martinez on graduating as salutatorian of the Class of 2021 at Veterans Memorial High School in Corpus Christi.

To Resolutions Calendars.

HR 1558 (By Herrero), Congratulating Mia Angelica Tey on graduating as salutatorian of the Class of 2021 at Richard King High School in Corpus Christi.

To Resolutions Calendars.

HR 1559 (By Herrero), Congratulating Ta'Leigha Leondria Johnson on graduating as salutatorian of the Class of 2021 at West Oso High School in Corpus Christi.

To Resolutions Calendars.

HR 1560 (By Herrero), Congratulating Savanah Hinojosa on graduating as salutatorian of the Class of 2021 at Robstown Early College High School.

To Resolutions Calendars.

HR 1561 (By Herrero), Congratulating Cassandra Anel Araiza on graduating as salutatorian of the Class of 2021 at Roy Miller High School in Corpus Christi.

To Resolutions Calendars.

HR 1562 (By Herrero), Congratulating Alexandria Leigh Adame on graduating as salutatorian of the Class of 2021 at Bishop High School.

To Resolutions Calendars.

HR 1563 (By Herrero), Congratulating Joanna Flores on graduating as salutatorian of the Class of 2021 at Agua Dulce High School.

To Resolutions Calendars.

HR 1564 (By Herrero), Congratulating Julian Figueroa Jr. on graduating as salutatorian of the Class of 2021 at W. B. Ray High School in Corpus Christi.

To Resolutions Calendars.

HR 1565 (By Herrero), Congratulating Jose Servando Orta Jr. on graduating as salutatorian of the Class of 2021 at Mary Carroll High School in Corpus Christi.

To Resolutions Calendars.

HR 1566 (By Herrero), Congratulating Debtanu Bhattacharya on graduating as salutatorian of the Class of 2021 at Calallen High School in Corpus Christi.

To Resolutions Calendars.

HR 1567 (By Herrero), Congratulating Kylie Suggs on graduating as salutatorian of the Class of 2021 at London High School in Corpus Christi.

To Resolutions Calendars.

HR 1568 (By Herrero), Congratulating Charles Timblin Flood on graduating as salutatorian of the Class of 2021 at Incarnate Word Academy High School in Corpus Christi.

To Resolutions Calendars.

HR 1569 (By Herrero), Congratulating Maxine Martinez on graduating as salutatorian of the Class of 2021 at Harold T. Branch Academy in Corpus Christi.

To Resolutions Calendars.

HR 1570 (By Herrero), Congratulating Jennifer Zhao Xac on graduating as salutatorian of the Class of 2021 at Tuloso-Midway High School in Corpus Christi.

To Resolutions Calendars.

HR 1571 (By Herrero), Congratulating Shameka Ayesha Fatima Cobb on graduating as salutatorian of the Class of 2021 at Collegiate High School in Corpus Christi.

To Resolutions Calendars.

HR 1572 (By Herrero), Congratulating Haylie Jade Montemayor on graduating as valedictorian of the Class of 2021 at Banquete High School.

To Resolutions Calendars.

HR 1573 (By Herrero), Congratulating Milan Vivek Maheswari on graduating as valedictorian of the Class of 2021 at Richard King High School in Corpus Christi.

To Resolutions Calendars.

HR 1574 (By Herrero), Congratulating Sriya Sai Chekuri on graduating as valedictorian of the Class of 2021 at Veterans Memorial High School in Corpus Christi.

To Resolutions Calendars.

HR 1575 (By Herrero), Congratulating Jasmine Amyah Mendoza on graduating as valedictorian of the Class of 2021 at West Oso High School in Corpus Christi.

To Resolutions Calendars.

HR 1576 (By Herrero), Congratulating Izabella Marie Luera on graduating as valedictorian of the Class of 2021 at Bishop High School.

To Resolutions Calendars.

HR 1577 (By Herrero), Congratulating Isaac Lemus on graduating as valedictorian of the Class of 2021 at Robstown Early College High School.

To Resolutions Calendars.

HR 1578 (By Herrero), Congratulating Hayden Matthew Beets on graduating as valedictorian of the Class of 2021 at Agua Dulce High School.

To Resolutions Calendars.

HR 1579 (By Herrero), Congratulating Faith Hongzhe Willis on graduating as valedictorian of the Class of 2021 at Harold T. Branch Academy in Corpus Christi.

To Resolutions Calendars.

HR 1580 (By Herrero), Congratulating Rylee Jayne King on graduating as valedictorian of the Class of 2021 at Tuloso-Midway High School in Corpus Christi.

To Resolutions Calendars.

HR 1581 (By Herrero), Congratulating Xochitl Torres on graduating as valedictorian of the Class of 2021 at Collegiate High School in Corpus Christi.

To Resolutions Calendars.

HR 1582 (By Herrero), Congratulating Diamond Raye Benavidez-Barrera on graduating as valedictorian of the Class of 2021 at Roy Miller High School in Corpus Christi.

To Resolutions Calendars.

HR 1583 (By Herrero), Congratulating Jenna Grace Carr on graduating as valedictorian of the Class of 2021 at Calallen High School in Corpus Christi.

To Resolutions Calendars.

HR 1584 (By Herrero), Congratulating Catherine Mande Thomas on graduating as valedictorian of the Class of 2021 at Incarnate Word Academy High School in Corpus Christi.

To Resolutions Calendars.

HR 1585 (By Herrero), Congratulating Matthew Sun on graduating as valedictorian of the Class of 2021 at London High School in Corpus Christi.

To Resolutions Calendars.

HR 1586 (By Herrero), Congratulating Layla Michelle Villarreal on graduating as valedictorian of the Class of 2021 at Mary Carroll High School in Corpus Christi.

To Resolutions Calendars.

HR 1587 (By Herrero), Congratulating Tina Li on graduating as valedictorian of the Class of 2021 at W. B. Ray High School in Corpus Christi.

To Resolutions Calendars.

HR 1588 (By Price), Congratulating Citlali Botello for being named the 2021 Outstanding Student at Amarillo College Moore County Campus.

To Resolutions Calendars.

HR 1589 (By Neave), Honoring Sharing Life on the occasion of its 2021 UNGala.

To Resolutions Calendars.

HR 1590 (By Neave), Congratulating the All-District honorees from the Mesquite High School girls' soccer team.

To Resolutions Calendars.

HR 1591 (By Neave), Congratulating the All-District honorees from the North Mesquite High School girls' soccer team.

To Resolutions Calendars.

HR 1592 (By Neave), Congratulating the All-District honorees from the Horn High School girls' soccer team.

To Resolutions Calendars.

HR 1593 (By Neave), Congratulating the All-District honorees from the West Mesquite High School girls' soccer team.

To Resolutions Calendars.

HR 1594 (By Neave), Congratulating the All-District honorees from the 2020-2021 Poteet High School girls' soccer team.

To Resolutions Calendars.

HR 1595 (By Price), Congratulating Jillian Howell of Bushland High School on winning a gold medal in the 3A shot put at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1596 (By Price), Congratulating Kash Bradley of Bushland High School on winning a bronze medal at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1597 (By Price), Congratulating the Dumas High School boys' 4x400-meter relay team on winning a bronze medal at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1598 (By Price), Congratulating the Dumas High School boys' and girls' wrestling teams on their success during the 2021 season.

To Resolutions Calendars.

HR 1599 (By Price), Congratulating Ella Strickland of Sunray High School on winning a gold medal in the 2A pole vault at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1600 (By Price), Congratulating Payton Berry of Stratford High School on winning a silver medal in the 2A girls' competition at the 2021 University Interscholastic League Golf State Tournament.

To Resolutions Calendars.

HR 1601 (By Price), Congratulating Rese Schoonover of Stratford High School on winning two silver medals at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1602 (By Price), Congratulating Hunter Warminski of White Deer High School on winning two silver medals at the 2021 UIL Track & Field State Meet.

To Resolutions Calendars.

HR 1603 (By Price), Recognizing November 2021 as American Diabetes Month.

To Resolutions Calendars.

HR 1604 (By Price), Recognizing November 2022 as American Diabetes Month.

To Resolutions Calendars.

HR 1605 (By Price), Commemorating National Rural Health Day in Texas on November 18, 2021.

To Resolutions Calendars.

HR 1606 (By Price), Commemorating National Rural Health Day in Texas on November 17, 2022.

To Resolutions Calendars.

HR 1607 (By Price), Commemorating Christmas 2021.

To Resolutions Calendars.

HR 1608 (By Price), Commemorating Christmas 2022.

To Resolutions Calendars.

HR 1609 (By Price), Commemorating Easter 2022.

To Resolutions Calendars.

HR 1610 (By Price), Recognizing April 2022 as National Donate Life Month.

To Resolutions Calendars.

HR 1611 (By Price), Recognizing May 2022 as National Mental Health Month.

To Resolutions Calendars.

HR 1612 (By Price), Commemorating Texas Independence Day 2022.

To Resolutions Calendars.

HR 1613 (By Wu), Congratulating Acsa Hernandez on graduating as valedictorian of the Class of 2021 at Jane Long Academy.

To Resolutions Calendars.

HR 1614 (By Wu), Congratulating Emely Reyes on graduating as valedictorian of the Class of 2021 at Jane Long Academy.

To Resolutions Calendars.

HR 1615 (By Wu), Congratulating Guadalupe Cruz on graduating as valedictorian of the Class of 2021 at Middle College High School at HCC Gulfton.

To Resolutions Calendars.

HR 1616 (By Wu), Congratulating Francis Dominic Sadaya on graduating as salutatorian of the Class of 2021 at Middle College High School at HCC Gulfton.

To Resolutions Calendars.

HR 1617 (By Wu), Congratulating Marlin Santos on graduating as valedictorian of the Class of 2021 at Sharpstown High School.

To Resolutions Calendars.

HR 1618 (By Wu), Congratulating Aqsa Amjad on graduating as salutatorian of the Class of 2021 at Sharpstown High School.

To Resolutions Calendars.

HR 1619 (By Wu), Congratulating Devin Guevara on graduating as valedictorian of the Class of 2021 at Sharpstown International School.

To Resolutions Calendars.

HR 1620 (By Wu), Congratulating Don Nguyen on graduating as salutatorian of the Class of 2021 at Sharpstown International School.

To Resolutions Calendars.

HR 1621 (By Wu), Congratulating Elhadji Toure on graduating as valedictorian of the Class of 2021 at Margaret Long Wisdom High School.

To Resolutions Calendars.

HR 1622 (By Wu), Congratulating Ricardo Trinh on graduating as salutatorian of the Class of 2021 at Margaret Long Wisdom High School.

To Resolutions Calendars.

HR 1623 (By Wu), Congratulating Emily Moon on graduating as valedictorian of the Class of 2021 at Texas Connections Academy at Houston.

To Resolutions Calendars.

HR 1624 (By Wu), Congratulating Anna Elisa Asako on graduating as salutatorian of the Class of 2021 at Texas Connections Academy at Houston.

To Resolutions Calendars.

HR 1625 (By Wu), Congratulating Mariel Almazan on graduating as valedictorian of the Class of 2021 at YES Prep Gulfton.

To Resolutions Calendars.

HR 1626 (By Wu), Congratulating Carlos Hernandez on graduating as salutatorian of the Class of 2021 at YES Prep Gulfton.

To Resolutions Calendars.

HR 1627 (By Wu), Congratulating Mahilet Arega Tefera on graduating as valedictorian of the Class of 2021 at Liberty High School in Houston.

To Resolutions Calendars.

HR 1628 (By Wu), Congratulating Zamured Yaser Aboob Alazzawi on graduating as salutatorian of the Class of 2021 at Liberty High School in Houston.

To Resolutions Calendars.

SCR 55 to Resolutions Calendars.

SCR 56 to Resolutions Calendars.

SCR 57 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. 26

HB 9, HB 21, HB 30, HB 113, HB 458, HB 532, HB 632, HB 911, HB 912, HB 957, HB 963, HB 1012, HB 1062, HB 1128, HB 1153, HB 1156, HB 1258, HB 1259, HB 1278, HB 1284, HB 1307, HB 1570, HB 1788, HB 2058, HB 2110, HB 2225, HB 2361, HB 2926, HB 3012, HB 3069, HB 3212, HB 3319, HB 3481, HB 3489, HB 3533, HB 3564, HB 3583, HB 3610, HB 3777, HB 4202, HB 4279, HB 4454, HB 4477, HB 4568, HB 4621, HCR 25, HJR 143, HJR 165

Senate List No. 15

SB 231, SB 237, SB 516, SB 742, SB 851, SB 874, SB 903, SB 1129, SB 1202, SB 1245, SB 1449, SB 1525

Senate List No. 16

SB 89, SB 186, SB 244, SB 271, SB 296, SB 338, SB 387, SB 481, SB 672, SB 764, SB 782, SB 818, SB 918, SB 1136, SB 1165, SB 1168, SB 1177, SB 1269, SB 1359, SB 1585, SB 1655, SB 1801, SB 1814, SB 1815, SB 1942, SB 2008, SB 2062, SB 2099, SB 2183, SCR 3, SCR 12, SCR 51, SJR 35

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
Monday, May 24, 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 619 Thompson, Senfronia SPONSOR: Alvarado
Relating to developing a strategic plan to support the child-care workforce.
(Committee Substitute)

HB 1423 Campos SPONSOR: Zaffirini
Relating to the regulation and inspection procedures of certain long-term care facilities, including a survey of certain facilities' emergency power sources.
(Amended)

HB 1475 Cyrier SPONSOR: Buckingham
Relating to municipal board of adjustment zoning variances based on unnecessary hardship.

HB 1476 Bell, Keith SPONSOR: Nichols
Relating to a vendor's remedies for nonpayment of a contract with this state or a political subdivision of this state.

HB 1560 Goldman SPONSOR: Buckingham
Relating to the continuation and functions of the Texas Department of Licensing and Regulation.
(Committee Substitute/Amended)

HB 1698 Raney SPONSOR: Schwertner
Relating to authorizing an optional county fee on vehicle registration in certain counties to be used for transportation projects.
(Committee Substitute)

HB 1935 Bucy SPONSOR: Miles
Relating to emergency refills of insulin and insulin-related equipment or supplies.
(Amended)

HB 1967 Thompson, Senfronia SPONSOR: Powell
Relating to a database of information about women with uterine fibroids and to uterine fibroid education and research.

HB 2091 Walle SPONSOR: Taylor

Relating to the redesignation and authority of the Harris County Board of Protective Services for Children and Adults.

HB 2116 Krause SPONSOR: Powell
Relating to certain agreements by architects and engineers in or in connection with certain construction contracts.
(Amended)

HB 2365 Lopez SPONSOR: Campbell
Relating to the participation and reimbursement of certain military medical treatment facilities and affiliated health care providers under Medicaid.
(Amended)

HB 2366 Buckley SPONSOR: Hughes
Relating to criminal conduct that endangers law enforcement; creating a criminal offense and increasing a criminal penalty.

HB 2509 Lucio III SPONSOR: Hinojosa
Relating to measures to support or enhance graduate medical education for the practice of podiatric medicine in this state.

HB 2822 Hull SPONSOR: Buckingham
Relating to the availability of antipsychotic prescription drugs under the vendor drug program and Medicaid managed care.

HB 2896 Bonnen SPONSOR: Nelson
Relating to the creation and re-creation of funds and accounts, the dedication and rededication of revenue and allocation of accrued interest on dedicated revenue, and the exemption of unappropriated money from use for general governmental purposes.
(Committee Substitute)

HB 3379 Leman SPONSOR: Kolkhorst
Relating to the duty to report child abuse and neglect.
(Committee Substitute)

HB 3629 Bonnen SPONSOR: Taylor
Relating to the date a deferral or abatement of the collection of ad valorem taxes on the residence homestead of an elderly or disabled person or disabled veteran expires.

HB 3959 Buckley SPONSOR: Perry
Relating to the establishment of the Texas youth livestock show grant program.

HB 4293 Hinojosa SPONSOR: Zaffirini
Relating to the creation of a court reminder program for criminal defendants.
(Amended)

HB 4544 Swanson SPONSOR: Whitmire
Relating to providing children committed to the Texas Juvenile Justice Department with state-issued identification on discharge or release.
(Amended)

HB 4663 Martinez SPONSOR: Hinojosa
Relating to the powers of the Hidalgo County Drainage District Number 1; authorizing the issuance of bonds.

(Committee Substitute)

HB 4667

Morales, Eddie

SPONSOR: Gutierrez

Relating to the transfer of certain state property from the Department of Public Safety to the City of Eagle Pass.

(Committee Substitute)

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 23

Criminal Jurisprudence - **SB 495, SB 568, SB 1495**

Public Education - **SB 1365**

Public Health - **SB 437, SB 464, SB 552, SB 617, SB 1145, SB 1397, SB 1502**

ENGROSSED

May 23 - HCR 85, HCR 101

ENROLLED

May 23 - HB 9, HB 21, HB 30, HB 113, HB 458, HB 532, HB 632, HB 911, HB 912, HB 957, HB 963, HB 1012, HB 1062, HB 1128, HB 1153, HB 1156, HB 1258, HB 1259, HB 1278, HB 1284, HB 1307, HB 1570, HB 1788, HB 2058, HB 2110, HB 2225, HB 2361, HB 2926, HB 3012, HB 3069, HB 3212, HB 3319, HB 3481, HB 3489, HB 3533, HB 3564, HB 3583, HB 3610, HB 3777, HB 4202, HB 4279, HB 4454, HB 4477, HB 4568, HB 4621, HCR 25, HJR 143, HJR 165