

# HOUSE JOURNAL

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EIGHTY-FOURTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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FIFTY-FIFTH DAY (CONTINUED) — THURSDAY, APRIL 23, 2015

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

The roll of the house was called and a quorum was announced present (Record 339).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Absent, Excused — Bohac; Miles.

Absent — Johnson.

The speaker recognized Representative Meyer who introduced Reverend Paul Rasmussen, senior minister, Highland Park United Methodist Church, Dallas, who offered the invocation as follows:

Eternal, gracious, and loving God, gathered before you is a powerful body of women and men who have been called to serve, to stand strong for those who are weak, to endure where others have tired, to discern where others are confused, and to lead where others can only follow. Lord, the leaders in this room have worked hard to earn the public's trust and confidence. Lord, I pray that they validate that trust with a measure of grace and integrity that only you can provide. Lord, we have no idea what today holds, but we have been blessed with yet another breath and yet another moment to craft a better state and a better world. For that alone, we give you thanks.

Lord, we humbly ask that your counsel and wisdom be poured out upon those gathered here to make vital decisions about the public we serve. May our work here today be less about making statements and more about making a difference. May it be less about our careers and more about our calling.

Lord, the women and men in this room have been blessed with the stewardship of power and influence. Grant us the humility to recognize that the greatest mark of power and influence is always measured by how much of it is given away—given away in service, not for private gain, but for common good. And Lord, may our impassioned battles over the particulars never trump the pursuit of the universal, that all men and women are indeed created equal in your sight. And by your grace, equal in love. Lord, where we cannot achieve mutual agreement with our words, may we settle for no less than mutual concern with our hearts—mutual compassion, mutual caring for a public that far too often knows none of those things. Help us to recognize that in the midst of the miracle of diversity—be it opinion, the color of our skin, the scope of our resources, or the orientation of our intellect—may we recognize that we all have more in common than we do in conflict. And in a world of troubled times in which fear seems to be in control of our destiny, let us be reminded of the words of Samuel Adams, that virtue remains our best source of security. Lord, help us to hold fast to virtue, and may our leadership be an expression of the way in which we follow yours. Amen.

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

(Sheets in the chair)

### **LEAVES OF ABSENCE GRANTED**

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

Bohac on motion of Murphy.

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

Miles on motion of Burrows.

### **CAPITOL PHYSICIAN**

The chair recognized Representative Schaefer who presented Dr. Rodney Wiseman of Whitehouse as the "Doctor for the Day."

The house welcomed Dr. Wiseman and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

### **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**

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

Longoria on motion of Galindo.

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

P. King on motion of Flynn.

### **REGULAR ORDER OF BUSINESS SUSPENDED**

On motion of Representative Raney and by unanimous consent, the reading and referral of bills was postponed until just prior to final adjournment.

### **HR 243 - PREVIOUSLY ADOPTED (by Guerra, Longoria, and Muñoz)**

The chair laid out the following previously adopted resolution:

**HR 243**, Honoring the nonprofit Sustainable Dairy Goat Initiative for its work in Hidalgo County.

### **INTRODUCTION OF GUESTS**

The chair recognized Representative Guerra who introduced representatives of the Sustainable Dairy Goat Initiative.

### **HR 1543 - PREVIOUSLY ADOPTED (by Bell)**

The chair laid out the following previously adopted resolution:

**HR 1543**, Recognizing April 23, 2015, as Texas Charitable Clinic Day at the State Capitol.

### **INTRODUCTION OF GUESTS**

The chair recognized Representative Bell who introduced representatives of the Lone Star Association of Charitable Clinics.

### **HR 1611 - ADOPTED (by Naishtat and Howard)**

Representative Naishtat moved to suspend all necessary rules to take up and consider at this time **HR 1611**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1611**, Congratulating the Texas Historical Commission on its receipt of a 2014 Award of Merit from Preservation Austin.

(Johnson now present)

**HR 1611** was adopted.

On motion of Representative Howard, the names of all the members of the house were added to **HR 1611** as signers thereof.

**HR 2215 - ADOPTED**  
**(by Bernal)**

Representative Bernal moved to suspend all necessary rules to take up and consider at this time **HR 2215**.

The motion prevailed.

The following resolution was laid before the house:

**HR 2215**, Commemorating the 110th anniversary of the founding of the H-E-B chain of grocery stores.

**HR 2215** was adopted.

On motion of Representatives Wu, Schubert, and Guerra, the names of all the members of the house were added to **HR 2215** as signers thereof.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Bernal who introduced representatives of H-E-B.

**HR 1928 - ADOPTED**  
**(by Isaac)**

Representative Isaac moved to suspend all necessary rules to take up and consider at this time **HR 1928**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1928**, Commemorating the 25th anniversary of the Friends of the Pound House Foundation of Dripping Springs.

**HR 1928** was adopted.

**HR 2205 - ADOPTED**  
**(by G. Bonnen)**

Representative G. Bonnen moved to suspend all necessary rules to take up and consider at this time **HR 2205**.

The motion prevailed.

The following resolution was laid before the house:

**HR 2205**, Congratulating Minnie Bell Williams of League City on her 100th birthday.

**HR 2205** was adopted.

On motion of Representative Faircloth, the names of all the members of the house were added to **HR 2205** as signers thereof.

**INTRODUCTION OF GUESTS**

The chair recognized Representative G. Bonnen who introduced Minnie Bell Williams and members of her family.

**HR 1965 - ADOPTED**  
**(by Simmons)**

Representative Simmons moved to suspend all necessary rules to take up and consider at this time **HR 1965**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1965**, Commending jazz trumpeter Freddie Jones for his work through Trumpets4Kids.

**HR 1965** was adopted.

On motion of Representative Johnson, the names of all the members of the house were added to **HR 1965** as signers thereof.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Simmons who introduced Freddie Jones and representatives of Trumpets4Kids.

**HR 723 - PREVIOUSLY ADOPTED**  
**(by Villalba)**

The chair laid out the following previously adopted resolution:

**HR 723**, Congratulating Dr. Kay Waggoner on her selection as one of the 2014 Outstanding Women of Today by Altrusa Richardson.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Villalba who introduced Dr. Kay Waggoner and members of her family and friends.

(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 third reading (members registering votes are shown following the caption), and the following resolutions were laid before the house on committee report:

**HB 280** (by Simmons and Capriglione), A bill to be entitled An Act relating to the information required to be posted by the Texas Water Development Board on the board's Internet website regarding the use of the state water implementation fund for Texas.

**Amendment No. 1**

On behalf of Representative S. Thompson, Representative Simmons offered the following amendment to **HB 280**:

Amend **HB 280** (house committee report) by the following:

- 1) On page 1, line 24, after "agreement;" insert "and"
- 2) On page 2, line 3, strike "and"

3) On page 2, strike line 4

Amendment No. 1 was adopted.

**HB 578** (by J. White), A bill to be entitled An Act relating to an exemption from the cosmetologist licensing law for persons who provide certain services at a special event.

**HB 698** (by T. King), A bill to be entitled An Act relating to the regulation of the fitting and dispensing of hearing instruments. (Stickland and Tinderholt recorded voting no.) (Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**CSHB 804** (by Geren), A bill to be entitled An Act relating to the forms of payment that the operator of a vehicle storage facility must accept. (Stickland and Tinderholt recorded voting no.)

**HB 824** (by Kuempel), A bill to be entitled An Act relating to the sale of alcoholic beverages to customers of a package store during certain hours.

**HB 1040** (by Paddie), A bill to be entitled An Act relating to the liability of certain sports officials and organizations.

**HB 1042** (by Frank and Springer), A bill to be entitled An Act relating to the designation of a site of unique value for the construction of a reservoir.

**HB 1050** (by J. White, et al.), A bill to be entitled An Act relating to liability of food donors.

**HB 1068** (by Zerwas), A bill to be entitled An Act relating to the creation of the Fort Bend County Municipal Utility District No. 216; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

**HB 1080** (by Hughes), A bill to be entitled An Act relating to the definition of a state judge for purposes of state driver's license and personal identification laws. (Springer recorded voting no.)

**HB 1129** (by Sheets), A bill to be entitled An Act relating to an exemption from the attorney occupation tax for attorneys exclusively offering pro bono legal services.

**HB 1261** (by S. King), A bill to be entitled An Act relating to the comptroller's report on the effect of certain tax provisions. (Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**HB 1287** (by Simmons), A bill to be entitled An Act relating to a requirement that each state university's Internet website include a link to certain employment data. (Stickland and Tinderholt recorded voting no.)

**HB 1309** (by S. Turner), A bill to be entitled An Act relating to the notification of certain legislators of the death of a child in foster care. (Goldman, Springer, Stickland, and Tinderholt recorded voting no.) (Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**HB 1418** (by Bell and Lucio), A bill to be entitled An Act relating to the annexation of certain territory by general law municipalities. (Goldman, Stickland, and Tinderholt recorded voting no.)

**HB 1430** (by S. King), A bill to be entitled An Act relating to the inclusion of mental health in the public services endorsement on a public school diploma and in information about health science career pathways. (Stickland and Tinderholt recorded voting no.)

**CSHB 1463** (by Raymond), A bill to be entitled An Act relating to the procedure for canceling an exemption from ad valorem taxation of the residence homestead of an individual who is 65 years of age or older.

(Burkett in the chair)

**CSHB 1665** (by D. Bonnen, Keffer, Larson, Lucio, and Stephenson), A bill to be entitled An Act relating to notice of water level fluctuations to purchasers of real property adjoining an impoundment of water. (Murr, Stickland, and Tinderholt recorded voting no.)

(Speaker pro tempore in the chair)

**CSHB 1717** (by Oliveira), A bill to be entitled An Act relating to the use of municipal hotel occupancy taxes by certain municipalities for ecological and space exploration-related tourism. (Stickland and Tinderholt recorded voting no.)

**HB 1804** (by Naishtat), A bill to be entitled An Act relating to notice by campuses and open-enrollment charter schools about events that may significantly impact the education of certain foster children. (Stickland and Tinderholt recorded voting no.)

**CSHB 1814** (by Farney), A bill to be entitled An Act relating to the online renewal of driver's licenses of certain active duty military personnel and relatives.

**HB 1833** (by Pickett), A bill to be entitled An Act relating to agreements of certain counties to acquire, construct, maintain, or operate a toll bridge. (Schaefer, Stickland, and Tinderholt recorded voting no.)

**CSHB 1912** (by Elkins), A bill to be entitled An Act relating to employment of a statewide data coordinator in the Department of Information Resources.

**CSHB 1933** (by Darby), A bill to be entitled An Act relating to installment payments of ad valorem taxes. (Murr recorded voting no.)

**HB 1937** (by Darby), A bill to be entitled An Act relating to procedures and eligibility for terminating participation in the Teacher Retirement System of Texas deferred retirement option plan.

**SB 1985** (D. Bonnen - House Sponsor), in lieu of **HB 1946**, A bill to be entitled An Act relating to the appraisal for ad valorem tax purposes of a real property interest in oil or gas in place. (Phillips and Tinderholt recorded voting no.)

Representative D. Bonnen moved to lay **HB 1946** on the table subject to call, and the motion prevailed.

**CSHB 1964** (by Clardy), A bill to be entitled An Act relating to the definitions of "convention center facilities" and "eligible central municipality" for purposes of the municipal hotel occupancy tax. (Simpson and M. White recorded voting no.)

**HB 1993** (by Sheffield), A bill to be entitled An Act relating to the authorization of independent school districts to use electronic means to notify parents of a student's academic performance.

**HB 2002** (by Keffer), A bill to be entitled An Act relating to the recycling of county surplus or salvage property.

**HB 2019** (by Craddick), A bill to be entitled An Act relating to the authority of certain counties to impose a hotel occupancy tax. (Stickland and Tinderholt recorded voting no.)

**HB 2033** (by Raymond), A bill to be entitled An Act relating to authorizing counties to require the submission of digital maps in connection with the county plat approval process. (Goldman, Phillips, Springer, Stickland, and Tinderholt recorded voting no.)

**HB 2038** (by Geren), A bill to be entitled An Act relating to legal representation for certain emergency services districts. (Goldman, Springer, Stickland, and Tinderholt recorded voting no.)

**HB 2065** (by Coleman), A bill to be entitled An Act relating to automatic employee participation in and administration of a deferred compensation plan provided by the Harris County Hospital District. (Schaefer, Stickland, and Tinderholt recorded voting no.)

**HB 2152** (by Fletcher), A bill to be entitled An Act relating to the confidentiality of certain information concerning service members of the state military forces.

**CSHB 2167** (by Smith), A bill to be entitled An Act relating to certain images captured by an unmanned aircraft.

**HB 2177** was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

**HB 2213** was deferred until the end of today's local, consent, and resolutions calendar.

**CSHB 2278** (by Muñoz), A bill to be entitled An Act relating to authorizing certain current and retired associate judges to conduct a marriage ceremony. (Phillips and Springer recorded voting no.)

**HB 2280** was deferred until the end of today's local, consent, and resolutions calendar.

**HB 2332** (by D. Miller), A bill to be entitled An Act relating to the naming by the Texas Historical Commission of certain areas without historical value that are on historic sites. (Rinaldi, Stickland, and Tinderholt recorded voting no.)

**HB 2410** (by Nevárez), A bill to be entitled An Act relating to the annual audit of the books and records of the Maverick County Hospital District.

**CSHB 2464** (by Smith), A bill to be entitled An Act relating to the transfer of a plumber's license on the retirement or death of the plumber. (Murr and Springer recorded voting no.)

**HB 2472** (by Zerwas), A bill to be entitled An Act relating to the automatic admission of undergraduate students to The University of Texas at Austin. (Schaefer, Simpson, Stickland, and Tinderholt recorded voting no.)

**CSHB 2476** (by Guerra), A bill to be entitled An Act relating to the repeal of the statutory provision regarding the abolishment of health care funding districts in certain counties located on the Texas-Mexico border. (Stickland and Tinderholt recorded voting no.)

**HB 2501** (by Parker), A bill to be entitled An Act relating to the powers and duties of the Shale Creek Water Control and Improvement District; providing authority to issue bonds, impose a tax, and levy assessments for roadway purposes.

**HB 2508** (by Parker), A bill to be entitled An Act relating to the powers and duties of the Alpha Ranch Water Control and Improvement District of Denton and Wise Counties; providing authority to issue bonds, impose a tax, and levy assessments for roadway purposes.

**HB 2509** (by Parker), A bill to be entitled An Act relating to the powers and duties of the Brookfield Water Control and Improvement District; providing authority to issue bonds, impose a tax, and levy assessments for roadway purposes.

**HB 2538** (by Oliveira and Lucio), A bill to be entitled An Act relating to the designation of certain customer bill payment assistance program costs as an expense of operation that is a first lien against revenue securing certain public securities or obligations in certain municipalities. (Goldman, Schaefer, Springer, Stickland, and Tinderholt recorded voting no.)

**HB 2552** (by Parker), A bill to be entitled An Act relating to the powers and duties of the Canyon Falls Municipal Utility District No. 1 of Denton County; providing authority to issue bonds and impose a tax.

**HB 2628** (by Clardy), A bill to be entitled An Act relating to the development and alignment by the Texas Higher Education Coordinating Board of curricula for certain educational programs. (Goldman, Springer, Stickland, and Tinderholt recorded voting no.)

**CSHB 2630** (by S. Thompson), A bill to be entitled An Act relating to certain programs provided to families of children at risk for abuse and neglect. (Schaefer, Simpson, Stickland, and Tinderholt recorded voting no.)

**HB 2679** (by Flynn), A bill to be entitled An Act relating to the powers of a public facility corporation. (S. King, Stickland, and Tinderholt recorded voting no.)

**HB 2789** (by Raymond and Naishtat), A bill to be entitled An Act relating to trauma-informed care training for certain employees of state supported living centers and intermediate care facilities. (Flynn, Rinaldi, Stickland, Tinderholt, and Zedler recorded voting no.)

**HB 2809** (by C. Anderson and Kacal), A bill to be entitled An Act relating to the creation and operations of health care provider participation programs in certain counties. (Flynn, Rinaldi, Schaefer, and Zedler recorded voting no.)

**CSHB 2827** (by Phillips), A bill to be entitled An Act relating to the definition of homeland security activity. (Simpson, Stickland, and Tinderholt recorded voting no.)

**CSHB 2828** (by Phillips), A bill to be entitled An Act relating to the authority of a municipality or county to obtain criminal history record information for certain persons, including employees, independent contractors, and volunteers.

**CSHB 2913** (by Aycock and M. White), A bill to be entitled An Act relating to the creation and operations of health care provider participation programs in certain counties. (Flynn and Zedler recorded voting no.)

**HB 2935** (by Sheffield and Klick), A bill to be entitled An Act relating to a study of the use of a patient-reported outcomes registry in conjunction with health coverage for certain governmental employees. (Rinaldi, Stickland, and Tinderholt recorded voting no.)

**HB 2975** was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

**HB 3031** (by S. Thompson), A bill to be entitled An Act relating to the decertification of a certified capital company.

**CSHB 3062** (by Clardy), A bill to be entitled An Act relating to the Jobs and Education for Texans Grant Program. (Stickland and Tinderholt recorded voting no.)

**HB 3081** (by E. Thompson), A bill to be entitled An Act relating to the creation of the Brazoria County Municipal Utility District No. 68; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

**HB 3091** (by Miles), A bill to be entitled An Act relating to the standards for boiler inspection agencies. (Schaefer, Springer, Stickland, and Tinderholt recorded voting no.)

**CSHB 3132** (by Parker), A bill to be entitled An Act relating to eligibility requirements to act as a financial adviser or investment adviser in relation to certain public securities. (Stickland and Tinderholt recorded voting no.)

**CSHB 3185** (by Raney), A bill to be entitled An Act relating to the creation and operations of health care provider participation programs in certain counties. (Flynn, Rinaldi, and Zedler recorded voting no.)

**CSHB 3283** (by Zerwas, et al.), A bill to be entitled An Act relating to contributions and registrations for an anatomical gift registry; authorizing a fee. (Stickland and Tinderholt recorded voting no.)

**HB 3286** (by D. Miller), A bill to be entitled An Act relating to the dissolution of the Rebecca Creek Municipal Utility District.

**CSHB 3315** (by Gutierrez), A bill to be entitled An Act relating to changing the name of the Medical Advisory Committee appointed by the Texas Commission of Licensing and Regulation to the Combative Sports Advisory Board and allowing the board to address a broader range of issues. (Rinaldi, Stickland, and Tinderholt recorded voting no.)

**HB 3513** (by Springer), A bill to be entitled An Act relating to the Fisher County Hospital District.

**CSHB 3545** (by Oliveira), A bill to be entitled An Act relating to the establishment of an infrastructure improvement council by the Rio Grande Regional Water Authority; providing authority to impose a voluntary assessment. (Rinaldi recorded voting no.)

**HB 3707** (by Gonzales), A bill to be entitled An Act relating to cloud computing services.

**CSHB 3741** (by Smith), A bill to be entitled An Act relating to standards for elevators, escalators, and related equipment; authorizing a fee. (Stickland and Tinderholt recorded voting no.)

**HB 4127** was deferred until the end of today's local, consent, and resolutions calendar.

**HB 482** (by Geren), A bill to be entitled An Act relating to allowing the holder of a brewpub license to sell ale and malt liquor to certain wholesalers.

**CSHB 520** (by Moody, Sheets, and Clardy), A bill to be entitled An Act relating to the assignment of certain judges as a visiting judge.

**HB 744** (by Huberty), A bill to be entitled An Act relating to the purchase of certain insurance by public school districts. (Stickland and Tinderholt recorded voting no.)

**HB 1662** (by Sheets), A bill to be entitled An Act relating to the exemption of certain property from municipal drainage service charges.

**Amendment No. 1**

Representative Frullo offered the following amendment to **HB 1662**:

Amend **HB 1662** (house committee report) as follows:

(1) On page 1, line 6 strike "adding Subsection (d-1)" and substitute "amending Subsection (d) and adding Subsection (d-1)".

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

(d) A municipality may exempt property owned by a religious organization that is exempt from taxation pursuant to Section 11.20, Tax Code, from all or a portion of drainage charges under this subchapter, as the governing body of the municipality considers appropriate.

Amendment No. 1 was adopted.

**HB 1740** (by S. Thompson), A bill to be entitled An Act relating to the administration of rabies vaccine under a local rabies control program. (C. Anderson and Aycock requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

**HB 2133** (by Raymond and Larson), A bill to be entitled An Act relating to health benefit plan coverage for certain equipment and supplies associated with diabetes treatment. (Rinaldi, Schaefer, Simpson, Stickland, and Tinderholt recorded voting no.)

**HB 2134** (by Burkett), A bill to be entitled An Act relating to allowing a governmental body to request clarification of a request for public information by electronic mail.

**HB 2201** (by Phillips), A bill to be entitled An Act relating to vacancies on the governing body of a Type A general-law municipality.

**CSHB 2339** (by Smith, Meyer, Geren, Dale, and Villalba), A bill to be entitled An Act relating to consumption of alcoholic beverages in public entertainment facilities.

**HB 2494** (by Ashby, Clardy, and K. King), A bill to be entitled An Act relating to the licensing and regulation of associate auctioneers; amending provisions subject to a criminal penalty; requiring an occupational license. (Burrows, Schaefer, Simpson, and M. White recorded voting no.)

**HB 2533** (by Goldman, et al.), A bill to be entitled An Act relating to the repeal of an offense prohibiting offensive noise on a premises covered by an alcoholic beverage license or permit.

**HB 3911** was deferred until the end of today's local, consent, and resolutions calendar.

**HB 4131** (by Wu), A bill to be entitled An Act relating to competitive bidding procedures and election requirements for the Westchase District. (Murphy requested to be recorded voting present, not voting after the deadline established by Rule 5, Section 52 of the House Rules.)

**CSHCR 84** (by Clardy), Commending mental health professionals on the occasion of National Mental Health Month.

**HB 2213** (by Metcalf), A bill to be entitled An Act relating to the tow rotation list in certain counties. (Stickland and Tinderholt recorded voting no.)

**CSHB 2280** (by VanDeaver), A bill to be entitled An Act relating to the creation and operations of health care provider participation programs in certain counties. (Flynn, Rinaldi, Schaefer, Stickland, Tinderholt, and Zedler recorded voting no.)

**HB 4127** (by Metcalf), A bill to be entitled An Act relating to the creation of the Foster Municipal Utility District No. 1 of Montgomery County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

**HB 3911** (by Paul), A bill to be entitled An Act relating to the appointment by insurers, health maintenance organizations, and their agents of holders of a temporary agent's license.

### **COMMITTEE MEETING ANNOUNCEMENTS**

The following committee meetings were announced:

Juvenile Justice and Family Issues, upon first adjournment today, Desk 115, for a formal meeting, to consider pending business.

Judiciary and Civil Jurisprudence, upon first adjournment today, Desk 13, for a formal meeting, to consider pending business.

Business and Industry, upon first adjournment today, Desk 71, for a formal meeting, to consider pending legislation.

Agriculture and Livestock, upon first adjournment today, Desk 28, for a formal meeting, to consider pending business.

Urban Affairs, upon first adjournment today, Desk 3, for a formal meeting, to consider pending business.

Homeland Security and Public Safety, upon first adjournment today, Desk 26, for a formal meeting, to consider pending business.

(Pickett in the chair)

### **FIVE-DAY POSTING RULE SUSPENDED**

Representative Coleman moved to suspend the five-day posting rule and all necessary rules to allow the Committee on County Affairs to consider **HB 2309** upon final adjournment today in E2.016.

The motion prevailed.

### **COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

County Affairs, 10:30 a.m. or upon final adjournment today, E2.016, for a public hearing, to consider **HB 2309** and the previously posted agenda.

(Speaker pro tempore in the chair)

### **ADJOURNMENT**

On motion of Representative D. Bonnen, the house, at 12:01 p.m., adjourned until 12:50 p.m. today in memory of Walter Zivley of Houston.

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**ADDENDUM**

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**MESSAGES FROM THE SENATE**

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

**Message No. 1**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Thursday, April 23, 2015

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 28** Zaffirini  
Relating to immunity from liability for public and open-enrollment charter school campuses that maintain a supply of epinephrine auto-injectors for emergency use.

**SB 321** Hinojosa  
Relating to the amount of money transferred monthly from the state highway fund to the Texas emissions reduction plan fund.

**SB 418** Whitmire  
Relating to requests by the State Commission on Judicial Conduct for certain records held by court reporters.

**SB 526** Birdwell  
Relating to restrictions on holders of package store permits.

**SB 714** Hall  
Relating to the use of automated traffic control systems and photographic traffic signal enforcement systems.

**SB 737** Rodríguez  
Relating to certain protective orders and magistrate's orders for emergency protection.

**SB 991** Rodríguez  
Relating to a requirement that the General Land Office conduct a study regarding the use of wind or solar power to desalinate brackish groundwater.

**SB 1032** Watson  
Relating to authority for certain state employees to work flexible hours and to work from home or other authorized alternative work sites.

**SB 1128**

Zaffirini

Relating to certain diagnostic testing during pregnancy.

**SB 1313**

Watson

Relating to the names of certain businesses.

**SB 1496**

Uresti

Relating to background checks conducted by the Department of Family and Protective Services for certain child-care providers.

Respectfully,

Patsy Spaw

Secretary of the Senate

