

# HOUSE JOURNAL

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EIGHTY-NINTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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SEVENTY-FOURTH DAY — MONDAY, MAY 26, 2025

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 3542).

Present — Mr. Speaker(C); Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

The invocation was offered by Scot Wall, state minister, Capitol Commission, Austin.

The chair recognized Representative Kitzman who led the house in the pledges of allegiance to the United States and Texas flags, speaking as follows:

Mr. Speaker, my colleagues, fellow Texans: We come here, once again, on this Memorial Day to say a pledge of allegiance to our flag and the republic for which it stands. There is no symbol that means more to the people around the globe than the hope and freedom that is illustrated by that so-called "piece of cloth." It's the American flag. It's the idea we stand for, and it's paid for by the blood of American soldiers, sailors, airmen, and marines.

## 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).

**REGULAR ORDER OF BUSINESS SUSPENDED**

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

**REMARKS ORDERED PRINTED**

Representative Metcalf moved to print remarks by Representative Kitzman.  
The motion prevailed.

**LOCAL, CONSENT,  
AND RESOLUTIONS CALENDAR  
RULES SUSPENDED**

Representative Patterson moved to suspend the layout rule for the local, consent, and resolutions calendar set for 10 a.m. Wednesday, May 28.

The motion prevailed.

**HR 1357 - ADOPTED  
(by Geren)**

Representative Geren moved to suspend all necessary rules to take up and consider at this time **HR 1357**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1357**, In memory of retired U.S. Army Sergeant Major Jesse Chargualaf.

**HR 1357** was unanimously adopted by a rising vote.

On motion of Representative McQueeney, the names of all the members of the house were added to **HR 1357** as signers thereof.

**LEAVE OF ABSENCE GRANTED**

The following member was granted leave of absence for the remainder of today because of a family emergency:

Bowers on motion of Gervin-Hawkins.

**MAJOR STATE CALENDAR  
SENATE BILLS  
THIRD READING**

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

**SB 835 ON THIRD READING  
(Leach, Johnson, Little, Cook, Meyer, et al. - House Sponsors)**

**SB 835**, A bill to be entitled An Act relating to the enforceability of certain nondisclosure or confidentiality provisions with respect to an act of sexual abuse.

**SB 835** was passed by (Record 3543): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Guerra; Muñoz; Rodríguez Ramos; Shofner.

#### STATEMENTS OF VOTE

When Record No. 3543 was taken, I was temporarily out of the house chamber. I would have voted yes.

Guerra

When Record No. 3543 was taken, I was in the house but away from my desk. I would have voted yes.

Muñoz

When Record No. 3543 was taken, I was temporarily out of the house chamber. I would have voted yes.

Rodríguez Ramos

When Record No. 3543 was taken, my vote failed to register. I would have voted yes.

Shofner

#### SB 3070 ON THIRD READING (Geren - House Sponsor)

**SB 3070**, A bill to be entitled An Act relating to the abolishment of the Texas Lottery Commission and the transfer of the administration of the state lottery and the licensing and regulation of charitable bingo to the Texas Commission of Licensing and Regulation; creating criminal offenses.

**SB 3070** was passed by (Record 3544): 112 Yeas, 27 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dutton; Dyson; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hernandez; Hickland; Hinojosa; Holt; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, R.; Louderback; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Noble; Ordaz; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Romero; Rose; Rosenthal; Shaheen; Simmons; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Troxclair; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Alders; Ashby; Bryant; Bumgarner; Cain; Cook; Dorazio; Frank; Harrison; Hefner; Hopper; Kerwin; Leo Wilson; Little; Lowe; Lozano; Money; Olcott; Richardson; Schatzline; Schofield; Schoolcraft; Shofner; Slawson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Fairly; Gates; Lopez, J.; Luther; Muñoz; Oliverson; Orr; Rodríguez Ramos; Virdell.

### STATEMENTS OF VOTE

When Record No. 3544 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 3544 was taken, I was in the house but away from my desk. I would have voted yes.

J. Lopez

When Record No. 3544 was taken, I was in the house but away from my desk. I would have voted yes.

Muñoz

When Record No. 3544 was taken, I was temporarily out of the house chamber. I would have voted no.

Rodríguez Ramos

### REASONS FOR VOTE

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

On second reading, I voted in favor of **SB 3070** because I supported the original intent of the bill, which aligned with Senator Bettencourt's efforts to eliminate the Texas Lottery Commission. However, after further deliberation and upon adoption of the Geren amendment, I can no longer support the bill as passed on third reading.

The Geren amendment fundamentally alters the bill by prohibiting the abolition of the Texas Lottery Commission and instead merely transfers its responsibilities to another agency. This change is inconsistent with my legislative priorities and the original objective I supported. Therefore, I respectfully voted against **SB 3070** on final passage.

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

I wish to end the lottery entirely, not shift its failures to another agency indefinitely. For that reason, I voted no.

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

I was away from my desk when the vote for **SB 3070** was taken. The lottery system needs to be killed now. Government-sponsored gambling serves no purpose. It's a real shame that our government targeted low-income areas to separate people from their money. Anyone who played a role in that should never serve in government. I would have voted no.

(Vasut in the chair)

### SB 22 ON THIRD READING

**(Hunter, King, Gervin-Hawkins, C. Bell, Martinez Fischer, et al. - House Sponsors)**

**SB 22**, A bill to be entitled An Act relating to the Texas moving image industry incentive program and the establishment and funding of the Texas moving image industry incentive fund.

### SB 22 - REMARKS

REPRESENTATIVE HUNTER: I know we have some questions, but I'd like to put on an amendment and then take questions; that would be all right.

#### Amendment No. 1

Representative Hunter offered the following amendment to **SB 22**:

Amend **SB 22** on third reading in SECTION 2.07 of the bill, in added Section 151.801(g), Tax Code (house committee report, page 12, line 6), by striking "\$500 million" and substituting "\$300 million".

**AMENDMENT NO. 1 - REMARKS**

HUNTER: I'm calling this the Hayes amendment. He brought up a good question yesterday, if you remember. We talked about \$500 million. It will be \$300 million.

REPRESENTATIVE HARRISON: I'm just trying to figure out, with the amendment, what is the total dollar amount for this biennium that would or could be—what's the threshold, the maximum that could be appropriated and expended this biennium if your amendment goes on?

HUNTER: \$300 million.

HARRISON: So it's not additive? I understand there was a \$200 million line in there. So the most that would be spent is \$300 million? That's what this amendment does?

HUNTER: We're actually lowering it. What we're doing is clarifying that it's \$300 million.

HARRISON: And that's the most that could be expended this biennium is \$300 million on this program?

HUNTER: Correct.

Amendment No. 1 was adopted.

**SB 22 - REMARKS**

REPRESENTATIVE ROMERO: I just want to say in regard to this bill, because there's been some discussion about Tarrant County and how we've benefitted and I just want to say when I was elected in 2014, the Fort Worth Stockyards had about three million visitors a year. In the time that I've been here, in these five terms, the Fort Worth Stockyards, now they're approaching nine million visitors a year, and it's been because of films like *Yellowstone* and *1883*. And Taylor Sheridan has really helped put Fort Worth and Texas on the map. And people say this is an incentive. Let me tell you what it is. It's one of the best investments that Fort Worth has ever seen. So I'm going to give you one example. When people come to Fort Worth—because I represent the Fort Worth Stockyards—I love taking them down Exchange Street, and I love taking them to the White Elephant. What I love is when I turn and I see somebody, and I see those brand-new shiny boots, and I say, "Did you just get those at Leddy's?" And they say, "Yeah, I did." And I said, "That hat, too, huh?" And they say, "Yeah, I sure did." And then he says, "And my wife's too." And you know then they're probably wearing about \$10,000. And they're staying at the Drover Hotel. And besides that, when they get to know Fort Worth, it's not just Cowtown. It's rich in culture. They get to experience our museums. So the benefit for Fort Worth has been enormous. So it is time that we use the growth of film. And it's not just the actors that are going to move here. It's all the people that are building the sets. It's all the people that do the postproduction. We are going to take over the film industry. They're moving here from California. We are going to create and continue to expand on one of the best exports that this country has, and that's film. Thank you, members. Thank you, Chairman Hunter, for all the work on this great bill.

REPRESENTATIVE GERVIN-HAWKINS: This is really a unique speech for me because I was born and raised in Detroit, Michigan. So as an individual from Michigan who has been here in Texas 45 years, before my hair was gray, I have fallen in love with the State of Texas because of its ambiance, what it has to offer, and the beautiful nature of what's going on here in Texas. The only thing I knew about Texas, specifically San Antonio, was about the gringos, the cowboys. And when I came here I saw real goats and cows, not just in books. So for me, this bill represents what I consider a more true reflection of Texas. I'm proud to be a joint author on this, having worked on this—this is the third session—and recognizing that the State of Texas has the land space, has the beauty, has the people.

Now, being from Bexar County or in Bexar County, currently we're investing about a half a billion dollars in the Alamo. When I first came here 45 years ago, the Alamo was just one little building that was crumbling. The investments that are currently being made in the Alamo have now developed the original fort, have purchased all the property around there, and it will truly be a beacon of light for Bexar County. When people come to see the Alamo, it will be a real tourism destination. So for me, that's so important. Along with the fort, what will come is being able for people to see the beauty, the real beauty of Texas. I've had the great pleasure as the state caucus tourism chair to see different things from Nacogdoches, Texas, so from South Texas, North Texas, East Texas, West Texas. All of those things that Texas brings to the United States will be demonstrated in a way through the movie industry. I'm looking forward for our young people in Michigan and up north seeing the Black cowboys, and the Black cowgirls, and the black farmers. So I'm excited about what can happen through the movie industry.

REPRESENTATIVE L. GARCIA: Representative, did you know that I used to work in Hollywood?

GERVIN-HAWKINS: Oh, I didn't. As an actress? As what?

L. GARCIA: I worked in operations. I worked in marketing. I launched actually the very first major Hollywood Latino movie studio, a division of Lionsgate.

GERVIN-HAWKINS: Awesome.

L. GARCIA: I'm excited to see this business come to Texas. In Dallas I used to write, produce, and direct local television commercials, and it would have been nice to not have had to follow my dreams all the way to Hollywood and potentially have stayed here. I did want to address some of the concerns that some of our colleagues and community members are raising. I wanted to discuss that with you. If we could discuss the concerns that it is not responsible use of taxpayer dollars to bring this industry here at this time. Can you tell me a little bit about your thoughts pertaining to that criticism?

GERVIN-HAWKINS: I'd be happy to. Sometimes you have to make investments to be able to grow an economy. One thing I like about being in Texas, and particularly San Antonio, is the multiple revenue streams that are able to come. So when the downturn in the economics occurred, we didn't feel it as much because we had so many industries that we were drawing money from. So when

people are concerned about the taxpayer dollars, we're talking about tax credits. We're talking making these investments up front. The investments we make up front are going to help us keep our young people here. What I love most about that, particularly in Bexar County and in my district—I say it like this, we have old people and babies. All our young people leave to go other places for bigger and greater opportunities. So for me, those investments are generational because we're able to expand our college and university curriculum. We're also able to keep our young people who are interested in the arts home. So to me, the investment is well worth it. If we can invest in brick-and-mortar projects and space projects, we've got to invest in the storytelling of the great stories here in Texas. So for me, the investment is well worth it. Now some people say the rate of return is not what is expected. Sometimes rate of return is not based on monetary. Sometimes it's those other side things that the rate of return comes, and that is investment in our colleges and universities, investments in keeping our young talent home so they don't have to go to New York, or they don't have to go to California, or they don't have to go to other places seeking this interest. So I think it's well worth it.

L. GARCIA: Thank you. If we can dive a little deeper into residence and keeping more Texans here to pursue this career. It's also being criticized that the lowered residency requirement is 35 percent Texas-based crew. Can you elaborate on why it was 35 percent of Texas residency is what's going to be required to work in film?

GERVIN-HAWKINS: I'd be happy to because I've been part of those discussions. So the residency rate is lower and will increase, but it's lower now because we know it's a beginning. It's a baseline. We have to be realistic anytime we initiate new programming. We could say 70 percent, but we already know there's not 70 percent that are prepared at this moment, okay? When we start at 35 percent, we're going to now be able to help young people grow, get degrees in these areas, get experience in this area. The goal is at any point to have 100 percent, but right now, through the bill, through our conversations, we wanted to be realistic about what we can do in the beginning stages.

L. GARCIA: Thank you, Representative. That makes perfect sense.

REPRESENTATIVE LAMBERT: Representative Gervin-Hawkins, you know we're all in this room to learn, right?

GERVIN-HAWKINS: We are.

LAMBERT: And I'm learning as much as you are about this whole process, about filmmaking, but I lived in San Antonio. My first job was in San Antonio after college. Were you aware of that?

GERVIN-HAWKINS: I wasn't.

LAMBERT: I certainly think San Antonio is a great location for a film to be made. You came to Abilene, I believe, a few years ago and spoke at one of our chamber banquets. Did you not?

GERVIN-HAWKINS: I did.

LAMBERT: And in that time that you spent in my hometown, did you think Abilene was a great, hospitable place for maybe a filmmaker to choose for a future location?

GERVIN-HAWKINS: No doubt about it. What I saw about Abilene was cultural diversity. What I saw was loving people who embraced me. What I saw was a lot of land space. And what I saw was a community on the move. So no doubt this bill is going to help your community.

LAMBERT: Representative Gervin-Hawkins, you know there are a lot of documentaries about sports and athletics and different things about the Chicago Bulls and the Boston Red Sox and different things. Do you think it's time that we make a documentary about the Iceman and the finger roll?

GERVIN-HAWKINS: I think you're onto something, sir. But not only about the greatness of the finger roll and the Iceman that I've had the great pleasure to know all of my life, but also how he got there, Representative Lambert. What people don't know is the road to success. I remember when my brother was the little skinny kid who no one thought that he could ever play basketball. And I'll tell you, I'm going to date myself a little bit; when he started playing basketball, it was with a peach basket nailed to an electric pole in the alley. He was so determined to play that he committed himself every evening to put up at least 1,000 shots an evening and perfected his shot. He was so—I want to add this. When he was in high school, he was 5'9". Over one summer he grew six inches. And so what I love about that story that you just mentioned is—and we've got to tell the film writer about this—is that a young skinny kid we used to call "Twiggy" became one of the greatest NBA players of all time. And I've had the great pleasure of seeing him from the little one to the successful one. So I think it's a great story.

REPRESENTATIVE J. JONES: Interestingly, I've been on two TV shows. One is *Survivor*, which is a juggernaut; it's been around forever. Kyle just won season 48. Another is a show called *Sisters in Law*, which Representative Pierson probably does not want to tell you, but she was one of the people on that show. When I was on *Survivor*, what I noticed was that there were people everywhere that traveled with us across the world in order to help produce this show that's made millions and millions and millions of dollars. I didn't know what a grip was. There were people who mic'd us, there were people who filmed us, there were people who fed us and made sure when we got voted out—because there's a whole thing when you get voted out where they have to make sure that you're taken care of. I had no idea of the industry, but I was just a cast member on *Survivor*, so I didn't understand that, but what I did learn from being on *Survivor* is every time *Survivor* would go to a location, the tourism in that location picked up. When they told me that I was going to be on *Survivor: Palau*, I literally had no clue where Palau was. I was like, where's that? They were like, it's in Micronesia. I was like, where's Micronesia? Now, Palau is a place where people go for tourism. Because whether we like it or not, people pay attention to what's on TV and in the movies, whether we deserve it or not.

And then I had the opportunity to be on a show called *Sisters in Law*. As I said before, Representative Pierson was on that show. And what I found out is I was able to get local makeup artists jobs on that show because people wanted our faces to be fixed, and we hired them. We had someone who made sure that we got paid every week, so we had accountants on the show. We had people who filmed us. So what I'm saying to you is people pay attention to what's on TV. We recently tried to get a film studio to build in the surrounding area of Houston, and it did not happen. We lost that film studio to Louisiana. Why did we lose that film studio? Because Louisiana offers tax incentives. Whether we like it or not, the TV and film industry, it's an industry that people pay attention to whether we do or not. And this body has offered incentives just recently about sports. And then we have South by Southwest, which we're known around the world for. People coming here; you literally cannot get a hotel room when South by Southwest is here because people want to know what's going on in the entertainment industry. And I think that we should extend this to TVs and movies.

So this bill is about jobs, growth, and keeping Texas competitive. I believe that if we build it, they will come. I respectfully urge for you to vote for this bill.

#### **LEAVE OF ABSENCE GRANTED**

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

Leo Wilson on motion of Hunter.

#### **SB 22 - (consideration continued)**

HUNTER: Anybody that would like a movie made or a screen actors guild, we're right over here on the side. Kidding.

REPRESENTATIVE FLORES: Chairman Hunter, we've had several conversations. As you know, I serve as the vice-chair for the Culture, Recreation, and Tourism Committee, and I have a great interest in this bill. We worked on it last session too when I was still on that committee, and I know that they have lowered the threshold from the 70 percent to 55—we lowered from 70 to 55, now it's gone down to the 35. My questions for you, and we've had lots of conversations about my concerns and my interests in seeing that percentage be higher because we want to ensure that Texans, Texas residents, are hired for these jobs that are coming to Texas. So we want to make sure that we take the opportunities, and I appreciate Representative Martinez Fischer about working with the community college to train up our workforce. So my question to you is that on the conversations we've had, I was going to file an amendment that would have asked that—give extra incentives, an extra percentage of an incentive, to those companies that are good actors—no pun intended—but that will hire up to 70 percent if they are able. So this incentive would've provided extra dollars to those companies who are doing extra work to make sure that we can hire a higher percentage of Texas workers. Do you think that we would be able to work on that together to make sure that those companies that hire up to 70 percent can get an extra incentive for their efforts?

HUNTER: Thank you for bringing it up. You and I have had several discussions, and you've been very passionate about it, and you've got some great points. The projections show that we can probably almost already go up to 50 percent. And I am willing to work with you and do everything we can to increase the percentage. It's a great idea.

FLORES: Thank you because I would really like to see those companies that are really working to hire Texas labor to make sure that if they reach that 70 percent threshold, that they could have a little extra money incentives to help them out. So I appreciate you wanting to work with me to try to work that in.

HUNTER: Absolutely.

REPRESENTATIVE C. MORALES: You know, my initial reaction was not to vote in favor of this bill when our schools are falling apart and people are worried about paying the rent. But I did speak with someone in my community who is a small business owner and happened to be a production company, a small filmmaking production company. One is down the street from my house, called The Storyhive. So I just want to know if they've been involved at all in shaping this legislation and will they have a role in some of the funds that are going to be appropriated?

HUNTER: The answer is yes, and a lot of the small businesses, especially in this area, have been involved, will encourage it and especially in the application process. In some of the criteria we're putting in, we've added rural, which has not been put in, and we've got the small businesses. Absolutely, because Texas is known as a place to help small businesses.

C. MORALES: That's great. So people from local and small communities will be able to get employed through some of these funds?

HUNTER: Yes.

C. MORALES: So will there be opportunities to have that ongoing dialogue with these folks?

HUNTER: Yes.

C. MORALES: Okay, I appreciate that. And then, I appreciate that you came to our desk earlier and we were talking a little bit. So will there be opportunities with community colleges as well to hopefully employ some of those kids, our young people who want to get involved in this industry?

HUNTER: Absolutely. I can't believe the representative from Abilene forgot to mention TSTC. What is going on over here? But they would be involved as well as community college. It's one of the great things about this with the guardrails; we're involving the community colleges and those great sorts of colleges that we've got.

REPRESENTATIVE ROSENTHAL: Thank you, Chairman Hunter. I do really appreciate it. And I appreciate the conversation we've already shared on this. So while I do have questions about how the reimbursement mechanism works, we've already talked about sharing that information more broadly and in greater detail

than we can do here, so I appreciate that. And I want to ask about, first, the mechanics of the whole thing. It's set up through the Texas Treasury Safekeeping company grant making through the governor's office; is that correct?

HUNTER: Correct.

ROSENTHAL: And ostensibly to promote Texas culture and values. So I'm just going to be honest; there are folks that have concern over that piece, and the concern is, is there any way that we can guard against this becoming a political exercise?

HUNTER: Well, I don't think it's supposed to be political. We've got the criteria, and you've got to remember the oversight will be through the governor's office, and historically it's been real good. We did try to get some clarifying in the definitions, but, Representative, I think we'll be fine.

ROSENTHAL: The other concern is on similar types of reimbursement projects; either through the federal government or the state government, I have folks that have come at me with concerns about the possibility of qualifying for a grant or reimbursement only to see that qualification be rescinded at the end of a project. So they lay out all the money, they go through the time and spend the effort, and then end up shortchanged at the end. How can our folks that participate in these programs have confidence that that won't happen?

HUNTER: It's a great question because they want to be guaranteed that they get reimbursed. What happens is at the end of the project there is an audit. The expenses are turned in. It is there, and it has the required language that if they meet the requirements, they meet the audit, they would be repaid.

ROSENTHAL: I like that. Thank you. And then lastly, and this one is important to me. Even before walking into the election this year, last season, I was informed of groups in and around Houston that are working on a Holocaust documentary that will highlight—

HUNTER: You had mentioned that you had talked with a group that was looking at developing a film or documentary on the Holocaust. I have been talking to a group as well in Texas and talking about Texas families. So that looks like a group that will be looking at this program, and it provides a great point in history.

ROSENTHAL: To me that's a good enough reason to vote for this by itself. Thank you very much, Mr. Chairman.

REPRESENTATIVE BERNAL: Just to hammer the point home so that people know what we're talking about. Mr. Chairman, did you know that the film *No Country for Old Men* was set in Texas?

HUNTER: Was set in Texas?

BERNAL: The story is set in Texas.

HUNTER: I did.

BERNAL: But the movie was filmed in New Mexico.

HUNTER: I knew it was out of state.

BERNAL: Did you know that the film *Hell or High Water* is set in Texas?

HUNTER: I did not.

BERNAL: It was filmed in New Mexico. And obviously the film *Dallas Buyers Club* is set in Texas, but it was filmed in New Orleans.

HUNTER: New Orleans when it's called *Dallas Buyers Club*.

### **SB 22 - RULES SUSPENDED ADDITIONAL SPONSOR AUTHORIZED**

Representative Metcalf moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Lalani as an additional sponsor to **SB 22**.

The motion prevailed.

**SB 22**, as amended, was passed by (Record 3545): 114 Yeas, 26 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; García, J.; García, L.; García Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Harris Davila; Hernandez; Hinojosa; Howard; Hull; Hunter; Johnson; Jones, J.; Jones, V.; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Noble; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Reynolds; Romero; Rose; Rosenthal; Schatzline; Schofield; Simmons; Smithee; Spiller; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Alders; Gerdes; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Isaac; Kerwin; Little; Lowe; Lozano; Money; Olcott; Oliverson; Richardson; Schoolcraft; Shaheen; Shofner; Slawson; Swanson; Tinderholt; Toth; Troxclair; Virdell.

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

Absent, Excused — Bowers; Leo Wilson.

Absent — Cain; Guerra; Louderback; Morgan; Pierson; Rodríguez Ramos.

### **STATEMENTS OF VOTE**

When Record No. 3545 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 3545 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 3545 was taken, I was shown voting yes. I intended to vote no.

Guillen

When Record No. 3545 was taken, I was excused because of important business. I would have voted no.

Leo Wilson

When Record No. 3545 was taken, I was temporarily out of the house chamber. I would have voted yes.

Louderback

When Record No. 3545 was taken, I was shown voting yes. I intended to vote no.

Luther

When Record No. 3545 was taken, my vote failed to register. I would have voted no.

Morgan

When Record No. 3545 was taken, my vote failed to register. I would have voted no.

Pierson

When Record No. 3545 was taken, I was presiding in the chair and was shown voting present, not voting. I intended to vote no.

Vasut

### **REMARKS ORDERED PRINTED**

Representative Canales moved to print all remarks on **SB 25** on May 25 and May 26.

The motion prevailed. [Please refer to the supplement to the Day 73 journal for the text of the May 25 debate on **CSSB 25**.]

### **SB 568 - RECOMMITTED**

Representative Buckley moved to recommit **SB 568** to the Committee on Public Education.

The motion prevailed.

### **COMMITTEE GRANTED PERMISSION TO MEET**

Representative Buckley requested permission for the Committee on Public Education to meet while the house is in session, at 12 p.m. today, in 1W.14, to consider pending, referred, and committee business.

Permission to meet was granted.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Public Education, 12 p.m. today, 1W.14, for a formal meeting, to consider pending, referred, and committee business.

**REMARKS ORDERED PRINTED**

Representative Gervin-Hawkins moved to print all remarks on **SB 22** on May 25 and May 26.

The motion prevailed.

**CONSTITUTIONAL AMENDMENTS CALENDAR  
SENATE JOINT RESOLUTIONS  
THIRD READING**

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

**SJR 27 ON THIRD READING  
(Leach - House Sponsor)**

**SJR 27**, A joint resolution proposing a constitutional amendment regarding the membership of the State Commission on Judicial Conduct, the membership of the tribunal to review the commission's recommendations, and the authority of the commission, the tribunal, and the Texas Supreme Court to more effectively sanction judges and justices for judicial misconduct.

Representative Leach moved to postpone consideration of **SJR 27** until 11:30 a.m. today.

The motion prevailed.

**GENERAL STATE CALENDAR  
SENATE BILLS  
THIRD READING**

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

**SB 25 ON THIRD READING  
(Hull, Frank, VanDeaver, Bucy, Pierson, et al. - House Sponsors)**

**SB 25**, A bill to be entitled An Act relating to health and nutrition standards to promote healthy living, including requirements for food labeling, primary and secondary education, higher education, and continuing education for certain health care professionals; authorizing a civil penalty.

(Leo Wilson now present)

**SB 25 - REMARKS**

REPRESENTATIVE GOODWIN: I just wanted to clarify a few things in your bill. I like the bill, especially the intention and the idea behind it, but just to be clear on some points. Regarding the changes to P.E. and recess time, if a student doesn't complete his or her homework, according to the bill, the teacher would not be able to hold that student in during a recess or P.E. period to complete that homework, correct?

REPRESENTATIVE HULL: Recess and P.E. are not allowed to be used as any form of discipline or punishment. The teacher needs to find another way to do so.

GOODWIN: Well, punishment? Right. But I mean, they may say you didn't get your homework done or you have some tutoring need that you have. That's not really punishment, necessarily. They can't use it for additional tutoring time? They can't take away recess time for—

HULL: Correct. You cannot take away recess.

GOODWIN: Okay. I believe yesterday you said that you didn't hear from any school districts about the requirement to add two more semesters of P.E. for middle and high school, I believe it is. Is that correct you did not hear any school district saying that that would be—

HULL: They did not reach out directly to me, no. There were other groups, but no one reached out directly to me to talk about the concern. The concern about that was very small and was brought up in the committee hearing, which, again, what I talked about yesterday, was Representative Bucy worked with me on the language, which is why we added the parental exemption. And as far as I knew, that solved all the problems.

GOODWIN: The parental exemption is for kids that have to—for traveling sports. Is that correct?

HULL: Say that again.

GOODWIN: The parental exemption that Representative Bucy's amendment added was for kids that are in sports where they travel?

HULL: No, it's for anything. It could be for any sport, any activity outside of school. So if someone does ballet or gymnastics. My son plays ice hockey. There's a lot of different options.

GOODWIN: So that could count?

HULL: That can count, yes.

GOODWIN: Okay. Moving on to the university. Funding for a health-related institution or university, such as Dell Medical School at UT, is going to be contingent upon that institution developing a nutrition curriculum for the students at the institution. Is that correct?

HULL: For them to receive state grants, yes.

GOODWIN: State grants?

HULL: Yes.

GOODWIN: And what are those state grants for?

HULL: For funding, like you said.

GOODWIN: Just general funding, not funding related to this law?

HULL: Not funding related to this law, yes.

GOODWIN: Okay. There were several amendments to the bill yesterday, and I know you have another one coming up, but just regarding the ones that were added yesterday regarding labeling. Can you please explain how the law will function as currently amended? Or will your upcoming amendment change that?

HULL: Only slightly. It's clarifying. So the intention, and with the one specific that got on about the labeling and the federal preemption, some of it is already understood and doesn't necessarily need to be in the bill. And that is if the federal

government bans one of these ingredients; well, then the label would not apply because the manufacturers cannot put the banned ingredient in their food. So then there would be no label. If the federal government does their own label, well, that would of course preempt our label. So there would not be two labels.

GOODWIN: Okay. I appreciate that explanation because I know some of the food companies—or retailers—had a concern about multiple labels.

HULL: Right. Which that doesn't even need to be in the bill; that is just how it would work, but it's fine that it is clarified.

GOODWIN: Okay. The bill says the advisory committee will provide education on the effects of ultra-processed foods. How do you envision they will provide that education, or is that something that will be handled through rulemaking?

HULL: There's a lot of that. That will be done through rulemaking. They make their recommendations. There is a ton of rulemaking that is mentioned all throughout this bill, and that is what is used for the curriculum recommendations when you're talking about the education piece.

GOODWIN: Are they educating the public as a whole? Are they educating the universities, or K through 12, or all of the above?

HULL: It's all of that. All of the above.

GOODWIN: Okay, all right. In your bill it says that the department will create a nutritional guidelines webpage. Which department is that?

HULL: DSHS.

GOODWIN: Okay, all right. How would the law work with the rules of the FDA? Page 10 has rules on labeling. Do these rules conflict at all with FDA rules?

HULL: So on the labeling, the label has to do with an ingredient not being fit for human consumption in other western countries, which are listed, and that's what the label will say. So currently, again, and I kind of talked about this yesterday, how we do our food process and additives here versus how other countries do them, these companies can self-report and self-certify that an ingredient is safe through what we call generally recognized as safe, or GRAS. Other countries don't do that. So if you're saying if it conflicts, yes, that's the point. That is why we're doing this bill because there has been so much lobbying for decades, and it's why we have so many of these additives in our food that other countries do not have. It's why our Froot Loops are very different than Canadian Froot Loops and Froot Loops for the U.K. It's why our ketchup is different from Canadian ketchup and British ketchup.

GOODWIN: So last question, just to make sure I fully understand. So if the FDA said now that Texas is showing people that this is in their Froot Loops, let's ban that. Then that would remove the necessity for this label?

HULL: Correct. If an ingredient is banned, then none of the manufacturers can put it in their food; therefore, the label would not apply.

REPRESENTATIVE WARD JOHNSON: Representative, I wanted to thank you for accepting my amendment yesterday, and the house supports the bill with the amendments on it. I just wanted to know, what is your commitment to ensure that the house amendments will remain on the bill once it's sent back?

HULL: The house was very clear on your amendment, making sure to clarify the language, and the intention was to not have any student have to pay for an extra course. So that's the intention of it. Your language helped to clarify that, and I am definitely committed to making sure that that stays on, and Senator Kolkhorst is as well.

REPRESENTATIVE M. GONZÁLEZ: I know we're probably almost out of time, so I might wait until the closing, but can you expand a little bit on the attorney general's role in your bill?

HULL: Yes. The bill changed from the original. So it was to remove the civil cause of action. So we moved it to the attorney general's office.

M. GONZÁLEZ: So right now, functionally, how would that work? If the attorney general suspects that—

HULL: No, someone would have to report it.

M. GONZÁLEZ: Are you sure? I want to go back and look at that language because I think it gives the attorney general the power just to kind of not have to have a reporting process, but for them, if they have a suspicion, that they could take action without reporting.

HULL: I mean, I don't know how they would know without—they'd have to find out somehow.

M. GONZÁLEZ: I think one of my concerns in full transparency is that one component of the bill because we've seen in nonprofits that even without a report—the attorney general has targeted some nonprofits without even getting a report. So I'll look at that, and I'll come back to you, and I'm so sorry. I know that we're on third reading.

HULL: It's okay. This isn't about nonprofits, right? This is about manufacturers, and if they're not complying with our law, that would be intentional. They are all aware. This is the most lobbyist-heavy bill. They know.

M. GONZÁLEZ: Right and no one is asking me from a lobby. I just have questions. The attorney general component, I think, is an area in which I've always had questions for any of the pieces of legislation. Because I know it's not about nonprofits and about manufacturers, but we have seen without outlined processes where some people could be—

### **Amendment No. 1**

Representatives VanDeaver and Frank offered the following amendment to **SB 25**:

Amend **SB 25** on third reading in the SECTION of the bill adding Section 431.0817, Health and Safety Code, as added by Amendment No. 17 by VanDeaver on second reading, by striking "law, regulation, or guidance" in each place the phrase appears and substituting "law or regulation".

### **AMENDMENT NO. 1 - REMARKS**

REPRESENTATIVE VANDEAVER: I know a third reading amendment is not something any of us really want to do, but I really feel like we need to consider this and try to get this amendment on today. The amendment simply strikes the word "guidance" from the amendment that I put on last night or from the bill

now. FDA, on their website, has this statement: "Guidance documents do not establish legally enforceable responsibilities and thus are not binding on FDA or the public. Instead, guidances describe the Agency's current thinking on a topic and should be viewed only as recommendations unless specific regulatory or statutory requirements are cited." So again, the whole purpose of my amendment last night was to bring clarity to the food labeling process. And I believe we can see that if we leave the word "guidance" in without it having any legally enforceable responsibilities, I believe we are actually creating more confusion in the labeling process. And so I ask you to stick with me on this. I know it takes 100 votes, but I really believe we need to accept this amendment to strike the word "guidance" from the amended bill.

REPRESENTATIVE HARRIS DAVILA: I really appreciate you bringing this amendment. And just to clarify, the amendment that got on yesterday—it still does cede some power to the federal government over the State of Texas and over our laws. Is that correct?

VANDEAVER: I wouldn't use the words you're using. I think that—

HARRIS DAVILA: But the general concept that if the federal government says an ingredient is safe—

VANDEAVER: Preemption. Yes. It is a preemption amendment. Yes.

HARRIS DAVILA: Yes, but in this amendment that you're proposing today, it does make yesterday's amendment better because it does take it at least out of the hands of a mid-level bureaucrat, like we talked about yesterday, from being able to put this guidance in place. The concern, I think, that we had discussed yesterday is that we didn't want to see a mid-level bureaucrat in Washington, D.C., in one of these agencies go through this entire list of ingredients and put out guidance between now and when the bill went into effect and then just completely kill the bill even when it went into effect. So I really appreciate you striking that and at least taking care of that concern.

VANDEAVER: Absolutely. Thank you.

REPRESENTATIVE SLAWSON: Is this amendment acceptable to my deskmate?

VANDEAVER: It is acceptable to your deskmate.

Amendment No. 1 was adopted.

### **SB 25 - REMARKS**

REPRESENTATIVE WU: I know I'm going to take again an unpopular position, but this bill is not the bill that we need. This bill was something that when we started with it that was hopeful, was a great opportunity to do what we've needed to do for many generations to improve our food supply, to improve our health, to improve our nutrition, to rely less on pharmaceutical needs to keep us healthy, to focus on healthy living, and many other things. But this bill is now a boondoggle. This bill is now a mishmash of different things, none of which actually do anything. There are requirements for extra P.E. time—fantastic, great, amazing.

But what about everything else? That half an hour of P.E., that half an hour of recess—it doesn't change what happens at home. It doesn't change the six, seven hours a kid is going to be sedentary in front of their pad, in front of their phone, in front of their tablet, in front of their computer, in front of everything they have. It doesn't change that. An extra half an hour of recess doesn't fix that. Having a nutrition class in school doesn't change the fact that a significant portion of our society does not have access to nutritious foods.

What is the point of telling kids they need to eat better when there is no way for them to accomplish that goal? We have asked for the expansion of free lunches. My very first session here, my very first session, one of the biggest fights that I was a part of, unexpectedly, was a fight on the budget—an effort to strip a \$10 million item out of the school budget. That \$10 million—all it would have done was provide kids who are so poor, who are so desperate for food that the schools have to give them a sack lunch to take home for the weekend on Friday afternoon so that they would have something—a peanut butter sandwich, an apple, and a juice box on Saturday; a peanut butter sandwich, an apple, and a juice box on Sunday. That's what we were going to provide the neediest kids in our state. And we had members of this house, almost a majority, voting to strip even that \$10 million out of the budget. To say that we are going to fix health to make our families be better, live longer, and take up fewer medical resources and not provide the things that we actually need. Talk to your constituents back home, ask them why they don't eat healthier. I promise you will get a very similar answer from almost everyone. There's no time. There's no ability. We can't because mom and dad are both working 12-, 14-hour days, working multiple jobs. They're just trying to make ends meet. They don't have time to come home and actually prepare a meal with fresh food, fresh vegetables, fresh meat, fresh grains, fresh fruits. And we talk about this like, "Oh, well, I mean, you know, skill issue." But this is a problem that is pervasive through our entire society. We used to think this is just the underclass. This is just the poor. But this issue is spreading well into the middle class now. Talk to people who are in the middle class. Did you consider that they're like us? They're like most people here. They are middle, middle class, somewhere around there. They're going to tell you the same thing. We don't have the time. We don't have the resources, because guess what? Fresh foods are more expensive than processed foods. If you didn't know that, I don't know where you've been. But there's a reason why people who don't have a lot, there is a reason why their health is so bad. There is a reason why obesity is epidemic among the poor. Because cheap, processed, unnutritious, heavy in fat, heavy in salt, heavy in sugar, heavy in preservatives, heavy in additives, heavy in poisons, those are the items that are cheap. The prepackaged, the processed, the frozen, the items that are easy, the ones you can just throw in the microwave, and who cares if it's good for you, what it tastes like, as long as you're not hungry anymore.

This is the great shame of this bill. This is the great shame of this bill that it purports to be a panacea, a cure for what ails us, a cure for long ailments that our societies have had, but it's a placebo. It's a sugar pill. It's designed to make you think you're doing something when you're not. It's designed to take your

attention away from the core problems that we have in our society. If you want to make kids healthier, if you want to make families healthier, then we should focus on the family. We should be asking why parents don't have enough time to prepare nutritious meals. We should be asking why our schools aren't serving good food as an example to our kids. If you want people to do better, the state should set the example. Time and time again, that's what I teach my kids. Why do I do what I do? Why do I teach my kids the way I teach my kids? Because I want to set an example for them. We should be healthier, but we should be healthier through example, through prompting, through encouragement, and not through a gun to your head. And having all this nutritional labeling, I think these are great ideas, but you know what? Consumers already have told us that the labeling that exists now is already confusing to them. It's already more than they can tolerate. It's already more than they can process. They look at those labelings, they look at the calories, and they just throw their hands up about the rest of it. Adding more labeling is not going to fix that. Scaring people, saying all these things are in here, whether they're good, bad, or ugly we don't know, but they're in here. That doesn't help consumers. In fact, if anything else, when they see all that additional labeling and say this is the same thing I've seen before. Their reaction is just going to throw their hands up and say, forget it, I'm just going to buy the cheap stuff and move on.

We're not providing families the pathways that they actually need to be healthy. We've got so many doctors in this body. Ask the doctors what would actually make people healthier. Ask the doctors what would actually improve obesity. Exercise? Good food? Great, let's do those things. It's not in this bill. I mean, unless you count the 30 minutes of recess. But we should be helping families at home. We should be promoting things. If you want to say any family that wants to sign up for the local pool, the state will help you pay for your membership to your local pool or something like that. Get exercise. Go out there. The state, we should be supporting after-school soccer programs, after-school baseball programs, after-school everything that actually gets kids moving, gets kids active. We should be doing those things, but we're not. Don't vote for a sugar pill. Don't vote for a placebo. Because if you believe that this is all that it takes, then we will not come back and actually do the work that is needed to be done. We would not actually take the steps that need to be taken. We will not actually invest the money that we actually need to invest to make kids and families healthier. I ask you to vote no and let us start fresh on a bill that actually does what we seek.

(Speaker in the chair)

REPRESENTATIVE HINOJOSA: I stand here in support of this legislation. I'd like to thank the author for accepting the very sensible amendment yesterday by Representative Ward Johnson to make sure that we're not adding extra burdens to Texans who are trying to get a higher education, considering the cost of higher education today. The inspiration behind this bill comes from a place that I think we can all acknowledge is a problem, and that is corruption in the way that we label at the federal level and approve different products that go into foods. There

is a problem in Washington, and there should be bipartisan support to address that and fix that. I appreciate what the author is doing to address that and the work she's put into this bill.

But I want to give a special shout-out today to work that has been done since the 85th Legislative Session that ended up in this bill that we are voting on today. That is the work by Representative Allen—Dr. Alma Allen—who has carried a bill that bans the use of recess for punishment for students, which happens all too often in our schools. Kids get told, if you don't behave in class, you can't go out to recess with your friends. That is wrong. It is a tool that teachers use too often. It's been a problem we've known about for a long time. Dr. Allen has filed a bill on it in the 85th Legislative Session, in the 86th Legislative Session, in the 87th Legislative Session, in the 88th Legislative Session, and this session as well. We passed that bill. It is good policy. And sometimes what we do as members is we socialize an idea, and then our work gets picked up by other members and catches a ride on other bills. I want to thank Representative Hull for including that legislation, that very sensible policy, in this bill. And let's hope it makes its way to the governor's desk so it can become law so we no longer have children being punished by taking away their recess when they need it to be healthy and to be happy every day in school. I urge your support for this bill.

REPRESENTATIVE J. GONZÁLEZ: I oppose **SB 25** for several reasons. First, this bill hurts small businesses the most. Countless Texas-based businesses will be impacted by this bill, businesses that have operated for many years and found success in their distinct brands and products. These new and burdensome regulations are being rammed through the legislature, and we're about to vote on it even though stakeholders to this day feel that they weren't given the respect of having their opinion sought out. When small business owners pleaded for understanding and time to phase these changes in, they were met with either we're not going to let the federal government boss us around or the White House called, and they want this bill passed. I'm surprised that the republican party of small government and business advocacy are ramming this through the process in this way with so many stakeholders raising alarm about the fiscal impacts on their businesses and possible harm to the workforce.

But to help you understand, I'll share that my parents own a Mexican snack business based in Oak Cliff called Mexsnax in Representative Anchia's district. Many of you are familiar with the brand and have enjoyed it here on the house floor plenty of times. My family has owned this business since 1986 and started it when my dad recognized the lack of Mexican snack foods being sold not only in Dallas but in Texas as a whole. What started small has grown into a regional brand. The bill's proposed bans on key ingredients in the products produced and sold by our family business could significantly impact how we run day-to-day operations. But my family is just one example. There are countless companies like this that make Mexican snack products or other regional ethnic snack products that rely on key ingredients being banned or having to follow maybe a burdensome labeling requirement; it's unclear, without considering how small businesses must adapt to these changes.

Second, I oppose the hypocrisy. Democrats have led the fight to help America become healthier for decades, while republicans have fought against our efforts, with billions of campaign dollars being spent on the federal level and state legislative level. The Affordable Care Act, our nation's landmark health care law, passed by democrats and President Obama, was challenged in court over 2,000 times since 2010. And when democrats in this chamber attempted to expand Medicaid, session after session, to demolish the wall that has been built between working families and affordable, quality health care, you guys voted against it. When my brother reached out to me several weeks ago, he was at a snack convention. He brought this bill to my attention and how this could really impact a company that my dad built from the ground up. I encourage you to think about those small businesses that would really be impacted by this type of legislation.

REPRESENTATIVE SIMMONS: I rise today to speak on **SB 25**, to speak a truth that has been conveniently forgotten in this conversation. I proudly represent House District 146. That is smack dab in the middle of Houston. I have constituents in my district who have limited access to fresh, healthy food, and their health outcomes are worse for it simply because of their zip code. I lost my mother to colon cancer after years of battling diabetes, a disease that is exacerbated by poor diet and a lack of physical activity. This bill promotes nutrition education, daily physical activity, and statewide dietary standards—all laudable goals. I appreciate the work of Senator Kolkhorst and the work of Representative Hull. But before we pat ourselves on the back, let's acknowledge one thing. First Lady Michelle Obama did it first. As first lady, Michelle Obama launched the Let's Move! campaign to tackle childhood obesity and improve school meals. She encouraged physical activity, cleaner labels, more recess, and better food, especially for kids in low-income, Black, and brown communities, like my district. And for that, she was not met with applause but with ridicule. She was mocked on national television, called controlling, and accused of government overreach for daring to say that kids should eat vegetables and play outside. Now, more than a decade later, many of the very same proposals she introduced are being repackaged in this bill, but her name is nowhere to be found. I had an amendment to file yesterday that would have renamed this the Michelle Obama Childhood Wellness and Nutrition Act, and I'm sure it would have not been acceptable to the author, but I chose not to waste our precious time on symbolic acts and decided to just address my colleagues that I respect.

One of my biggest frustrations in this body is too often good policy is abandoned over partisan frivolity, not because you're voting your base, I respect that, of course, but because of the adherence to political gamesmanship that leaves our people in worse conditions. Let's be clear, this bill mirrors Michelle Obama's vision. And as the author stated, it is a piece of bipartisan legislation. Yet instead of honoring her, we erase her. Instead of applauding her for her sight, we pretend these ideas poofed out of thin air. I voted for this bill yesterday because, while I do have some reservations and concerns, it is a step in the right direction. But, to be clear, I will not participate in sanitizing a Black woman's legacy without giving her the dignity of acknowledgement. If you believe in this

work, it's okay to say her name because long before this bill was filed, there was a first lady planting gardens, changing school lunches, and challenging a system that profits from unhealthy kids, and she deserves to be honored and not forgotten.

M. GONZÁLEZ: I'm so sorry; we got interrupted for time last time. Let me start with I really appreciate you trying to make our kids healthier. I love the recess thing. There are some beautiful parts of the bill. There are, obviously, parts I think I have some consternation about, and that's what I'd love some clarity on because it's just above and beyond a little bit of the child healthy component. So just bear with me for some questions, and I think I'll have more clarity on. So the bill reads, if the attorney general believes a manufacturer has violated or is violating a certain section, the attorney general may bring an action on behalf of this state to enjoin the manufacturer from violating this section. And further, in addition to seeking injunction, the attorney general may request and the court may order in any relief that be in the public interest, including the imposition of a civil penalty in an amount not to exceed \$50,000 per day for each distinct food product and an order requiring reimbursement to this state for the reasonable value of investigating and bringing the enforcement action. That just feels like a big punishment. I mean, if you think about \$50,000 per day per item, does that seem like a reasonable approach to what you're trying to accomplish?

HULL: I do think it's reasonable. I think we have been very clear with this. We had different language before, and this is what we had negotiated down to. So this has been agreed to. It was definitely more severe before, so this has been negotiated down to this.

M. GONZÁLEZ: I am glad it's negotiated down. I think where I have the most consternation is the idea of "believes a manufacturer." I think if you had said maybe if it is reported, like you had mentioned on the front mic, that's something that would have been different, but saying a belief in the legal context is a little bit subjective. That's what I have some anxiety about.

HULL: Again, this had been negotiated, so if there was a problem, I would have thought that they would have said something about that.

M. GONZÁLEZ: And I'm sorry, I was so much focused on the other components of the bill that I kind of just left this one. Yesterday, when I was kind of going over it again through all the debate, this is the area in which I was more concerned about. I don't know what your plans or intentions are, but if you go to conference, I'd like to continue working with you on this specific area just to kind of maybe create some guardrails or just some steps that might make it a little bit more palatable for some folks.

HULL: Yes. And we took out private cause of action. So that's what it got changed to, was to this. It was private cause of action.

M. GONZÁLEZ: And I think that's a better direction, so I appreciate that. But nonetheless, I still have a concern about that one word. It's different when it's reporting over belief, and I think that's significant in legislation.

HULL: I appreciate all of the discussion on this bill yesterday. It's clear that the state of our food system and, most importantly, the health of our future generations is something that we as Texans, as a legislature, and as parents are passionate about. I know how hard it is to stand up to the multi-trillion dollar "Big Food" industry, and I am proud of the bipartisan effort that both chambers have shown in prioritizing our children's health. I also want to thank everyone who came to the table met and with Senator Kolkhorst and me from the beginning to work on this bill language. Instead of just outright opposing, they came, they worked with us, they brought language. And this has been heavily negotiated, and I want to thank them, especially our homegrown Texas companies, HEB and Blue Bell. Thank you. I also want to thank my staff, who I know has poured a lot into this, especially Emily. I want to thank Senator Kolkhorst, who has poured everything into this as well, and her staff, especially Erin. Thank you.

This bill is a step forward in addressing chronic disease. **SB 25** is a first-of-its-kind bill that will serve as signal to the rest of the nation that Texas is serious about fighting for the health of our children. I hope that Texas is the first state among many and that the federal government won't be far behind us. For all of our children, for all of Texas, I move passage.

**SB 25**, as amended, was passed by (Record 3546): 116 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Capriglione; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Raymond; Richardson; Rodríguez Ramos; Rose; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Vo; Ward Johnson; Wharton; Wilson.

Nays — Allen; Anchía; Bryant; Campos; Canales; Collier; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; González, J.; González, M.; Harrison; Jones, J.; Moody; Plesa; Romero; Rosenthal; Thompson; Turner; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Cole; Davis, Y.; Gervin-Hawkins; Hernandez; Jones, V.; Kerwin; Meza; Reynolds.

### STATEMENTS OF VOTE

When Record No. 3546 was taken, I was in the house but away from my desk. I would have voted yes.

Cole

When Record No. 3546 was taken, I was shown voting no. I intended to vote yes.

J. Jones

When Record No. 3546 was taken, my vote failed to register. I would have voted no.

V. Jones

When Record No. 3546 was taken, I was in the house but away from my desk. I would have voted yes.

Kerwin

### POSTPONED BUSINESS

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

#### **CSSB 7 ON SECOND READING (Harris - House Sponsor)**

**CSSB 7**, A bill to be entitled An Act relating to the oversight and financing of certain water infrastructure matters under the jurisdiction of the Texas Water Development Board.

**CSSB 7** was read second time on May 23 and was postponed until 8 a.m. today.

(Landgraf in the chair)

#### **Amendment No. 1**

Representative Harris offered the following amendment to **CSSB 7**:

Amend **CSSB 7** (house committee report) as follows:

(1) On page 3 of the bill, between lines 6 and 7, insert the following:

Sec. 6.305. PAYMENT OF EXPENSES FROM TEXAS WATER FUND ADMINISTRATIVE FUND. Pursuant to Section 15.504(f), the board shall pay from the Texas water fund administrative fund established under Section 15.508:

(1) the necessary and reasonable administrative expenses, including staffing expenses, incurred in administering its responsibilities under this subchapter; and

(2) the necessary and reasonable expenses for the procurement of professional and consulting services under Section 6.303.

(2) On page 5, line 16, strike "(4-a)" and substitute the following:

(4-a) the Texas water fund administrative fund established under Section 15.508;

(4-b)

(3) On page 8, strike lines 12 through 17 and substitute the following:

(f) In each state fiscal year, the [The] board may transfer not more than two percent of the money deposited to the credit of the fund in that state fiscal year to the Texas water fund administrative fund established under Section 15.508 [use the fund] to pay or reimburse the board for the necessary and reasonable expenses of the board in administering the fund as provided by Section 15.508(c) [not to exceed two percent].

(4) On page 9, between lines 12 and 13, insert the following:

(c) Pursuant to Section 15.504(f), the board may pay from the Texas water fund administrative fund necessary and reasonable expenses of the board in administering the Texas water fund, including:

(1) staffing expenses incurred in administering its responsibilities for providing grants, loans, financial assistance, and technical assistance and procuring professional and consulting services through and for all funds eligible to receive transfers from the Texas water fund;

(2) carrying out responsibilities under Subchapter H, Chapter 6; and

(3) any purposes for which money is appropriated by the legislature from the Texas water fund administrative fund related to the Texas water fund and all funds eligible to receive transfers from the Texas water fund.

(5) In ARTICLE 1 of the bill, add the following appropriately numbered SECTIONS to the ARTICLE and renumber subsequent SECTIONS of the ARTICLE and cross-references to those SECTIONS accordingly:

SECTION 1. \_\_\_\_ . Effective September 1, 2027, Section 15.153, Water Code, is amended by adding Subsection (f) to read as follows:

(f) For purposes of Section 7-e(c), Article VIII, Texas Constitution, groundwater is considered brackish if, at the time of production from a well, the groundwater had a total dissolved solids concentration of not less than 3,000 milligrams per liter.

SECTION 1. \_\_\_\_ . Section 15.505, Water Code, is amended to read as follows:

Sec. 15.505. TRANSFER OF MONEY. (a) Notwithstanding any other law:

(1) the board may[±

[(A)] transfer money from the fund into any other fund or account described by Section 15.502(b); and

[(B) restore to the fund money transferred from the fund and deposited to the credit of a fund or account described by Section 15.502(b); and]

(2) a fund or account described by Section 15.502(b) may accept a transfer of money made under this subchapter.

(b) The board may not restore to the fund money transferred from the fund and deposited to the credit of a fund or account described by Section 15.502(b).

SECTION 1. \_\_\_\_ . Effective September 1, 2027, Section 15.505, Water Code, is amended by adding Subsections (c) and (d) to read as follows:

(c) Of the amount of money deposited to the credit of the Texas water fund under Section 7-e, Article VIII, Texas Constitution, before September 1, 2047, the administrator of the fund shall allocate not less than 50 percent to be used only for transfer to either or both of the following funds:

(1) the new water supply for Texas fund established under Subchapter C-1; or

(2) the state water implementation fund for Texas established under Subchapter G.

(d) This subsection and Subsection (c) expire August 31, 2047.

SECTION 1.\_\_\_\_. Subchapter B, Chapter 16, Water Code, is amended by adding Section 16.0123 to read as follows:

Sec. 16.0123. INTERIM STUDY OF INCORPORATION OF WASTEWATER PLANNING INTO STATE WATER PLANNING PROCESS.

(a) Using existing resources, the executive administrator shall conduct a study to determine:

(1) the feasibility and practicability of incorporating planning for the development of infrastructure to meet the state's current and future wastewater treatment needs into the process used to produce each state water plan under Section 16.051, beginning with the five-year state water planning period ending January 5, 2032; and

(2) the statutory changes necessary to facilitate the incorporation of the wastewater treatment planning described by Subdivision (1) into the process used to produce each state water plan under Section 16.051, beginning with the five-year state water planning period ending January 5, 2032.

(b) Not later than December 1, 2026, the executive administrator shall provide a report of the study's findings to:

(1) the governor;

(2) the lieutenant governor;

(3) the speaker of the house of representatives;

(4) each member of the Texas Water Fund Advisory Committee established under Section 15.009; and

(5) each member of the standing committees of the senate and the house of representatives having primary jurisdiction over water resources.

(c) This section expires May 31, 2027.

(6) On page 20, line 15, strike "January 1, 2026" and substitute "September 1, 2027".

(7) In SECTION 4.01 of the bill, immediately following Subsection (b) of the SECTION (page 20, immediately following line 19), add the following appropriately lettered subsection:

( ) The sections of this Act adding Sections 15.153(f) and 15.505(c) and (d), Water Code, take effect September 1, 2027, but only if the constitutional amendment proposed by **HJR 7**, 89th Legislature, Regular Session, 2025, is approved by the voters. If that amendment is not approved by the voters, those sections of this Act have no effect.

**Amendment No. 2**

Representatives Martinez Fischer and Lujan offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Harris to **CSSB 7**, on page 2, line 25, between "liter" and the underlined period, by inserting "or is located within a brackish groundwater production zone identified under Section 16.060".

Representative Harris moved to table Amendment No. 2.

The motion to table prevailed by (Record 3547): 81 Yeas, 55 Nays, 2 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Capriglione; Collier; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dyson; Fairly; Frank; Gerdes; Geren; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; King; Kitzman; Lambert; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Luther; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Olcott; Oliverson; Orr; Patterson; Paul; Pierson; Richardson; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Wharton; Wilson; Zwiener.

Nays — Allen; Anchía; Bernal; Bhojani; Canales; Cole; Cortez; Davis, Y.; Dorazio; Dutton; Flores; Gámez; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; LaHood; Lalani; Longoria; Lopez, R.; Lujan; Manuel; Martinez Fischer; Meza; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu.

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

Absent, Excused — Bowers.

Absent — Campos; Cook; Davis, A.; Garcia, J.; Gates; Kerwin; Moody; Noble; Phelan; Schatzline; Virdell.

**STATEMENTS OF VOTE**

When Record No. 3547 was taken, I was in the house but away from my desk. I would have voted yes.

Cook

When Record No. 3547 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 3547 was taken, I was shown voting no. I intended to vote yes.

M. González

When Record No. 3547 was taken, my vote failed to register. I would have voted yes.

Noble

When Record No. 3547 was taken, I was in the house but away from my desk. I would have voted yes.

Virdell

Amendment No. 1 was adopted by (Record 3548): 137 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitman; LaHood; Lalani; Lambert; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troclair; Turner; VanDeaver; Vasut; Villalobos; Vo; Walle; Wharton; Wilson; Wu; Zwiener.

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

Absent, Excused — Bowers.

Absent — Davis, A.; Gates; Harrison; Martinez Fischer; Meza; Moody; Schatzline; Schofield; Virdell; Ward Johnson.

#### STATEMENTS OF VOTE

When Record No. 3548 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 3548 was taken, I was in the house but away from my desk. I would have voted yes.

Virdell

**CSSB 7**, as amended, was passed to third reading by (Record 3549): 143 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; King; Kitzman; LaHood; Lalani; Lambert; Landgraf(C); Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Harrison; Lowe; Virdell.

Present, not voting — Mr. Speaker.

Absent, Excused — Bowers.

Absent — Kerwin; Schoolcraft.

**SB 552 ON SECOND READING**  
**(Leach, et al. - House Sponsors)**

**SB 552**, A bill to be entitled An Act relating to changing the eligibility of certain persons to receive community supervision, including deferred adjudication community supervision.

**SB 552** was read second time on May 2, postponed until May 5, postponed until May 6, postponed until May 12 (withdrawn), postponed until May 7, postponed until 9:53 a.m. May 8, postponed until 4 p.m. May 8, postponed until May 9, postponed until May 12, postponed until May 14, postponed until May 16, postponed until May 19, postponed until May 20, postponed until May 21, postponed until May 22, postponed until May 23, postponed until May 24, postponed until May 25, and was again postponed until 9 a.m. today.

Representative Leach moved to postpone consideration of **SB 552** until 5 p.m. today.

The motion prevailed.

**CSSB 1612 ON SECOND READING**  
**(K. Bell, Button, Hefner, Romero, and Leach - House Sponsors)**

**CSSB 1612**, A bill to be entitled An Act relating to construction contract trust funds.

**CSSB 1612** was read second time on May 23 and was postponed until 10 a.m. today.

Representative K. Bell moved to postpone consideration of **CSSB 1612** until 10 a.m. Sunday, June 22.

The motion prevailed.

**SJR 87 ON SECOND READING**  
**(Little and Smithee - House Sponsors)**

**SJR 87**, A joint resolution proposing a constitutional amendment requiring the denial of bail to persons accused of certain offenses punishable as a felony who have previously been convicted of or who were released on bail for certain offenses punishable as a felony at the time of the new offense.

**SJR 87** was read second time on May 24 and was postponed until 10 a.m. today.

**Amendment No. 1**

Representatives Little, Harris Davila, Luther, Hopper, Olcott, Lowe, Smithee, Villalobos, Isaac, Hull, Slawson, J. Lopez, Leo Wilson, Noble, Louderback, Gerdes, Holt, Meyer, Hayes, Pierson, Buckley, Lujan, Alders, K. Bell, Money, Toth, Richardson, Metcalf, Button, Tinderholt, McQueeney, Bumgarner, Phelan, McLaughlin, Capriglione, Harris, Curry, Fairly, Cook, Schoolcraft, and C. Bell offered the following amendment to **SJR 87**:

Amend **SJR 87** (house committee report) by adding the following appropriately numbered SECTION to the joint resolution and renumbering subsequent SECTIONS of the joint resolution accordingly:

SECTION \_\_\_\_\_. This joint resolution shall be known as Jocelyn's Law.

(Speaker in the chair)

Amendment No. 1 was adopted by (Record 3550): 140 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Button; Cain; Campos; Canales; Capriglione; Cole; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; García, J.; García, L.; García Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Zwiener.

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

Absent, Excused — Bowers.

Absent — Bumgarner; Davis, A.; Moody; Orr; Simmons; Talarico; Wu.

**SJR 87**, as amended, was passed to third reading by (Record 3551): 93 Yeas, 32 Nays, 11 Present, not voting.

Yeas — Alders; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Patterson; Paul; Perez, M.; Phelan; Pierson; Plesa; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wilson.

Nays — Allen; Bryant; Bucy; Campos; Cole; Collier; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; García, J.; González, J.; González, M.; Goodwin; Hernandez; Howard; Johnson; Jones, J.; Lopez, R.; Martinez Fischer; Moody; Morales, C.; Ordaz; Perez, V.; Reynolds; Rose; Rosenthal; Thompson; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Bernal; Bhojani; Canales; Garcia Hernandez; Gervin-Hawkins; Romero; Simmons; Turner; Vo; Ward Johnson.

Absent, Excused — Bowers.

Absent — Button; Cortez; Garcia, L.; Hinojosa; Jones, V.; Lalani; Manuel; Meza; Morales Shaw; Orr; Rodríguez Ramos; Talarico; Wharton.

### STATEMENT OF VOTE

When Record No. 3551 was taken, I was temporarily out of the house chamber. I would have voted no.

Rodríguez Ramos

### SJR 1 ON THIRD READING

**(Smithee, DeAyala, Little, Cook, Louderback, et al. - House Sponsors)**

**SJR 1**, A joint resolution proposing a constitutional amendment requiring the denial of bail under certain circumstances for illegal aliens charged with certain offenses punishable as a felony.

**SJR 1** was read third time on May 20, postponed until 3 p.m. May 20, postponed until 1 p.m. May 21, postponed until 5 p.m. May 21, postponed until May 22, and was again postponed until 11 a.m. today.

Representative Smithee moved to postpone consideration of **SJR 1** until 11 a.m. tomorrow.

The motion prevailed.

**SJR 27 ON THIRD READING**  
**(Leach - House Sponsor)**

**SJR 27**, A joint resolution proposing a constitutional amendment regarding the membership of the State Commission on Judicial Conduct, the membership of the tribunal to review the commission's recommendations, and the authority of the commission, the tribunal, and the Texas Supreme Court to more effectively sanction judges and justices for judicial misconduct.

**SJR 27** was read third time earlier today and was postponed until this time.

**Amendment No. 1**

Representative Leach offered the following amendment to **SJR 27**:

Amend **SJR 27** on third reading in amended Subdivision (2)(i), Section 1-a, Article V, Texas Constitution, (page 1, line 14, house committee report) between "Senate" and "~~one~~" by inserting ", two of whom must be trial court judges".

**Amendment No. 2**

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

Amend the Leach Amendment to **SJR 27** by striking the text of the amendment and substituting the following:

Amend **SJR 27** on third reading as follows:

(1) In SECTION 1 of the joint resolution, strike Section (1-a)(2)(1), Article V, Texas Constitution, as amended by Amendment No. 1 by Leach on second reading, and substitute the following:

(i) seven judges or justices of courts in this state, of which two shall be the judge of a trial court, appointed by the Supreme Court with the advice and consent of the Senate [~~one (1) Justice of a Court of Appeals~~]; and

(2) In SECTION 1 of the joint resolution, strike Section (1-a)(2)(ii), Article V, Texas Constitution, and substitute the following:

(ii) six [~~one (1) District Judge, (iii) two (2) members of the State Bar, who have respectively practiced as such for over ten (10) consecutive years next preceding their selection, (iv) five (5) citizens, two of which shall be the judge of a trial court in this state, appointed by the governor with the advice and consent of the senate, who are~~] at least 35 [~~thirty (30)~~] years of age.

(3) In SECTION 3 of the joint resolution, in Subsection (c)(1) of the temporary provision added to the Texas Constitution, as amended by Amendment No. 1 by Leach on second reading, strike "two" and substitute "three".

(4) In SECTION 3 of the joint resolution, in Subsection (a)(1) of the temporary provision added to the Texas Constitution, as amended by Amendment No. 1 by Leach on second reading, strike "three" and substitute "two".

Representative Leach moved to table Amendment No. 2.

The motion to table prevailed by (Record 3552): 88 Yeas, 56 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cole; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Muñoz; Noble; Olcott; Oliverson; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Collier; Cortez; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harris; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Ordaz; Orr; Perez, M.; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Davis, A.; Morales Shaw; Orr; Simmons.

Amendment No. 1 was adopted by (Record 3553): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Dorazio; Harrison; Lopez, J.; McQueeney; Morales Shaw; Simmons.

### STATEMENT OF VOTE

When Record No. 3553 was taken, I was in the house but away from my desk. I would have voted yes.

J. Lopez

**SJR 27**, as amended, was adopted by (Record 3554): 119 Yeas, 17 Nays, 4 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Capriglione; Cole; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Frank; Gámez; García, L.; García Hernandez; Gates; Gerdes; Geren; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Romero; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Walle; Wharton; Wilson; Zwiener.

Nays — Allen; Bernal; Bryant; Canales; Collier; Davis, Y.; Flores; Gervin-Hawkins; Jones, J.; Meza; Morales, C.; Rose; Rosenthal; Simmons; Turner; Ward Johnson; Wu.

Present, not voting — Mr. Speaker(C); Garcia, J.; Jones, V.; Reynolds.

Absent, Excused — Bowers.

Absent — Anchía; Cortez; Davis, A.; González, J.; Longoria; Moody; Morales Shaw; Rodríguez Ramos; Vo.

### STATEMENTS OF VOTE

When Record No. 3554 was taken, my vote failed to register. I would have voted no.

Anchía

When Record No. 3554 was taken, I was shown voting no. I intended to vote yes.

J. Jones

When Record No. 3554 was taken, I was in the house but away from my desk. I would have voted yes.

Moody

When Record No. 3554 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 3554 was taken, I was in the house but away from my desk. I would have voted no.

Rodríguez Ramos

**MAJOR STATE CALENDAR  
SENATE BILLS  
SECOND READING**

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

**CSSB 6 ON SECOND READING  
(King - House Sponsor)**

**CSSB 6**, A bill to be entitled An Act relating to the planning for, interconnection and operation of, and costs related to providing service for certain electrical loads.

**Amendment No. 1**

Representative King offered the following amendment to **CSSB 6**:

Amend **CSSB 6** (house committee report) as follows:

(1) On page 1, line 19, strike "Sections 37.0561 and 37.0562" and substitute "Section 37.0561".

(2) On page 3, lines 14 and 15, strike "may be directed to deploy" and substitute "with on-site backup generating facilities may be directed to either deploy the customer's".

(3) On page 4, line 19, strike "standards" and substitute "requirements".

(4) On page 4, line 21, through page 5, line 4, strike "before an electric utility or municipally owned utility may submit a project for review to the independent organization certified under Section 39.151 for the ERCOT power region based on the large load customer's demand. Unless the payment is later refunded, an interconnecting electric utility or municipally owned utility that receives a payment that meets the financial commitment standards shall preserve the ability of the large load customer to interconnect and retain the customer's contract capacity under the interconnection or facilities extension agreement, once the utility has approved the customer's initial or modified request for interconnection".

(5) Strike page 6, line 21, through page 9, line 21.

(6) On page 11, lines 5 through 11, strike "Not later than the 180th day after the date the independent organization certified under Section 39.151 for the ERCOT power region receives the notice under Subsection (a), the independent organization shall approve, deny, or impose reasonable conditions on a proposed

net metering arrangement described by Subsection (a) as necessary to maintain system reliability, including transmission security and resource adequacy impacts." and substitute "The independent organization certified under Section 39.151 for the ERCOT power region shall study the system impacts of a proposed net metering arrangement and removal of generation for which the independent organization receives a notice under Subsection (a) after the independent organization receives all information regarding the arrangement required by the independent organization to be submitted to the independent organization. The independent organization must complete the study and submit the results to the commission with any associated recommendations not later than the 120th day after the independent organization receives all required information regarding the arrangement. Not later than the 60th day after the date the commission receives the study results from the independent organization, the commission shall approve, deny, or impose reasonable conditions on the proposed net metering arrangement as necessary to maintain system reliability, including transmission security and resource adequacy impacts."

(7) On page 11, line 12, between "makes" and "capacity", insert "dispatchable".

(8) On page 11, line 15, between "of" and "capacity", insert "dispatchable".

(9) On page 11, line 18, between "may" and the underlined colon, insert "include".

(10) On page 11, line 19, strike "require" and substitute "requiring".

(11) On page 11, line 21, strike "require" and substitute "requiring".

(12) On page 11, lines 23 and 24, strike "provide that the owner of the generation resources may be held liable" and substitute "requiring customers to be held harmless".

(13) On page 11, lines 26 and 27, strike "independent organization certified under Section 39.151 for the ERCOT power region" and substitute "commission".

(14) On page 12, line 3, strike "independent organization" and substitute "commission".

(15) On page 12, lines 6 and 7, strike "independent organization certified under Section 39.151 for the ERCOT power region" and substitute "commission".

(16) On page 12, lines 15 through 17, strike "A final decision made by the independent organization related to this section may be appealed to the commission by the owner of the generation resource or the large load customer".

(17) On page 12, lines 18 through 20, strike "by the independent organization certified under Section 39.151 for the ERCOT power region".

## **Amendment No. 2**

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

Amend Amendment No. 1 by King to **CSSB 6** (house committee report) by adding the following items to the amendment:

(18) On page 3, line 17, strike "response" and replace with "responsive".

(19) Strike page 10, line 25 through page 11, line 4 and substitute the following:

(c) The electric cooperative, transmission and distribution utility, or municipally owned utility that provides electric service at the location of the new net metering arrangement may for reasonable cause including a violation of other law, object to the arrangement, provided however, that no reasonable cause objection may be raised after a final decision by the commission is issued under this section.

(20) On page 12, line 13, strike "electric utility" and substitute "transmission and distribution utility".

(21) On page 13, lines 2 through 4, strike "protocol and installs, or requires to be installed, before the customer is interconnected, any necessary equipment" and substitute "protocol, including the installation of any necessary equipment or technology before the customer is interconnected,".

Amendment No. 2 was adopted by (Record 3555): 108 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Ashby; Bell, C.; Bell, K.; Bhojani; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Cole; Collier; Cook; Cortez; Craddock; Cunningham; Curry; Davis, A.; Davis, Y.; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; González, J.; González, M.; Goodwin; Guerra; Harless; Harris; Hefner; Hernandez; Hinojosa; Howard; Hull; Hunter; Johnson; Jones, J.; Jones, V.; Kerwin; King; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; McQueeney; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales Shaw; Morgan; Muñoz; Noble; Oliverson; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Schoolcraft; Shaheen; Simmons; Slawson; Smithee; Spiller; Talarico; Thompson; Tinderholt; Toth; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wu; Zwiener.

Nays — Alders; Cain; Canales; Harris Davila; Harrison; Hickland; Holt; Hopper; Isaac; Leo Wilson; Lowe; Money; Olcott; Pierson; Schatzline; Shofner; Swanson; Troxclair; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Barry; Bernal; Bonnen; Capriglione; Darby; Dean; Gervin-Hawkins; Guillen; Hayes; Kitzman; Little; Luther; McLaughlin; Morales, E.; Ordaz; Plesa; Rosenthal; Schofield; Tepper; Virdell; Wilson.

### STATEMENTS OF VOTE

When Record No. 3555 was taken, my vote failed to register. I would have voted yes.

Guillen

When Record No. 3555 was taken, I was in the house but away from my desk. I would have voted yes.

E. Morales

When Record No. 3555 was taken, I was in the house but away from my desk. I would have voted no.

Virdell

Amendment No. 1, as amended, was adopted by (Record 3556): 136 Yeas, 3 Nays, 4 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; García, J.; García, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hefner; Hernandez; Hickland; Holt; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Hopper; Money; Olcott.

Present, not voting — Mr. Speaker(C); Harrison; Hinojosa; Virdell.

Absent, Excused — Bowers.

Absent — Darby; Davis, A.; Hayes; Little; Schofield; Turner.

### Amendment No. 3

Representatives Raymond and McLaughlin offered the following amendment to **CSSB 6**:

Amend **CSSB 6** (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 67, Water Code, is amended by adding Section 67.0115 to read as follows:

Sec. 67.0115. ELECTRIC GENERATION. (a) A corporation may generate electric power for use in the corporation's operations, limited to:

(1) powering water well pumps, service pumps, and other equipment for the production, treatment, and transportation of raw water; and

(2) powering infrastructure for the treatment and delivery of potable drinking water.

(b) For the purposes of Subsection (a), a corporation operating solely as a wholesale water supplier or sewer service in a county with a population of less than 350,000 may generate excess electric power in conjunction with the uses described in Subsection (a) for sale in the ERCOT power region to provide revenue for the corporation only if the corporation:

(1) primarily generates electric power solely for the uses described in Subsection (a); and

(2) registers as a power generation company under Section 39.351, Utilities Code.

(c) A corporation that generates electric power for sale under Subsection (b) shall account for and use the revenue from those sales in a manner that complies with Section 67.004. The revenue that accrues from those sales of electric power may be used by the corporation only for:

(1) the corporation's costs of producing and selling electric power, including administration, employees, equipment, fuel, and maintenance; or

(2) a purpose described by Section 67.002.

Amendment No. 3 was adopted by (Record 3557): 100 Yeas, 40 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchia; Bell, C.; Bernal; Bhojani; Bonnen; Bryant; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Cook; Cortez; Cunningham; Davis, A.; Davis, Y.; Dean; Dorazio; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Hinojosa; Hopper; Howard; Johnson; Jones, J.; Jones, V.; Kitzman; Lalani; Landgraf; Leach; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; Meyer; Meza; Money; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Ordaz; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Schatzline; Schoolcraft; Shaheen; Smithee; Talarico; Tepper; Thompson; Tindholt; Toth; Turner; VanDeaver; Virdell; Vo; Walle; Ward Johnson; Wilson; Wu; Zwiener.

Nays — Ashby; Barry; Buckley; Cain; Collier; Craddick; Curry; DeAyala; Dutton; Dyson; Gerdes; Geren; González, M.; Harris; Harris Davila; Hayes; Hickland; Holt; Hull; Isaac; Kerwin; King; LaHood; Lambert; Leo Wilson; McQueeney; Metcalf; Oliverson; Orr; Patterson; Rosenthal; Schofield; Shofner; Slawson; Spiller; Swanson; Troxclair; Vasut; Villalobos; Wharton.

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

Absent, Excused — Bowers.

Absent — Bell, K.; Darby; Harrison; Little; Longoria; Moody; Simmons.

### STATEMENTS OF VOTE

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Barry

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Collier

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Curry

When Record No. 3557 was taken, my vote failed to register. I would have voted yes.

Darby

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

DeAyala

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Dutton

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Dyson

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Gerdes

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Isaac

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

LaHood

When Record No. 3557 was taken, I was in the house but away from my desk. I would have voted yes.

Longoria

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Schofield

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Swanson

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Troxclair

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Villalobos

When Record No. 3557 was taken, I was shown voting no. I intended to vote yes.

Wharton

### **CSSB 6 - STATEMENT OF LEGISLATIVE INTENT**

REPRESENTATIVE ASHBY: I've got just a couple—three questions here for legislative intent, so thank you for taking my questions. Just to make sure I'm understanding the intent of the legislation correctly: The intent of this legislation is not to slow down large load projects that are currently in the works. Is that correct?

REPRESENTATIVE KING: That is correct.

ASHBY: If a large load is colocating with an existing generator and has already signed a contract for service before September 1, this bill would not add new processes or requirements for them, correct?

KING: I believe that is also correct.

ASHBY: Last question, Mr. Chairman. ERCOT and PUC should be able to use existing processes to effectuate this legislation and start the 180-day review period, as required, immediately upon enactment so that other projects that are already under way and applying for interconnection—but are perhaps without a signed contract—can keep moving forward. Is that correct?

KING: That is correct.

### **REMARKS ORDERED PRINTED**

Representative Ashby moved to print remarks between Representative King and Representative Ashby on **CSSB 6**.

The motion prevailed.

**CSSB 6**, as amended, was passed to third reading by (Record 3558): 117 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Cunningham; Curry; Davis, A.; Davis, Y.; Dean; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; García, J.; García, L.; García Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hefner; Hernandez; Hickland; Hinojosa; Howard; Hull; Hunter; Johnson; Jones, J.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Moody; Morales, E.; Morales Shaw; Muñoz; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose;

Rosenthal; Shaheen; Shofner; Simmons; Smithee; Spiller; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Cain; Cook; DeAyala; Harrison; Holt; Hopper; Isaac; Leo Wilson; Lowe; Luther; Money; Morgan; Olcott; Pierson; Richardson; Schatzline; Schoolcraft; Slawson; Swanson; Tinderholt; Toth; Troxclair; Vasut; Virdell.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Darby; González, M.; Hayes; Jones, V.; Little; Morales, C.; Schofield.

**CSSB 30 ON SECOND READING**  
**(Bonnen - House Sponsor)**

**CSSB 30**, A bill to be entitled An Act relating to recovery of health care-related damages in certain civil actions.

Representative Capriglione moved to postpone consideration of **CSSB 30** until 5 p.m. today.

The motion prevailed.

**CSSB 13 ON SECOND READING**  
**(Buckley - House Sponsor)**

**CSSB 13**, A bill to be entitled An Act relating to a school district's library materials and catalog, the establishment of local school library advisory councils, and parental rights regarding public school library catalogs and access by the parent's child to library materials.

Representative Buckley moved to postpone consideration of **CSSB 13** until 3:15 p.m. today.

The motion prevailed.

**CSSB 2878 ON SECOND READING**  
**(Leach and E. Morales - House Sponsors)**

**CSSB 2878**, A bill to be entitled An Act relating to the operation and administration of and practices and procedures related to proceedings in the judicial branch of state government, including court security, court documents and arrest warrants, document delivery, juvenile boards, and youth diversion, and to public office candidate eligibility; increasing a criminal penalty; authorizing fees.

Representative Leach moved to postpone consideration of **CSSB 2878** until 2:30 p.m. today.

The motion prevailed.

**GENERAL STATE CALENDAR  
SENATE BILLS  
SECOND READING**

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

**SB 57 ON SECOND READING  
(M. González - House Sponsor)**

**SB 57**, A bill to be entitled An Act relating to provisions and plans by public schools to ensure the safety of individuals with disabilities or impairments during a mandatory school drill or a disaster or emergency situation.

Representative Moody moved to postpone consideration of **SB 57** until 5 p.m. today.

The motion prevailed.

**SB 127 ON SECOND READING  
(Money - House Sponsor)**

**SB 127**, A bill to be entitled An Act relating to the offense of failure to report child abuse or neglect by certain professionals and the statute of limitations for that offense; harmonizing other statute of limitations provisions.

**SB 127** was passed to third reading.

**CSSB 293 ON SECOND READING  
(Leach - House Sponsor)**

**CSSB 293**, A bill to be entitled An Act relating to the discipline of judges by the State Commission on Judicial Conduct, notice of certain reprimands, judicial compensation and related retirement benefits, and the reporting of certain judicial transparency information; authorizing an administrative penalty.

**Amendment No. 1**

Representative Leach offered the following amendment to **CSSB 293**:

Amend **CSSB 293** (house committee report) as follows:

(1) On page 2, line 26, strike "Subdivision (8)" and substitute "Subdivisions (8) and (9)".

(2) On page 3, between lines 7 and 8, insert the following:

(9) "Review tribunal" means a panel of seven justices of the courts of appeal selected ~~by lot~~ by the chief justice of the supreme court to review a recommendation of the commission for the removal or retirement of a judge under Section 1-a(9), Article V, Texas Constitution.

(3) On page 18, lines 6 and 7, strike "required to submit information under rules adopted under Subsection (e)".

(4) On page 18, lines 9 and 10, strike "the 20th day of each calendar quarter information for the preceding quarter" and substitute "July 20 or January 20, as applicable, information for the preceding six-month period".

(5) On page 19, strike lines 5 through 14 and substitute the following:

(e) The supreme court shall adopt rules establishing guidelines and providing instructions regarding the submission of information under Subsection (a), including rules:

(1) establishing a penalty for the submission of false information under that subsection; and

(2) providing guidance on the form and manner of submitting information under that subsection.

(6) On page 21, line 16, strike "\$182,000" and substitute "\$175,000".

(Landgraf in the chair)

Amendment No. 1 was adopted by (Record 3559): 137 Yeas, 2 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Luther; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Turner; VanDeaver; Vasut; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu.

Nays — Davis, A.; Lowe.

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

Absent, Excused — Bowers.

Absent — González, J.; Harrison; Jones, V.; Manuel; Olcott; Troxclair; Virdell; Zwiener.

### STATEMENTS OF VOTE

When Record No. 3559 was taken, I was in the house but away from my desk. I would have voted yes.

Manuel

When Record No. 3559 was taken, I was in the house but away from my desk. I would have voted yes.

Virdell

**Amendment No. 2**

Representative Leach offered the following amendment to **CSSB 293**:

Amend **CSSB 293** (house committee report) as follows:

- (1) On page 3, strike lines 8 through 14.
- (2) Strike page 10, line 15, through page 11, line 4.
- (3) Strike page 15, line 16, through page 16, line 5.
- (4) Strike page 31, line 18, through page 32, line 1.
- (5) Renumber the SECTIONS of the bill accordingly.

Amendment No. 2 was adopted by (Record 3560): 140 Yeas, 1 Nays, 3 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Luther; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu.

Nays — Lowe.

Present, not voting — Mr. Speaker; Jones, V.; Landgraf(C).

Absent, Excused — Bowers.

Absent — Harrison; Hopper; Manuel; Rose; Zwiener.

**STATEMENT OF VOTE**

When Record No. 3560 was taken, I was in the house but away from my desk. I would have voted yes.

Manuel

**CSSB 293**, as amended, was passed to third reading by (Record 3561): 140 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores;

Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Luther; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu.

Nays — Davis, A.; Lowe; Rodríguez Ramos.

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

Absent, Excused — Bowers.

Absent — Harrison; Manuel; Morales Shaw; Zwiener.

#### **STATEMENTS OF VOTE**

When Record No. 3561 was taken, I was shown voting no. I intended to vote yes.

A. Davis

When Record No. 3561 was taken, I was in the house but away from my desk. I would have voted yes.

Manuel

When Record No. 3561 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 3561 was taken, I was in the house but away from my desk. I would have voted yes.

Zwiener

#### **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:

**CSSB 2878 ON SECOND READING**  
**(Leach and E. Morales - House Sponsors)**

**CSSB 2878**, A bill to be entitled An Act relating to the operation and administration of and practices and procedures related to proceedings in the judicial branch of state government, including court security, court documents and arrest warrants, document delivery, juvenile boards, and youth diversion, and to public office candidate eligibility; increasing a criminal penalty; authorizing fees.

**CSSB 2878** was read second time earlier today and was postponed until this time.

Representative Leach moved to postpone consideration of **CSSB 2878** until 3 p.m. today.

The motion prevailed.

**GENERAL STATE CALENDAR**  
**(consideration continued)**

**CSSB 441 ON SECOND READING**  
**(Lalani - House Sponsor)**

**CSSB 441**, A bill to be entitled An Act relating to civil liability for the production, solicitation, disclosure, or promotion of artificial intimate visual material.

**Amendment No. 1**

Representative Lalani offered the following amendment to **CSSB 441**:

Amend **CSSB 441** (house committee report) as follows:

(1) Strike page 2, line 25, through page 3, line 3, and substitute "identity of the depicted person in any manner, including through any accompanying or subsequent information or material related to the artificial intimate visual material.".

(2) On page 3, strike lines 7 through 10 and substitute the following: social media platform, and who recklessly facilitates the production or disclosure of artificial intimate visual material in exchange for payment, who owns a publicly accessible nudification application from which the material is produced, or who recklessly processes or facilitates payment for

(3) Strike page 3, line 23, through page 4, line 2, and substitute the following: owns the website or application fails to remove the material within 72 hours of receiving the request and make reasonable efforts to identify and remove any known identical copies of such material.

(4) On page 4, line 7, strike "and track the status of the request".

Amendment No. 1 was adopted by (Record 3562): 137 Yeas, 2 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Toth; Troxclair.

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

Absent, Excused — Bowers.

Absent — Bernal; Gervin-Hawkins; Harrison; Hayes; Jones, V.; McLaughlin; Schatzline; Smithee.

## **Amendment No. 2**

Representative Lalani offered the following amendment to **CSSB 441**:

Amend **CSSB 441** (house committee report) as follows:

(1) On page 6, line 17, strike "The change in law made by this Act" and substitute "Chapter 98B, Civil Practice and Remedies Code, as amended by this Act,".

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

SECTION \_\_\_\_\_. Chapter 120, Business & Commerce Code, is amended by adding Subchapter B-1 to read as follows:

### SUBCHAPTER B-1. PROVENANCE DATA

Sec. 120.081. DEFINITIONS. In this subchapter:

(1) "Artificial intelligence system" means machine learning and related technology that uses data to train statistical models for the purpose of enabling computer systems to perform tasks normally associated with human intelligence or perception, such as computer vision, speech or natural language processing, and content generation.

(2) "Generative artificial intelligence" means an artificial intelligence system designed to emulate the structure and characteristics of provided data to generate derived synthetic digital content, including images, videos, audio, text, and other digital content.

(3) "Provenance data" means information on a file that can be used to identify:

(A) the date and place of the file's origin;

(B) the method used to generate the file, including whether the file was generated using generative artificial intelligence; or

(C) the file's history, including the manner in which the file has been transmitted or stored.

Sec. 120.082. CONTENT CREATED ON SOCIAL MEDIA PLATFORM.

A social media platform shall attach provenance data to each photo, video, or audio file created using tools provided by the social media platform that use generative artificial intelligence.

Sec. 120.083. CONTENT POSTED TO SOCIAL MEDIA PLATFORM.

(a) A social media platform shall attach provenance data to each photo, video, or audio file posted on the social media platform for which:

(1) the social media platform can discern the file's provenance data;

and

(2) the file's provenance data states that the photo, video, or audio file was created or modified using generative artificial intelligence.

(b) This section may not be construed to require a social media platform to independently verify the accuracy or authenticity of provenance data provided to the social media platform by a third party or user.

(c) A social media platform is not liable for inaccurate provenance data attached to a photo, video, or audio file or retained under this subchapter if:

(1) the provenance data was provided to the social media platform by a third party or user;

(2) the social media platform did not knowingly modify the provenance data;

(3) the social media platform relied in good faith on the provenance data provided; and

(4) the social media platform has implemented reasonable and appropriate measures to comply with the requirements of this subchapter.

Sec. 120.084. REQUIREMENTS OF PROVENANCE DATA. (a) Provenance data attached to a photo, video, or audio file or retained under this subchapter must:

(1) be attached and retained in a manner and format that complies with guidelines or specifications that are:

(A) created by an established standard-setting entity in the industry; and

(B) widely adopted by other entities in the industry;

(2) state that the photo, video, or audio file has been created or modified using generative artificial intelligence; and

(3) state the name of the generative artificial intelligence tool and the name of the person who provides the tool.

(b) Provenance data attached to a photo, video, or audio file or retained under this subchapter may not include any personal identifying information, as that term is defined in Section 509.001, as added by Chapter 795 (HB 18), Acts of the 88th Legislature, Regular Session, 2023, unless a user consents to the inclusion of the user's own information.

Sec. 120.085. RETENTION AND DISPLAY OF PROVENANCE DATA.

(a) A social media platform shall retain all provenance data attached to a photo, video, or audio file under this subchapter.

(b) A social media platform shall provide or contract with a third party to provide a method by which a user may easily access the provenance data attached to a photo, video, or audio file under this subchapter.

(c) A social media platform is not required to comply with the provisions of this subchapter if the social media platform provides to the attorney general clear and convincing documentation showing that the social media platform:

(1) does not have the technological capacity to comply with the requirements of this subchapter; and

(2) is actively taking steps toward obtaining the technological capacity to comply with the requirements of this subchapter.

Amendment No. 2 was adopted by (Record 3563): 109 Yeas, 34 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Barry; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hefner; Hernandez; Hinojosa; Holt; Howard; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; Lalani; Lambert; Leach; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Noble; Oliverson; Ordaz; Orr; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Spiller; Swanson; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wilson; Wu; Zwiener.

Nays — Alders; Ashby; Bell, C.; Bumgarner; Cain; Cook; Cunningham; Gerdes; Harrison; Hayes; Hickland; Hopper; Hull; Hunter; Isaac; LaHood; Leo Wilson; Lowe; Luther; Morgan; Olcott; Patterson; Paul; Pierson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Tinderholt; Toth; Vasut; Wharton.

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

Absent, Excused — Bowers.

Absent — Little; McLaughlin; Smithee; Troxclair.

**CSSB 441**, as amended, was passed to third reading by (Record 3564): 143 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; García, J.; García, L.; García Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Leach; Leo Wilson; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

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

Absent, Excused — Bowers.

Absent — Davis, A.; Little; McLaughlin; Simmons.

#### **STATEMENT OF VOTE**

When Record No. 3564 was taken, I was temporarily out of the house chamber. I would have voted yes.

A. Davis

#### **SB 3059 ON SECOND READING (Metcalf and Martinez Fischer - House Sponsors)**

**SB 3059**, A bill to be entitled An Act relating to the preservation, maintenance, restoration, and protection of the Alamo complex and surrounding area by the Alamo Commission.

#### **SB 3059 - POINT OF ORDER**

Representative Canales raised a point of order against further consideration of **SB 3059** 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.

#### **SB 3059 - POINT OF ORDER**

Representative Canales raised a point of order against further consideration of **SB 3059** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is substantially or materially misleading. The point of order was withdrawn.

**Amendment No. 1**

Representative Metcalf offered the following amendment to **SB 3059**:

Amend **SB 3059** (house committee report) as follows:

(1) On page 1, between lines 5 and 6, add the following appropriately numbered SECTION to the bill:

SECTION \_\_\_\_\_. Section 441.198(a), Government Code, is amended to read as follows:

(a) The commission may negotiate an agreement with the appropriate authorities in Mexico under which this state will trade or lend to Mexico the flags of the Toluca Battalion, the Guerrero Battalion, and the Matamoros Battalion captured at the Battle of San Jacinto [~~and Mexico will trade or lend to this state the flag of the New Orleans Greys captured at the Battle of the Alamo~~]. An agreement under this section:

(1) may not affect title to the flags;

(2) may provide that this state will restore the San Jacinto flags to a suitable condition [~~and Mexico will restore the Alamo flag to a suitable condition~~] before the trade or loan of the flags as long as such conditioning does not alter the authenticity or integrity of the flags; and

(3) is not valid if it is not approved by the governor and by the appropriate authority for approval under the laws of Mexico.

(2) On page 5, strike lines 2 through 6, and substitute the following appropriately numbered SECTION recital:

SECTION \_\_\_\_\_. Section 31.451, Natural Resources Code, is transferred to Subchapter C, Chapter 443A, Government Code, as added by this Act, redesignated as Section 443A.101, Government Code, and amended to read as follows:

(3) Strike page 5, line 26, through page 7, line 25, and substitute the following appropriately numbered SECTION:

SECTION \_\_\_\_\_. Subchapter C, Chapter 443A, Government Code, as added by this Act, is amended by adding Sections 443A.102, 443A.103, 443A.104, 443A.105, and 443A.106 to read as follows:

Sec. 443A.102. AGREEMENT WITH MEXICO; ALAMO BATTLE FLAG. (a) The commission may negotiate an agreement with the appropriate authorities in Mexico under which Mexico will trade or lend to this state the flag of the New Orleans Greys captured at the Battle of the Alamo. An agreement under this section:

(1) may not affect title to the flag;

(2) may provide that Mexico will restore the flag to a suitable condition before the trade or loan of the flag as long as the conditioning does not alter the authenticity or integrity of the flag; and

(3) is not valid unless the agreement is approved by the governor and by the appropriate authority for approval under the laws of Mexico.

(b) If an agreement to trade or lend the Alamo battle flag under Subsection (a) does not provide that Mexico will restore the flag to a suitable condition before the trade or loan, the commission may use only gifts or grants to restore the flag to a suitable condition after the trade or loan.

(c) The commission shall designate an appropriate place in the Alamo complex for the secure display of the Alamo battle flag.

Sec. 443A.103. VICTORY OR DEATH LETTER. (a) In this section, "victory or death letter" means the letter written by Lieutenant Colonel William B. Travis dated February 24, 1836, and signed "Victory or Death."

(b) The commission, in consultation with the state agency with jurisdiction over the victory or death letter, shall designate an appropriate place in the Alamo complex for the secure display of the victory or death letter.

Sec. 443A.104. JURISDICTION OVER CERTAIN ARTIFACTS. Except as provided by Sections 441.198 and 443A.103, the commission has jurisdiction over an artifact or item of historical interest associated with the Alamo.

Sec. 443A.105. AGREEMENT FOR SECURITY OPERATIONS. The commission shall enter into an agreement with the Department of Public Safety for the department to provide security operations for the Alamo complex.

Sec. 443A.106. ANNUAL BUDGET AND WORK PLAN. (a) The commission shall prepare an annual budget and work plan for the Alamo complex and the buildings in the complex, their contents, and their grounds. The plan must address preservation, usual maintenance, and any necessary construction for the complex.

(b) The commission may satisfy the requirements of this section by overseeing the preparation of an annual budget and work plan described by Subsection (a) by a qualifying nonprofit organization with which the commission contracts under Section 443A.101(d).

(4) On page 9, between lines 17 and 18, add the following appropriately numbered SECTION to the bill:

SECTION \_\_\_\_\_. Section 504.665(b), Transportation Code, is amended to read as follows:

(b) After deduction of the department's administrative costs, the remainder of the fee for issuance of the license plates shall be deposited to the credit of an account created by the comptroller in the manner provided by Section 504.6012(b). Money deposited to that account may be used only by the Alamo Commission [~~General Land Office~~] as follows:

(1) 75 percent of the money shall be used for the preservation of the Alamo; and

(2) 25 percent of the money shall be used to enhance the Alamo visitor experience or to fund education programs about the Alamo.

(5) In SECTION 12 of the bill, repealing provisions (page 9, lines 18 through 26), add the following appropriately numbered subdivisions and renumber the subdivisions of that section accordingly:

(\_\_\_\_\_) Section 441.198(c), Government Code;

(\_\_\_\_\_) Section 31.453, Natural Resources Code;

(6) Renumber the SECTIONS of the bill accordingly.

### LEAVE OF ABSENCE GRANTED

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

Lozano on motion of Muñoz.

### SB 3059 - (consideration continued)

Amendment No. 1 was adopted by (Record 3565): 130 Yeas, 5 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hernandez; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Pierson; Plesa; Raymond; Richardson; Romero; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Goodwin; Morales, C.; Morales Shaw; Rodríguez Ramos; Rose.

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

Absent, Excused — Bowers; Lozano.

Absent — Alders; Davis, Y.; González, M.; Harrison; Hickland; Jones, V.; Leach; Moody; Phelan; Reynolds; Vo.

### STATEMENT OF VOTE

When Record No. 3565 was taken, I was excused because of important business. I would have voted yes.

Lozano

### Amendment No. 2

Representative Cain offered the following amendment to **SB 3059**:

Amend **SB 3059** (house committee report) as follows:

(1) On page 9, line 27, through page 10, line 1, strike "effective date of this Act" and substitute "date the General Land Office determines the Alamo Plan, funded through appropriations provided by Chapter 1170 (**HB 1**), Acts of the 88th Legislature, Regular Session, 2023 (the General Appropriations Act), has been fully implemented".

(2) On page 10, line 10, strike "January 1, 2028" and substitute "four months after the date described by Subsection (a) of this section".

(3) On page 10, lines 21 and 22, strike "On September 1, 2027, or as soon as practicable after that date" and substitute "As soon as practicable after the date described by Section 13(a) of this Act".

(4) On page 11, lines 2 and 3, strike "by January 1, 2028" and substitute "not later than the 30th day after the date described by Section 13(a) of this Act".

(5) On page 11, line 4, strike "January 1, 2028" and substitute "the date described by Section 13(a) of this Act".

Representative Metcalf moved to table Amendment No. 2.

The motion to table was lost by (Record 3566): 54 Yeas, 84 Nays, 2 Present, not voting.

Yeas — Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Button; Capriglione; Cook; Cortez; Craddick; Curry; Darby; DeAyala; Dutton; Dyson; Fairly; Flores; Frank; Gates; Gerdes; Geren; Gervin-Hawkins; Guillen; Harless; Harris; Harris Davila; Hefner; Hull; Kitzman; Lambert; Leach; Lopez, J.; Lujan; Martinez; McQueeney; Metcalf; Meyer; Noble; Orr; Patterson; Paul; Phelan; Raymond; Shaheen; Spiller; Tepper; Troxclair; VanDeaver; Villalobos; Walle; Ward Johnson; Wharton; Wilson.

Nays — Alders; Allen; Anchiá; Bernal; Bhojani; Bryant; Bucy; Bumgarner; Cain; Campos; Canales; Cole; Collier; Cunningham; Davis, A.; Dean; Dorazio; Gámez; García, J.; García, L.; García Hernandez; González, J.; González, M.; Goodwin; Guerra; Harrison; Hayes; Hernandez; Hinojosa; Holt; Hopper; Howard; Isaac; Johnson; Jones, J.; Kerwin; LaHood; Lalani; Leo Wilson; Little; Longoria; Lopez, R.; Louderback; Lowe; Luther; Manuel; Martinez Fischer; McLaughlin; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Olcott; Oliverson; Ordaz; Perez, M.; Perez, V.; Pierson; Plesa; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schoolcraft; Shofner; Simmons; Slawson; Smithee; Swanson; Talarico; Thompson; Tinderholt; Toth; Turner; Vasut; Vo; Wu; Zwiener.

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

Absent, Excused — Bowers; Lozano.

Absent — Davis, Y.; Hickland; Hunter; Jones, V.; King; Reynolds; Schofield; Virdell.

### STATEMENT OF VOTE

When Record No. 3566 was taken, I was excused because of important business. I would have voted no.

Lozano

Amendment No. 2 was adopted by (Record 3567): 74 Yeas, 61 Nays, 4 Present, not voting.

Yeas — Alders; Allen; Anchiá; Bernal; Bhojani; Bryant; Bucy; Bumgarner; Cain; Canales; Collier; Cunningham; Davis, A.; Dean; Dorazio; Gámez; Garcia, L.; Garcia Hernandez; Gates; González, J.; Goodwin; Guerra; Hayes; Hinojosa; Holt; Hopper; Howard; Isaac; Johnson; Jones, J.; Kitzman; LaHood; Leo Wilson; Little; Longoria; Lopez, J.; Luther; Manuel; McLaughlin; Money; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Perez, V.; Pierson; Plesa; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schoolcraft; Shofner; Simmons; Slawson; Smithee; Swanson; Talarico; Thompson; Tinderholt; Toth; Turner; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Button; Campos; Capriglione; Cole; Cook; Cortez; Craddick; Curry; DeAyala; Dutton; Dyson; Fairly; Flores; Frank; Garcia, J.; Gerdes; Geren; Gervin-Hawkins; Guillen; Harless; Harris; Harris Davila; Hefner; Hernandez; Hickland; Hull; Kerwin; Lalani; Lambert; Leach; Lopez, R.; Louderback; Lowe; Lujan; Martinez; Martinez Fischer; McQueeney; Metcalf; Meyer; Meza; Orr; Patterson; Paul; Perez, M.; Phelan; Raymond; Shaheen; Spiller; Tepper; Troxclair; VanDeaver; Villalobos; Ward Johnson; Wharton; Wilson.

Present, not voting — Mr. Speaker; Harrison; Hunter; Landgraf(C).

Absent, Excused — Bowers; Lozano.

Absent — Darby; Davis, Y.; González, M.; Jones, V.; King; Moody; Reynolds; Schofield; Virdell.

### STATEMENTS OF VOTE

When Record No. 3567 was taken, I was excused because of important business. I would have voted yes.

Lozano

When Record No. 3567 was taken, I was in the house but away from my desk. I would have voted yes.

Virdell

**SB 3059**, as amended, was passed to third reading by (Record 3568): 108 Yeas, 33 Nays, 2 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Buckley; Bumgarner; Button; Cain; Campos; Capriglione; Cole; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Flores; Frank; Garcia, J.; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Johnson; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, E.; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Perez, M.;

Phelan; Pierson; Raymond; Richardson; Schatzline; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bryant; Bucy; Canales; Collier; Dutton; Gámez; Garcia, L.; Garcia Hernandez; González, M.; Goodwin; Hinojosa; Howard; Jones, J.; Meza; Moody; Morales, C.; Morales Shaw; Muñoz; Ordaz; Perez, V.; Plesa; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Vo; Ward Johnson; Wu; Zwiener.

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

Absent, Excused — Bowers; Lozano.

Absent — Davis, A.; Davis, Y.; Reynolds; Schofield; Walle.

### STATEMENTS OF VOTE

When Record No. 3568 was taken, I was temporarily out of the house chamber. I would have voted no.

A. Davis

When Record No. 3568 was taken, I was excused because of important business. I would have voted yes.

Lozano

(Harris in the chair)

### POSTPONED BUSINESS

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

#### **CSSB 2878 ON SECOND READING (Leach and E. Morales - House Sponsors)**

**CSSB 2878**, A bill to be entitled An Act relating to the operation and administration of and practices and procedures related to proceedings in the judicial branch of state government, including court security, court documents and arrest warrants, document delivery, juvenile boards, and youth diversion, and to public office candidate eligibility; increasing a criminal penalty; authorizing fees.

**CSSB 2878** was read second time earlier today, postponed until 2:30 p.m. today, and was again postponed until this time.

#### **CSSB 2878 - REMARKS**

REPRESENTATIVE LEACH: **CSSB 2878** is the omnibus courts and judiciary bill. I want to walk through some highlights of the bill, and then I've got a floor amendment that should show up on your screens shortly, and I know there's a couple of other amendments too. I know we've got a lot on the calendar, so I'm going to try to be brief, but this is a big omnibus bill that merits a little bit of time for us to walk through. Members, as you know every session, for those of you who have been here around a while—for those of you this is your first session and you haven't gone through one of these, usually it's customary, certainly in

my seven sessions, it's always been that the chair of the respective committees in the house and the senate will file what's known as an omnibus courts bill. Among other provisions to strengthen the judiciary and to improve access to justice and to be responsive to the concerns of our citizens when it comes to the judicial branch of our government—in addition to those things, the bill contains the creation of new courts, district and county courts across the state. In some sessions, due to whether it's population growth or case dockets across the state in various counties that are backed up, like during COVID, we are responsive. The chairs of the committees file the bills. Usually what will happen, as customary, is the state representatives and senators will file legislation, file a bill creating a new court for your district, and/or will certainly communicate proactively with the authors of this bill to ensure that your counties' needs are met.

When it comes to the creation of new county and district courts, we've always requested and required two things so that we could determine—it's not as simple as Representative Bryant saying Dallas County needs a new court or Representative Noble saying Collin County needs a new court. It's more detailed than that. There has to be a need for the court, so we ask for two things. Number one, we ask for a county commissioners' resolution so that we can ensure that your county commissioners not only support the court but are ready to help pay for the court. And then secondly, a data analysis showing the needs, the population growth, the case dockets, something that Office of Court Administration is responsible for compiling and then verifying that yes, in fact, Collin County needs a new court, Dallas County, Harris County needs a new court. Those things usually end up in the omnibus courts bill. That has certainly been the case this session. The bill in front of you now has the creation of 11 new courts across the state, new district courts. That's two in Brazoria County, two in Fort Bend County, one in Rockwall County. There's going to be a floor amendment that adds in other courts for Harris County and Sabine County, Comal County, Williamson County, Hidalgo County. Those things will all be included in the floor amendment that I'll lay out for you in just a sec. I'm delaying a little bit here, members, because I'm waiting for my floor amendment to be completed and uploaded into the system.

I want to commend you members who have worked collaboratively with me, who have filed your own legislation, who have worked with your local officials, and been responsive to the needs of your constituents to ask for and to do the work required for new county and district courts. And for the most part, those courts are gladly and eagerly included in the bill in front of you now. There's also a number of provisions relating to judicial administration across the state. Let me hit just a few high points of some of those things that are included in the bill. We've increased the jurisdiction of statutory county courts from \$250,000 to \$350,000, allowing those courts to take on cases, thereby relieving the caseload of our district courts. When it comes to the business court that we created last session, we've authorized the judges of the business court to receive an additional salary from the state in addition to their base salary. Members, last session with the creation of the new business court, we inadvertently did not increase the

business court judges' pay. So this bill in front of you now, which I think is not objectionable, it's stuff that we can all agree on when it comes to the business court judges. So this bill takes care of that.

REPRESENTATIVE PATTERSON: Do you have a list of the counties that are included in this bill that you're bringing before us today? I'm trying to figure out if it includes Denton County.

LEACH: Denton County is not in here because Denton County—

PATTERSON: Denton County is not in there, and it's not in there because the commissioners court did not file a resolution saying that they needed it?

LEACH: So to my knowledge, I can go back and check my records, Representative Patterson, but to my knowledge no Denton County state representative filed legislation and/or ever talked to me or my office or any of the committee members about Denton County needing a—

PATTERSON: So there are five state representatives in Denton County, and so you're saying that none of the five of the state representatives in Denton County filed legislation to create a new court?

LEACH: To my knowledge, standing here now, no, I do not believe so. If I'm wrong about that, you can correct me, but nor did I hear from any local officials or your state senators about Denton County needing a court, so Denton County is not included.

PATTERSON: So that's a good point. So maybe a state senator didn't even file. I believe we have at least two state senators in Denton County, so you're saying that they probably didn't file that either?

LEACH: Correct. I would say this. That if Denton County needed a new court, knowing the state representatives in Denton County, knowing how hard you work, how responsive you are to your constituents, Denton County would certainly be included in this bill—no question about it.

PATTERSON: Sure, and so I didn't file that because, you know, my commissioners court didn't come to me and ask for that, and they certainly didn't pass a resolution to provide that to me, and they also didn't say that they wanted to pay for that court. So it's my understanding that if a new court is added, that the cost of that court is made up by the county taxpayers through the budget that the commissioners court adopts. Is that correct?

LEACH: That's largely correct. Yes.

PATTERSON: Okay, so they would have to pay for that through property tax receipts at the county level?

LEACH: Yes, there's no question about it. When we talk, Representative Patterson, about the court competencies of government, things that government needs to fund with taxpayer dollars, certainly the justice system, civil and criminal, are part of that. We need to make sure that our justice system is functioning and functioning well and that our courts are open and accessible. So when it comes to the creation of a new court, there's no question that that is an

expenditure, and in some cases a substantial expenditure, of taxpayer dollars, but it is a court competency of government, a priority of government. I would say it's a true function of government for us to fund, and I think the people expect that of us.

PATTERSON: Yeah, I mean, the people in our districts need this service from their county government, correct?

LEACH: I mean, justice delayed is justice denied, and if there's a backup at the courthouse because there's not enough courthouse doors open, there's not enough judges, then certainly the taxpayers have reason to disapprove of that and to let us hear about it.

PATTERSON: So if this was an important measure that needed to be taken up for my county, just to reiterate, you're saying that we would've filed a bill on it, talked to the committee, talked to the chairman, local officials would've come and talked to you about that, and you don't have that from Denton County, correct?

LEACH: No, I don't have that from Denton County. And I did have it with me, I might have misplaced it. I think Chairman Landgraf might have a copy of it in his hands, but that, what you're holding right there, Representative Patterson, is a letter that I sent out to all the members after the speaker made committee appointments.

PATTERSON: That's right.

LEACH: I sent that letter; I think it's dated March 10, 2025. I'm now serving as chairman for the fourth time. This is the fourth time I've sent this identical letter, on March 10, 2025, to every single member in this house, telling you exactly what I've just outlined in terms of the process to create new county and district courts and asking for two things: the OCA data—the Office of Court Administration data—and a county commissioners court resolution. And all of you—I should say the vast majority of you who really needed new courts and wanted to work to get new courts, all of you did exactly what I asked you to do in that letter, and you submitted the required information and/or you filed legislation, and therefore, your courts are included in the bill.

PATTERSON: So every member received this letter, and I see here in your letter that it's not just kind of hidden in the second paragraph here. It's actually bolded in boldface type, showing that in order for you to request a new court, there's a lot of work that goes—I mean a lot of legislative work. We're here to work for the people of Texas, and there's work that goes into this. So all throughout the entire session, there's work that would've been done if we needed to create—and we didn't do that in Denton County because we didn't ask for one. But you're saying that everyone else that has a court in your bill, they did the work as you prescribed here back in early March?

LEACH: Yes. So I know that you have the letter in your hands. Now, I think that it's in maybe the second paragraph where I bolded it; maybe it's highlighted there in the copy you have, but maybe you should read that bolded portion. I know it's just one or two sentences, but if you want to read it for the body, I think that would be edifying.

PATTERSON: Yes, I'd love to. It says, "In order for your requested new courts to be included in the omnibus bill, please provide your 'workload analysis' and county commissioners' resolution to my office by Friday, April 4." And that's because of all the work, I'm assuming, that goes into creating a bill like this and negotiating with the other side to confirm the needs in that county or in that community. Is that correct?

LEACH: Yeah, there's a ton of work, and a lot of people who work on this bill, not just my staff, but OCA, our committee members, and many of you, your staffs have worked. I think 10 to 13; I don't have the exact number of courts created. And every single member's office, your chiefs of staff, your legislative directors, your district directors, they put in hard work along in coordination with my staff and the Office of Court Administration and your local elected officials. There's a ton of work, to your point. Imagine, Representative Patterson, if let's just say it's kind of like the budget, you know? If you just show up once the conference committee report on the final budget reaches the floor and you want something for your district, and you come here, but you haven't put any work in and you just expect the appropriators in the Appropriations Committee and the members of this body when you tell us you need \$5 million for a park just to say, okay, you get \$5 million for your park. That wouldn't be a faithful stewardship of the taxpayer dollars. So it's right for us to put in the work and for you to prove not only to me but to this body and to the 31 million Texans we represent that when we approve your new court, you, in fact, need it and your constituents are ready to pay for it.

PATTERSON: So all of this work that you're talking about, that doesn't happen here on the floor. You're talking about March 10 to April 4. That's a lot of work between members in their offices, between staff, with your locally elected officials and folks on the ground in your community, the work here at the Capitol building, work between chambers, work between staff. There's a lot of work that went on between March 10 and April 4, and a lot of members participated in that.

LEACH: Yeah. I know there are some people who criticize the house for maybe getting started on the floor a little later than the senate, maybe taking a little while to get organized, and maybe not in the months of February and March spending as much time voting on the floor. Well, that's because when we talk about the bills we're hearing today, this bill is a chief example. There's a lot of work that's going on behind the scenes in our offices, in our districts, working, meeting with other members. So if members just expect to come onto the floor and show up and say, hey, I need a new court for my county, it doesn't work that way. The work is put in, the sweat equity, rolling up your sleeves, sitting around a table, figuring out what the needs of your constituents are—that's where the meaningful work is put in long before the bill gets here onto the floor for a vote.

PATTERSON: Well, thank you for that work. And I know that as a good steward of tax dollars, that you have done your due diligence on these and that folks on the ground who are going to have to pay for this through their county property taxes have done their due diligence on these, and that's not something we take lightly. So I appreciate all the work that you, your team, and, quite frankly, the other members here on the floor have done that are included in your bill. All of the work that they have put in throughout this entire session to bring us to this omnibus bill that you're carrying here on the floor today.

LEACH: And Representative Patterson, I want to make an additional point. There are a couple of members on this floor who have worked really, really hard and have caught some resistance either locally or maybe from other members of their delegation. Unlike you and I, who just represent one county, there are some members who represent 10 or 15 counties, and it's harder for them to get their delegation together around something that may be good for their county but not the rest of their legislative district. So there have been a few instances in which legislators have worked really hard and done everything they could possibly do, and even despite their work, I had to tell them, sorry, your court is not going to be included in the bill because there wasn't justification for it or there's resistance or pushback or whatever, but they still worked hard for it. And you know what they did when I said, sorry, you're not going to be included in the bill? They said, I understand. They're still trying. There might be a couple of amendments today. But for someone to just show up today and say they need a new court without ever having talked to me about it, working through the process is, just to me, something I've never seen before, and I don't think it's the way that this body should work.

### **Amendment No. 1**

Representative Leach offered the following amendment to **CSSB 2878**:

Amend **CSSB 2878** (house committee report) as follows:

(1) On page 3, line 8, strike "January 1, 2027" and substitute "September 1, 2026".

(2) On page 3, lines 14 and 15, strike "January 1, 2027" and substitute "September 1, 2026".

(3) On page 4, line 16, strike "January 1, 2027" and substitute "September 1, 2026".

(4) On page 4, lines 21 and 22, strike "January 1, 2027" and substitute "September 1, 2026".

(5) On page 6, line 20, strike "January 1, 2029" and substitute "September 1, 2028".

(6) On page 7, strike lines 1 through 4 and substitute "District is created on September 1, 2028".

(7) On page 9, strike lines 14 and 15 and substitute the following:

SECTION 2.01. Sections 22.004(b) and (h-1), Government Code, are amended to read as follows:

(b) The supreme court from time to time may promulgate a specific rule or rules of civil procedure, or an amendment or amendments to a specific rule or rules, to be effective at the time the supreme court deems expedient in the interest of a proper administration of justice. The rules and amendments to rules remain in effect unless and until disapproved by the legislature. The clerk of the supreme court shall file with the secretary of state the rules or amendments to rules promulgated by the supreme court under this subsection and shall provide ~~mail~~ a copy of those rules or amendments to rules to each registered member of the State Bar of Texas not later than the 60th day before the date on which they become effective. On receiving a written request from a member of the legislature, the secretary of state shall provide the member with electronic notifications when the supreme court has promulgated rules or amendments to rules under this section.

(8) On page 16, line 7, strike " January 1, 2027" and substitute "September 1, 2026".

(9) On page 16, line 14, strike "January 1, 2027" and substitute "September 1, 2026".

(10) Strike page 20, line 27, through page 21, line 2, and substitute the following:

SECTION 3.01. Sections 25.0022(d), (h), (k), (o), (t), (u), and (w), Government Code, are amended to read as follows:

(11) On page 23, strike line 7 and substitute "(k) The daily".

(12) On page 23, strike lines 16 through 25.

(13) On page 29, strike lines 21 and 22 and substitute the following:

SECTION 3.07. Section 74.061, Government Code, is amended by amending Subsections (h), (i), and (k) and adding Subsection (k-1) to read as follows:

(14) On page 30, between lines 8 and 9, insert the following:

(k) Except as provided by Subsection (k-1) and notwithstanding ~~Notwithstanding~~ any other provision of law, a former, retired, or active judge is not entitled to compensation paid by the state when the judge sits as an assigned judge for a statutory county court.

(k-1) Notwithstanding any other provision, a former or retired judge or justice assigned under this chapter to a constitutional county court in a county located in the Texas-Mexico border region, as defined by Section 2056.002(e), is entitled to compensation from the state in an amount equal to the maximum salary a district judge may receive from county and state sources under Section 659.012(a) if the presiding judge of the administrative judicial region in which the county lies certifies that exigent circumstances require the assignment.

(15) On page 30, between lines 8 and 9, add the following appropriately numbered SECTION to Article 3 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION 3.\_\_\_\_. This article 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, this article takes effect September 1, 2025.

(16) On page 56, line 6, strike "secretary of state" and substitute "district clerk".

(17) On page 57, line 6, strike "voter registrar" and substitute "district clerk".

(18) On page 60, strike lines 13 and 14 and substitute the following:

SECTION 7.01. The heading to Section 22.110, Government Code, is amended to read as follows:

Sec. 22.110. JUDICIAL INSTRUCTION RELATED TO FAMILY VIOLENCE, SEXUAL ASSAULT, TRAFFICKING OF PERSONS, AND CHILD AND ELDER ABUSE AND NEGLECT.

SECTION 7.02. Section 22.110, Government Code, is amended by amending Subsections (a), (b), and (d) and adding Subsection (b-1) to read as follows:

(a) The court of criminal appeals shall assure that judicial training related to the problems of family violence, sexual assault, trafficking of persons, ~~and~~ child abuse and neglect, and elder abuse and neglect is provided.

(b) The court of criminal appeals shall adopt the rules necessary to accomplish the purposes of this section. The rules must require:

(1) each district judge, judge of a statutory county court, associate judge appointed under Chapter 54A of this code or Chapter 201, Family Code, master, referee, and magistrate within the judge's first term of office or the judicial officer's first four years of service to complete and provide certification of completion of 12 hours of training that include at least:

(A) four hours dedicated to issues related to trafficking of persons, ~~and~~ child abuse and neglect, and elder abuse and neglect that cover at least two of the topics described in Subsections (d)(8) through (12) and (d)(14) [(d)(8) (12)];

(B) six hours dedicated to the training described by Subsections (d)(5), (6), and (7); and

(C) one hour dedicated to the training described by Subsection (d)(13);

(2) each judge and judicial officer during each additional term in office or four years of service to complete and provide certification of completion of an additional five hours of training that include at least:

(A) two hours dedicated to the training described by Subsections (d)(11) and (12); and

(B) one hour dedicated to the training described by Subsection (d)(13); and

(3) each judge of a court with primary responsibility for family law or family violence matters to complete and provide certification of completion of an additional hour of training described by Subsection (d)(13) every two years.

(19) On page 60, between lines 20 and 21, insert the following:

(d) The instruction must include information about:

(1) statutory and case law relating to videotaping a child's testimony and relating to competency of children to testify;

(2) methods for eliminating the trauma to the child caused by the court process;

(3) case law, statutory law, and procedural rules relating to family violence, sexual assault, trafficking of persons, and child abuse and neglect;

(4) methods for providing protection for victims of family violence, sexual assault, trafficking of persons, and child abuse and neglect;

(5) available community and state resources for counseling and other aid to victims and to offenders;

(6) gender bias in the judicial process;

(7) dynamics and effects of being a victim of sexual assault, trafficking of persons, or child abuse and neglect;

(8) dynamics of sexual abuse of children, including child abuse accommodation syndrome and grooming;

(9) impact of substance abuse on an unborn child and on a person's ability to care for a child;

(10) issues of attachment and bonding between children and caregivers;

(11) issues of child development that pertain to trafficking of persons and child abuse and neglect;

(12) medical findings regarding physical abuse, sexual abuse, trafficking of persons, and child abuse and neglect; ~~and~~

(13) dynamics of family violence; and

(14) elder abuse and neglect.

(20) On page 64, line 22, between "office," and "and", insert "employees and commissioners of the State Commission on Judicial Conduct.".

(21) Strike page 72, line 27, through page 73, line 3, and substitute the following appropriately numbered SECTION in Article 7 of the bill:

SECTION 7.\_\_\_\_. (a) As soon as practicable after September 1, 2025, the Texas Court of Criminal Appeals shall adopt the rules necessary to implement Section 22.110, Government Code, as amended by this article.

(b) Section 22.110, Government Code, as amended by this article, applies to all judges, masters, referees, and magistrates elected, appointed, or holding office on or after September 1, 2025.

(22) Add the following appropriately numbered SECTIONS to Article 7 of the bill and renumber the SECTIONS of that article accordingly:

SECTION 7.\_\_\_\_. Section 253.152(7), Election Code, is amended to read as follows:

(7) "Statewide judicial office" means the office of chief justice or justice, supreme court, or presiding judge or judge, court of criminal appeals, or the Court of Appeals for the Fifteenth Court of Appeals District.

SECTION 7.\_\_\_\_. Section 6.4035(e), Family Code, is amended to read as follows:

(e) The party executing the waiver may ~~not~~ sign the waiver using a digitized signature.

SECTION 7.\_\_\_\_. Section 74.024(d), Government Code, is amended to read as follows:

(d) Any rules adopted under this section remain in effect unless and until disapproved by the legislature. The clerk of the supreme court shall file with the secretary of state the rules or any amendments to the rules adopted by the supreme court under this section and shall provide ~~mail~~ a copy of the rules and any amendments to each registered member of the State Bar not later than the 120th day before the date on which they become effective. The supreme court shall allow a period of 60 days for review and comment on the rules and any amendments. The clerk of the supreme court shall report the rules or amendments to the rules to the next regular session of the legislature by providing ~~mailing~~ a copy of the rules or amendments to the rules to each elected member of the legislature on or before December 1 immediately preceding the session.

SECTION 7. \_\_\_\_\_. Section 118.011(a), Local Government Code, is amended to read as follows:

(a) A county clerk shall collect the following fees for services rendered to any person:

- (1) Personal Property Records Filing (Sec. 118.012):
  - (A) for the first page . . . . . \$ 5.00;
  - (B) for each additional page or part of a page on which there are visible marks of any kind . . . . . \$ 4.00;
- (2) Real Property Records Filing (Sec. 118.013):
  - (A) for the first page . . . . . \$ 5.00;
  - (B) for each additional page or part of a page on which there are visible marks of any kind . . . . . \$ 4.00;
  - (C) for all or part of each 8-1/2" X 14" attachment or rider . . . . . \$ 4.00;
  - (D) for each name in excess of five names that has to be indexed in all records in which the document must be indexed . . . . . \$ 0.25;
- (3) Certified Papers (Sec. 118.014):
  - (A) for the clerk's certificate . . . . . \$ 5.00;
  - (B) printed on paper, plus a fee for each page or part of a page . . . . . \$ 1.00;
  - (C) that is a paper document converted to electronic format, for each page or part of a page . . . . . \$1;
  - (D) that is an electronic copy of an electronic document:
    - (i) for each document up to 10 pages in length . . . . . \$1;
    - (ii) for each page or part of a page of a document over 10 pages . . . . . \$0.10;
- (4) Noncertified Papers (Sec. 118.0145):
  - (A) printed on paper, for each page or part of a page . . . . . \$ 1.00;
  - (B) that is a paper document converted to electronic format, for each page or part of a page . . . . . \$1;
  - (C) that is an electronic copy of an electronic document:
    - (i) for each document up to 10 pages in length . . . . . \$1;
    - (ii) for each page or part of a page of a document over 10 pages . . . . . \$0.10;
- (5) Birth or Death Certificate (Sec. 118.015) . . . same as state registrar;

- (6) Bond Approval (Sec. 118.016) . . . . . \$ 5.00 [~~3.00~~];
- (7) Marriage License (Sec. 118.018). . . . . \$60.00;
- (8) Declaration of Informal Marriage (Sec. 118.019). . . . . \$25.00;
- (9) Brand Registration (Sec. 118.020). . . . . \$ 5.00;
- (10) Oath Administration (Sec. 118.021) . . . . . \$ 1.00.

SECTION 7. \_\_\_\_ . Section 406.026, Government Code, is amended to read as follows:

Sec. 406.026. ELECTRONIC NOTARIZATION. In a proceeding filed under Title 1 or 5, Family Code, if a signature is required to be notarized, acknowledged, verified, or made under oath, the requirement may be satisfied if the electronic signature of the person authorized to perform that act, together with all other information required to be included by other applicable law, is attached to or logically associated with the signature required to be notarized, acknowledged, verified, or made under oath.

SECTION 7. \_\_\_\_ . Section 6.4035(e), Family Code, and Section 406.026, Government Code, as amended by this article, apply to a waiver of citation executed in a suit for dissolution of a marriage that is pending in a trial court on September 1, 2025, or that is filed on or after that date.

SECTION 7. \_\_\_\_ . (a) In this section:

(1) "Digital court reporting" means the act of making a verbatim record of an oral court proceeding, deposition, or proceeding before a grand jury, referee, or court commissioner for use in litigation in the courts of this state through the use of digital technology, electronic recording equipment, or other recording and transcribing technology.

(2) "Office" means the Office of Court Administration of the Texas Judicial System.

(b) The office shall conduct a study on digital court reporting, including:

(1) an evaluation of the current use of digital court reporting in the courts of this state, including the cost, access, accuracy, and effectiveness of digital court reporting;

(2) an analysis of the use of digital court reporting in other states and jurisdictions; and

(3) recommendations on any necessary changes to statutes, rules, regulations, or standards regarding the use of digital court reporting in this state.

(c) Not later than October 1, 2026, the office shall submit a report on the study conducted under this section to the governor, lieutenant governor, speaker of the house of representatives, and appropriate standing committees of the legislature.

(d) This section expires September 1, 2027.

SECTION 7. \_\_\_\_ . Section 233.014, Election Code, is transferred to Subchapter 30, Civil Practice and Remedies Code, redesignated as Section 30.023, Civil Practice and Remedies Code, and amended to read as follows:

Sec. 30.023 [~~233.014~~]. SPECIAL PROCEDURES FOR CONTEST OF CONSTITUTIONAL AMENDMENT ELECTION. (a) This section applies only to a contest of an election on a proposed constitutional amendment.

(b) The contestant's petition must be filed and service of citation on the secretary of state must be obtained before the final official canvass is completed.

(c) The filing of an election contest does not suspend implementation of a constitutional amendment approved by the majority of the votes cast ~~[The declaration of the official result of a contested election may not be made until the contest is finally determined. The secretary of state shall tabulate the county returns and the governor shall announce the final vote count, as ascertained from the returns, in a written document. The document announcing the final vote count must state that a contest of the election has been filed and that the declaration of the official result will not be made until the contest is finally determined].~~

(c-1) The trial court must ensure a written ruling on a pretrial motion before the court is entered not later than the 30th day after the date the motion is filed.

(d) The trial date may not be earlier than the 45th day after the date of the contested election except ~~[nor later than the 180th day after the date of the contested election. The trial date may be earlier than the 45th day after the date of the contested election]~~ at the request of the contestant. The trial court must ensure the judgment of the court is not filed later than the 180th day after the date of the contested election.

(e) If an amended petition alleging additional grounds of contest is filed, the contest may not be called for trial earlier than the 20th day after the date the amended petition is filed unless the secretary of state agrees to calling the contest for trial at an earlier date.

(f) The court shall include in its judgment in a contest an order directing the governor to declare the ~~[official result of the election or to declare the]~~ election valid or void, as appropriate, not later than the 10th day after the date the judgment becomes final.

(g) Any question relating to the validity or outcome of a constitutional amendment election may be raised in an election contest. A contest is the exclusive method for adjudicating such questions.

(h) If a contestant files an appeal of the contest, the appellate court must ensure that the action is brought to final disposition not later than the 60th ~~[180th]~~ day after the date the judgment becomes final.

SECTION 7. \_\_\_\_\_. Section 233.014, Election Code, as redesignated and amended by this Act, applies to a contest of a constitutional amendment election filed on or after September 1, 2025. A contest of a constitutional amendment election filed before that date is governed by the law in effect on the date that the suit is filed, and the former law is continued in effect for that purpose.

SECTION 7. \_\_\_\_\_. Section 233.006(b), Election Code, is amended to read as follows:

(b) Except as provided by Section 30.023, Civil Practice and Remedies Code ~~[233.014]~~, the contestant must file the petition not later than the later of the 30th day after the date the election records are publicly available under Section 1.012 or the official result of the contested election is determined.

(23) On page 73, line 9, strike "53.001(a)" and substitute "53.001".

(24) On page 73, line 13, between "court" and "shall", insert "before that date".

(25) On page 73, strike lines 24 through 26.

(26) Add the following appropriately numbered SECTION to Article 9 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION 9. \_\_\_\_ . Section 82.004, Family Code, is amended to read as follows:

Sec. 82.004. FORM AND CONTENT OF APPLICATION. (a) A person filing an application under this chapter shall use the protective order application form created by the Office of Court Administration of the Texas Judicial System under Section 72.039, Government Code, that is available on the office's Internet website, and shall include in the application:

(1) the name ~~[and county of residence]~~ of each applicant;

(2) the county of residence of each applicant, unless the applicant requests confidentiality pursuant to Section 82.011 or 85.007;

(3) the name and county of residence of each individual alleged to have committed family violence;

(4) ~~(3)~~ the relationships between the applicants and the individual alleged to have committed family violence;

(5) ~~(4)~~ a request for one or more protective orders; ~~[and]~~

(6) ~~(5)~~ whether an applicant is receiving services from the Title IV-D agency in connection with a child support case and, if known, the agency case number for each open case; and

(7) any additional information known by the applicant that may assist in finding the respondent for the purposes of services.

(b) An applicant may submit an affidavit of confidentiality to the court pursuant to Section 72.039, Government Code, or Section 82.011 or 85.007, Family Code, to omit confidential information from the application and any subsequent protective order. An affidavit of confidentiality is only for the court's use and shall not be transmitted to the respondent.

(c) A party's failure to use the standardized protective order form as required under Subsection (a) does not affect the validity or enforceability of the application or any subsequent protective order issued.

(27) On page 97, line 20, between "EMPLOYEES," and "AND", insert "INCLUDING MUNICIPAL COURT PERSONNEL".

(28) On page 98, line 8, between "clerk" and the underlined semicolon, insert "or municipal court personnel".

(29) On page 98, line 11, between the underlined comma and "law", insert "juvenile case manager".

(30) On page 98, line 14, strike "[7] or" and substitute "[~~7~~ or]".

(31) On page 98, line 15, between "(8)" and "a", insert the following: a current or former employee or commissioner of the State Commission on Judicial Conduct; or

(9)

(32) On page 98, line 16, strike "(1)-(7)" and substitute "(1)-(8)".

(33) Strike page 98, line 20 through page 100, line 2.

(34) On page 100, between lines 21 and 22, insert the following appropriately numbered subdivision and renumber subsequent subdivisions of added Section 58.010, Government Code, accordingly:

( ) a criminal justice agency, as defined by Section 411.082;

(35) On page 106, line 21, between the underlined comma and "law", insert "juvenile case manager".

(36) On page 106, line 23, strike "or".

(37) On page 106, line 27, between "552.1175" and the period, insert the following:

; or

(23) a current or former employee or commissioner of the State Commission on Judicial Conduct, regardless of whether the employee or commissioner complies with Section 552.024 or 552.1175

(38) On page 110, line 3, between the underlined comma and "law", insert "juvenile case manager".

(39) On page 110, line 3, strike "and".

(40) On page 110, line 6, between "office" and the period, insert the following:

; and

(23) a current or former employee or commissioner of the State Commission on Judicial Conduct

(41) On page 110, line 19, between the underlined comma and "law", insert "juvenile case manager".

(42) On page 117, line 8, between the underlined comma and "law", insert "juvenile case manager".

(43) On page 117, line 8, strike "and".

(44) On page 117, line 11, between "office" and the period, insert the following:

; and

(33) a current or former employee or commissioner of the State Commission on Judicial Conduct

(45) On page 119, line 2, between the underlined comma and "law", insert "juvenile case manager".

(46) On page 119, line 8, between "office" and the period, insert ", or as an employee or commissioner of the State Commission on Judicial Conduct".

(47) On page 119, line 16, between the underlined comma and "law", insert "juvenile case manager".

(48) On page 119, line 20, between "office," and "to", insert "or as an employee or commissioner of the State Commission on Judicial Conduct".

(49) On page 119, line 21, strike "or employee" and substitute "employee, or commissioner".

(50) On page 119, line 22, strike "or employee" and substitute "employee, or commissioner".

(51) On page 119, line 26, strike "or employee" and substitute "employee, or commissioner".

(52) Add the following appropriately numbered SECTIONS to Article 13 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION 13.\_\_\_\_. Section 81.113(a), Government Code, is amended to read as follows:

(a) Except as provided by Subsection (b), the state bar shall credit an attorney licensed in this state with meeting the minimum continuing legal education requirements of the state bar for a reporting year if during the reporting year the attorney is:

(1) employed full-time as an attorney by:

(A) [~~(A)~~] the senate;

(B) [~~(B)~~] the house of representatives;

(C) [~~(C)~~] a committee, division, department, or office of the senate

or house;

(D) [~~(D)~~] the Texas Legislative Council;

(E) [~~(E)~~] the Legislative Budget Board;

(F) [~~(F)~~] the Legislative Reference Library;

(G) [~~(G)~~] the office of the state auditor; or

(H) [~~(H)~~] the Sunset Advisory Commission; or

(2) serving as a state official appointed by the governor and confirmed by the senate.

SECTION 13.\_\_\_\_. Section 81.113, Government Code, as amended by this article, applies only to the minimum requirements for a continuing legal education compliance year that ends on or after September 1, 2025. The minimum requirements for continuing legal education for a compliance year that ends before September 1, 2025, are covered by the law and rules in effect when the compliance year ended, and that law and those rules are continued in effect for that purpose.

SECTION 13.\_\_\_\_. Articles 43.09(a) and (k), Code of Criminal Procedure, are amended to read as follows:

(a) When a defendant is convicted of a misdemeanor and the defendant's punishment is assessed at a pecuniary fine or is confined in a jail after conviction of a felony for which a fine is imposed, if the defendant is unable to pay the fine and costs adjudged against the defendant, the defendant may for such time as will satisfy the judgment be put to work in the county jail industries program, in the workhouse, or on the county farm, or public improvements and maintenance projects of the county or a political subdivision located in whole or in part in the county, as provided in Article 43.10; or if there is no such county jail industries program, workhouse, farm, or improvements and maintenance projects, the defendant shall be confined in jail for a sufficient length of time to discharge the full amount of fine and costs adjudged against the defendant; rating such confinement at \$150 [~~\$100~~] for each day and rating such labor at \$150 [~~\$100~~] for each day; provided, however, that the defendant may pay the pecuniary fine assessed against the defendant at any time while the defendant is serving at work in the county jail industries program, in the workhouse, or on the county farm, or on the public improvements and maintenance projects of the county or a political subdivision located in whole or in part in the county, or while the defendant is

serving the defendant's jail sentence, and in such instances the defendant is entitled to the credit earned under this subsection during the time that the defendant has served and the defendant shall only be required to pay the balance of the pecuniary fine assessed against the defendant. A defendant who performs labor under this article during a day in which the defendant is confined is entitled to both the credit for confinement and the credit for labor provided by this article.

(k) A defendant is considered to have discharged \$150 [~~\$100~~] of fines or costs for each eight hours of community service performed under Subsection (f) of this article.

SECTION 13.\_\_\_\_. Article 45A.251(e), Code of Criminal Procedure, is amended to read as follows:

(e) In addition to credit under Subsection (d), in imposing a fine and costs in a case involving a misdemeanor punishable by fine only, the justice or judge shall credit the defendant for any period the defendant was confined in jail or prison while awaiting trial or serving a sentence for another offense if that confinement occurred after the commission of the misdemeanor. The credit under this subsection shall be applied to the amount of the fine and costs at the rate of not less than \$150 for each day of confinement.

SECTION 13.\_\_\_\_. Article 45A.254(e), Code of Criminal Procedure, is amended to read as follows:

(e) A defendant is considered to have discharged not less than \$150 [~~\$100~~] of fines or costs for each eight hours of community service performed under this article.

SECTION 13.\_\_\_\_. Article 45A.459(i), Code of Criminal Procedure, is amended to read as follows:

(i) A defendant is considered to have discharged not less than \$150 [~~\$100~~] of fines or costs for each eight hours of community service performed under this article.

SECTION 13.\_\_\_\_. Article 45A.460(i), Code of Criminal Procedure, is amended to read as follows:

(i) A defendant is considered to have discharged not less than \$150 [~~\$100~~] of fines or costs for each eight hours of community service performed under this article.

SECTION 13.\_\_\_\_. Article 43.09(a), Code of Criminal Procedure, as amended by this article, applies to a defendant who is confined or performs labor to discharge fines or costs on or after September 1, 2025, regardless of whether the offense for which the fines or costs were imposed occurred before, on, or after September 1, 2025.

SECTION 13.\_\_\_\_. The changes in law made by this article to Articles 43.09(k), 45A.254(e), 45A.459(i), and 45A.460(i), Code of Criminal Procedure, apply to a defendant who performs community service to discharge fines or costs on or after September 1, 2025, regardless of whether the offense for which the fines or costs were imposed occurred before, on, or after September 1, 2025.

SECTION 13.\_\_\_\_. Article 45A.251(e), Code of Criminal Procedure, as amended by this article, applies to a defendant who is sentenced for an offense on or after September 1, 2025, regardless of whether the offense was committed before, on, or after that date.

### AMENDMENT NO. 1 - REMARKS

REPRESENTATIVE LEACH: I trust that the amendment is on your screen. This amendment is a perfecting amendment, but it is a substantial one. I'm not going to go through point by point. It is in front of you now. This amendment it changes the creation dates of some of the courts. The amendment cleans up some items that were already in the bill, just making them match up with other legislation we've already passed and with other sections of the bill. It adds some confidentiality protections to juvenile case managers, municipal court employees, and employees and commissioners of the State Commission on Judicial Conduct. There's other member requests. For instance, Representative Kitzman had a bill that didn't quite make it through the process, but he talked to me about this; he's been communicating with me about this for several weeks. His bill, parts of it are included in here, allowing state officials appointed by the governor and confirmed by the senate to get credit for their continuing legal education requirements. Senator Zaffirini sent some language relating to digital court reporting. Representative Thompson has some language in here relating to digital signatures in divorce proceedings. There's some Fifteenth Court of Appeals cleanup language and a host of other things that, if there's questions, I'm happy to go through, but in the interest of time, I'll just move adoption of the amendment.

REPRESENTATIVE JOHNSON: Chairman Leach, I've enjoyed being on the Judiciary and Civil Jurisprudence Committee with you over these last few months.

LEACH: Likewise.

JOHNSON: But I do want to highlight that, for example, in Harris County, we haven't had new courts since the '80s even though we've gone from 2.5 million people to 4.5 million people, but with your leadership over the last couple of cycles, you have encouraged each of us and our delegation to work with our local county officials to ensure that if there was a need for an increase in our judiciary and the efficiency in the infrastructure, that it be done. I really do want to thank you for doing that. Thank you for the courts that are in here for Harris County, but I also wanted to ask, I mentioned this earlier when we were talking about **SJR 27**, would you please tell me why you are so committed to ensuring that the judiciary not only have their integrity and their freedom, but they have the resources that they need?

LEACH: Well, Vice-chair Johnson, you've been wonderful in helping me lead the committee. It's been wonderful to partner with you and all of our committee members in strengthening our judiciary, including this bill. Let me just say this, when it comes to judicial compensation, if I didn't make it clear earlier, I'll make it clear now that I expect and anticipate that the senate is going to concur with what we just did with raising the base pay 25 percent. The reason that that is so

important—I've said this before, I've been saying it for many years, and I'll continue to say it, we are bordering on—I believe that it is now a crisis for the state. It is a true emergency for the state when we cannot retain judges and we cannot recruit new judges. The base pay is woefully low. If we are not 50 out of all states, then we're very close. I think we're in the bottom five.

We are having trouble. When we create new courts like we're doing today, like we've done over the past few sessions, when we have trouble finding lawyers, experienced, capable, well-equipped, well-educated lawyers on both sides of the aisle because it shouldn't matter whether you're republican or democrat when you're on the bench. You should be equipped, you should be accountable to the citizens, and you should be a fair jurist, an impartial jurist. But we're having trouble recruiting new judges, and for good reason. When we're woefully low paying in terms of what we pay our starting judges, it is increasingly troublesome to recruit and retain new judges. So with that, I believe it's an emergency item, but I think we've gone a long way in fixing that with our judicial compensation increases. I just got a note that says, let's move on, which I agree.

JOHNSON: Well, Chairman Leach, I really do appreciate it. One more thing that you and I have talked about repeatedly on the committee, and just as you said, this is not partisan. Would you please speak to the fact that the threats or things that we're seeing against our judiciary—we've heard from a couple of judges who experienced the personal violence or threats—would you please speak to the manner in which we are trying to lift up our judiciary to keep them safe?

LEACH: So judicial security, the security of our judges across the state—we've seen instances even in my own county now, Collin County, where there are personal threats largely stirred up by social media keyboard warriors and other local activists who are listing their personal information, their address, who are following them, tracking them, and harassing them, and in many cases threatening their lives and their livelihoods. So we've done a number of things to beef up and increase judicial security in the omnibus courts bill. There's a court security committee that's included, which I'm very proud was included. We talked about that and have worked on that. Representative Jolanda Jones and others have worked really hard on that as well. So that's included in here. I think importantly so.

JOHNSON: Thank you for the work, Chairman.

(Landgraf in the chair)

Amendment No. 1 was withdrawn.

### **COMMITTEE GRANTED PERMISSION TO MEET**

Representative Metcalf requested permission for the Committee on Culture, Recreation, and Tourism to meet while the house is in session, at 4:15 p.m. today, in 1W.14, to consider pending, referred, and committee business.

Permission to meet was granted.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Culture, Recreation, and Tourism, 4:15 p.m. today, 1W.14, for a formal meeting, to consider pending, referred, and committee business.

**CSSB 2878 - (consideration continued)****Amendment No. 2**

Representative Leach offered the following amendment to **CSSB 2878**:

Amend **CSSB 2878** (house committee report) as follows:

(1) On page 3, line 8, strike "January 1, 2027" and substitute "September 1, 2026".

(2) On page 3, lines 14 and 15, strike "January 1, 2027" and substitute "September 1, 2026".

(3) On page 4, line 16, strike "January 1, 2027" and substitute "September 1, 2026".

(4) On page 4, lines 21 and 22, strike "January 1, 2027" and substitute "September 1, 2026".

(5) On page 6, line 20, strike " January 1, 2029" and substitute "September 1, 2028".

(6) On page 7, strike lines 1 through 4 and substitute "District is created on September 1, 2028.".

(7) On page 9, strike lines 14 and 15 and substitute the following:

SECTION 2.01. Sections 22.004(b) and (h-1), Government Code, are amended to read as follows:

(b) The supreme court from time to time may promulgate a specific rule or rules of civil procedure, or an amendment or amendments to a specific rule or rules, to be effective at the time the supreme court deems expedient in the interest of a proper administration of justice. The rules and amendments to rules remain in effect unless and until disapproved by the legislature. The clerk of the supreme court shall file with the secretary of state the rules or amendments to rules promulgated by the supreme court under this subsection and shall provide [mail] a copy of those rules or amendments to rules to each registered member of the State Bar of Texas not later than the 60th day before the date on which they become effective. On receiving a written request from a member of the legislature, the secretary of state shall provide the member with electronic notifications when the supreme court has promulgated rules or amendments to rules under this section.

(8) On page 16, line 7, strike " January 1, 2027" and substitute "September 1, 2026".

(9) On page 16, line 14, strike "January 1, 2027" and substitute "September 1, 2026".

(10) Strike page 20, line 27, through page 21, line 2, and substitute the following:

SECTION 3.01. Sections 25.0022(d), (h), (k), (o), (t), (u), and (w), Government Code, are amended to read as follows:

(11) On page 23, strike line 7 and substitute "(k) The daily".

(12) On page 23, strike lines 16 through 25.

(13) On page 29, strike lines 21 and 22 and substitute the following:

SECTION 3.07. Section 74.061, Government Code, is amended by amending Subsections (h), (i), and (k) and adding Subsection (k-1) to read as follows:

(14) On page 30, between lines 8 and 9, insert the following:

(k) Except as provided by Subsection (k-1) and notwithstanding ~~Notwithstanding~~ any other provision of law, a former, retired, or active judge is not entitled to compensation paid by the state when the judge sits as an assigned judge for a statutory county court.

(k-1) Notwithstanding any other provision, a former or retired judge or justice assigned under this chapter to a constitutional county court in a county located in the Texas-Mexico border region, as defined by Section 2056.002(e), is entitled to compensation from the state in an amount equal to the maximum salary a district judge may receive from county and state sources under Section 659.012(a) if the presiding judge of the administrative judicial region in which the county lies certifies that exigent circumstances require the assignment.

(15) On page 30, between lines 8 and 9, add the following appropriately numbered SECTION to Article 3 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION 3.\_\_\_\_. This article 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, this article takes effect September 1, 2025.

(16) On page 56, line 6, strike "secretary of state" and substitute "district clerk".

(17) On page 57, line 6, strike "voter registrar" and substitute "district clerk".

(18) On page 60, strike lines 13 and 14 and substitute the following:

SECTION 7.01. The heading to Section 22.110, Government Code, is amended to read as follows:

Sec. 22.110. JUDICIAL INSTRUCTION RELATED TO FAMILY VIOLENCE, SEXUAL ASSAULT, TRAFFICKING OF PERSONS, AND CHILD AND ELDER ABUSE AND NEGLECT.

SECTION 7.02. Section 22.110, Government Code, is amended by amending Subsections (a), (b), and (d) and adding Subsection (b-1) to read as follows:

(a) The court of criminal appeals shall assure that judicial training related to the problems of family violence, sexual assault, trafficking of persons, ~~and~~ child abuse and neglect, and elder abuse and neglect is provided.

(b) The court of criminal appeals shall adopt the rules necessary to accomplish the purposes of this section. The rules must require:

(1) each district judge, judge of a statutory county court, associate judge appointed under Chapter 54A of this code or Chapter 201, Family Code, master, referee, and magistrate within the judge's first term of office or the judicial officer's first four years of service to complete and provide certification of completion of 12 hours of training that include at least:

(A) four hours dedicated to issues related to trafficking of persons, ~~and~~ child abuse and neglect, and elder abuse and neglect that cover at least two of the topics described in Subsections (d)(8) through (12) and (d)(14) [(d)(8) (12)];

(B) six hours dedicated to the training described by Subsections (d)(5), (6), and (7); and

(C) one hour dedicated to the training described by Subsection (d)(13);

(2) each judge and judicial officer during each additional term in office or four years of service to complete and provide certification of completion of an additional five hours of training that include at least:

(A) two hours dedicated to the training described by Subsections (d)(11) and (12); and

(B) one hour dedicated to the training described by Subsection (d)(13); and

(3) each judge of a court with primary responsibility for family law or family violence matters to complete and provide certification of completion of an additional hour of training described by Subsection (d)(13) every two years.

(19) On page 60, between lines 20 and 21, insert the following:

(d) The instruction must include information about:

(1) statutory and case law relating to videotaping a child's testimony and relating to competency of children to testify;

(2) methods for eliminating the trauma to the child caused by the court process;

(3) case law, statutory law, and procedural rules relating to family violence, sexual assault, trafficking of persons, and child abuse and neglect;

(4) methods for providing protection for victims of family violence, sexual assault, trafficking of persons, and child abuse and neglect;

(5) available community and state resources for counseling and other aid to victims and to offenders;

(6) gender bias in the judicial process;

(7) dynamics and effects of being a victim of sexual assault, trafficking of persons, or child abuse and neglect;

(8) dynamics of sexual abuse of children, including child abuse accommodation syndrome and grooming;

(9) impact of substance abuse on an unborn child and on a person's ability to care for a child;

(10) issues of attachment and bonding between children and caregivers;

(11) issues of child development that pertain to trafficking of persons and child abuse and neglect;

(12) medical findings regarding physical abuse, sexual abuse, trafficking of persons, and child abuse and neglect; ~~and~~

(13) dynamics of family violence; and

(14) elder abuse and neglect.

(20) On page 64, line 22, between "office," and "and," insert "employees and commissioners of the State Commission on Judicial Conduct,".

(21) Strike page 72, line 27, through page 73, line 3, and substitute the following appropriately numbered SECTION in Article 7 of the bill:

SECTION 7. \_\_\_\_\_. (a) As soon as practicable after September 1, 2025, the Texas Court of Criminal Appeals shall adopt the rules necessary to implement Section 22.110, Government Code, as amended by this article.

(b) Section 22.110, Government Code, as amended by this article, applies to all judges, masters, referees, and magistrates elected, appointed, or holding office on or after September 1, 2025.

(22) Add the following appropriately numbered SECTIONS to Article 7 of the bill and renumber the SECTIONS of that article accordingly:

SECTION 7. \_\_\_\_\_. Section 253.152(7), Election Code, is amended to read as follows:

(7) "Statewide judicial office" means the office of chief justice or justice, supreme court, or presiding judge or judge, court of criminal appeals, or the Court of Appeals for the Fifteenth Court of Appeals District.

SECTION 7. \_\_\_\_\_. Section 6.4035(e), Family Code, is amended to read as follows:

(e) The party executing the waiver may ~~not~~ sign the waiver using a digitized signature.

SECTION 7. \_\_\_\_\_. Section 74.024(d), Government Code, is amended to read as follows:

(d) Any rules adopted under this section remain in effect unless and until disapproved by the legislature. The clerk of the supreme court shall file with the secretary of state the rules or any amendments to the rules adopted by the supreme court under this section and shall provide ~~mail~~ a copy of the rules and any amendments to each registered member of the State Bar not later than the 120th day before the date on which they become effective. The supreme court shall allow a period of 60 days for review and comment on the rules and any amendments. The clerk of the supreme court shall report the rules or amendments to the rules to the next regular session of the legislature by providing ~~mailing~~ a copy of the rules or amendments to the rules to each elected member of the legislature on or before December 1 immediately preceding the session.

SECTION 7. \_\_\_\_\_. Section 118.011(a), Local Government Code, is amended to read as follows:

(a) A county clerk shall collect the following fees for services rendered to any person:

(1) Personal Property Records Filing (Sec. 118.012):

(A) for the first page . . . . . \$ 5.00;

(B) for each additional page or part of a page on which there are visible marks of any kind . . . . . \$ 4.00;

- (2) Real Property Records Filing (Sec. 118.013):
  - (A) for the first page . . . . . \$ 5.00;
  - (B) for each additional page or part of a page on which there are visible marks of any kind . . . . . \$ 4.00;
  - (C) for all or part of each 8 - 1/2 " X 14" attachment or rider . . . . . \$ 4.00;
  - (D) for each name in excess of five names that has to be indexed in all records in which the document must be indexed . . . . . \$ 0.25;
- (3) Certified Papers (Sec. 118.014):
  - (A) for the clerk's certificate . . . . . \$ 5.00;
  - (B) printed on paper, plus a fee for each page or part of a page . . . . . \$ 1.00;
  - (C) that is a paper document converted to electronic format, for each page or part of a page . . . . . \$1;
  - (D) that is an electronic copy of an electronic document:
    - (i) for each document up to 10 pages in length . . . . . \$1;
    - (ii) for each page or part of a page of a document over 10 pages . . . . . \$0.10;
- (4) Noncertified Papers (Sec. 118.0145):
  - (A) printed on paper, for each page or part of a page . . . . . \$ 1.00;
  - (B) that is a paper document converted to electronic format, for each page or part of a page . . . . . \$1;
  - (C) that is an electronic copy of an electronic document:
    - (i) for each document up to 10 pages in length . . . . . \$1;
    - (ii) for each page or part of a page of a document over 10 pages . . . . . \$0.10;
- (5) Birth or Death Certificate (Sec. 118.015) . . . same as state registrar;
- (6) Bond Approval (Sec. 118.016) . . . . . \$ 5.00 [~~3.00~~];
- (7) Marriage License (Sec. 118.018) . . . . . \$60.00;
- (8) Declaration of Informal Marriage (Sec. 118.019) . . . . . \$25.00;
- (9) Brand Registration (Sec. 118.020) . . . . . \$ 5.00;
- (10) Oath Administration (Sec. 118.021) . . . . . \$ 1.00.

SECTION 7. \_\_\_\_ . Section 406.026, Government Code, is amended to read as follows:

Sec. 406.026. ELECTRONIC NOTARIZATION. In a proceeding filed under Title 1 or 5, Family Code, if a signature is required to be notarized, acknowledged, verified, or made under oath, the requirement may be satisfied if the electronic signature of the person authorized to perform that act, together with all other information required to be included by other applicable law, is attached to or logically associated with the signature required to be notarized, acknowledged, verified, or made under oath.

SECTION 7. \_\_\_\_ . Section 6.4035(e), Family Code, and Section 406.026, Government Code, as amended by this article, apply to a waiver of citation executed in a suit for dissolution of a marriage that is pending in a trial court on September 1, 2025, or that is filed on or after that date.

SECTION 7. \_\_\_\_ . (a) In this section:

(1) "Digital court reporting" means the act of making a verbatim record of an oral court proceeding, deposition, or proceeding before a grand jury, referee, or court commissioner for use in litigation in the courts of this state through the use of digital technology, electronic recording equipment, or other recording and transcribing technology.

(2) "Office" means the Office of Court Administration of the Texas Judicial System.

(b) The office shall conduct a study on digital court reporting, including:

(1) an evaluation of the current use of digital court reporting in the courts of this state, including the cost, access, accuracy, and effectiveness of digital court reporting;

(2) an analysis of the use of digital court reporting in other states and jurisdictions; and

(3) recommendations on any necessary changes to statutes, rules, regulations, or standards regarding the use of digital court reporting in this state.

(c) Not later than October 1, 2026, the office shall submit a report on the study conducted under this section to the governor, lieutenant governor, speaker of the house of representatives, and appropriate standing committees of the legislature.

(d) This section expires September 1, 2027.

SECTION 7.\_\_\_\_. Section 233.014, Election Code, is transferred to Subchapter 30, Civil Practice and Remedies Code, redesignated as Section 30.023, Civil Practice and Remedies Code, and amended to read as follows:

Sec. 30.023 [~~233.014~~]. SPECIAL PROCEDURES FOR CONTEST OF CONSTITUTIONAL AMENDMENT ELECTION. (a) This section applies only to a contest of an election on a proposed constitutional amendment.

(b) The contestant's petition must be filed and service of citation on the secretary of state must be obtained before the final official canvass is completed.

(c) The filing of an election contest does not suspend implementation of a constitutional amendment approved by the majority of the votes cast [~~The declaration of the official result of a contested election may not be made until the contest is finally determined. The secretary of state shall tabulate the county returns and the governor shall announce the final vote count, as ascertained from the returns, in a written document. The document announcing the final vote count must state that a contest of the election has been filed and that the declaration of the official result will not be made until the contest is finally determined~~].

(c-1) The trial court must ensure a written ruling on a pretrial motion before the court is entered not later than the 30th day after the date the motion is filed.

(d) The trial date may not be earlier than the 45th day after the date of the contested election except [~~nor later than the 180th day after the date of the contested election. The trial date may be earlier than the 45th day after the date of the contested election~~] at the request of the contestant. The trial court must ensure the judgment of the court is not filed later than the 180th day after the date of the contested election.

(e) If an amended petition alleging additional grounds of contest is filed, the contest may not be called for trial earlier than the 20th day after the date the amended petition is filed unless the secretary of state agrees to calling the contest for trial at an earlier date.

(f) The court shall include in its judgment in a contest an order directing the governor to declare the ~~[official result of the election or to declare the]~~ election valid or void, as appropriate, not later than the 10th day after the date the judgment becomes final.

(g) Any question relating to the validity or outcome of a constitutional amendment election may be raised in an election contest. A contest is the exclusive method for adjudicating such questions.

(h) If a contestant files an appeal of the contest, the appellate court must ensure that the action is brought to final disposition not later than the 60th ~~[180th]~~ day after the date the judgment becomes final.

SECTION 7. \_\_\_\_\_. Section 233.014, Election Code, as redesignated and amended by this Act, applies to a contest of a constitutional amendment election filed on or after September 1, 2025. A contest of a constitutional amendment election filed before that date is governed by the law in effect on the date that the suit is filed, and the former law is continued in effect for that purpose.

SECTION 7. \_\_\_\_\_. Section 233.006(b), Election Code, is amended to read as follows:

(b) Except as provided by Section 30.023, Civil Practice and Remedies Code ~~[233.014]~~, the contestant must file the petition not later than the later of the 30th day after the date the election records are publicly available under Section 1.012 or the official result of the contested election is determined.

(23) On page 73, line 9, strike "53.001(a)" and substitute "53.001".

(24) On page 73, line 13, between "court" and "shall", insert "before that date".

(25) On page 73, strike lines 24 through 26.

(26) Add the following appropriately numbered SECTION to Article 9 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION 9. \_\_\_\_\_. Section 82.004, Family Code, is amended to read as follows:

Sec. 82.004. FORM AND CONTENT OF APPLICATION. (a) A person filing an application under this chapter shall use the protective order application form created by the Office of Court Administration of the Texas Judicial System under Section 72.039, Government Code, that is available on the office's Internet website, and shall include in the application:

(1) the name ~~[and county of residence]~~ of each applicant;

(2) the county of residence of each applicant, unless the applicant requests confidentiality pursuant to Section 82.011 or 85.007;

(3) the name and county of residence of each individual alleged to have committed family violence;

(4) ~~(3)~~ the relationships between the applicants and the individual alleged to have committed family violence;

(5) ~~(4)~~ a request for one or more protective orders; ~~[and]~~

(6) [~~5~~] whether an applicant is receiving services from the Title IV-D agency in connection with a child support case and, if known, the agency case number for each open case; and

(7) any additional information known by the applicant that may assist in finding the respondent for the purposes of services.

(b) An applicant may submit an affidavit of confidentiality to the court pursuant to Section 72.039, Government Code, or Section 82.011 or 85.007, Family Code, to omit confidential information from the application and any subsequent protective order. An affidavit of confidentiality is only for the court's use and shall not be transmitted to the respondent.

(c) A party's failure to use the standardized protective order form as required under Subsection (a) does not affect the validity or enforceability of the application or any subsequent protective order issued.

(27) On page 97, line 20, between "EMPLOYEES," and "AND", insert "INCLUDING MUNICIPAL COURT PERSONNEL".

(28) On page 98, line 8, between "clerk" and the underlined semicolon, insert "or municipal court personnel".

(29) On page 98, line 11, between the underlined comma and "law", insert "juvenile case manager".

(30) On page 98, line 14, strike "[~~7~~] or" and substitute "[~~7-07~~]"

(31) On page 98, line 15, between "(8)" and "a", insert the following: a current or former employee or commissioner of the State Commission on Judicial Conduct; or

(9)

(32) On page 98, line 16, strike "(1)-(7)" and substitute "(1)-(8)".

(33) Strike page 98, line 20 through page 100, line 10.

(34) On page 100, between lines 21 and 22, insert the following appropriately numbered subdivision and renumber subsequent subdivisions of added Section 58.010, Government Code, accordingly:

( ) a criminal justice agency, as defined by Section 411.082;

(35) On page 106, line 21, between the underlined comma and "law", insert "juvenile case manager".

(36) On page 106, line 23, strike "or".

(37) On page 106, line 27, between "552.1175" and the period, insert the following:

; or

(23) a current or former employee or commissioner of the State Commission on Judicial Conduct, regardless of whether the employee or commissioner complies with Section 552.024 or 552.1175

(38) On page 110, line 3, between the underlined comma and "law", insert "juvenile case manager".

(39) On page 110, line 3, strike "and".

(40) On page 110, line 6, between "office" and the period, insert the following:

; and

(23) a current or former employee or commissioner of the State Commission on Judicial Conduct

(41) On page 110, line 19, between the underlined comma and "law", insert "juvenile case manager".

(42) On page 117, line 8, between the underlined comma and "law", insert "juvenile case manager".

(43) On page 117, line 8, strike "and".

(44) On page 117, line 11, between "office" and the period, insert the following:

; and

(33) a current or former employee or commissioner of the State Commission on Judicial Conduct

(45) On page 119, line 2, between the underlined comma and "law", insert "juvenile case manager".

(46) On page 119, line 8, between "office" and the period, insert ", or as an employee or commissioner of the State Commission on Judicial Conduct".

(47) On page 119, line 16, between the underlined comma and "law", insert "juvenile case manager".

(48) On page 119, line 20, between "office," and "to", insert "or as an employee or commissioner of the State Commission on Judicial Conduct".

(49) On page 119, line 21, strike "or employee" and substitute "employee, or commissioner".

(50) On page 119, line 22, strike "or employee" and substitute "employee, or commissioner".

(51) On page 119, line 26, strike "or employee" and substitute "employee, or commissioner".

(52) Add the following appropriately numbered SECTIONS to Article 13 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION 13.\_\_\_\_. Section 81.113(a), Government Code, is amended to read as follows:

(a) Except as provided by Subsection (b), the state bar shall credit an attorney licensed in this state with meeting the minimum continuing legal education requirements of the state bar for a reporting year if during the reporting year the attorney is:

(1) employed full-time as an attorney by:

(A) [~~(1)~~] the senate;

(B) [~~(2)~~] the house of representatives;

(C) [~~(3)~~] a committee, division, department, or office of the senate

or house;

(D) [~~(4)~~] the Texas Legislative Council;

(E) [~~(5)~~] the Legislative Budget Board;

(F) [~~(6)~~] the Legislative Reference Library;

(G) [~~(7)~~] the office of the state auditor; or

(H) [~~(8)~~] the Sunset Advisory Commission; or

(2) serving as a state official appointed by the governor and confirmed by the senate.

SECTION 13.\_\_\_\_. Section 81.113, Government Code, as amended by this article, applies only to the minimum requirements for a continuing legal education compliance year that ends on or after September 1, 2025. The minimum requirements for continuing legal education for a compliance year that ends before September 1, 2025, are covered by the law and rules in effect when the compliance year ended, and that law and those rules are continued in effect for that purpose.

SECTION 13.\_\_\_\_. Articles 43.09(a) and (k), Code of Criminal Procedure, are amended to read as follows:

(a) When a defendant is convicted of a misdemeanor and the defendant's punishment is assessed at a pecuniary fine or is confined in a jail after conviction of a felony for which a fine is imposed, if the defendant is unable to pay the fine and costs adjudged against the defendant, the defendant may for such time as will satisfy the judgment be put to work in the county jail industries program, in the workhouse, or on the county farm, or public improvements and maintenance projects of the county or a political subdivision located in whole or in part in the county, as provided in Article 43.10; or if there is no such county jail industries program, workhouse, farm, or improvements and maintenance projects, the defendant shall be confined in jail for a sufficient length of time to discharge the full amount of fine and costs adjudged against the defendant; rating such confinement at \$150 [~~\$100~~] for each day and rating such labor at \$150 [~~\$100~~] for each day; provided, however, that the defendant may pay the pecuniary fine assessed against the defendant at any time while the defendant is serving at work in the county jail industries program, in the workhouse, or on the county farm, or on the public improvements and maintenance projects of the county or a political subdivision located in whole or in part in the county, or while the defendant is serving the defendant's jail sentence, and in such instances the defendant is entitled to the credit earned under this subsection during the time that the defendant has served and the defendant shall only be required to pay the balance of the pecuniary fine assessed against the defendant. A defendant who performs labor under this article during a day in which the defendant is confined is entitled to both the credit for confinement and the credit for labor provided by this article.

(k) A defendant is considered to have discharged \$150 [~~\$100~~] of fines or costs for each eight hours of community service performed under Subsection (f) of this article.

SECTION 13.\_\_\_\_. Article 45A.251(e), Code of Criminal Procedure, is amended to read as follows:

(e) In addition to credit under Subsection (d), in imposing a fine and costs in a case involving a misdemeanor punishable by fine only, the justice or judge shall credit the defendant for any period the defendant was confined in jail or prison while awaiting trial or serving a sentence for another offense if that confinement occurred after the commission of the misdemeanor. The credit under this subsection shall be applied to the amount of the fine and costs at the rate of not less than \$150 for each day of confinement.

SECTION 13.\_\_\_\_. Article 45A.254(e), Code of Criminal Procedure, is amended to read as follows:

(e) A defendant is considered to have discharged not less than \$150 [~~\$100~~] of fines or costs for each eight hours of community service performed under this article.

SECTION 13.\_\_\_\_. Article 45A.459(i), Code of Criminal Procedure, is amended to read as follows:

(i) A defendant is considered to have discharged not less than \$150 [~~\$100~~] of fines or costs for each eight hours of community service performed under this article.

SECTION 13.\_\_\_\_. Article 45A.460(i), Code of Criminal Procedure, is amended to read as follows:

(i) A defendant is considered to have discharged not less than \$150 [~~\$100~~] of fines or costs for each eight hours of community service performed under this article.

SECTION 13.\_\_\_\_. Article 43.09(a), Code of Criminal Procedure, as amended by this article, applies to a defendant who is confined or performs labor to discharge fines or costs on or after September 1, 2025, regardless of whether the offense for which the fines or costs were imposed occurred before, on, or after September 1, 2025.

SECTION 13.\_\_\_\_. The changes in law made by this article to Articles 43.09(k), 45A.254(e), 45A.459(i), and 45A.460(i), Code of Criminal Procedure, apply to a defendant who performs community service to discharge fines or costs on or after September 1, 2025, regardless of whether the offense for which the fines or costs were imposed occurred before, on, or after September 1, 2025.

SECTION 13.\_\_\_\_. Article 45A.251(e), Code of Criminal Procedure, as amended by this article, applies to a defendant who is sentenced for an offense on or after September 1, 2025, regardless of whether the offense was committed before, on, or after that date.

## AMENDMENT NO. 2 - REMARKS

LEACH: Members, I move adoption of the perfecting amendment.

Amendment No. 2 was adopted by (Record 3569): 143 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; García, J.; García, L.; García Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodriguez Ramos; Romero; Rose;

Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

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

Absent, Excused — Bowers; Lozano.

Absent — Bernal; Davis, A.; Morales Shaw.

### STATEMENT OF VOTE

When Record No. 3569 was taken, I was excused because of important business. I would have voted yes.

Lozano

### Amendment No. 3

Representative Zwiener offered the following amendment to **CSSB 2878**:

Amend **CSSB 2878** (house committee report) in Article 1 of the bill, as follows:

(1) On page 2, strike lines 1 through 12, and substitute the following:

SECTION 1.04. Effective January 1, 2027, Section 24.451, Government Code, is amended to read as follows:

Sec. 24.451. 274TH JUDICIAL DISTRICT (COMAL COUNTY [~~GUADALUPE, AND HAYS COUNTIES~~]). (a) The 274th Judicial District is composed of Comal County [~~Guadalupe, and Hays counties~~].

(b) In addition to other jurisdiction provided by law, each district court in Comal County has the civil and criminal jurisdiction of a county court [~~The terms of the 274th District Court begin on the second Tuesdays in February and August in Comal County, on the second Tuesdays in May and November in Guadalupe County, and on the second Tuesdays in June and December in Hays County.~~]

~~[(c) The 274th District Court has the same jurisdiction as the 22nd and the 207th district courts in Comal and Hays counties and concurrent jurisdiction with the 25th and Second 25th district courts in Guadalupe County.~~

~~[(d) Section 24.123, relating to the 22nd District Court, contains provisions applicable to both that court and the 274th District Court].~~

(2) On page 9, line 10, immediately following the semicolon, insert "and".

(3) On page 9, strike lines 11 and 12, and substitute the following:

(2) Sections 24.127(b) and (c).

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

SECTION 1. \_\_\_\_ . Effective January 1, 2029, Section 24.123, Government Code, is amended to read as follows:

Sec. 24.123. 22ND JUDICIAL DISTRICT (CALDWELL [~~COMAL,~~] AND HAYS COUNTIES). (a) The 22nd Judicial District is composed of Caldwell [~~Comal,~~] and Hays counties.

(b) [~~In addition to other jurisdiction provided by law, each district court in Comal County has the civil and criminal jurisdiction of a county court.~~]

[~~(e)~~] The terms of the 22nd District Court begin:

(1) in Caldwell County on the first Mondays in March, June, September, and December; and

(2) [~~in Comal County on the first Mondays in April, July, October, and January; and~~]

[~~(3)~~] in Hays County on the first Mondays in February, May, August, and November.

### AMENDMENT NO. 3 - REMARKS

REPRESENTATIVE ZWIENER: This is some language for the omnibus courts bill that I have been working on actually since last fall. And I'm requesting y'all today to put this amendment on the bill so that we can keep this alive to talk about in conference for a couple more days. It affects two multi-county district courts, the 274th district court and the 22nd district court. Those courts both are shared by Hays and Comal Counties. The 22nd also goes into Caldwell County, and the 274th also goes into Guadalupe. The base bill is already removing the 274th court from Guadalupe. What my amendment would do is move the 274th court from Hays so that it becomes a Comal-only court, and it would remove Comal County from the 22nd district court so that it moves into Hays and Caldwell only.

The reason this is important, members, is because Hays and Comal are both really fast-growth counties, and these counties are needing more courts. Comal is getting a new court in this bill. Hays created one a couple sessions ago, and I'll probably be back asking y'all for a new court next session. But the problem is, in Hays County, we are out of chambers for judges to sit in. We are out of courtrooms, and so having to share between three different part-time judges that all have their own chambers and all want their own courtroom makes the logistics very complicated. It means our criminal cases take longer to be resolved. It means our civil cases get reset over and over and over again and can take years to actually get to a trial date. It just reduces the efficiency overall of our court systems. So members, we don't have full agreement with this in the senate yet. What I am asking is for y'all to make this change in the bill so that we can have that conversation with the senate in conference and have an opportunity to move forward on this. The counties impacted have done resolutions either directly in support of this proposal or in support of some level of unwinding to more efficiently use existing judicial resources. So this amendment does not create a new court. It just detangles two of these multi-county courts to get better efficiency. Members, I ask for your favorable consideration.

REPRESENTATIVE LITTLE: How do the other representatives that share Caldwell and Hays Counties with you feel about this amendment?

ZWIENER: My understanding is that Representative Gerdes is leaning on his judge. I want to be clear, this does not change the court allocation to Representative Gerdes' district at all, and Representative Gerdes' county has done a resolution of support for this language. Representative Schoolcraft, his district had done a resolution of support for this overall plan. That said, this amendment does not affect him at this time because the base bill actually made

those changes as well. I let Representative Isaac know that I was doing this, and we've had conversations about it. My understanding is—our previous conversation is that she was planning to defer to Senator Campbell, and thus far, Senator Campbell has declined to talk about it in detail. Again, that's the main reason I'm asking for us to put this on today so that we can have those detailed conversations with the senate.

LITTLE: Well, oftentimes district judges tend to be very particular about their jurisdiction and what counties it relates to. These two courts have overlapping jurisdiction in both Caldwell and Hays counties. Correct?

ZWIENER: Comal and Hays County.

LITTLE: I'm sorry, Comal and Hays.

ZWIENER: And then one court also is in Caldwell. One court is currently also in Guadalupe.

LITTLE: Have the judges of those district courts approved this plan?

ZWIENER: They have. So Judge Steel, who represents the 274th district court, is nearing retirement, and because of that, he said he was amenable to this plan. And then the other judge, Judge Boyer, who represents the 22nd district court, will be aged out before the changes in the bill go into effect. And he said he is fine with this change, again, once he is out of office.

LITTLE: Thank you for answering my questions.

ZWIENER: Of course.

LEACH: I'm going to leave this to the will of the house. I'm going to be voting for it. I don't know if we can get this done, but I'm happy to continue the conversation in conference. But vote your districts and your values. I'm leaving it to the will of the house.

ZWIENER: This is an amendment to try to get more efficiency for our court system and to keep that conversation alive in conference. Please vote yes.

Amendment No. 3 was adopted by (Record 3570): 74 Yeas, 56 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, K.; Bernal; Bhojani; Bryant; Bucy; Button; Campos; Canales; Cole; Cortez; Curry; Darby; Davis, Y.; Dean; Dutton; Dyson; Flores; Gámez; Garcia, L.; Garcia Hernandez; Geren; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Harless; Hayes; Hinojosa; Howard; Hunter; Johnson; Jones, J.; Jones, V.; King; Lalani; Lambert; Leach; Longoria; Lujan; Manuel; Martinez; Martinez Fischer; Meza; Morales, C.; Morales, E.; Muñoz; Ordaz; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Smithee; Talarico; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wu; Zwiener.

Nays — Alders; Buckley; Bumgarner; Cain; Cook; Cunningham; DeAyala; Dorazio; Fairly; Frank; Gates; Gerdes; Harris; Harris Davila; Harrison; Hefner; Hull; Isaac; Kerwin; Kitzman; LaHood; Leo Wilson; Little; Lopez, J.;

Louderback; Lowe; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Virdell; Wharton; Wilson.

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

Absent, Excused — Bowers; Lozano.

Absent — Bell, C.; Bonnen; Capriglione; Collier; Craddick; Davis, A.; Garcia, J.; González, M.; Hernandez; Hickland; Holt; Hopper; Lopez, R.; Moody; Morales Shaw; Pierson.

### STATEMENTS OF VOTE

When Record No. 3570 was taken, I was in the house but away from my desk. I would have voted no.

Holt

When Record No. 3570 was taken, I was excused because of important business. I would have voted no.

Lozano

(Speaker in the chair)

#### Amendment No. 4

Representative Anchía offered the following amendment to **CSSB 2878**:

Amend **CSSB 2878** (house committee report) by adding the following appropriately numbered ARTICLE to the bill and renumbering the ARTICLES and SECTIONS of the bill accordingly:

ARTICLE \_\_\_\_ . MANDATORY EXPUNCTION FOR CERTAIN PERSONS;  
RETENTION OF CERTAIN RECORDS

SECTION \_\_\_\_ . \_\_\_\_ . Article 55A.203, Code of Criminal Procedure, is amended by amending Subsections (a) and (b) and adding Subsections (b-1) and (d) to read as follows:

(a) A trial court that is a district court or a district court in the county in which the trial court is located shall ~~[may, with the consent of the attorney representing the state,]~~ enter an expunction order for a person entitled to expunction under Article 55A.053(a)(2)(A) not later than the 30th day after the date the court, as applicable:

(1) dismisses the case following the person's successful completion of a veterans treatment court program created under Chapter 124, Government Code, or former law; or

(2) receives the information regarding the dismissal.

(b) A trial court that is a district court or a district court in the county in which the trial court is located shall ~~[may, with the consent of the attorney representing the state,]~~ enter an expunction order for a person entitled to expunction under Article 55A.053(a)(2)(B) not later than the 30th day after the date the court, as applicable:

(1) dismisses the case following the person's successful completion of a mental health court program created under Chapter 125, Government Code, or former law; or

(2) receives the information regarding the dismissal.

(b-1) A trial court that is a district court or a district court in the county in which the trial court is located shall enter an expunction order for a person entitled to expunction under Article 55A.053(a)(2)(C) not later than the 30th day after the date the court, as applicable:

(1) dismisses the case following the person's successful completion of a pretrial intervention program authorized under Section 76.011, Government Code, other than a program described by Subsection (a)(1) or (b)(1) of this section; or

(2) receives the information regarding the dismissal.

(d) The person for whom a court is required to enter an expunction order under Subsection (a), (b), or (b-1), as applicable, shall provide to the attorney representing the state all of the information required in a petition for expunction under Article 55A.253 and any affidavit required under Article 55A.053(b) or (c). The attorney representing the state shall prepare an expunction order under this article for the court's signature.

SECTION \_\_\_\_\_. Subchapter E, Chapter 55A, Code of Criminal Procedure, is amended by adding Article 55A.2035 to read as follows:

Art. 55A.2035. ATTORNEY REPRESENTING STATE CERTIFIES RECORDS AND FILES NOT NEEDED. (a) A trial court that is a district court or a district court in the county in which the trial court is located shall enter an expunction order for a person entitled to expunction under Article 55A.052(a)(4) not later than the 30th day after the date the court receives the certification described by that subdivision.

(b) The attorney representing the state who certified under Article 55A.052(a)(4) that the applicable arrest records and files are not needed for use in any criminal investigation or prosecution shall prepare an expunction order under this article for the court's signature. The person for whom a court is required to enter an expunction order under Subsection (a) shall provide to the attorney representing the state all of the information required in a petition for expunction under Article 55A.253.

(c) Notwithstanding any other law, a court that enters an expunction order under this article may not charge any fee or assess any cost for the expunction.

SECTION \_\_\_\_\_. Subchapter H, Chapter 55A, Code of Criminal Procedure, is amended by adding Article 55A.358 to read as follows:

Art. 55A.358. RETENTION OF RECORDS FOR DEVELOPMENT AND OPERATION OF PRETRIAL INTERVENTION PROGRAMS. Notwithstanding Articles 55A.353, 55A.354, 55A.355, and 55A.356, a community supervision and corrections department established under Chapter 76, Government Code, or an office of an attorney representing the state, in possession of records and files subject to an expunction order based on an entitlement under Article

55A.053(a)(2)(A), (B), or (C) may retain and use those records and files only for the purpose of developing and operating pretrial intervention programs in a judicial district served by the department or office.

#### AMENDMENT NO. 4 - REMARKS

REPRESENTATIVE ANCHÍA: I'll make this quick. I've been spending the last few days visiting with Chairman Leach about this amendment. I'm grateful that he is going to allow me to lay it out on this omnibus bill. Members, this amendment would streamline the expunction of records for low-level, nonviolent offenders who complete certain pretrial intervention programs like—and this is important on Memorial Day—veterans' courts. Okay? They are rigorous programs, these veterans' courts. They last between one and two years, and, upon completion of these programs, individuals are guaranteed to have expunction occur. So, members, on this Memorial Day, let's honor our veterans by helping them get back on their feet to guarantee the expunctions that they are required to under law.

LEACH: Will of the body. I'm going to be voting yes.

ANCHÍA: Let's honor our veterans on this Memorial Day. I move adoption.

Amendment No. 4 was adopted by (Record 3571): 109 Yeas, 35 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hayes; Hernandez; Hinojosa; Hopper; Howard; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; King; Kitzman; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Ordaz; Paul; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Smithee; Talarico; Tepper; Tinderholt; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Alders; Ashby; Bumgarner; Cain; Dorazio; Gerdes; Harris Davila; Harrison; Hefner; Hickland; Hull; Kerwin; LaHood; Leo Wilson; Little; Louderback; Lowe; Luther; Money; Olcott; Oliverson; Patterson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Spiller; Swanson; Thompson; Toth; Troxclair; Vasut; Virdell.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers; Lozano.

Absent — Holt; Orr; Perez, M.

### STATEMENTS OF VOTE

When Record No. 3571 was taken, I was in the house but away from my desk. I would have voted no.

Holt

When Record No. 3571 was taken, I was excused because of important business. I would have voted no.

Lozano

When Record No. 3571 was taken, I was in the house but away from my desk. I would have voted yes.

M. Perez

When Record No. 3571 was taken, I was shown voting no. I intended to vote yes.

Thompson

### CSSB 2878 - REMARKS

REPRESENTATIVE CAPRIGLIONE: So I apologize, Representative Leach. I haven't read through the whole bill, but roughly how many courthouses and counties, roughly, are we talking about in this bill?

LEACH: With the floor amendment, there are now 12 courts included.

CAPRIGLIONE: There are 12 courts. Now, just a question that we were wondering, is it true that Ellis County Courthouse is not in the bill?

LEACH: Ellis County district court is not in the bill.

CAPRIGLIONE: Why is it not in the bill?

LEACH: The Ellis County district court is not in the bill because the Ellis County state representative has never talked to me about it.

CAPRIGLIONE: Never talked to you about putting a courthouse in the bill?

LEACH: Not once. And, to my knowledge, there was no legislation filed asking for it. I have seen no commissioners court resolution or OCA data from the state representative, and so that's why it's not included. With that, I move passage.

**CSSB 2878**, as amended, was passed to third reading by (Record 3572): 134 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Little; Longoria; Lopez, J.;

Louderback; Lujan; Luther; Manuel; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Oliverson; Ordaz; Patterson; Paul; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Harrison; Hopper; Leo Wilson; Lowe; Money; Olcott; Schoolcraft; Swanson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers; Lozano.

Absent — Craddick; Lopez, R.; Martinez Fischer; Orr; Perez, M.

### STATEMENTS OF VOTE

When Record No. 3572 was taken, I was shown voting no. I intended to vote yes.

Hopper

When Record No. 3572 was taken, I was shown voting no. I intended to vote yes.

Leo Wilson

When Record No. 3572 was taken, I was excused because of important business. I would have voted yes.

Lozano

When Record No. 3572 was taken, my vote failed to register. I would have voted yes.

Martinez Fischer

When Record No. 3572 was taken, I was in the house but away from my desk. I would have voted yes.

M. Perez

### REMARKS ORDERED PRINTED

Representative Landgraf moved to print all remarks on **CSSB 2878**.

The motion prevailed.

### CSSB 13 ON SECOND READING (Buckley - House Sponsor)

**CSSB 13**, A bill to be entitled An Act relating to a school district's library materials and catalog, the establishment of local school library advisory councils, and parental rights regarding public school library catalogs and access by the parent's child to library materials.

**CSSB 13** was read second time earlier today and was postponed until this time.

### **Amendment No. 1**

Representative Buckley offered the following amendment to **CSSB 13**:

Amend **CSSB 13** (house committee report) as follows:

(1) On page 2, line 3, strike "Section 33.020" and substitute "Sections 33.020 and 33.0205".

(2) On page 2, between lines 16 and 17, insert the following:

Sec. 33.0205. CONSTRUCTION OF SUBCHAPTER. Nothing in this subchapter may be construed as limiting the acquisition of materials necessary for the teaching of instruction in or demonstration of knowledge of the essential knowledge and skills adopted under Section 28.002."

(3) On page 6, strike lines 24 through 27, and substitute the following: council determines to be harmful material or material containing indecent content or profane content inconsistent with local community values or age appropriateness;

(4) On page 9, strike lines 5 through 8, and substitute the following:

(2) make the list of library materials that are new titles that have been donated to or that are proposed to be procured by a school library accessible for review by the public for at least 30 days before final approval;

(5) On page 10, between lines 17 and 18, insert the following appropriately numbered subdivision and renumber subsequent subdivisions accordingly:

(\_\_\_\_) are new titles in a series that is currently in the school library catalog;

(6) On page 13, lines 2 through 4, strike "prohibit students enrolled in the district from accessing the library material until the district takes action in response to the challenge" and substitute "notify a parent of a student enrolled in the district regarding the challenge to the library material".

Amendment No. 1 was adopted by (Record 3573): 117 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; González, M.; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Lopez, R.; Louderback; Lowe; Lujan; Luther; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Raymond; Richardson; Romero; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson.

Nays — Bhojani; Bryant; Canales; Collier; Cortez; Davis, Y.; Gámez; Garcia, J.; Gervin-Hawkins; González, J.; Goodwin; Guerra; Jones, J.; Jones, V.; Lalani; Manuel; Morales, C.; Morales, E.; Morales Shaw; Plesa; Reynolds; Rodríguez Ramos; Rose; Simmons.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers; Lozano.

Absent — Cole; Hernandez; Longoria; Turner; Wu; Zwiener.

### STATEMENTS OF VOTE

When Record No. 3573 was taken, I was shown voting yes. I intended to vote no.

Campos

When Record No. 3573 was taken, I was excused because of important business. I would have voted yes.

Lozano

### Amendment No. 2

Representative Zwiener offered the following amendment to **CSSB 13**:

Amend **CSSB 13** (house committee report) as follows:

- (1) On page 2, strike lines 7-9.
- (2) On page 2, strike lines 15 and 16.
- (3) On page 3, strike lines 6 and 7.
- (4) On page 6, strike lines 25 and 26.

Representative Buckley moved to table Amendment No. 2.

The motion to table prevailed by (Record 3574): 87 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Muñoz; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody;

Morales, C.; Morales, E.; Morales Shaw; Ordaz; Perez, M.; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers; Lozano.

Absent — Noble.

### STATEMENTS OF VOTE

When Record No. 3574 was taken, I was excused because of important business. I would have voted yes.

Lozano

When Record No. 3574 was taken, my vote failed to register. I would have voted yes.

Noble

### Amendment No. 3

Representative Hinojosa offered the following amendment to **CSSB 13**:

Amend **CSSB 13** (house committee report) as follows:

(1) On page 3, strike lines 6 and 7 and substitute as follows:

(iv) library material containing indecent content or profane content, as determined by prevailing community standards for the ages the materials are available to;

Representative Buckley moved to table Amendment No. 3.

The motion to table prevailed by (Record 3575): 86 Yeas, 61 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody;

Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers; Lozano.

### STATEMENT OF VOTE

When Record No. 3575 was taken, I was excused because of important business. I would have voted yes.

Lozano

#### Amendment No. 4

Representative Gámez offered the following amendment to **CSSB 13**:

Amend **CSSB 13** (house committee report) on page 4, as follows:

(1) On line 4, strike "and".

(2) Between lines 4 and 5, insert the following:

(iii) description, depiction, or portrayal of sexual conduct or profane content without considering the full context in which it appears, to the extent possible, recognizing that contextual determinations are necessarily highly fact-specific and require that consideration of contextual characteristics that may exacerbate or mitigate the offensiveness of the material; and

Representative Buckley moved to table Amendment No. 4.

The motion to table prevailed by (Record 3576): 87 Yeas, 60 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchia; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers; Lozano.

### STATEMENT OF VOTE

When Record No. 3576 was taken, I was excused because of important business. I would have voted yes.

Lozano

#### Amendment No. 5

Representative Cunningham offered the following amendment to **CSSB 13**:

Amend **CSSB 13** (house committee report) on page 5, between lines 7 and 8, by inserting the following:

(d) Notwithstanding Section 31.0211(c), a school district or open-enrollment charter school may use funds from the district's or school's instructional materials and technology allotment under Section 31.0211 for costs associated with complying with this section.

Amendment No. 5 was adopted by (Record 3577): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Ordaz; Orr; Patterson; Paul; Perez, M.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers; Lozano.

Absent — King; Oliverson; Perez, V.; Zwiener.

### STATEMENT OF VOTE

When Record No. 3577 was taken, I was excused because of important business. I would have voted yes.

Lozano

**Amendment No. 6**

Representative Money offered the following amendment to **CSSB 13**:

Amend **CSSB 13** (house committee report) as follows:

(1) On page 5, lines 23 and 24, strike "the parents of at least 20 percent of the" and substitute "50 or more parents of".

(2) On page 7, line 12, between "district" and "and", insert "who petitioned the district under Subsection (b) to establish the council".

Amendment No. 6 failed of adoption by (Record 3578): 42 Yeas, 101 Nays, 1 Present, not voting.

Yeas — Alders; Cain; Curry; Dorazio; Dyson; Gates; Guillen; Harris Davila; Hopper; Isaac; Kerwin; LaHood; Leo Wilson; Little; Lopez, J.; Lowe; Luther; McLaughlin; Metcalf; Money; Morgan; Muñoz; Noble; Olcott; Paul; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shofner; Slawson; Smithee; Spiller; Swanson; Thompson; Tinderholt; Toth; Troxclair; Vasut; Virdell.

Nays — Allen; Anchiá; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dutton; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harless; Harris; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Howard; Hunter; Johnson; Jones, J.; Jones, V.; King; Kitzman; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, R.; Louderback; Lujan; Manuel; Martinez; Martinez Fischer; McQueeney; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Ordaz; Orr; Patterson; Perez, M.; Perez, V.; Phelan; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Shaheen; Simmons; Talarico; Tepper; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers; Lozano.

Absent — Harrison; Holt; Hull; Oliverson.

**STATEMENTS OF VOTE**

When Record No. 3578 was taken, I was shown voting no. I intended to vote yes.

Bumgarner

When Record No. 3578 was taken, I was shown voting yes. I intended to vote no.

Curry

When Record No. 3578 was taken, I was in the house but away from my desk. I would have voted yes.

Holt

When Record No. 3578 was taken, I was excused because of important business. I would have voted yes.

Lozano

### **Amendment No. 7**

Representative V. Jones offered the following amendment to **CSSB 13**:

Amend **CSSB 13** (house committee report) as follows:

(1) On page 6, after line 27, insert the following:

(4-a) The council is prohibited from recommending the removal of material based solely on the:

(A) ideas contained in the material; or

(B) personal background of

(i) the author of the material; or

(ii) characters in the material

Representative Buckley moved to table Amendment No. 7.

The motion to table prevailed by (Record 3579): 87 Yeas, 56 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; DeAyala; Dorazio; Dutton; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Muñoz; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dean; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Ordaz; Perez, M.; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers; Lozano.

Absent — Gervin-Hawkins; Harrison; Morales Shaw; Perez, V.

## STATEMENT OF VOTE

When Record No. 3579 was taken, I was excused because of important business. I would have voted yes.

Lozano

### Amendment No. 8

Representative Patterson offered the following amendment to **CSSB 13**:

Amend **CSSB 13** (house committee report) on page 13, by striking lines 18 through 21 and substituting the following:

catalog, the person who submitted the written challenge under Subsection (a)(1) may appeal that decision to the State Board of Education under Subchapter B-1.

SECTION 5. Chapter 33, Education Code, is amended by adding Subchapter B-1 to read as follows:

#### SUBCHAPTER B-1. STATE REVIEW OF LIBRARY MATERIAL

Sec. 33.041. DEFINITION. In this subchapter, "board" means the State Board of Education.

Sec. 33.042. BOARD REVIEW OF LIBRARY MATERIAL. (a) Not later than three weeks after the date the board receives an appeal under Section 33.027(h), the board shall review the library material that is the subject of the challenge and:

(1) if the board determines that the material is appropriate for use by students in certain grade levels and does not contain sexually explicit material, add the material to a list of approved material maintained on the board's Internet website and specify the grade levels for which the material was approved; or

(2) if the board determines that the material is inappropriate for use by students in certain grade levels or contains sexually explicit material, add the material to a list of rejected material maintained on the board's Internet website and specify the grade levels for which the material was rejected.

(b) If the board determines that a library material is appropriate for use by students in some grade levels but not all grade levels, the board may add the material to both the list of approved material for the grade levels for which the material was approved and the list of rejected material for the grade levels for which the material was rejected.

(c) The board may adopt criteria necessary for approval of library material under this section.

Sec. 33.043. USE OF CERTAIN LIBRARY MATERIAL PROHIBITED. If the board adds a library material that was the subject of an appeal under Section 33.027(h) to the list of rejected material described by Section 33.042(a)(2), the school district in which that library material was appealed may not allow a student enrolled in the district to reserve, check out, or otherwise use outside the school library the library material after the date on which the board adds the library material to the list of rejected material, if the student is in a grade level for which the material was rejected.

Sec. 33.044. RULES. The board may adopt rules as necessary to implement this subchapter.

**ADDRESS BY REPRESENTATIVE HARRISON  
ON A MATTER OF PERSONAL PRIVILEGE**

The chair recognized Representative Harrison who addressed the house on a matter of personal privilege, speaking as follows:

I think it is of utmost importance, when this body conducts business, that we are factual, and this body deserves the truth. I am going to read a quote, because it was a question as to why the 504th Judicial District, which is in Ellis County, was not in the bill that the body was contemplating today. It was represented from these microphones—again, this was the reason, the rationale—that the 504th Judicial District for Ellis County was not in the bill that the body contemplated today: "To my knowledge, there was no legislation filed asking for it. That's why it's not included."

This is demonstrably false. Not only was it filed in legislation, it was filed in three separate pieces of legislation. It was filed in legislation by Senator Bob Hall back in February, **SB 1397**. Further, it was filed in March in legislation by Senator Bryan Hughes, on March 14. It was in **SB 2878**. And finally, it was also in a third piece of legislation. This was in a piece of legislation that was filed in the house. This was a house bill that was filed on March 13, **HB 5060**, and I'm going to read from **HB 5060**.

**HB 5060**, which was filed in March, reads as follows: "Section 24.60049. 504th Judicial District (Ellis County). The 504th Judicial District is composed of Ellis County." **HB 5060**, which I am holding up for this body, was authored by Representative Jeff Leach. This court was filed in numerous pieces of legislation. The fact is the only reason that court was not in the bill that was presented before the body today was because the committee substitute that was voted out deleted that court. These are the facts, and you deserve to have them.

**CSSB 13 - (consideration continued)**

**Amendment No. 8 - Point of Order**

Representative Talarico raised a point of order against further consideration of Amendment No. 8 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. 8 was withdrawn.

(Geren in the chair)

**CSSB 13**, as amended, was passed to third reading by (Record 3580): 87 Yeas, 57 Nays, 2 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Frank; Gates; Gerdes; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Muñoz; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson;

Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Ordaz; Perez, M.; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

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

Absent, Excused — Bowers; Lozano.

Absent — King; Perez, V.

#### **STATEMENTS OF VOTE**

When Record No. 3580 was taken, I was excused because of important business. I would have voted yes.

Lozano

When Record No. 3580 was taken, I was temporarily out of the house chamber. I would have voted no.

V. Perez

#### **REMARKS ORDERED PRINTED**

Representative Olcott moved to print remarks by Representative Harrison.

The motion prevailed.

#### **REMARKS ORDERED PRINTED**

Representative Zwiener moved to print all remarks on **CSSB 13**.

The motion prevailed. [Please refer to the supplement to this journal for the text of the debate on **CSSB 13**.]

#### **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. 26).

#### **SB 552 ON SECOND READING**

**(Leach, et al. - House Sponsors)**

**SB 552**, A bill to be entitled An Act relating to changing the eligibility of certain persons to receive community supervision, including deferred adjudication community supervision.

**SB 552** was read second time on May 2, postponed until May 5, postponed until May 6, postponed until May 12 (withdrawn), postponed until May 7, postponed until 9:53 a.m. May 8, postponed until 4 p.m. May 8, postponed until May 9, postponed until May 12, postponed until May 14, postponed until May 16, postponed until May 19, postponed until May 20, postponed until May 21, postponed until May 22, postponed until May 23, postponed until May 24, postponed until May 25, postponed until 9 a.m. today, and was again postponed until this time.

(Harris in the chair)

Representative Leach moved to postpone consideration of **SB 552** until 9 p.m. today.

The motion prevailed.

### **CSSB 30 ON SECOND READING (Bonnen - House Sponsor)**

**CSSB 30**, A bill to be entitled An Act relating to recovery of health care-related damages in certain civil actions.

**CSSB 30** was read second time earlier today and was postponed until this time.

#### **Amendment No. 1**

Representative Bonnen offered the following amendment to **CSSB 30**:

Amend **CSSB 30** (house committee printing) as follows:

- (1) On page 1, line 9, between "for" and "health", insert "past".
- (2) On page 1, line 21, strike "14.015" and substitute "41.015".
- (3) On page 2, line 5, strike "and" and substitute "or".
- (4) On page 4, line 4, strike "ADMISSIBLE".
- (5) On page 4, line 6, between "of" and "health", insert "past".
- (6) On page 4, line 12, strike "economic".
- (7) On page 4, line 13, between "that" and "service", insert "health care".
- (8) On page 4, line 15, strike "by" and substitute "or owed by or on behalf

of".

- (9) On page 4, strike lines 17-21 and substitute the following:

(d) If Subsection (c) does not apply, any party may offer and the court shall admit the following evidence regarding the reasonable value of the necessary health care services, supplies, or devices provided to the injured individual:

- (10) On page 4, line 25, strike "a formal or informal" and substitute "an".
- (11) On page 5, strike lines 12-14 and substitute the following:

(D) the following information, provided the claimant served a notice of intent to rely on the information within the time a claimant's affidavit under Section 18.001(d) must be served:

- (12) On page 6, strike line 5 and substitute the following:

(1) a Current Procedural Terminology, Healthcare Common Procedure Coding System, or Evaluation and Management code if the service, supply, or device has such a code;

(13) On page 6, between lines 9 and 10, insert the following:

(g) A party may offer and the court shall admit evidence allowed by Subsection (d)(2) through:

(1) an expert witness; or

(2) cross-examination of an adverse witness if the offering party gave the other parties to the action notice, including a disclosure of the evidence, not later than the 45th day before the date the trial commences that the evidence allowed under Subsection (d)(2) may be offered at trial.

(14) On page 6, line 10, strike "CLAIMANT DISCLOSURE" and substitute "DISCLOSURE AND DISCOVERY".

(15) On page 6, line 16, strike "oral or written".

(16) On page 6, line 20, immediately after the underlined semicolon, insert "and".

(17) Strike page 6, line 26, through page 7, line 10, and substitute "to that event".

(18) On page 7, between lines 10 and 11, insert the following appropriately lettered subsection and reletter subsequent subsections and cross-references to those subsections accordingly:

( ) On request by a party to an action to which Section 41.015 applies, a claimant shall state the name, address, and telephone number of each person who provided to the claimant or injured individual the name or other contact information of a health care provider that provided a health care service to the injured individual, even if the person is or was an attorney for the claimant or injured individual.

(19) Strike page 7, line 16, through page 8, line 2, and substitute the following:

(1) the number of persons an attorney to the action referred to the provider in the preceding two years; and

(2) the total amount paid to the provider in the preceding two years by or on behalf of persons referred to the provider by an attorney to the action.

(20) On page 8, strike lines 6-7 and substitute the following:

(1) medical records showing health care services, health care supplies, health care devices, or pharmaceutical products provided to the injured individual to diagnose, alleviate, cure, treat, or heal the injury caused to that individual by the event that is the subject of the action;

(21) On page 8, line 10, immediately after the underlined semicolon, insert "and".

(22) On page 8, line 15, strike "; and" and substitute an underlined period.

(23) On page 8, strike lines 16-19.

(24) Strike page 8, line 24, through page 9, line 3, and substitute the following:

SECTION 3. The changes in law made by this Act apply only to an action commenced on or after the effective date of this Act.

(Lozano now present)

**Amendment No. 2**

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

Amend Amendment No. 1 by Bonnen to **CSSB 30** on page 3, line 10, between "(1)" and "medical", by inserting "subject to redaction of matters contained therein for lack of relevance under Rule 402, Texas Rules of Evidence,".

Amendment No. 2 was adopted by (Record 3581): 144 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; García, J.; García, L.; García Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Reynolds.

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

Absent, Excused — Bowers.

Absent — King; Morales Shaw.

**Amendment No. 3**

Representatives Moody, Martinez Fischer, Little, Money, Luther, Turner, Oliverson, Virdell, Geren, LaHood, Holt, Tinderholt, Johnson, and Gámez offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Bonnen to **CSSB 30** as follows:

(1) On page 1, line 17, between "apply" and the underlined comma, insert "and subject to Rules 402 and 403, Texas Rules of Evidence".

(2) On page 2, line 6, between "offer" and "and", insert ", subject to Rules 402 and 403, Texas Rules of Evidence,".

The vote of the house was taken on adoption of Amendment No. 3 to Amendment No. 1 and the vote was announced yeas 65, nays 65.

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 3582): 72 Yeas, 70 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Darby; Davis, A.; Davis, Y.; Dorazio; Dutton; Flores; Gámez; García, J.; García Hernandez; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Holt; Hopper; Howard; Johnson; Jones, J.; Jones, V.; LaHood; Lalani; Little; Longoria; Lopez, R.; Louderback; Luther; Manuel; Martinez; Martinez Fischer; Meza; Money; Moody; Morales, C.; Morales, E.; Muñoz; Olcott; Oliverson; Perez, M.; Phelan; Pierson; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Tinderholt; Turner; Virdell; Vo; Walle; Ward Johnson; Wu; Zwiener.

Nays — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Dean; DeAyala; Dyson; Fairly; Frank; Gates; Gerdes; Guillen; Harless; Harris(C); Harris Davila; Harrison; Hayes; Hefner; Hickland; Hull; Hunter; Isaac; Kerwin; Kitzman; Lambert; Landgraf; Leach; Leo Wilson; Lopez, J.; Lozano; Lujan; McLaughlin; McQueeney; Metcalf; Meyer; Noble; Ordaz; Orr; Patterson; Paul; Perez, V.; Raymond; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Wharton; Wilson.

Present, not voting — Mr. Speaker.

Absent, Excused — Bowers.

Absent — Garcia, L.; King; Lowe; Morales Shaw; Morgan; Plesa.

The chair stated that Amendment No. 3 was adopted by the above vote.

#### STATEMENTS OF VOTE

When Record No. 3582 was taken, I was shown voting yes. I intended to vote no.

Holt

When Record No. 3582 was taken, I was shown voting yes. I intended to vote no.

Richardson

#### Amendment No. 4

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

Amend Amendment No. 1 by Bonnen to **CSSB 30** as follows:

(1) On page 3, strike lines 1-7 and substitute the following:

(19) Strike page 7, line 15, through page 8, line 2, and substitute the following:

provide to all parties to the action the number of persons an attorney to the action referred to the provider in the preceding two years.

(2) Add the following appropriately numbered item to the amendment and renumber subsequent items of the amendment accordingly:

( ) Reletter subsections of added Section 41.016, Civil Practice and Remedies Code, and cross-references to those subsections accordingly.

Representative Bonnen moved to table Amendment No. 4.

The motion to table prevailed by (Record 3583): 80 Yeas, 66 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Cortez; Craddick; Cunningham; Curry; Dean; DeAyala; Dyson; Fairly; Frank; Gates; Gerdes; Guillen; Harless; Harris(C); Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; Kitzman; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Villalobos; Wharton; Wilson.

Nays — Allen; Anchia; Bernal; Bhojani; Bryant; Bucy; Canales; Cole; Collier; Darby; Davis, A.; Davis, Y.; Dorazio; Dutton; Flores; Gámez; Garcia, L.; Garcia Hernandez; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; King; LaHood; Lalani; Longoria; Lopez, R.; Lowe; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Oliverson; Ordaz; Perez, M.; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; VanDeaver; Virdell; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker.

Absent, Excused — Bowers.

Absent — Campos; Garcia, J.

### STATEMENT OF VOTE

When Record No. 3583 was taken, I was shown voting no. I intended to vote yes.

Virdell

### Amendment No. 5

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

Amend Amendment No. 1 by Bonnen to **CSSB 30** as follows:

(1) On page 1, strike lines 2-3 and substitute the following appropriately numbered item:

( ) On page 1, strike lines 8-10 and substitute the following:

(6-a) "Medical or health care expenses" means amounts paid or owed or that may be paid or owed to a provider for past health care services, supplies, or devices previously provided to a patient.

(2) On page 1, strike line 7 and substitute the following appropriately numbered item:

( ) On page 4, line 4, strike "ADMISSIBLE EVIDENCE OF" and substitute "EVIDENCE OF MEDICAL OR".

(3) On page 1, line 9, strike "past" and substitute "past medical or".

(4) On page 1, line 19, between "the" and "necessary", insert "medically".

(5) On page 1, strike lines 23-28 and substitute the following appropriately numbered item:

( ) On page 5, strike lines 3-21 and substitute the following:

(A) the 80th percentile of all billed charges for the health care service, supply, or device provided by a provider in the same or similar specialty and provided in the same geozip area, as defined by Section 1467.006, Insurance Code, in the same calendar quarter in which the health care service, supply, or device was provided, as determined from the benchmarking database selected by the commissioner of insurance under that section;

(B) the Medicare allowable amount applicable at the time and place the service, supply, or device was provided if:

(i) the injured individual was covered by Medicare at the time the medical or health care expense was incurred; and

(ii) Medicare did not deny payment for the service, supply, or device;

(C) the maximum allowable reimbursement amount under the medical fee guidelines prescribed by Subtitle A, Title 5, Labor Code, applicable at the time and place the health care service, supply, or device was provided if:

(i) the injured individual was covered by workers' compensation insurance coverage under that subtitle at the time the medical or health care expense was incurred; and

(ii) the workers' compensation insurance carrier did not deny payment for the service, supply, or device;

(D) the 50th percentile of amounts allowed for the health care service, supply, or device to participating providers in the same or similar specialty in the same geozip area, as defined by Section 1467.006, Insurance Code, in the same calendar quarter in which the service, supply, or device was provided, as determined from the benchmarking database selected by the commissioner of insurance under that section; and

(6) Strike page 2, line 19, through page 3, line 7, and substitute the following appropriately numbered items:

( ) Strike page 6, line 25, through page 8, line 19, and substitute the following:

copies of any medical records for the injured individual related to such health care services.

(b) In an action to which Section 41.015 applies, the court shall admit the following matters into evidence if offered by any party:

(1) medical records showing health care services, supplies, or devices or pharmaceutical products provided to the injured individual to diagnose, alleviate, cure, treat, or heal the injury caused to that individual by the event that is the subject of the action; and

(2) if a provider's medical records, billing statements, or testimony will be presented to the trier of fact in the action, any letter of protection relating to that provider and the injured individual in that specific action.

( ) On page 8, line 20, between "FOR" and "HEALTH", insert "MEDICAL OR".

(7) Add the following appropriately numbered items to the amendment and renumber items of the amendment accordingly:

( ) On page 2, line 3, strike "means" and substitute "has the meaning assigned by Section 74.001 and also includes".

( ) On page 2, line 4, between "medicine" and the underlined semicolon, insert "in another state".

( ) On page 2, strike lines 6-9 and substitute the following:

(B) a professional association, partnership, limited liability partnership, or other type of entity formed, organized, or wholly owned by an individual or group of individuals licensed to practice medicine in another state.

( ) On page 2, line 13, strike "elsewhere" and substitute "in another state".

( ) On page 2, strike line 21 and redesignate subsequent paragraphs of added Section 41.001(15), Civil Practice and Remedies Code, and cross-references to those paragraphs accordingly.

( ) On page 2, line 23, strike "nurse practitioner, and" and substitute "an advanced practice registered nurse, and a".

( ) On page 4, line 2, strike "and 41.017" and substitute "41.017, and 41.018".

( ) On page 4, line 22, between "of" and "amounts", insert "the".

( ) On page 4, line 23, between "device" and the underlined comma, insert "provided to the injured individual".

( ) On page 5, line 22, strike "charges" and substitute "charge".

( ) On page 5, strike lines 24-27 and reletter subsequent subsections of added Section 41.015, Civil Practice and Remedies Code, accordingly.

( ) On page 6, line 11, immediately before "HEALTH", insert "MEDICAL OR".

( ) On page 6, line 24, strike "from the".

( ) On page 8, between lines 23 and 24, insert the following:

Sec. 41.018. PURPOSE AND LEGISLATIVE INTENT FOR PROVISIONS RELATED TO HEALTH CARE EXPENSES. (a) Sections 41.015, 41.016, and 41.017:

(1) are only intended to serve the limited purpose of giving clear and specific guidance to courts and juries on the guidelines to be used in any action to which Section 41.015 applies when determining economic damages for health care expenses that have actually been paid or incurred; and

(2) do not apply to, are not admissible into evidence in, and may not otherwise be referenced or used for any purpose in any other context, including:

(A) any civil, judicial, or administrative proceeding to which Section 41.015 does not apply; or

(B) an arbitration or mediation subject to Chapter 1467, Insurance Code, or any similar arbitration or mediation.

(b) Sections 41.015, 41.016, and 41.017 are not statements of legislative intent on and may not be construed as:

(1) setting forth appropriate benchmarks, standards, or references for commercial market negotiations, payments, billed charges, or mediations or arbitrations related to health care services; or

(2) commentary on Medicare rates or allowable amounts in any context other than as explicitly provided in relation to economic damages in an action to which Section 41.015 applies, as the inclusion of Medicare allowable amounts in that section is tailored to addressing damage awards.

(c) This section is not admissible into evidence and may not be otherwise referenced or used for any purpose in an action to which Section 41.015 applies.

(d) Notwithstanding any other law, this section controls over any conflicting or simultaneously enacted statement of legislative intent or legislative findings regarding Sections 41.015, 41.016, and 41.017. Any other statement of legislative intent or legislative finding that would otherwise apply to those sections is not admissible into evidence in and may not be otherwise be referenced or used for any purpose in any civil, judicial, or administrative proceeding, including an arbitration or mediation subject to Chapter 1467, Insurance Code, or any similar arbitration or mediation.

#### **Amendment No. 5 - Point of Order**

Representative Turner raised a point of order against further consideration of Amendment No. 5 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. 5 was withdrawn.

Amendment No. 1, as amended, was adopted by (Record 3584): 136 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Buckley; Bucy; Bumgarner; Button; Cain; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Guillen; Harless; Harris(C); Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; Kitzman; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, E.; Morales Shaw; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul;

Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Goodwin; Guerra; Rodríguez Ramos.

Present, not voting — Mr. Speaker.

Absent, Excused — Bowers.

Absent — Campos; Garcia, J.; King; LaHood; Manuel; Martinez; Morales, C.; Morgan; Smithee.

### STATEMENTS OF VOTE

When Record No. 3584 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 3584 was taken, I was in the house but away from my desk. I would have voted yes.

J. Garcia

### Amendment No. 6

Representative Bonnen offered the following amendment to **CSSB 30**:

Amend **CSSB 30** (house committee printing) on page 1, line 24, between "from" and "a", by inserting "or following".

Amendment No. 6 was adopted by (Record 3585): 141 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; Goodwin; Guerra; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

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

Absent, Excused — Bowers.

Absent — González, J.; González, M.; LaHood; Manuel; Morgan; Rose.

### STATEMENT OF VOTE

When Record No. 3585 was taken, I was in the house but away from my desk. I would have voted yes.

J. González

### MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 3).

### CSSB 30 - (consideration continued)

#### Amendment No. 7

Representative Bonnen offered the following amendment to **CSSB 30**:

Amend **CSSB 30** (house committee printing) as follows:

(1) On page 2, line 3, strike "means" and substitute "has the meaning assigned by Section 74.001 and also includes".

(2) On page 2, line 4, between "medicine" and the underlined semicolon, insert "in another state".

(3) On page 2, strike lines 6-9 and substitute the following:

(B) a professional association, partnership, limited liability partnership, or other type of entity formed, organized, or owned by an individual or group of individuals licensed to practice medicine in another state.

(4) On page 2, strike line 21 and redesignate subsequent paragraphs of added Section 41.001(15), Civil Practice and Remedies Code, and cross-references to those paragraphs accordingly.

Amendment No. 7 was adopted by (Record 3586): 142 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, M.; Goodwin; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller;

Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

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

Absent, Excused — Bowers.

Absent — González, J.; Guerra; LaHood; Lopez, R.; Martinez Fischer.

### STATEMENTS OF VOTE

When Record No. 3586 was taken, I was in the house but away from my desk. I would have voted yes.

J. González

When Record No. 3586 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

### Amendment No. 8

Representative Bonnen offered the following amendment to **CSSB 30**:

Amend **CSSB 30** (house committee printing) as follows:

(1) On page 7, line 14, between "action" and "shall", insert "and whose medical records, billing statements, or testimony will be presented to the trier of fact in the action".

(2) On page 8, line 10, between "provider" and the underlined semicolon, insert "and the injured individual".

Amendment No. 8 was adopted by (Record 3587): 126 Yeas, 13 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Capriglione; Cole; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, V.; Kerwin; Kitzman; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, E.; Muñoz; Noble; Olcott; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Raymond; Reynolds; Richardson; Romero; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Bernal; Bryant; Canales; Collier; Gámez; Goodwin; Jones, J.; Morales, C.; Morales Shaw; Plesa; Rodriguez Ramos; Rose; Walle.

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

Absent, Excused — Bowers.

Absent — Davis, A.; González, M.; Guerra; King; LaHood; Manuel; Morgan; Oliverson.

### STATEMENT OF VOTE

When Record No. 3587 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

### Amendment No. 9

Representative Morgan offered the following amendment to **CSSB 30**:

Amend **CSSB 30** (house committee printing) as follows:

(1) On page 4, line 2, strike "and 41.017" and substitute "41.017, and 41.018".

(2) On page 8, between lines 23 and 24, insert the following:

Sec. 41.018. PRESERVATION OF PRIVILEGES AND PROTECTED INFORMATION. (a) Nothing in Section 41.015 or 41.016 may be construed to:

(1) abrogate or otherwise impair any privilege recognized under the Texas Rules of Evidence or other applicable law, including the attorney-client privilege, the work-product doctrine, or any other legal privilege protecting communications or materials prepared in anticipation of litigation;

(2) authorize or require the disclosure of any communication protected by the physician-patient privilege under Section 773.091, Health and Safety Code, or other applicable law; or

(3) authorize or require the disclosure of any individually identifiable health information in a manner that would violate the Health Insurance Portability and Accountability Act of 1996 (Pub. L. No. 104-191), including the regulations adopted under that Act in 45 C.F.R. Parts 160 and 164.

(b) Any disclosure or discovery authorized by this chapter must comply with all applicable federal and state laws governing medical privacy and confidentiality, including the Health Insurance Portability and Accountability Act of 1996 (Pub. L. No. 104-191) and Chapter 181, Health and Safety Code.

Amendment No. 9 was adopted by (Record 3588): 140 Yeas, 2 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel;

Martinez; Martinez Fischer; McLaughlin; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Cain; Dyson.

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

Absent, Excused — Bowers.

Absent — Guerra; King; McQueeney; Oliverson; Villalobos.

### STATEMENT OF VOTE

When Record No. 3588 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

#### Amendment No. 10

Representatives Martinez Fischer and Oliverson offered the following amendment to **CSSB 30**:

Amend **CSSB 30** (house committee printing) on page 5, by striking lines 9-11 and substituting the following:

(C) the 80th percentile of all billed charges for the health care service, supply, or device provided by a provider in the same or similar specialty and provided in the same geozip area, as defined by Section 1467.006, Insurance Code, in the same calendar quarter in which the health care service, supply, or device was provided, as determined from the benchmarking database selected by the commissioner of insurance under that section;

Representative Bonnen moved to table Amendment No. 10.

The motion to table prevailed by (Record 3589): 83 Yeas, 62 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dyson; Fairly; Frank; Garcia Hernandez; Gerdes; Guillen; Harless; Harris(C); Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; Kitzman; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Ordaz; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Davis, A.; Davis, Y.; Dorazio; Flores; Gámez; García, J.; García, L.; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; King; LaHood; Lalani; Lambert; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Oliverson; Perez, M.; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; VanDeaver; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker.

Absent, Excused — Bowers.

Absent — Dutton; Gates; Guerra.

### STATEMENTS OF VOTE

When Record No. 3589 was taken, I was shown voting yes. I intended to vote no.

Garcia Hernandez

When Record No. 3589 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 3589 was taken, I was in the house but away from my desk. I would have voted no.

Guerra

When Record No. 3589 was taken, I was shown voting no. I intended to vote yes.

Lambert

**CSSB 30**, as amended, was passed to third reading by (Record 3590): 94 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Campos; Capriglione; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; García, J.; Gates; Gerdes; Geren; Guillen; Harless; Harris(C); Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Moody; Morgan; Noble; Olcott; Ordaz; Orr; Patterson; Paul; Perez, V.; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Canales; Cole; Collier; Davis, Y.; Dutton; Flores; Gámez; García, L.; García Hernandez; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Oliverson; Perez, M.; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker.

Absent, Excused — Bowers.

Absent — Gervin-Hawkins; Guerra.

### STATEMENTS OF VOTE

When Record No. 3590 was taken, I was in the house but away from my desk. I would have voted no.

Guerra

When Record No. 3590 was taken, I was shown voting no. I intended to vote yes.

Muñoz

### SB 57 ON SECOND READING (M. González - House Sponsor)

**SB 57**, A bill to be entitled An Act relating to provisions and plans by public schools to ensure the safety of individuals with disabilities or impairments during a mandatory school drill or a disaster or emergency situation.

**SB 57** was read second time earlier today and was postponed until this time.

#### Amendment No. 1

Representative M. González offered the following amendment to **SB 57**:

Amend **SB 57** (house committee report) as follows:

(1) Strike page 1, line 6 through page 2, line 19.

(2) On page 3, line 9, between "on the" and "guidelines", insert "recommendations and".

(3) Strike page 4, line 27 through page 5, line 12 and substitute the following:

Sec. 37.1086. RECOMMENDATIONS AND GUIDELINES FOR SCHOOL DRILL ACCOMMODATIONS AND MULTHAZARD EMERGENCY OPERATIONS PLAN PROVISIONS FOR INDIVIDUALS WITH DISABILITIES OR IMPAIRMENTS. (a) The commissioner by rule [agency] shall establish:

(1) recommendations regarding accommodations for a student with an individualized education program or a plan created under Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794) during a mandatory school drill required under Section 37.114; and

(2) guidelines for:

(A) the documentation of accommodations for a student described by Subdivision (1) in the provisions in a school district's multihazard emergency operations plan under Section 37.108(f)(4) to ensure the safety of students and district personnel with disabilities or impairments during a mandatory school drill required under Section 37.114 or a disaster or emergency situation;

(B) required communications between campus administrators and staff regarding the accommodations described by Paragraph (A); and

(C) required communications between campus administrators and the school district's school safety and security committee established under Section 37.109 regarding students or district personnel with disabilities or impairments for purposes of providing recommendations for updating the district's multihazard emergency operations plan required by Section 37.108(a).

(b) In establishing recommendations and guidelines under Subsection (a), the

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

SECTION \_\_\_\_\_. Sections 37.109(a-1), (b), (c), and (d), Education Code, are amended to read as follows:

(a-1) The committee, to the greatest extent practicable, must include:

(1) one or more representatives of an office of emergency management of a county or city in which the district is located;

(2) one or more representatives of the local police department or sheriff's office;

(3) one or more representatives of the district's police department, if applicable;

(4) the president of the district's board of trustees;

(5) a member of the district's board of trustees other than the president;

(6) the district's superintendent;

(7) two [one] or more designees of the district's superintendent, one of whom must be a classroom teacher in the district and one of whom must be an administrator of special education in the district;

(8) if the district partners with an open-enrollment charter school to provide instruction to students, a member of the open-enrollment charter school's governing body or a designee of the governing body; and

(9) two parents or guardians of students enrolled in the district.

(b) The committee shall:

(1) participate on behalf of the district in developing and implementing emergency plans consistent with the district multihazard emergency operations plan required by Section 37.108(a) to ensure that the plans reflect specific campus, facility, or support services needs, including recommended accommodations for a student with an individualized education program or a plan created under Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794);

(2) periodically provide recommendations to the district's board of trustees and district administrators regarding updating the district multihazard emergency operations plan required by Section 37.108(a) in accordance with best

practices identified by the agency, the Texas School Safety Center, or a person included in the registry established by the Texas School Safety Center under Section 37.2091;

(3) provide the district with any campus, facility, or support services information required in connection with a safety and security audit required by Section 37.108(b), a safety and security audit report required by Section 37.108(c), or another report required to be submitted by the district to the Texas School Safety Center;

(4) review each report required to be submitted by the district to the Texas School Safety Center to ensure that the report contains accurate and complete information regarding each campus, facility, or support service in accordance with criteria established by the center; and

(5) consult with local law enforcement agencies on methods to increase law enforcement presence near district campuses.

(c) Except as otherwise provided by this subsection, the committee shall meet at least once during each academic semester and at least once during the summer and as necessary to provide recommendations, based on communications with campus administrators described by Section 37.1086(a)(2)(C), for updating the district multihazard emergency operations plan required by Section 37.108(a) to include recommended accommodations for a student with an individualized education program or a plan created under Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794). A committee established by a school district that operates schools on a year-round system or in accordance with another alternative schedule shall meet at least three times during each calendar year, with an interval of at least two months between each meeting.

(d) The committee is subject to Chapter 551, Government Code. The committee shall meet in executive session when discussing information regarding a student's individualized education program or a plan created under Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794) for a student [?] and may otherwise meet in executive session as provided by Chapter 551, Government Code [that chapter]. Notice of a committee meeting must be posted in the same manner as notice of a meeting of the district's board of trustees.

(5) On page 5, line 26, between "establishing the" and "guidelines", insert "recommendations and".

(6) On page 6, strike lines 1 and 2.

(7) Renumber SECTIONS of the bill accordingly.

Amendment No. 1 was adopted by (Record 3591): 97 Yeas, 43 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Curry; Darby; Davis, A.; Davis, Y.; DeAyala; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Kerwin; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez Fischer; McLaughlin; McQueeney; Meyer; Meza;

Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Ordaz; Orr; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Spiller; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Ward Johnson; Wharton; Wu; Zwiener.

Nays — Alders; Bell, C.; Bumgarner; Cain; Cunningham; Dorazio; Gerdes; Harris Davila; Harrison; Hayes; Hefner; Hickland; Hopper; Hull; Hunter; Isaac; Leo Wilson; Little; Louderback; Lowe; Lozano; Luther; Martinez; Metcalf; Olcott; Patterson; Paul; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Swanson; Tinderholt; Toth; Troxclair; Vasut; Virdell; Wilson.

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

Absent, Excused — Bowers.

Absent — Dean; Geren; Guerra; Holt; King; Oliverson; Walle.

### STATEMENTS OF VOTE

When Record No. 3591 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 3591 was taken, I was in the house but away from my desk. I would have voted no.

Holt

**SB 57**, as amended, was passed to third reading by (Record 3592): 95 Yeas, 43 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Button; Campos; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez Fischer; McLaughlin; McQueeney; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Noble; Ordaz; Orr; Perez, V.; Phelan; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Spiller; Swanson; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Ward Johnson; Wharton; Wu; Zwiener.

Nays — Alders; Bell, C.; Bumgarner; Cain; Canales; Gerdes; Harris Davila; Hayes; Hefner; Hickland; Hopper; Hull; Hunter; Isaac; Kerwin; Leo Wilson; Little; Louderback; Lowe; Lozano; Luther; Martinez; Metcalf; Money; Morgan; Olcott; Patterson; Paul; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Tinderholt; Toth; Troxclair; Vasut; Virdell; Wilson.

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

Absent, Excused — Bowers.

Absent — DeAyala; Geren; Guerra; Harrison; Holt; King; Oliverson; Perez, M.; Walle.

### STATEMENTS OF VOTE

When Record No. 3592 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 3592 was taken, I was in the house but away from my desk. I would have voted no.

Harrison

When Record No. 3592 was taken, my vote failed to register. I would have voted no.

Holt

When Record No. 3592 was taken, I was shown voting no. I intended to vote yes.

Hunter

When Record No. 3592 was taken, I was in the house but away from my desk. I would have voted yes.

M. Perez

### SB 552 ON SECOND READING (Leach, et al. - House Sponsors)

**SB 552**, A bill to be entitled An Act relating to changing the eligibility of certain persons to receive community supervision, including deferred adjudication community supervision.

**SB 552** was read second time on May 2, postponed until May 5, postponed until May 6, postponed until May 12 (withdrawn), postponed until May 7, postponed until 9:53 a.m. May 8, postponed until 4 p.m. May 8, postponed until May 9, postponed until May 12, postponed until May 14, postponed until May 16, postponed until May 19, postponed until May 20, postponed until May 21, postponed until May 22, postponed until May 23, postponed until May 24, postponed until May 25, postponed until 9 a.m. today, postponed until 5 p.m. today, and was again postponed until this time.

Representative Leach moved to postpone consideration of **SB 552** until 7 a.m. tomorrow.

The motion prevailed.

**GENERAL STATE CALENDAR**  
**(consideration continued)**  
**SB 512 ON SECOND READING**  
**(Schofield - House Sponsor)**

**SB 512**, A bill to be entitled An Act relating to prohibiting the imposition of a monetary fine or penalty for a violation of a money services business's terms of service agreement; providing a civil penalty.

**Amendment No. 1**

Representative Schofield offered the following amendment to **SB 512**:

Amend **SB 512** on page 1, line 22, by inserting between "agreement" and the period the following:

, provided that the money transmission licensee refunds the balance of the account to the customer in a manner that makes the funds readily available to the customer.

Amendment No. 1 was adopted by (Record 3593): 137 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, V.; Kerwin; Kitzman; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Vo; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

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

Absent, Excused — Bowers.

Absent — Bonnen; Capriglione; Geren; Guerra; Jones, J.; King; LaHood; Morgan; Virdell; Walle.

**STATEMENTS OF VOTE**

When Record No. 3593 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 3593 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

**SB 512**, as amended, was passed to third reading by (Record 3594): 146 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchia; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

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

Absent, Excused — Bowers.

Absent — Guerra.

### STATEMENT OF VOTE

When Record No. 3594 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

### SB 241 ON SECOND READING (Capriglione - House Sponsor)

**SB 241**, A bill to be entitled An Act relating to prohibitions on camping in a public place.

#### Amendment No. 1

Representative Hinojosa offered the following amendment to **SB 241**:

Amend **SB 241** (house committee report) as follows:

- (1) On page 1, line 14, between "PURPOSE." and "A local", insert "(a)".
- (2) On page 1, between lines 18 and 19, insert the following:

(b) Subsection (a) does not apply if more than 50 percent of the persons camping were released from imprisonment by the Texas Department of Criminal Justice into the local entity and were not residents of the local entity before being imprisoned.

(3) On page 2, line 8, between "ban" and the underlined semicolon, insert "and the number of arrests of persons made or citations issued in lieu of arrest of persons released from imprisonment by the Texas Department of Criminal Justice into the local entity who were not residents of the local entity before being imprisoned".

(4) On page 4, line 1, immediately following the underlined period, insert "The attorney general may not declare a local entity to be a "violating local entity" solely based on the local entity's failure to take action regarding public camping by persons released from imprisonment by the Texas Department of Criminal Justice into the local entity who were not residents of the local entity before being imprisoned.".

Amendment No. 1 failed of adoption by (Record 3595): 54 Yeas, 90 Nays, 1 Present, not voting.

Yeas — Allen; Anchiá; Bernal; Bryant; Bucy; Campos; Canales; Cole; Cortez; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Vo; Walle; Ward Johnson; Zwiener.

Nays — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris(C); Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Plesa; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Present, not voting — Mr. Speaker.

Absent, Excused — Bowers.

Absent — Collier; Guerra; Turner; Wu.

#### STATEMENTS OF VOTE

When Record No. 3595 was taken, I was shown voting no. I intended to vote yes.

Bhojani

When Record No. 3595 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

### **Amendment No. 2**

Representative Bucy offered the following amendment to **SB 241**:

Amend **SB 241** (house committee report) on page 2, between lines 22 and 23, by inserting the following:

(c) Not later than the 45th day before the date the attorney general sends a written declaration described by Subsection (b) to a local entity, the attorney general shall send a notice to the local entity that identifies:

(1) the complaint the local entity failed to timely resolve;

(2) each required action the local entity failed to timely take; and

(3) any other act or omission of the local entity that contributes to the potential designation of the entity as a "violating local entity".

(d) The attorney general may not send a written declaration identifying a local entity as a "violating local entity" if the local entity cures each defect or alleged defect identified in the notice described by Subsection (c) before the 45th day after the date the attorney general sends the notice.

Amendment No. 2 was adopted by (Record 3596): 122 Yeas, 20 Nays, 4 Present, not voting.

Yeas — Allen; Anchía; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Noble; Oliverson; Ordaz; Orr; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schofield; Shofner; Simmons; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Troxclair; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Zwiener.

Nays — Alders; Ashby; Bumgarner; Davis, Y.; Gerdes; Hopper; Leo Wilson; Lowe; Lozano; Luther; Money; Olcott; Patterson; Schatzline; Schoolcraft; Shaheen; Slawson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker; Harris(C); Morgan; Virdell.

Absent, Excused — Bowers.

Absent — Guerra; Turner; Wu.

**STATEMENTS OF VOTE**

When Record No. 3596 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 3596 was taken, I was shown voting yes. I intended to vote no.

Harrison

**Amendment No. 3**

Representative Flores offered the following amendment to **SB 241**:

Amend **SB 241** (house committee report) on page 2, lines 14 and 15, by striking "take an action to resolve the complaint not later than the 90th day after the date the complaint is received" and substituting the following:

make a reasonable effort to connect each person who is the subject of the complaint with alternative housing not later than the 150th day after the date the complaint is received, including by:

(1) providing the person information regarding locations where the person may legally camp and information regarding transportation to the location;

(2) assisting the person with contacting a family member or other person to assist the person in vacating the campsite; and

(3) assisting the person with contacting an appropriate government agency or nonprofit organization that provides housing assistance within the political subdivision

Amendment No. 3 failed of adoption by (Record 3597): 57 Yeas, 87 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Lambert; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Vo; Walle; Ward Johnson; Zwiener.

Nays — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Canales; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson;

Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

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

Absent, Excused — Bowers.

Absent — Guerra; Turner; Wu.

### STATEMENT OF VOTE

When Record No. 3597 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

### Amendment No. 4

Representative V. Jones offered the following amendment to **SB 241**:

Amend **SB 241** (house committee report) on page 2, line 26, between "Code" and the underlined period, by inserting ", within the boundaries of a violating local entity".

Amendment No. 4 failed of adoption by (Record 3598): 57 Yeas, 87 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Rose; Rosenthal; Simmons; Talarico; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Nays — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

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

Absent, Excused — Bowers.

Absent — Guerra; Romero; Thompson.

**STATEMENT OF VOTE**

When Record No. 3598 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

**Amendment No. 5**

Representative Troxclair offered the following amendment to **SB 241**:

Amend **SB 241** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subtitle A, Title 11, Local Government Code, is amended by adding Chapter 345 to read as follows:

**CHAPTER 345. PROVISION OF NAVIGATION SERVICES IN CERTAIN MUNICIPALITIES**

**Sec. 345.001. DEFINITIONS. (a) In this chapter:**

**(1) "Emergency care" has the meaning described by Section 1201.060, Insurance Code.**

**(2) "Navigation services" means services that primarily assist individuals experiencing homelessness to access shelter, meals, medical care, substance abuse treatment, mental health services, employment resources, housing placement, and other services necessary for reintegration into stable living conditions. The term does not include the provision of emergency care or inpatient care.**

**(3) "Park" means an outdoor recreation facility that is open to the public and not on the premises of a school.**

**(4) "Playground," "premises," and "school" have the meanings assigned by Section 481.134, Health and Safety Code.**

**(5) "School safety zone" means the premises of a park, playground, or school district campus.**

**(6) "Service provider" means an organization or government-funded facility operator that provides navigation services.**

**Sec. 345.002. APPLICABILITY. This chapter applies only to the provision of navigation services in a municipality with a population of 750,000 or more that is primarily located in a county with a population of 1.5 million or less.**

**Sec. 345.003. PROHIBITION ON CERTAIN SERVICES IN SCHOOL SAFETY ZONES. A service provider may not provide navigation services within 250 feet of a school safety zone.**

**Amendment No. 5 - Point of Order**

Representative Garcia Hernandez raised a point of order against further consideration of Amendment No. 5 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. 5 was withdrawn.

**SB 241 - POINT OF ORDER**

Representative Wu raised a point of order against further consideration of **SB 241** under Rule 8, Section 1(a)(1), of the House Rules and under Article III, Section 35(b), of the Texas Constitution on the grounds that the caption fails to give reasonable notice of the subject of the proposed measure. The point of order was withdrawn.

Representative Capriglione moved to postpone consideration of **SB 241** until 10 a.m. Tuesday, June 3.

The motion prevailed.

**SB 1718 ON SECOND READING**  
**(Guillen and Capriglione - House Sponsors)**

**SB 1718**, A bill to be entitled An Act relating to the eligibility of the National Rifle Association's Annual Meetings and Exhibits or another annual event of the National Rifle Association for funding under the major events reimbursement program.

**Amendment No. 1**

Representative Goodwin offered the following amendment to **SB 1718**:

Amend **SB 1718** (house committee report) as follows:

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

(N-1) a Lives Robbed national or regional annual conference, remembrance event, or summit;

(2) On page 5, between lines 3 and 4, insert the following:

(Q-1) Lives Robbed;

(Speaker in the chair)

**Amendment No. 1 - Point of Order**

Representative Cain raised a point of order against further consideration of Amendment No. 1 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane. The point of order was withdrawn.

Amendment No. 1 was withdrawn.

**Amendment No. 2**

Representative Goodwin offered the following amendment to **SB 1718**:

Amend **SB 1718** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 478.0051, Government Code, is amended by adding Subsection (d) to read as follows:

(d) Notwithstanding Subsection (b), an event described by Section 478.0001(3)(BB-1) may receive funding through the program only if the political subdivision in which the event will be held approves the event by a majority vote after a public hearing.

Representative Guillen moved to table Amendment No. 2.

The motion to table prevailed by (Record 3599): 86 Yeas, 53 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Louderback; Lowe; Lujan; Luther; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Perez, M.; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Collier; Cortez; Davis, A.; Davis, Y.; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; González, J.; González, M.; Goodwin; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, J.; Lopez, R.; Manuel; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Muñoz; Ordaz; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Cole; Dutton; Gervin-Hawkins; Guerra; Hernandez; Hull; Lozano; Morales Shaw; Slawson.

### STATEMENTS OF VOTE

When Record No. 3599 was taken, I was shown voting no. I intended to vote yes.

J. Lopez

When Record No. 3599 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

### Amendment No. 3

Representative Howard offered the following amendment to **SB 1718**:

Amend **SB 1718** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 478.0051, Government Code, is amended by adding Subsection (d) to read as follows:

(d) Notwithstanding Subsection (b), an event described by Section 478.0001(3)(BB-1) may receive funding through the program only if the site selection organization described by Section 478.0001(7)(AA-1) submits a sworn affidavit to the comptroller that the event does not include:

- (1) political advocacy;
- (2) lobbying activities; or
- (3) fundraising for litigation or legal defense efforts.

### **Amendment No. 3 - Point of Order**

Representative Cain 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 was withdrawn.

### **SB 1718 - POINT OF ORDER**

Representative Goodwin raised a point of order against further consideration of **SB 1718** under Rule 4, Section 32(c)(1), of the House Rules. The speaker overruled the point of order, announcing his decision to the house as follows:

Ms. Goodwin raises a point of order against further consideration of **SB 1718** under Rule 4, Section 32(c)(1), on the grounds that the background and purpose statement in the bill analysis is substantially or materially misleading.

The background and purpose statement states that the bill author informed the committee that the NRA not being included in the major events reimbursement program "discourages the NRA from hosting events in Texas." Ms. Goodwin argues that this is misleading since the NRA has recently hosted events in Texas and may host events again in the future. However, the word "discourage" does not mean that the organization would never come to the state. It is self-evident that not having the benefits of being included in the major events reimbursement program would make it less likely that the NRA would come to the state.

Accordingly, the point of order is respectfully overruled.

**SB 1718** was passed to third reading by (Record 3600): 93 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Canales; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; García, J.; García, L.; García Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Harrison; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Manuel; Meza; Moody; Morales, C.; Ordaz; Perez, M.; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Money; Morales Shaw; Slawson.

### STATEMENTS OF VOTE

When Record No. 3600 was taken, I was shown voting yes. I intended to vote no.

R. Lopez

When Record No. 3600 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

### CSSB 140 ON SECOND READING (Anchía - House Sponsor)

**CSSB 140**, A bill to be entitled An Act relating to certain definitions relating to the regulation of and private rights of action arising from certain solicitation-related communications.

**CSSB 140** was passed to third reading.

### SB 2055 ON SECOND READING (Lalani, et al. - House Sponsors)

**SB 2055**, A bill to be entitled An Act relating to participation in the Texas Leadership Scholars Program.

**SB 2055** was passed to third reading.

### SB 2075 ON SECOND READING (Phelan - House Sponsor)

**SB 2075**, A bill to be entitled An Act relating to the establishment, powers and duties, terms, and governance of certain advisory bodies for programs administered by the Texas Department of Licensing and Regulation.

**SB 2075** was passed to third reading by (Record 3601): 106 Yeas, 33 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Curry; Darby; Davis, Y.; Dean; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; García, J.; García, L.; García Hernandez; Gerdes; Geren; Gervin-Hawkins; González, M.; Goodwin;

Guillen; Harless; Harris; Hayes; Hefner; Hernandez; Hinojosa; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Martinez; Martinez Fischer; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Orr; Patterson; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Smithee; Swanson; Talarico; Thompson; Tinderholt; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wilson; Wu; Zwiener.

Nays — Bumgarner; Cain; Cook; Cunningham; DeAyala; Harris Davila; Harrison; Hickland; Holt; Hopper; Kerwin; Leo Wilson; Little; Louderback; Lowe; Luther; McLaughlin; Olcott; Oliverson; Paul; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Spiller; Toth; Troxclair; Vasut; Virdell; Wharton.

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

Absent, Excused — Bowers.

Absent — Davis, A.; González, J.; Guerra; Manuel; Noble; Ordaz; Pierson; Tepper.

#### STATEMENTS OF VOTE

When Record No. 3601 was taken, I was in the house but away from my desk. I would have voted yes.

A. Davis

When Record No. 3601 was taken, I was in the house but away from my desk. I would have voted yes.

J. González

When Record No. 3601 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 3601 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 3601 was taken, I was in the house but away from my desk. I would have voted yes.

Manuel

When Record No. 3601 was taken, I was shown voting yes. I intended to vote no.

Money

When Record No. 3601 was taken, my vote failed to register. I would have voted no.

Noble

When Record No. 3601 was taken, my vote failed to register. I would have voted no.

Pierson

When Record No. 3601 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

**SB 2018 ON SECOND READING**  
**(Harris, Capriglione, Troxclair, et al. - House Sponsors)**

**SB 2018**, A bill to be entitled An Act relating to the strong families credit against certain taxes for entities that contribute to certain organizations.

**Amendment No. 1**

Representative Harris offered the following amendment to **SB 2018**:

Amend **SB 2018** (house committee report) as follows:

(1) On page 1, strike lines 17 through 19 and substitute the following:

(4) "Foundation" means the OneStar Foundation.

(2) On page 2, line 3, strike "QUALIFICATIONS FOR" and substitute "CERTIFICATION AS".

(3) On page 2, line 4, strike "An organization is" and substitute "The foundation shall certify an organization as".

(4) On page 3, line 1, between "information" and "in", insert "to the foundation".

(5) On page 3, line 16, strike "organization, has fulfilled" and substitute "organization under this section, has complied with".

(6) On page 3, line 17, between "requirements" and "for", insert "under Section 171.804".

(7) On page 3, lines 17 through 18, strike "fulfill the requirements" and substitute "comply with those requirements".

(8) On page 3, lines 21 and 22, strike "state campaign manager and state policy committee" and substitute "foundation".

(9) On page 5, between lines 1 and 2, insert the following:

(c) An eligible organization shall provide to the comptroller a copy of each certificate of contribution provided to an entity under Subsection (b) not later than the 30th day after the date the organization provided the certificate to the entity making the designated contribution.

(10) On page 5, strike lines 3 through 6 and substitute the following:

CREDITS. (a) Subject to Subsection (b), the amount of a taxable entity's credit for a report is equal to the lesser of:

(1) the amount of credit awarded to the entity under Section 171.807;

or

(11) On page 5, strike lines 9 through 11, adding Section 171.805(b), Tax Code, and reletter the subsequent subsections of that section and cross-references to those subsections accordingly.

(12) On page 5, line 15, strike "eligible for" and substitute "awarded".

(13) On page 6, strike lines 13 through 15, adding Section 171.807(c), Tax Code, and reletter the subsequent subsections of that section and cross-references to those subsections accordingly.

(14) On page 6, strike lines 17 and 18 and substitute the following:  
greater than the lesser of:

(1) the taxable entity's designated contributions made to eligible organizations during the relevant period; or

(2) \$1 million.

(15) On page 7, between lines 25 and 26, insert the following:

Sec. 171.810. FEES. The foundation may set and charge to an organization a fee in an amount sufficient to cover the foundation's costs to certify the organization as an eligible organization under Section 171.803.

(16) On page 7, line 26, strike "171.810" and substitute "171.811".

(17) On page 8, line 2, strike "171.811" and substitute "171.812".

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

SECTION \_\_\_\_\_. Section 171.665(a), Tax Code, is amended to read as follows:

(a) This subchapter expires December 31, 2028 [~~2026~~].

Amendment No. 1 was adopted by (Record 3602): 107 Yeas, 33 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Bryant; Buckley; Bumgarner; Button; Cain; Canales; Capriglione; Cole; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Gervin-Hawkins; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Jones, V.; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Romero; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Thompson; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Walle; Wharton; Wilson.

Nays — Anchía; Bernal; Bucy; Collier; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; González, J.; González, M.; Goodwin; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Lopez, R.; Martinez Fischer; Meza; Moody; Morales, C.; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Rose; Rosenthal; Simmons; Talarico; Vo; Ward Johnson; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Allen; Campos; Davis, A.; Dutton; Guerra; Perez, M.; Turner; Wu.

### STATEMENT OF VOTE

When Record No. 3602 was taken, I was in the house but away from my desk. I would have voted no.

M. Perez

**SB 2018**, as amended, was passed to third reading by (Record 3603): 92 Yeas, 42 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bonnen; Buckley; Bumgarner; Button; Cain; Campos; Canales; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Garcia, J.; Gates; Gerdes; Geren; Gervin-Hawkins; Guerra; Guillen; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Jones, V.; Kerwin; King; Kitzman; LaHood; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lujan; Luther; Martinez; McLaughlin; McQueeney; Money; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Walle; Wharton; Wilson.

Nays — Allen; Anchia; Bernal; Bhojani; Bryant; Bucy; Cole; Collier; Davis, A.; Davis, Y.; Flores; Gámez; Garcia, L.; Garcia Hernandez; González, J.; González, M.; Goodwin; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Lopez, R.; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Bell, C.; Bell, K.; Capriglione; Dutton; Harless; Lambert; Lozano; Manuel; Metcalf; Meyer; Perez, M.; Richardson; Romero; Tepper.

### STATEMENTS OF VOTE

When Record No. 3603 was taken, I was shown voting no. I intended to vote yes.

Garcia Hernandez

When Record No. 3603 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 3603 was taken, I was in the house but away from my desk. I would have voted no.

Manuel

When Record No. 3603 was taken, I was in the house but away from my desk. I would have voted yes.

Metcalf

When Record No. 3603 was taken, I was in the house but away from my desk. I would have voted yes.

Meyer

When Record No. 3603 was taken, I was in the house but away from my desk. I would have voted no.

M. Perez

**SB 1534 ON SECOND READING**  
**(Lambert - House Sponsor)**

**SB 1534**, A bill to be entitled An Act relating to a study and report by the Texas Higher Education Coordinating Board regarding health physics education in this state.

**SB 1534** was passed to third reading by (Record 3604): 106 Yeas, 38 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Curry; Darby; Davis, A.; Dean; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Howard; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; King; Kitzman; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Noble; Ordaz; Orr; Patterson; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Shaheen; Simmons; Smithee; Spiller; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Alders; Cain; Cook; Cunningham; DeAyala; Gates; Harris Davila; Harrison; Hayes; Hickland; Holt; Hopper; Hull; Kerwin; LaHood; Leo Wilson; Little; Louderback; Lowe; Lozano; Luther; Money; Morgan; Olcott; Oliverson; Paul; Pierson; Richardson; Schatzline; Schoolcraft; Shofner; Slawson; Swanson; Tinderholt; Toth; Troxclair; Vasut; Virdell.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Davis, Y.; Lalani; Leach; Schofield.

**SB 1567 ON SECOND READING**  
**(Vasut - House Sponsor)**

**SB 1567**, A bill to be entitled An Act relating to the authority of home-rule municipalities to regulate the occupancy of dwelling units.

**Amendment No. 1**

Representative Vasut offered the following amendment to **SB 1567**:

Amend **SB 1567** (house committee report) on page 3 by striking lines 6 through 14 and substituting the following:

Sec. 211.057. CIVIL ACTION. (a) A person who owns property in or a tenant who resides in a municipality who is adversely affected or aggrieved by the municipality's violation of this subchapter may bring an action against the municipality or an officer or employee of the municipality in the officer's or employee's official capacity for relief described by Subsection (c).

(b) A claimant must bring an action under this section in a county in which the real property that is the subject of the action is wholly or partly located.

(c) In an action brought under this section, a court may:

(1) enter a declaratory judgment under Chapter 37, Civil Practice and Remedies Code;

(2) issue a writ of mandamus compelling a defendant officer or employee to comply with this subchapter; and

(3) issue an injunction preventing the defendant from violating this subchapter.

(d) A court shall award reasonable attorney's fees and court costs incurred in bringing an action under this section to a prevailing claimant.

(e) The Fifteenth Court of Appeals has exclusive intermediate appellate jurisdiction over an appeal or original proceeding arising from an action brought under this section.

**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 adopted by (Record 3605): 93 Yeas, 45 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Campos; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Fairly; Frank; Garcia, L.; Gates; Gerdes; Geren; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, E.; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Phelan; Pierson; Raymond; Richardson; Romero;

Schatzline; Schofield; Schoolcraft; Shaheen; Slawson; Smithee; Spiller; Swanson; Tepper; Thompson; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Wharton; Wilson.

Nays — Anchía; Barry; Bhojani; Bryant; Bucy; Canales; Cole; Collier; Dyson; Flores; Gámez; Garcia, J.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lopez, R.; Manuel; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Morgan; Muñoz; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Rose; Rosenthal; Shofner; Simmons; Talarico; Turner; Vo; Walle; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Allen; Bernal; Capriglione; Davis, A.; Davis, Y.; Dutton; Tinderholt; Virdell; Ward Johnson; Wu.

### **Amendment No. 2**

Representatives Schofield and Vasut offered the following amendment to **SB 1567**:

Amend **SB 1567** (house committee report) on page 1 as follows:

(1) On lines 15 and 16, strike ""University" means an institution of higher education, as defined" and substitute ""Institution of higher education" has the meaning assigned".

(2) On line 18, strike "a university campus" and substitute "the campus of an institution of higher education with a student enrollment of more than 5,500".

Amendment No. 2 was adopted by (Record 3606): 113 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Capriglione; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Fairly; Flores; Frank; Garcia, J.; Garcia, L.; Gates; Gerdes; Geren; Gervin-Hawkins; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Howard; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Rodríguez Ramos; Romero; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Thompson; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Vo; Ward Johnson; Wharton; Wilson; Zwiener.

Nays — Anchía; Bhojani; Bryant; Canales; Cole; Collier; Dutton; Dyson; Gámez; Garcia Hernandez; González, J.; Hernandez; Johnson; Jones, J.; Jones, V.; Morales, C.; Perez, V.; Plesa; Reynolds; Rose; Rosenthal; Turner; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Allen; Bernal; Davis, A.; González, M.; Hinojosa; Longoria; Meza; Moody; Perez, M.; Simmons; Talarico.

### STATEMENT OF VOTE

When Record No. 3606 was taken, I was in the house but away from my desk. I would have voted no.

M. Perez

### Amendment No. 3

Representative Tepper offered the following amendment to **SB 1567**:

Amend **SB 1567** (house committee printing) on page 1, line 18, by inserting "with a population of less than 250,000" between "municipality" and "in"

Amendment No. 3 was adopted by (Record 3607): 114 Yeas, 24 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Button; Cain; Campos; Canales; Cole; Collier; Cook; Cortez; Craddick; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Fairly; Flores; Frank; Garcia, J.; Garcia, L.; Garcia Hernandez; Gerdes; Geren; Gervin-Hawkins; González, J.; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Holt; Hopper; Hull; Hunter; Jones, V.; Kerwin; King; Kitzman; Lalani; Lambert; Landgraf; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Luther; Martinez; Martinez Fischer; McLaughlin; McQueeney; Meyer; Meza; Money; Morales, C.; Morales, E.; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Richardson; Romero; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Bumgarner; Cunningham; Gámez; Gates; Goodwin; Harrison; Howard; Isaac; Johnson; Jones, J.; LaHood; Leach; Leo Wilson; Lowe; Manuel; Metcalf; Morales Shaw; Morgan; Muñoz; Pierson; Reynolds; Rodríguez Ramos; Shofner; Slawson.

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

Absent, Excused — Bowers.

Absent — Bucy; Capriglione; Davis, Y.; Dyson; González, M.; Hinojosa; Moody; Rose; Simmons.

**SB 1567**, as amended, was passed to third reading by (Record 3608): 96 Yeas, 44 Nays, 1 Present, not voting.

Yeas — Alders; Bell, C.; Bell, K.; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Cole; Cook; Cortez; Craddick; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Fairly; Flores; Frank; Gámez; Gates; Gerdes; Geren; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Hopper; Howard; Hunter; Isaac; Jones, J.; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leo Wilson; Longoria; Lopez, J.; Louderback; Lozano; Lujan; Luther; Manuel; McLaughlin; McQueeney; Metcalf; Meza; Money; Morales, C.; Morales, E.; Morales Shaw; Olcott; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Schofield; Schoolcraft; Simmons; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Vo; Ward Johnson; Wilson; Zwiener.

Nays — Allen; Anchía; Ashby; Barry; Bernal; Campos; Canales; Capriglione; Collier; Cunningham; Dyson; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Holt; Hull; Jones, V.; Kerwin; King; Leach; Little; Lopez, R.; Lowe; Martinez; Martinez Fischer; Meyer; Morgan; Muñoz; Noble; Oliverson; Plesa; Reynolds; Rosenthal; Schatzline; Shaheen; Shofner; Slawson; Smithee; Virdell; Walle; Wharton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Bryant; Davis, A.; Dutton; Johnson; Moody; Pierson; Turner; Wu.

### STATEMENTS OF VOTE

When Record No. 3608 was taken, I was shown voting yes. I intended to vote no.

Bhojani

When Record No. 3608 was taken, I was in the house but away from my desk. I would have voted no.

Bryant

When Record No. 3608 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 3608 was taken, I was in the house but away from my desk. I would have voted yes.

A. Davis

When Record No. 3608 was taken, I was shown voting no. I intended to vote yes.

Kerwin

When Record No. 3608 was taken, I was shown voting no. I intended to vote yes.

Meyer

When Record No. 3608 was taken, my vote failed to register. I would have voted no.

Pierson

**SB 785 ON SECOND READING**  
**(Guillen and J. Lopez - House Sponsors)**

**SB 785**, A bill to be entitled An Act relating to the regulation of new HUD-code manufactured housing.

**Amendment No. 1**

Representative Guillen offered the following amendment to **SB 785**:

Amend **SB 785** (house committee report) as follows:

(1) On page 2, strike lines 17 through 27 and substitute the following:

(2) shall ensure at least one of the residential zoning classifications or districts described by Subdivision (1) has been adopted and applies to an area of land within the municipality's boundaries; and

(3) if the municipality has a comprehensive zoning classification map, shall indicate on the map the areas within the municipality's boundaries that comply with Subdivision (2).

(2) On page 3, line 7, strike "2025" and substitute "2026".

Amendment No. 1 was adopted by (Record 3609): 109 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Button; Campos; Canales; Capriglione; Cole; Cortez; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hefner; Hernandez; Hickland; Holt; Hopper; Howard; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Ordaz; Orr; Patterson; Paul; Perez, M.; Phelan; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Schoolcraft; Shofner; Simmons; Smithee; Swanson; Tepper; Thompson; Tinderholt; Toth; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Zwiener.

Nays — Anchía; Bumgarner; Cain; Collier; Cook; Gerdes; Hayes; Hull; Jones, J.; Jones, V.; Little; Lowe; Luther; Noble; Olcott; Pierson; Rosenthal; Schatzline; Shaheen; Slawson; Troxclair; Turner; Vasut; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Bucy; Davis, A.; Davis, Y.; González, M.; Hinojosa; Johnson; Leo Wilson; Louderback; Moody; Oliverson; Perez, V.; Schofield; Spiller; Talarico; Virdell.

### STATEMENT OF VOTE

When Record No. 3609 was taken, I was shown voting yes. I intended to vote no.

Harrison

**SB 785**, as amended, was passed to third reading by (Record 3610): 83 Yeas, 51 Nays, 2 Present, not voting.

Yeas — Barry; Bell, C.; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Canales; Cole; Cortez; Craddick; Cunningham; Curry; Darby; Dean; Dorazio; Dyson; Frank; Gámez; Garcia, J.; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hefner; Hernandez; Hickland; Hinojosa; Howard; Hull; Hunter; Isaac; Kerwin; Kitzman; Lalani; Lambert; Landgraf; Longoria; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Orr; Paul; Perez, M.; Phelan; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Schoolcraft; Simmons; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Toth; VanDeaver; Villalobos; Walle; Ward Johnson; Wharton.

Nays — Alders; Allen; Anchía; Ashby; Bell, K.; Bernal; Bhojani; Capriglione; Collier; Cook; Davis, Y.; DeAyala; Dutton; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Hayes; Holt; Hopper; Jones, J.; Jones, V.; LaHood; Leach; Leo Wilson; Little; Louderback; Lowe; Lozano; Luther; Metcalf; Morgan; Noble; Olcott; Patterson; Plesa; Reynolds; Rosenthal; Schofield; Shaheen; Shofner; Slawson; Tinderholt; Troxclair; Turner; Vasut; Virdell; Vo; Wilson; Wu; Zwiener.

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

Absent, Excused — Bowers.

Absent — Button; Campos; Davis, A.; Fairly; Flores; Geren; Johnson; King; Lopez, J.; Oliverson; Perez, V.; Pierson; Schatzline.

### STATEMENTS OF VOTE

When Record No. 3610 was taken, I was temporarily out of the house chamber. I would have voted no.

Campos

When Record No. 3610 was taken, I was in the house but away from my desk. I would have voted yes.

A. Davis

When Record No. 3610 was taken, I was in the house but away from my desk. I would have voted yes.

Flores

When Record No. 3610 was taken, I was in the house but away from my desk. I would have voted yes.

J. Lopez

When Record No. 3610 was taken, my vote failed to register. I would have voted no.

Pierson

When Record No. 3610 was taken, I was shown voting no. I intended to vote yes.

Rosenthal

### **SB 1233 ON SECOND READING**

**(Swanson, Oliverson, VanDeaver, Bonnen, et al. - House Sponsors)**

**SB 1233**, A bill to be entitled An Act relating to information regarding perinatal palliative care; creating an administrative penalty.

### **MIDNIGHT**

The proceedings continued after 12 a.m., and the following actions occurred on Tuesday, May 27:

#### **Amendment No. 1**

Representative Howard offered the following amendment to **SB 1233**:

Amend **SB 1233** (house committee report) as follows:

(1) Strike added Section 161.754, Health and Safety Code (page 3, line 26 through page 4, line 4).

(2) Strike page 4, lines 10 through 18, and substitute the following:

(1) provide the pregnant woman with a written copy of the perinatal palliative care informational materials and list of the perinatal palliative care providers and programs described by Section 161.753; and

(2) record in the pregnant woman's electronic medical records that the materials and list were provided to the woman.

(3) On page 4, line 21, strike "or perinatal palliative care certification form".

(4) On page 4, strike lines 23 through 25, and substitute the following: woman's medical record indicates the woman was provided the materials and list described by Section 161.753.

(5) Renumber subsequent sections of added Subchapter Z, Chapter 161, Health and Safety Code, and cross-references to those sections accordingly.

(Landgraf in the chair)

Amendment No. 1 failed of adoption by (Record 3611): 65 Yeas, 80 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Geren; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; King; Lalani; Lambert; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Orr; Perez, M.; Perez, V.; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; VanDeaver; Vo; Walle; Ward Johnson; Wu; Zwiener.

Nays — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; Dorazio; Dyson; Frank; Gates; Gerdes; Gervin-Hawkins; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; Kitzman; LaHood; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Villalobos; Virdell; Wharton; Wilson.

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

Absent, Excused — Bowers.

Absent — DeAyala; Harrison.

## Amendment No. 2

Representative Rose offered the following amendment to **SB 1233**:

Amend **SB 1233** (house committee report) as follows:

(1) On page 4, lines 26 and 27, strike "COMPLAINTS; DISCIPLINARY ACTION; ADMINISTRATIVE PENALTY. (a)" and substitute "COMPLAINTS.".

(2) On page 5, strike lines 5 through 12.

Amendment No. 2 failed of adoption by (Record 3612): 62 Yeas, 82 Nays, 3 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; King; Lalani; Longoria; Lopez, R.; Manuel; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Nays — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Frank; Gerdes; Geren; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull;

Isaac; Kerwin; Kitzman; LaHood; Lambert; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Wharton; Wilson.

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

Absent, Excused — Bowers.

Absent — Hunter; Virdell.

### STATEMENT OF VOTE

When Record No. 3612 was taken, I was shown voting yes. I intended to vote no.

Gates

(Speaker in the chair)

### Amendment No. 3

Representative Flores offered the following amendment to **SB 1233**:

Amend **SB 1233** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly.

SECTION \_\_\_\_\_. (a) In this section, "council" means the perinatal advisory council established under Section 241.187, Health and Safety Code.

(b) The council shall conduct a study on perinatal palliative care and perinatal bereavement care provided in this state.

(c) Not later than December 31, 2026, the council shall prepare and submit to the legislature a written report on the results of the study conducted under Subsection (b) of this section. The report must include:

(1) a summary of best practices and procedures for the provision of perinatal palliative and bereavement care nationally and in this state;

(2) an examination of the use of perinatal palliative and bereavement care;

(3) a review of the technology and medical practices used in the provision of perinatal palliative and bereavement care;

(4) a summary of the health conditions and factors associated with life-threatening or life-limiting illnesses and medical conditions in unborn children that disproportionately affect the most at-risk populations;

(5) a review of current barriers to offering adequate perinatal palliative and bereavement care in hospitals; and

(6) an aggregation of formal complaints submitted to the Health and Human Services Commission under Section 161.757, Health and Safety Code.

(d) This section expires December 31, 2026.

Amendment No. 3 failed of adoption by (Record 3613): 60 Yeas, 85 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Nays — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Curry; Jones, V.; Moody.

**SB 1233** was passed to third reading by (Record 3614): 95 Yeas, 45 Nays, 2 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Campos; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Howard; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Muñoz; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Vo; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Canales; Cole; Collier; Cortez; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Johnson; Jones, J.; Manuel; Martinez; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Ordaz; Perez, M.; Perez, V.; Reynolds; Rodríguez Ramos; Rosenthal; Simmons; Talarico; Turner; Walle; Ward Johnson; Wu; Zwiener.

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

Absent, Excused — Bowers.

Absent — Davis, A.; Gervin-Hawkins; Jones, V.; Plesa; Romero; Rose; Thompson.

### STATEMENTS OF VOTE

When Record No. 3614 was taken, my vote failed to register. I would have voted no.

A. Davis

When Record No. 3614 was taken, my vote failed to register. I would have voted no.

V. Jones

When Record No. 3614 was taken, I was shown voting yes. I intended to vote no.

Martinez Fischer

When Record No. 3614 was taken, I was in the house but away from my desk. I would have voted no.

Rose

### SB 1580 ON SECOND READING (VanDeaver - House Sponsor)

**SB 1580**, A bill to be entitled An Act relating to the composition of the governing body of a local mental health authority.

**SB 1580** was passed to third reading.

### SB 1663 ON SECOND READING (Guillen - House Sponsor)

**SB 1663**, A bill to be entitled An Act relating to notification procedures concerning groundwater contamination.

**SB 1663** was passed to third reading by (Record 3615): 118 Yeas, 25 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hayes; Hernandez; Hickland; Hinojosa; Hopper; Howard; Hunter; Isaac; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Noble; Oliverson; Ordaz; Orr; Paul; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose;

Rosenthal; Schofield; Simmons; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Troxclair; VanDeaver; Vasut; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Cain; Cook; Harrison; Hefner; Holt; Hull; Leo Wilson; Little; Louderback; Lowe; Luther; Metcalf; Money; Olcott; Patterson; Pierson; Richardson; Schatzline; Schoolcraft; Shaheen; Shofner; Slawson; Tinderholt; Toth; Virdell.

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

Absent, Excused — Bowers.

Absent — Davis, A.; Johnson; Morgan; Turner.

### STATEMENT OF VOTE

When Record No. 3615 was taken, my vote failed to register. I would have voted yes.

A. Davis

### SB 413 ON SECOND READING (Buckley - House Sponsor)

**SB 413**, A bill to be entitled An Act relating to the meetings of the boards of trustees of independent school districts.

#### Amendment No. 1

Representative M. González offered the following amendment to **SB 413**:

Amend **SB 413** (house committee report) as follows:

(1) On page 1, line 7, after "minutes" include "as approved by the board of trustees,".

Amendment No. 1 was adopted by (Record 3616): 142 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Luther; Manuel; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner;

Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Toth; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Martinez.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Harris Davila; Leach; Lowe; Tinderholt; Troxclair.

**SB 413**, as amended, was passed to third reading.

**SB 447 ON SECOND READING**  
**(E. Morales - House Sponsor)**

**SB 447**, A bill to be entitled An Act relating to authorizing certain municipalities to change the date on which their general election for officers is held.

**Amendment No. 1**

Representative E. Morales offered the following amendment to **SB 447**:

Amend **SB 447** (house committee report) as follows:

(1) On page 1, lines 5-6, between "by" and "adding", insert "amending Subsection (a) and".

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

(a) The governing body of a political subdivision, other than a county or municipal utility district, that holds its general election for officers on a date other than the November uniform election date may, not later than December 31, 2025 ~~2016~~, change the date on which it holds its general election for officers to the November uniform election date in odd-numbered years.

Amendment No. 1 was adopted by (Record 3617): 139 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alders; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; García, J.; García Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Isaac; Johnson; Jones, J.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner;

Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Toth; Turner; VanDeaver; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Allen; Garcia, L.; Harrison; Hunter; Jones, V.; Lozano; Tinderholt; Troxclair; Vasut.

### STATEMENTS OF VOTE

When Record No. 3617 was taken, I was in the house but away from my desk. I would have voted yes.

Tinderholt

When Record No. 3617 was taken, I was in the house but away from my desk. I would have voted yes.

Vasut

**SB 447**, as amended, was passed to third reading.

### SB 519 ON SECOND READING (Metcalf - House Sponsor)

**SB 519**, A bill to be entitled An Act relating to the creation of a grant program to promote educational engagement with Texas history.

**SB 519** was passed to third reading.

### CSSB 467 ON SECOND READING (Hefner - House Sponsor)

**CSSB 467**, A bill to be entitled An Act relating to a temporary exemption from ad valorem taxation of the appraised value of an improvement to a residence homestead that is completely destroyed by a fire.

**CSSB 467** was passed to third reading by (Record 3618): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.;

Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Bucy; Davis, A.; González, M.; Leach.

### STATEMENT OF VOTE

When Record No. 3618 was taken, I was in the house but away from my desk. I would have voted yes.

A. Davis

### SB 1579 ON SECOND READING (M. González - House Sponsor)

**SB 1579**, A bill to be entitled An Act relating to the appointment of a receiver for and sale of certain parcels of land that are abandoned, unoccupied, and undeveloped in certain municipalities.

#### Amendment No. 1

Representative M. González offered the following amendment to **SB 1579**:

Amend **SB 1579** (house committee report) as follows:

(1) On page 1, line 8, between "AND" and "UNDEVELOPED", insert "TAX DELINQUENT".

(2) On page 1, line 20, strike "abandoned and unoccupied" and substitute "abandoned, unoccupied, and tax delinquent".

(3) On page 1, line 22, between "undeveloped" and "for", insert "and unoccupied".

(4) On page 2, line 2, between "undeveloped" and "or", insert "; abandoned,".

(5) On page 2, line 6, strike "and".

(6) On page 2, line 8, strike the underlined period and substitute with an underlined semicolon.

(7) On page 2, between lines 8 and 9, insert the following:

(5) has delinquent ad valorem taxes owed for the current tax year, as defined by Section 1.04, Tax Code; and

(6) has delinquent ad valorem taxes owed for at least 5 out of the preceding 10 tax years.

(8) On page 2, line 11, strike "abandoned and unoccupied" and substitute "abandoned, unoccupied, and tax delinquent".

(9) On page 3, strike line 3 and substitute the following:  
full and no delinquent ad valorem taxes or penalties are owed on the parcel at the time of the hearing, regardless of whether the taxes or penalties were paid after the notice provided under Section 212.304.

(10) On page 3, line 6, strike "abandoned and unoccupied" and substitute "abandoned, unoccupied, and tax delinquent".

(11) On page 3, line 9, strike "an undeveloped" and substitute "a".

(12) On page 3, line 10, strike "abandoned and unoccupied" and substitute "abandoned, unoccupied, and tax delinquent".

(13) On page 4, line 14, strike "and to" and substitute ", each person who paid the ad valorem taxes imposed on the parcel of land during the 15 most recent tax years, and".

(14) On page 4, line 18, strike "and" and substitute ", each person who paid the ad valorem taxes imposed on the parcel of land during the 15 most recent tax years, and each".

(15) On page 4, line 20, strike "and" and substitute ", each person who paid the ad valorem taxes imposed on the parcel of land during the 15 most recent tax years, and each".

(16) On page 5, line 8, strike "and" and substitute ", each person who paid the ad valorem taxes imposed on the parcel of land during the 15 most recent tax years, and each".

(17) On page 5, line 11, between "located" and "or", insert ", in the records of the county tax office for the county in which the parcel of land is located,".

(18) On page 5, line 17, between "clerk" and "or", insert ", in the records of the county tax office,".

(19) On page 6, line 9, between "owner" and "or", insert ", owner's agent,".

(20) On page 6, lines 24 and 25, strike "abandoned and unoccupied" and substitute "abandoned, unoccupied, and tax delinquent".

(21) On page 6, line 27, strike "abandoned and unoccupied" and substitute "abandoned, unoccupied, and tax delinquent".

(22) On page 7, line 14, strike "has been abandoned and unoccupied" and substitute "is abandoned, unoccupied, and tax delinquent".

(23) On page 7, line 20, between "appoint" and "the", insert "as a receiver".

(24) On page 7, line 21, between the underlined comma and "a", strike "or".

(25) On page 7, strike line 23 and substitute ", or a person who may directly benefit from an administrative action taken as a receiver.".

(26) On page 8, line 15, strike "abandoned and unoccupied" and substitute "abandoned, unoccupied, and tax delinquent".

(27) On page 9, between lines 4 and 5, insert the following:

(f) A parcel of land under the control of a receiver appointed under this subchapter may be redeemed by the record owner or the owner's agent during the 12 months following the appointment of the receiver by paying all current and delinquent ad valorem taxes owed and the proportional cost of notice and administrative fees, if applicable.

(28) On page 9, line 5, strike "(f)" and substitute "(g)".

(29) On page 9, line 19, strike "(g)" and substitute "(h)".

(30) On page 10, line 11, strike "(h)" and substitute "(i)".

(31) On page 10, line 13, strike "(i)" and substitute "(j)".

(32) On page 10, line 16, strike "(g)(1)" and substitute "(h)(1)".

Amendment No. 1 was adopted by (Record 3619): 87 Yeas, 59 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bryant; Buckley; Bucy; Button; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dean; DeAyala; Dutton; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hayes; Hernandez; Hinojosa; Howard; Hunter; Johnson; Jones, J.; Jones, V.; King; Kitzman; Lalani; Lambert; Longoria; Lopez, R.; Lujan; Manuel; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Orr; Paul; Perez, M.; Perez, V.; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Smithee; Swanson; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wu; Zwiener.

Nays — Alders; Ashby; Bonnen; Bumgarner; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dorazio; Dyson; Fairly; Gates; Gerdes; Harris Davila; Harrison; Hefner; Hickland; Holt; Hopper; Hull; Isaac; Kerwin; LaHood; Landgraf; Leach; Leo Wilson; Lopez, J.; Louderback; Lowe; Lozano; Luther; Martinez; McLaughlin; McQueeney; Metcalf; Money; Morgan; Noble; Olcott; Oliverson; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Spiller; Tinderholt; Toth; Troxclair; Vasut; Virdell; Wilson.

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

Absent, Excused — Bowers.

Absent — Little.

**SB 1579**, as amended, was passed to third reading by (Record 3620): 86 Yeas, 57 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Barry; Bell, K.; Bernal; Bhojani; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dean; Dutton; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Hayes; Hernandez; Hinojosa; Howard; Hunter; Johnson; Jones, J.; Jones, V.; King; Kitzman; Lalani; Lambert; Longoria; Lopez, R.; Lujan; Manuel; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Ordaz; Paul; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Swanson; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wu; Zwiener.

Nays — Alders; Ashby; Bonnen; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; DeAyala; Dorazio; Fairly; Gates; Harris Davila; Harrison; Hefner; Hickland; Holt; Hopper; Hull; Isaac; Kerwin; LaHood; Landgraf; Leach; Leo Wilson; Lopez, J.; Louderback; Lowe; Lozano; Luther; Martinez; McLaughlin; McQueeney; Metcalf; Money; Morgan; Noble; Olcott;

Oliverson; Orr; Patterson; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Spiller; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Bowers.

Absent — Bell, C.; Dyson; Little; Smithee.

#### STATEMENTS OF VOTE

When Record No. 3620 was taken, my vote failed to register. I would have voted no.

Dyson

When Record No. 3620 was taken, I was shown voting yes. I intended to vote no.

Paul

#### SB 1191 ON SECOND READING (Harris Davila - House Sponsor)

**SB 1191**, A bill to be entitled An Act relating to the development of a standard method of computing a student's high school grade point average.

**SB 1191** was passed to third reading.

#### SB 1021 ON SECOND READING (Harless, Ashby, Dean, K. Bell, and Wharton - House Sponsors)

**SB 1021**, A bill to be entitled An Act relating to changing the eligibility for community supervision of a person convicted of stalking and to the offense of improper contact with the person's victim.

**SB 1021** was passed to third reading.

#### CSSB 1838 ON SECOND READING (Moody - House Sponsor)

**CSSB 1838**, A bill to be entitled An Act relating to the appointment of attorneys ad litem and the compensation of certain attorneys ad litem in suits affecting the parent-child relationship filed by a governmental entity.

**CSSB 1838** was passed to third reading.

#### SB 2807 ON SECOND READING (Curry - House Sponsor)

**SB 2807**, A bill to be entitled An Act relating to the considerations when determining whether an operator of a motor vehicle is an employee of a motor carrier or an independent contractor.

**SB 2807** was passed to third reading.

**SB 2835 ON SECOND READING**  
**(Talarico and Gates - House Sponsors)**

**SB 2835**, A bill to be entitled An Act relating to municipal regulation of stairway requirements in certain apartment buildings.

**SB 2835** was passed to third reading.

**SB 546 ON SECOND READING**  
**(Craddick - House Sponsor)**

**SB 546**, A bill to be entitled An Act relating to seat belts on buses that transport children.

**SB 546** was passed to third reading.

**CSSB 2121 ON SECOND READING**  
**(K. Bell - House Sponsor)**

**CSSB 2121**, A bill to be entitled An Act relating to the regulation of certain business entities that act as data brokers.

**CSSB 2121** was passed to third reading.

**SB 2167 ON SECOND READING**  
**(Bumgarner - House Sponsor)**

**SB 2167**, A bill to be entitled An Act relating to the licensing and regulation of massage therapy.

**SB 2167** was passed to third reading.

**SB 2035 ON SECOND READING**  
**(Shaheen - House Sponsor)**

**SB 2035**, A bill to be entitled An Act relating to prohibiting contributions, expenditures, and related activities involving political committees that support or oppose a ballot measure; creating a criminal offense; providing a civil penalty.

**SB 2035 - POINT OF ORDER**

Representative Romero raised a point of order against further consideration of **SB 2035** under Rule 8, Section 1(a)(1), of the House Rules on the grounds that the caption fails to give reasonable notice of the subject of the proposed measure. The point of order was withdrawn.

Representative Shaheen moved to postpone consideration of **SB 2035** until 10 a.m. Tuesday, June 3.

The motion prevailed.

**SB 2024 - RULES SUSPENDED**  
**ADDITIONAL SPONSOR AUTHORIZED**

Representative VanDeaver moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representative Morales Shaw as an additional sponsor to **SB 2024**.

The motion prevailed.

**SB 2024 ON SECOND READING**  
**(Leach - House Sponsor)**

**SB 2024**, A bill to be entitled An Act relating to a prohibition on marketing, advertising, or selling certain e-cigarette products; creating a criminal offense.

**SB 2024 - POINT OF ORDER**

Representative Reynolds raised a point of order against further consideration of **SB 2024** under Rule 8, Section 1(a)(1), and Rule 8, Section 3, of the House Rules and under Article III, Section 35(a), of the Texas Constitution on the grounds that the caption fails to give reasonable notice of the subject of the proposed measure and that the bill contains more than one subject.

(Harris in the chair)

The point of order was withdrawn.

**Amendment No. 1**

Representative Leach offered the following amendment to **SB 2024**:

Amend **SB 2024** (house committee report) as follows:

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

SECTION 1. Sections 161.081(1-a)(A) and (B), Health and Safety Code, are amended to read as follows:

(2) On page 1, between lines 15 and 16, insert the following:

(B) The term "e-cigarette" does not include a prescription medical device, prescription medication, or other prescribed substance unrelated to the cessation of smoking.

(3) On page 1, line 21, immediately after the period, insert the following:

The term e-cigarette does not include a prescription medication or other prescribed substance unrelated to the cessation of smoking.

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

SECTION \_\_\_\_\_. It is the intent of the legislature that every provision, section, subsection, sentence, clause, phrase, or word in this Act, and every application of the provisions in this Act to every person, group of persons, or circumstances, is severable from each other. If any application of any provision in this Act to any person, group of persons, or circumstances is found by a court to be invalid for any reason, the remaining applications of that provision to all other persons and circumstances shall be severed and may not be affected.

Amendment No. 1 was adopted by (Record 3621): 136 Yeas, 0 Nays, 3 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; García, J.; García, L.; García Hernandez; Gates; Gerdes; Geren; González, J.; González, M.; Goodwin; Guerra; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull;

Hunter; Isaac; Johnson; Jones, J.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morgan; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Harris(C); Jones, V.

Absent, Excused — Bowers.

Absent — Bernal; Davis, A.; Gervin-Hawkins; Guillen; Lowe; Morales Shaw; Muñoz; Raymond; Shofner; Simmons.

### STATEMENTS OF VOTE

When Record No. 3621 was taken, my vote failed to register. I would have voted yes.

Guillen

When Record No. 3621 was taken, I was in the house but away from my desk. I would have voted yes.

Muñoz

When Record No. 3621 was taken, my vote failed to register. I would have voted yes.

Shofner

### Amendment No. 2

Representative Leach offered the following amendment to **SB 2024**:

Amend **SB 2024** (house committee printing) as follows:

(1) On page 1, lines 16 and 17, strike "Sections 161.0876(a) and (b), Health and Safety Code, are" and substitute "Section 161.0876, Health and Safety Code, is".

(2) On page 1, strike lines 18 through 21, and substitute the following:

Sec. 161.0876. PROHIBITED E-CIGARETTE PRODUCTS. (a) For purposes of this section, "e-cigarette product" means a consumable liquid solution or other material aerosolized or vaporized for use in an e-cigarette or other device described by Section 161.081(1-a), regardless of whether the solution or material contains nicotine [~~includes any substance containing nicotine from any source that is intended for use in an e-cigarette~~].

(3) On page 1, strike line 23 and substitute the following: advertises, sells, offers for sale, or causes to be sold an e-cigarette or e-cigarette product:

(4) On page 2, strike line 19, and substitute "smart watch case, or flash drive;

(5) Strike page 2, line 25, through page 3, line 1, and substitute the following:

(3) that contains, is mixed with, or is marketed as containing or being mixed with any cannabinoids, alcohol, kratom, kava, mushrooms, or a derivative of any of those items; or

(4) that is not published on the list the comptroller maintains under Section 161.08761.

(c) An offense under this section is a Class A ~~[B]~~ misdemeanor.

(6) On page 3, strike lines 2 through 9.

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

SECTION \_\_\_\_\_. Subchapter H, Chapter 161, Health and Safety Code, is amended by adding Section 161.08761 to read as follows:

Sec. 161.08761. MANUFACTURER CERTIFICATION; E-CIGARETTE LIST. (a) For purposes of this section, "e-cigarette product" means a consumable liquid solution or other material aerosolized or vaporized for use in an e-cigarette or other device described by Section 161.081(1-a), regardless of whether the solution or material contains nicotine.

(b) Each manufacturer of e-cigarettes sold for retail sale, use, or consumption in this state, whether directly or through an importer, distributor, wholesaler, retailer, or similar intermediary, shall annually certify under penalty of perjury, on a form the comptroller prescribes, that:

(1) the manufacturer agrees to comply with this subchapter;

(2) the manufacturer holds for the manufacturer's e-cigarettes a marketing authorization or similar order issued by the United States Food and Drug Administration under 21 U.S.C. Section 387j; and

(3) the e-cigarette product is not wholly or partially manufactured in China.

(c) The comptroller shall publish and maintain on the comptroller's Internet website a current list of e-cigarettes for which a manufacturer has certified compliance under Subsection (b). The list must include for each certified e-cigarette a photograph of the front and back of the e-cigarette.

(d) The comptroller shall adopt rules necessary to implement this section, including rules for approving, registering, and publishing e-cigarettes in the list the comptroller maintains under Subsection (c).

SECTION \_\_\_\_\_. Notwithstanding Section 161.08761, Health and Safety Code, as added by this Act:

(1) the comptroller of public accounts is not required to publish and maintain the list of e-cigarettes required under that section until on and after November 1, 2025; and

(2) a manufacturer is not required to comply with Subsection (b) of that section or the rules the comptroller of public accounts adopts under Subsection (d) of that section until May 31, 2026.

SECTION \_\_\_\_\_. Sections 161.0876(b)(1), (2), and (3), Health and Safety Code, as added by this Act, apply only to an offense committed on or after September 1, 2025. An offense committed before that date 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 September, 1 2025, if any element of the offense occurred before that date.

SECTION \_\_\_\_\_. Section 161.0876(b)(4), Health and Safety Code, as added by this Act, applies only to an offense committed on or after May 31, 2026. An offense committed before that date 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 May 31, 2026, if any element of the offense occurred before that date.

### **Amendment No. 3**

Representative VanDeaver offered the following amendment to Amendment No. 2:

Amend Amendment No. 2 by Leach to **SB 2024** on page 2 of the amendment by striking lines 21 through 24 and substituting the following:

(2) the manufacturer:

(A) holds for the manufacturer's e-cigarettes a marketing authorization or similar order issued by the United States Food and Drug Administration under 21 U.S.C. Section 387j; or

(B) has timely filed with the United States Food and Drug Administration under 21 U.S.C. Section 387j a premarket tobacco product application for the manufacturer's e-cigarettes that:

(i) is under review by the United States Food and Drug Administration; or

(ii) has received a denial order that is stayed, rescinded, or vacated by the United States Food and Drug Administration or a court order, as applicable; and

Amendment No. 3 was adopted by (Record 3622): 138 Yeas, 0 Nays, 5 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen;

Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Collier; Harris(C); Harrison; Jones, V.

Absent, Excused — Bowers.

Absent — Davis, A.; Davis, Y.; Dutton; Gervin-Hawkins; Lujan; Shofner.

### STATEMENT OF VOTE

When Record No. 3622 was taken, my vote failed to register. I would have voted yes.

Shofner

#### Amendment No. 4

Representative Cain offered the following amendment to Amendment No. 2:

Amend Amendment No. 2 by Leach as follows:

(1) On page 1, line 21, between "(3)" and "that", insert the following:  
that:

- (A) was wholly or partly manufactured in China; or  
(B) contains any part or component manufactured in China;

(4)

(2) On page 1, line 24, strike "(4)" and substitute "(5)".

(3) On page 2, between lines 2 and 3, add the following appropriately numbered item to the amendment and renumber subsequent items of the amendment accordingly:

( ) On page 1, line 23, between "mushrooms," and "or", insert "tianeptine,"

Representative Leach moved to table Amendment No. 4.

The motion to table was lost by (Record 3623): 66 Yeas, 71 Nays, 2 Present, not voting.

Yeas — Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Button; Campos; Capriglione; Collier; Cook; Cunningham; Curry; Dean; DeAyala; Dyson; Frank; Gámez; Garcia Hernandez; Geren; Guillen; Harless; Harrison; Hefner; Hickland; Hinojosa; Hull; Hunter; Johnson; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lujan; McQueeney; Metcalf; Meyer; Muñoz; Noble; Orr; Patterson; Phelan; Plesa; Raymond; Romero; Rosenthal; Schofield; Shaheen; Slawson; Spiller; Talarico; Tepper; Thompson; Troxclair; VanDeaver; Villalobos; Ward Johnson; Wharton; Wilson.

Nays — Alders; Allen; Anchía; Bernal; Bryant; Cain; Canales; Cole; Cortez; Darby; Davis, Y.; Dorazio; Flores; Garcia, J.; Garcia, L.; Gerdes; González, J.; González, M.; Goodwin; Guerra; Hayes; Hernandez; Holt; Hopper; Howard; Isaac; Jones, J.; Jones, V.; Kerwin; Lalani; Leo Wilson; Little; Lopez, R.; Louderback; Lowe; Lozano; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw;

Morgan; Olcott; Oliverson; Ordaz; Perez, M.; Perez, V.; Pierson; Reynolds; Richardson; Rodríguez Ramos; Rose; Schatzline; Schoolcraft; Smithee; Swanson; Tinderholt; Toth; Turner; Vasut; Virdell; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Bowers.

Absent — Craddick; Davis, A.; Dutton; Fairly; Gates; Gervin-Hawkins; Harris Davila; Paul; Shofner; Simmons.

### STATEMENTS OF VOTE

When Record No. 3623 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 3623 was taken, my vote failed to register. I would have voted no.

Harris Davila

When Record No. 3623 was taken, my vote failed to register. I would have voted no.

Shofner

When Record No. 3623 was taken, I was shown voting yes. I intended to vote no.

Troxclair

Amendment No. 4 was adopted by (Record 3624): 129 Yeas, 10 Nays, 3 Present, not voting.

Yeas — Alders; Allen; Anchia; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dyson; Frank; Gámez; Garcia, J.; Garcia Hernandez; Gerdes; Geren; González, J.; Goodwin; Guerra; Guillen; Harless; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Simmons; Slawson; Smithee; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Wharton; Wilson; Wu.

Nays — Collier; Flores; González, M.; Harrison; Jones, V.; Meza; Moody; Plesa; Spiller; Ward Johnson.

Present, not voting — Mr. Speaker; Garcia, L.; Harris(C).

Absent, Excused — Bowers.

Absent — Davis, A.; Dutton; Fairly; Gates; Gervin-Hawkins; Shofner; Zwiener.

### STATEMENTS OF VOTE

When Record No. 3624 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 3624 was taken, I was shown voting yes. I intended to vote no.

Rose

When Record No. 3624 was taken, my vote failed to register. I would have voted yes.

Shofner

Amendment No. 2, as amended, was adopted by (Record 3625): 142 Yeas, 0 Nays, 4 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dorazio; Dyson; Fairly; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris Davila; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Kerwin; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker; Harris(C); Harrison; Jones, V.

Absent, Excused — Bowers.

Absent — Davis, A.; Dutton; King.

**STATEMENTS OF VOTE**

When Record No. 3625 was taken, I was temporarily out of the house chamber. I would have voted yes.

A. Davis

When Record No. 3625 was taken, I was shown voting present, not voting. I intended to vote no.

Harrison

**SB 2024**, as amended, was passed to third reading.

**SB 1032 ON SECOND READING  
(Leach - House Sponsor)**

**SB 1032**, A bill to be entitled An Act relating to the eligibility of postsecondary educational institutions to participate in the governor's university research initiative.

**SB 1032** was passed to third reading by (Record 3626): 106 Yeas, 33 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Craddick; Cunningham; Curry; Darby; Davis, Y.; Dean; DeAyala; Dyson; Fairly; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gerdes; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Hickland; Hinojosa; Holt; Howard; Hull; Hunter; Isaac; Johnson; Jones, J.; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Louderback; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Noble; Ordaz; Orr; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Schofield; Shaheen; Simmons; Smithee; Swanson; Talarico; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Alders; Cain; Cook; Dorazio; Harris Davila; Harrison; Hayes; Hopper; Jones, V.; Kerwin; Leo Wilson; Little; Lowe; Lozano; Luther; Meza; Money; Morgan; Olcott; Oliverson; Patterson; Pierson; Richardson; Schatzline; Schoolcraft; Slawson; Spiller; Tepper; Tinderholt; Toth; Troxclair; Vasut; Virdell.

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

Absent, Excused — Bowers.

Absent — Davis, A.; Dutton; Frank; Gates; Gervin-Hawkins; King; Paul; Shofner.

### STATEMENTS OF VOTE

When Record No. 3626 was taken, I was temporarily out of the house chamber. I would have voted yes.

A. Davis

When Record No. 3626 was taken, I was in the house but away from my desk. I would have voted no.

Gates

When Record No. 3626 was taken, I was shown voting yes. I intended to vote no.

LaHood

When Record No. 3626 was taken, my vote failed to register. I would have voted no.

Paul

When Record No. 3626 was taken, my vote failed to register. I would have voted yes.

Shofner

### SB 1049 ON SECOND READING (Frank - House Sponsor)

**SB 1049**, A bill to be entitled An Act relating to excused absences from public school for the purpose of attending a released time course.

**SB 1049** was passed to third reading by (Record 3627): 127 Yeas, 17 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchia; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; Guillen; Harless; Harris Davila; Harrison; Hayes; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Johnson; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Moody; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Romero; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Bryant; Davis, Y.; Flores; González, J.; González, M.; Goodwin; Guerra; Jones, J.; Jones, V.; Lopez, R.; Martinez Fischer; Meza; Morales, C.; Morales Shaw; Reynolds; Rodriguez Ramos; Rose.

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

Absent, Excused — Bowers.

Absent — Dutton; Hefner; Money.

### STATEMENT OF VOTE

When Record No. 3627 was taken, I was shown voting no. I intended to vote yes.

Rose

### SB 1266 ON SECOND READING (Hull - House Sponsor)

**SB 1266**, A bill to be entitled An Act relating to Medicaid provider enrollment and credentialing processes.

**SB 1266** was passed to third reading.

### SB 1400 ON SECOND READING (Kitzman - House Sponsor)

**SB 1400**, A bill to be entitled An Act relating to a study on measurable outcomes for certain transfer students for performance tier funding under the public junior college state finance program.

**SB 1400** was passed to third reading by (Record 3628): 99 Yeas, 39 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bryant; Buckley; Bumgarner; Button; Campos; Canales; Cole; Collier; Cortez; Craddick; Curry; Darby; Davis, A.; Davis, Y.; Dean; Dyson; Flores; Frank; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris Davila; Hefner; Hernandez; Hinojosa; Howard; Hunter; Johnson; Jones, J.; Jones, V.; Kitzman; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Louderback; Lujan; Manuel; Martinez; Martinez Fischer; McLaughlin; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Noble; Ordaz; Orr; Paul; Perez, M.; Phelan; Plesa; Raymond; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Schofield; Smithee; Spiller; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Alders; Bonnen; Cain; Capriglione; Cook; DeAyala; Dorazio; Harrison; Hayes; Hickland; Holt; Hopper; Isaac; Kerwin; LaHood; Leo Wilson; Little; Lowe; Lozano; Luther; McQueeney; Money; Morgan; Olcott; Oliverson; Patterson; Pierson; Richardson; Schatzline; Schoolcraft; Shaheen; Shofner; Slawson; Swanson; Tinderholt; Toth; Troxclair; Vasut; Virdell.

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

Absent, Excused — Bowers.

Absent — Bucy; Cunningham; Dutton; Fairly; Gates; Hull; King; Perez, V.; Simmons.

### STATEMENTS OF VOTE

When Record No. 3628 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 3628 was taken, I was shown voting yes. I intended to vote no.

Harris Davila

When Record No. 3628 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 3628 was taken, I was temporarily out of the house chamber. I would have voted yes.

V. Perez

### SB 1302 ON SECOND READING (C. Bell - House Sponsor)

**SB 1302**, A bill to be entitled An Act relating to eligibility to use a general permit to discharge waste into or adjacent to waters in this state.

**SB 1302** was passed to third reading.

### SB 401 ON SECOND READING (Frank and Leo Wilson - House Sponsors)

**SB 401**, A bill to be entitled An Act relating to participation by non-enrolled students in University Interscholastic League-sponsored activities.

**SB 401** was passed to third reading by (Record 3629): 109 Yeas, 28 Nays, 2 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bhojani; Bonnen; Bryant; Buckley; Bumgarner; Button; Cain; Campos; Capriglione; Cole; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Garcia, J.; Garcia Hernandez; Gates; Gerdes; Geren; Gervin-Hawkins; Guillen; Harless; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hopper; Howard; Hull; Isaac; Kerwin; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Lopez, R.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; Martinez Fischer; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, C.; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Paul; Perez, M.; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Walle; Wharton; Wilson; Wu.

Nays — Bernal; Bucy; Collier; Davis, Y.; Flores; Gámez; Garcia, L.; González, J.; González, M.; Goodwin; Guerra; Johnson; Jones, J.; Jones, V.; Meza; Morales Shaw; Plesa; Reynolds; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Thompson; Turner; Vo; Ward Johnson; Zwiener.

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

Absent, Excused — Bowers.

Absent — Canales; Davis, A.; Dutton; Hinojosa; Holt; Hunter; King; Moody; Perez, V.; Phelan.

### STATEMENTS OF VOTE

When Record No. 3629 was taken, I was temporarily out of the house chamber. I would have voted no.

A. Davis

When Record No. 3629 was taken, I was in the house but away from my desk. I would have voted yes.

Holt

When Record No. 3629 was taken, I was shown voting no. I intended to vote yes.

Morales Shaw

When Record No. 3629 was taken, I was temporarily out of the house chamber. I would have voted no.

V. Perez

### SB 1596 ON SECOND READING

(Hayes, Bumgarner, Virdell, Pierson, et al. - House Sponsors)

**SB 1596**, A bill to be entitled An Act relating to the prohibition of short-barrel firearms.

### SB 1596 - POINT OF ORDER

Representative V. Perez raised a point of order against further consideration of **SB 1596** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is substantially or materially misleading. The point of order was withdrawn.

### Amendment No. 1

Representative Goodwin offered the following amendment to **SB 1596**:

Amend **SB 1596** (house committee report) as follows:

(1) Strike page 1, lines 4 and 5, and substitute the following:

SECTION 1. Section 46.05, Penal Code, is amended by amending Subsections (a) and (d) and adding Subsection (a-1) to read as follows:

(2) On page 1, between lines 22 and 23, insert the following:

(a-1) A person may not sell or otherwise transfer a short-barrel firearm to another person unless:

- (1) the person is a licensed firearms dealer;  
(2) the person sells or transfers the short-barrel firearm to a licensed firearms dealer; or  
(3) before the short-barrel firearm is delivered to the person to whom the firearm is being sold or transferred, the person selling or transferring the firearm delivers the firearm to a licensed firearms dealer to retain possession of the firearm until the dealer conducts a national instant criminal background check in the manner required by 18 U.S.C. Section 922 and verifies that the person to whom the firearm is being sold or transferred may lawfully possess a firearm.

(3) Strike page 2, line 10.

(4) Renumber SECTIONS of the bill accordingly.

Representative Hayes moved to table Amendment No. 1.

The motion to table prevailed by (Record 3630): 87 Yeas, 53 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harless; Harris(C); Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Manuel; Martinez; Meza; Moody; Morales, C.; Morales, E.; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Rodríguez Ramos; Rose; Rosenthal; Simmons; Talarico; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker.

Absent, Excused — Bowers.

Absent — Davis, Y.; Lopez, R.; Lozano; Martinez Fischer; Morales Shaw; Reynolds; Romero; Thompson.

### STATEMENT OF VOTE

When Record No. 3630 was taken, my vote failed to register. I would have voted no.

Martinez Fischer

**SB 1596** was passed to third reading by (Record 3631): 88 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Gerdes; Geren; Guillen; Harless; Harris(C); Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morales, E.; Morgan; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis, A.; Davis, Y.; Dutton; Flores; Gámez; Garcia, J.; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Lalani; Longoria; Manuel; Martinez; Meza; Moody; Morales, C.; Morales Shaw; Muñoz; Ordaz; Perez, M.; Perez, V.; Plesa; Reynolds; Rodríguez Ramos; Rose; Rosenthal; Talarico; Turner; Vo; Walle; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker.

Absent, Excused — Bowers.

Absent — Gates; Lopez, R.; Martinez Fischer; Romero; Simmons; Thompson.

#### STATEMENTS OF VOTE

When Record No. 3631 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 3631 was taken, my vote failed to register. I would have voted no.

Martinez Fischer

#### **CSSB 1281 ON SECOND READING (Alders - House Sponsor)**

**CSSB 1281**, A bill to be entitled An Act relating to certain criminal offenses involving mail or a mail receptacle key or lock; creating a criminal offense; increasing a criminal penalty.

**CSSB 1281** was passed to third reading.

#### **SB 1242 ON SECOND READING (Wilson - House Sponsor)**

**SB 1242**, A bill to be entitled An Act relating to the acquisition of land and facilities by the Texas State Technical College System.

**SB 1242** was passed to third reading.

**SB 1343 ON SECOND READING**  
**(Harris Davila - House Sponsor)**

**SB 1343**, A bill to be entitled An Act relating to the notice requirements of a data broker registration statement and Internet website.

**SB 1343** was passed to third reading.

**SB 310 ON SECOND READING**  
**(Patterson - House Sponsor)**

**SB 310**, A bill to be entitled An Act relating to the determination of a majority vote in certain elections.

**SB 310 - POINT OF ORDER**

Representative Talarico raised a point of order against further consideration of **SB 310** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is substantially or materially misleading.

(Speaker in the chair)

The point of order was withdrawn.

Representative Patterson moved to postpone consideration of **SB 310** until 10 a.m. Thursday, June 26.

The motion prevailed.

**SB 1346 ON SECOND READING**  
**(Patterson - House Sponsor)**

**SB 1346**, A bill to be entitled An Act relating to prohibited sales to persons attempting to purchase all or substantially all possible winning tickets in a lottery drawing.

**SB 1346** was passed to third reading by (Record 3632): 127 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dyson; Fairly; Flores; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morgan; Muñoz; Noble; Olcott; Oliverson; Ordaz; Orr; Patterson; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Rodríguez Ramos; Romero; Rosenthal; Schofield; Shaheen; Shofner; Simmons; Slawson; Smithee; Swanson; Talarico; Thompson; Tinderholt; Toth; Troclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Gervin-Hawkins.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Cole; Dutton; Frank; Gámez; Hernandez; Isaac; Johnson; Longoria; Lopez, R.; Louderback; Martinez Fischer; McLaughlin; Morales Shaw; Paul; Reynolds; Rose; Schatzline; Schoolcraft; Spiller; Tepper.

### STATEMENTS OF VOTE

When Record No. 3632 was taken, I was temporarily out of the house chamber. I would have voted yes.

Louderback

When Record No. 3632 was taken, my vote failed to register. I would have voted yes.

Schoolcraft

When Record No. 3632 was taken, I was in the house but away from my desk. I would have voted yes.

Spiller

### CSSB 2753 ON SECOND READING (Isaac - House Sponsor)

**CSSB 2753**, A bill to be entitled An Act relating to a study on the feasibility of integrating early voting by personal appearance and election day voting, including the manner in which election returns are processed and other related changes.

#### Amendment No. 1

Representatives Money, Tinderholt, Gerdes, Virdell, Vasut, Cain, Shofner, Pierson, Harris Davila, Lowe, Schatzline, Holt, Olcott, Schoolcraft, Harrison, Oliverson, Luther, Hopper, Schofield, Richardson, Cook, Toth, Louderback, Bumgarner, Troxclair, Dorazio, Raymond, Canales, Lozano, Curry, Slawson, Buckley, LaHood, Alders, Leo Wilson, Dyson, Little, Hayes, J. Lopez, Hickland, Villalobos, McLaughlin, Morgan, and Kerwin offered the following amendment to **CSSB 2753**:

Amend **CSSB 2753** (house committee report) by striking all below the enacting clause and substituting the following:

SECTION 1. Section 12.004(d), Election Code, is amended to read as follows:

(d) If early voting by personal appearance is required to be conducted for extended hours under Section 85.005(c) [~~or for weekend hours under Section 85.006(c)~~], the registrar's office shall remain open for providing voter registration information during the extended hours [~~or weekend hours~~] that the main early voting polling place is open for voting.

SECTION 2. Section 19.004(a), Election Code, is amended to read as follows:

(a) Except as provided by Subsection (d), state funds disbursed under this chapter may be used only to:

(1) defray expenses of the registrar's office in connection with voter registration, including additional expenses related to:

(A) implementation of the National Voter Registration Act of 1993 (52 U.S.C. Section 20501 et seq.);

(B) complying with weekly updating requirements; and

(C) the employment of temporary voter registration personnel for not more than 39 weeks in a state fiscal year; and

(2) if the registrar's county has a population of less than 55,000, defray the cost to the registrar's county of keeping the polling places in the county open during the early voting period as required under Section [~~Sections~~] 85.005(c); ~~85.006(e), and 85.064(d)~~].

SECTION 3. Section 42.0051, Election Code, is amended to read as follows:

Sec. 42.0051. COMBINING CERTAIN PRECINCTS. (a) If changes in county election precinct boundaries to give effect to a redistricting plan result in county election precincts with fewer than 3,000 registered voters, a commissioners court for a general or special election, or for a primary election, the county executive committee of a political party conducting a primary election, may combine county election precincts notwithstanding Section 42.005 to avoid unreasonable expenditures for election equipment, supplies, and personnel [This section applies only to a county with a population of less than 1.2 million that does not participate in the countywide polling place program described by Section 43.007].

(b) A combined precinct under Subsection (a) is subject to the maximum population prescribed for a precinct under Section 42.006.

(c) [~~(a-1)~~] In a primary election, the county executive committee of a political party conducting the primary election, or for a general or special election for which use of county election precincts is required, the commissioner's court of a county that does not participate in the countywide polling place program described by Section 43.007 may, on the recommendation of the county election board, combine county election precincts notwithstanding Section 42.005 if:

(1) the commissioners court cannot secure a suitable polling place location under Section 43.031; and

(2) the location of the combined polling place adequately serves the voters of the combined precinct.

(d) [~~(e)~~] A combined precinct under Subsection (c) [this section] may not contain more than 10,000 registered voters. If a county has more than one combined precinct under Subsection (c), the number of voters contained in the smallest combined precinct in the county may not be less than 95 percent of the number of voters contained in the largest combined precinct in the county.

(e) [~~(d)~~] A combined precinct may not be established if it:

(1) results in a dilution of voting strength of a group covered by the federal Voting Rights Act (42 U.S.C. Section 1973c et seq.);

(2) results in a dilution of representation of a group covered by the Voting Rights Act in any political or electoral process or procedure; or

(3) results in discouraging participation by a group covered by the Voting Rights Act in any political or electoral process or procedure because of the location of a polling place or other factors.

(f) For the purposes of appointing a presiding election judge and an alternate presiding judge to a county election precinct combined under this section, the combined precinct shall be considered a single precinct and the judges shall be appointed in accordance with the procedures provided under Chapter 32.

SECTION 4. Subchapter A, Chapter 43, Election Code, is amended by adding Section 43.0015 to read as follows:

Sec. 43.0015. DESIGNATION OF LOCATION: USE OF EARLY VOTING POLLING PLACE ON ELECTION DAY. The authority responsible for designating polling places under this subchapter shall, at a minimum, designate as locations for polling places on election day:

(1) the location designated as the main early voting polling place under Section 85.002;

(2) each location designated as a permanent branch polling place under Section 85.061; and

(3) each location designated as a temporary branch polling place under Section 85.062.

SECTION 5. Section 61.002(a), Election Code, is amended to read as follows:

(a) Immediately before opening the polls for voting on the first day of voting at a polling place during early voting or ~~and~~ on election day, the presiding election judge or alternate election judge shall confirm that each voting machine has any public counter reset to zero and shall print the tape that shows the counter was set to zero for each candidate or measure on the ballot.

SECTION 6. Section 62.005, Election Code, is amended to read as follows:

Sec. 62.005. EXAMINING BALLOT BOXES. On the first day of voting at a polling place during early voting or on election day, an ~~An~~ election officer shall open and examine the ballot boxes and remove any contents from the boxes.

SECTION 7. Section 65.002(a), Election Code, is amended to read as follows:

(a) Subject to Subsection (b), the presiding judge may direct the counting of ballots to occur on election day at any time after the polls have been open for one hour.

SECTION 8. Section 65.014(b), Election Code, is amended to read as follows:

(b) The returns must state:

(1) the total number of voters who voted at the polling place during early voting by personal appearance and on election day as indicated by the poll list; and

(2) the total number of votes counted for each candidate and for and against each measure.

SECTION 9. Sections 65.016(a) and (b), Election Code, are amended to read as follows:

(a) A county that holds or provides election services for an election and maintains an Internet website shall post on its public Internet website for an election of public officials or of a governmental entity authorized by law to impose a tax administered by the county:

(1) the results of each election;  
 (2) the total number of votes cast;  
 (3) the total number of votes cast for each candidate or for or against each measure;

(4) the total number of votes cast for each candidate or for or against each measure at each polling location;

(5) the total number of votes cast by personal appearance [on election day];

(6) ~~(5)~~ the total number of votes cast by personal appearance or mail ~~[during the early voting period];~~ and

(7) ~~(6)~~ the total number of counted and uncounted provisional ballots cast.

(b) A city or independent school district that holds an election and maintains an Internet website shall post on its public Internet website for the city or independent school district, as applicable:

(1) the results of each election;  
 (2) the total number of votes cast;  
 (3) the total number of votes cast for each candidate or for or against each measure;

(4) the total number of votes cast for each candidate or for or against each measure at each polling location;

(5) the total number of votes cast by personal appearance [on election day];

(6) ~~(5)~~ the total number of votes cast by ~~[personal appearance or]~~ mail ~~[during the early voting period];~~ and

(7) ~~(6)~~ the total number of counted and uncounted provisional ballots cast.

SECTION 10. The heading to Section 66.0021, Election Code, is amended to read as follows:

Sec. 66.0021. ~~[ELECTION DAY]~~ VOTE TOTAL FOR CERTAIN ELECTIONS.

SECTION 11. Section 66.0021(b), Election Code, is amended to read as follows:

(b) The general custodian of election records for a primary election or the general election for state and county officers shall maintain a list that states the total number of votes cast in each precinct by personal appearance ~~[on election day]~~ that is available for public inspection not later than the day after election day.

SECTION 12. Sections 67.004(b) and (b-1), Election Code, are amended to read as follows:

(b) The canvassing authority shall prepare a tabulation stating for each candidate and for and against each measure:

- (1) the total number of votes received in each precinct; ~~and~~
- (2) the total number of votes received in each polling location; and
- (3) the sum of the precinct totals tabulated under Subdivision (1).

(b-1) The tabulation in Subsection (b) must also include for each precinct and for each polling location the total number of voters who cast a ballot for a candidate or for or against a measure in the election. The secretary of state shall prescribe any procedures necessary to implement this subsection.

SECTION 13. Section 67.017(a), Election Code, is amended to read as follows:

(a) After each election for a statewide office or the office of United States representative, state senator, or state representative, a district office, a county office, or a precinct office, the county clerk shall prepare a report of the number of votes, including ~~[early voting]~~ votes cast by mail and ~~[early voting votes cast]~~ by personal appearance, received in each county election precinct and in each polling location for each candidate for each of those offices. In a presidential election year, the report must include the number of votes received in each precinct and in each polling location for each set of candidates for president and vice-president of the United States.

SECTION 14. Section 84.032(c), Election Code, is amended to read as follows:

(c) An applicant may submit a request ~~[after the close of early voting by personal appearance]~~ by appearing in person and:

- (1) returning the ballot to be voted by mail to the early voting clerk; or
- (2) executing an affidavit that the applicant:
  - (A) has not received the ballot to be voted by mail;
  - (B) never requested a ballot to be voted by mail; or
  - (C) received notice of a defect under Section 87.0271(b) or (c) or

87.0411(b) or (c).

SECTION 15. Sections 85.001(a) and (e), Election Code, are amended to read as follows:

(a) The period for early voting by personal appearance begins on the 12th ~~[17th]~~ day before election day, ~~and~~ continues through the ~~[fourth]~~ day before election day, and includes Saturdays, Sundays, and holidays, except as otherwise provided by this section.

(e) For an election held on the uniform election date in May and any resulting runoff election, the period for early voting by personal appearance begins on the ninth ~~[12th]~~ day before election day, ~~and~~ continues through the ~~[fourth]~~ day before election day, and includes Saturdays, Sundays, and holidays.

SECTION 16. Sections 85.005(a), (b), and (c), Election Code, are amended to read as follows:

(a) Except as provided by Subsection (c), in an election in which a county clerk is the early voting clerk under Section 83.002, early voting by personal appearance at the main early voting polling place shall be conducted on each day

~~[weekday]~~ of the early voting period ~~[that is not a legal state holiday and]~~ for a period of at least nine hours, except that voting may not be conducted earlier than 6 a.m. or later than 10 p.m.

(b) In an election to which Subsection (a) does not apply, early voting by personal appearance at the main early voting polling place shall be conducted at least nine hours each day ~~[weekday]~~ of the early voting period ~~[that is not a legal state holiday]~~ unless the territory covered by the election has fewer than 1,000 registered voters. In that case, the voting shall be conducted at least four hours each day. The authority ordering the election, or the county clerk if that person is the early voting clerk, shall determine which hours the voting is to be conducted.

(c) Voting in a primary election, ~~[or]~~ the general election for state and county officers, or a special election ordered by the governor shall be conducted at the main early voting polling place for at least 12 consecutive hours on each ~~[weekday]~~ of the last four days [week] of the early voting period except that voting shall be conducted for at least nine consecutive hours on a Sunday~~], and the voting in a special election ordered by the governor shall be conducted at the main early voting polling place for at least 12 consecutive hours on each of the last two days of the early voting period].~~ Voting under this subsection may not be conducted earlier than 6 a.m. or later than 10 p.m.

SECTION 17. Sections 85.007(a) and (b), Election Code, are amended to read as follows:

(a) The election order and the election notice must state:

(1) the date that early voting will begin if under Section 85.001(d) the early voting period is to begin later than the prescribed date; and

(2) the regular dates and hours that voting will be conducted under Section 85.005(b), including~~]; and~~

~~[(3) the dates and hours that]~~ voting on Saturday or Sunday will ~~[is ordered to be conducted under Section 85.006(a)].~~

(b) The early voting clerk shall post notice for each election stating the dates and hours that voting on a Saturday or Sunday will ~~[is ordered to]~~ be conducted ~~[under Section 85.006(b)].~~

SECTION 18. Section 85.032, Election Code, is amended by amending Subsection (d) and adding Subsection (g) to read as follows:

(d) Each custodian shall retain possession of the key entrusted to the custodian until it is delivered to, as applicable, the presiding judge of:

(1) the central counting station;

(2) the early voting ballot board; or

(3) an election day polling place.

(g) Voted early voting ballots to be counted manually shall be kept in a separate ballot box from voted early voting ballots to be counted using automatic tabulating equipment.

SECTION 19. Section 85.033, Election Code, is amended to read as follows:

Sec. 85.033. SECURITY OF VOTING MACHINE. At the close of early voting each day, the early voting clerk shall secure each voting machine used for early voting in the manner prescribed by the secretary of state so that its unauthorized operation is prevented. The clerk shall unsecure the machine before the beginning of ~~[early]~~ voting the following day.

SECTION 20. Section 85.071, Election Code, is amended to read as follows:

Sec. 85.071. DELIVERY OF BALLOTS TO MAIN POLLING PLACE.

(a) During the period for early voting by personal appearance, the ballots voted at a branch polling place~~[-other than those cast on a voting machine,]~~ shall be:

(1) retained securely at the branch polling place in a locked room accessible only to election officers; or

(2) delivered by an election officer or designated law enforcement officer to the main early voting polling place at the close of voting each day.

(b) The unvoted ballots at the branch polling place~~[-other than voting machine ballots,]~~ shall be retained or delivered with the voted ballots of the same ballot style but in a separate locked container.

~~(c) At [All voted and unvoted ballots shall be delivered by an election officer or designated law enforcement officer to the main polling place at] the close of early voting [on the last day of voting] at a [the] branch polling place:~~

(1) unvoted ballots shall be retained or delivered in the manner described by Subsection (b);

(2) voted ballots to be counted using automatic tabulating equipment shall be retained or delivered in the manner described by Subsection (a); and

(3) voted ballots to be counted manually shall be:

(A) delivered by an election officer or designated law enforcement officer to the main early voting polling place; and

(B) set aside for subsequent delivery to the early voting ballot board under Section 87.021.

(d) At the close of the polls on election day, voted early voting ballots to be counted using automatic tabulating equipment shall be delivered with the ballots voted on election day at the same polling place to the central counting station according to Section 87.129 and the procedures under Subchapter C, Chapter 127.

SECTION 21. Section 87.021, Election Code, is amended to read as follows:

Sec. 87.021. BALLOTS AND OTHER MATERIALS DELIVERED TO BOARD. The early voting clerk shall deliver to the early voting ballot board:

(1) in an election in which regular paper ballots are used for early voting by personal appearance, each ballot box, in accordance with Section 85.032(b), containing the early voting ballots voted by personal appearance to be counted manually and the clerk's key to each box;

(2) the jacket envelopes containing the early voting ballots voted by mail, regardless of the ballot type or voting system used;

(3) the poll lists prepared in connection with early voting by personal appearance;

(4) the list of registered voters used in conducting early voting; and

(5) a ballot transmittal form that includes a statement of the number of early voting ballots voted by mail, regardless of the ballot type or voting system used, that are delivered to the early voting ballot board, and in an election in which regular paper ballots are used for early voting by personal appearance, the number of names appearing on the poll lists prepared in connection with early voting by personal appearance.

SECTION 22. Section 87.022, Election Code, is amended to read as follows:

Sec. 87.022. TIME OF DELIVERY: GENERAL RULE. Except as provided by Section 87.0221 or~~7~~ 87.0222, [~~87.023, or 87.024,~~] the materials shall be delivered to the early voting ballot board under this subchapter during the time the polls are open on election day, or as soon after the polls close as practicable, at the time or times specified by the presiding judge of the board.

SECTION 23. Section 87.0241(b), Election Code, is amended to read as follows:

(b) The board may not count early voting ballots until:

(1) the polls open on election day; or

(2) in an election conducted by an authority of a county with a population of 100,000 or more, or conducted jointly with such a county or conducted with such a county through a contract for election services, the fourth day before election day [~~end of the period for early voting by personal appearance~~].

SECTION 24. Section 87.103, Election Code, is amended to read as follows:

Sec. 87.103. COUNTING BALLOTS AND PREPARING RETURNS. (a) The [~~early voting electronic system ballots counted at a central counting station, the~~] ballots cast by personal appearance [~~at precinct polling places,~~] and the ballots voted by mail shall be tabulated separately and shall be separately reported on the returns.

(b) The [~~early voting~~] returns prepared at the central counting station must include any [~~early voting~~] results obtained by the early voting ballot board under Subchapter D.

SECTION 25. Section 87.104, Election Code, is amended to read as follows:

Sec. 87.104. DISPOSITION OF EARLY VOTING BALLOT BOARD RETURNS AND OTHER RECORDS. Returns [~~Early voting returns~~] or other early voting election records to be delivered to the central counting station under Section 87.063(b) [~~or 87.084(b)~~] shall be delivered to the appropriate authorities with the counting station records.

SECTION 26. Section 87.1231, Election Code, is amended to read as follows:

Sec. 87.1231. EARLY VOTING BY MAIL VOTES REPORTED BY PRECINCT. Not later than the time of the local canvass, the early voting clerk shall deliver to the local canvassing authority a report of the total number of early

voting votes by mail for each candidate or measure by election precinct. [~~The report may reflect the total for votes by mail and the total for votes by personal appearance.~~]

SECTION 27. Subchapter G, Chapter 87, Election Code, is amended by adding Section 87.129 to read as follows:

Sec. 87.129. DISPOSITION OF CERTAIN BALLOTS VOTED BY PERSONAL APPEARANCE. Voted early voting ballots retained or delivered to the main early voting polling place under Section 85.071(c)(2) shall be treated as ballots voted on election day at the same polling place for purposes of processing and tabulation under Chapter 65.

SECTION 28. Section 102.003(b), Election Code, is amended to read as follows:

(b) An application must [~~may~~] be submitted [~~after the last day of the period for early voting by personal appearance and~~] before 5 p.m. on election day.

SECTION 29. Section 127.131(a), Election Code, is amended to read as follows:

(a) After the automatic counting of ballots [~~for each precinct~~] is completed, the presiding judge of the central counting station shall prepare the election returns for each [~~that~~] precinct and each polling location and sign the returns to certify their accuracy.

SECTION 30. Section 172.124(a), Election Code, is amended to read as follows:

(a) For each primary election, the county clerk shall prepare a report of the number of votes [~~, including early voting votes,~~] received in each county election precinct by each candidate for an office, other than a party office, as provided by Section 67.017 for the report of precinct results for a general election.

SECTION 31. The following provisions of the Election Code are repealed:

- (1) Chapter 103;
- (2) Section 43.007(i);
- (3) Section 85.006;
- (4) Section 85.008;
- (5) Section 85.064(d);
- (6) Section 85.068;
- (7) Section 87.023;
- (8) Section 87.024;
- (9) Section 113.004(c); and
- (10) Section 129.057.

SECTION 32. The changes in law made by this Act apply only to an election ordered on or after the effective date of this Act.

SECTION 33. 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, 2025.

**Amendment No. 2**

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

Amend Amendment No. 1 by Money to **CSSB 2753** (house committee report) as follows:

(1) On page 2, strike lines 18-25 and substitute the following: (c) [(a-1)] In a county that does not participate in the countywide polling place program described by Section 43.007, for a general or special election for which use of county election precincts is required, the commissioner's court [may,] on the recommendation of the county election board, or for a primary election for which use of county election precincts is required, the county executive committee of a political party conducting the primary election, may combine county election precincts notwithstanding Section 42.005 if:

(2) Strike the underlined language on page 2, line 31, through page 3, line 4, an re-letter subsequent subsections accordingly.

Amendment No. 2 was adopted by (Record 3633): 115 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Alders; Bell, C.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Capriglione; Cook; Cortez; Craddick; Cunningham; Curry; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dyson; Fairly; Flores; Frank; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; González, M.; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Jones, J.; Jones, V.; Kerwin; King; LaHood; Lalani; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morgan; Muñoz; Noble; Olcott; Ordaz; Orr; Patterson; Paul; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Allen; Ashby; Barry; Bell, K.; Canales; Collier; Darby; Geren; Gervin-Hawkins; González, J.; Goodwin; Kitzman; Lambert; Manuel; Martinez; Morales Shaw; Perez, M.; Rodríguez Ramos; Rose.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Anchia; Cole; Dutton; Gámez; Hernandez; Johnson; Longoria; Lopez, R.; Martinez Fischer; Oliverson; Romero; Rosenthal; Thompson; Walle.

**Amendment No. 3**

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

Amend Amendment No. 1 by Money to **CSSB 2753** on page 14 by striking lines 26 through 30 and substituting the following:

SECTION 33. This Act takes effect September 1, 2027.

Amendment No. 3 was adopted by (Record 3634): 135 Yeas, 4 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Button; Cain; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Davis, A.; Davis, Y.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Manuel; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rodríguez Ramos; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Barry; Bumgarner; Darby; Gervin-Hawkins.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Gámez; Hernandez; Johnson; Lopez, R.; Martinez Fischer; Oliverson; Romero; Thompson; Walle.

**STATEMENT OF VOTE**

When Record No. 3634 was taken, I was shown voting yes. I intended to vote no.

Harrison

Amendment No. 1, as amended, was adopted by (Record 3635): 109 Yeas, 26 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Cole; Cook; Cortez; Craddick; Cunningham; Curry; Davis, A.; Dean; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Garcia, L.; Garcia Hernandez; Gates; Gerdes; González, M.; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Jones, J.; Kerwin; LaHood; Lalani;

Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Martinez; McLaughlin; McQueeney; Meyer; Money; Moody; Morales, C.; Morgan; Muñoz; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Rodríguez Ramos; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Talarico; Tepper; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Ward Johnson; Wilson; Wu; Zwiener.

Nays — Ashby; Barry; Bryant; Canales; Collier; Darby; Davis, Y.; DeAyala; Geren; Gervin-Hawkins; González, J.; Goodwin; Hefner; Jones, V.; Kitzman; Lambert; Manuel; Metcalf; Meza; Morales, E.; Morales Shaw; Ordaz; Reynolds; Rose; Rosenthal; Wharton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Campos; Capriglione; Gámez; Garcia, J.; Hernandez; Johnson; King; Lopez, R.; Martinez Fischer; Romero; Swanson; Thompson; Walle.

**CSSB 2753**, as amended, was passed to third reading by (Record 3636): 118 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Bernal; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Campos; Canales; Capriglione; Cole; Cook; Cortez; Craddick; Cunningham; Curry; Davis, A.; Davis, Y.; Dean; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Garcia, J.; Garcia, L.; Garcia Hernandez; Gates; Gerdes; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hull; Hunter; Isaac; Jones, J.; Jones, V.; Kerwin; King; LaHood; Lalani; Landgraf; Leach; Leo Wilson; Little; Longoria; Lopez, J.; Louderback; Lowe; Lozano; Lujan; Luther; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Moody; Morales, C.; Morales Shaw; Muñoz; Olcott; Oliverson; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Reynolds; Richardson; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Talarico; Tepper; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Virdell; Vo; Walle; Ward Johnson; Wilson; Wu; Zwiener.

Nays — Ashby; Barry; Bell, K.; Bryant; Collier; Darby; Geren; Gervin-Hawkins; González, J.; González, M.; Kitzman; Lambert; Manuel; Meza; Morales, E.; Noble; Ordaz; Orr; Wharton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Bell, C.; DeAyala; Gámez; Johnson; Lopez, R.; Martinez Fischer; Morgan; Rodríguez Ramos; Romero; Swanson; Thompson.

**STATEMENTS OF VOTE**

When Record No. 3636 was taken, my vote failed to register. I would have voted yes.

DeAyala

When Record No. 3636 was taken, I was in the house but away from my desk. I would have voted no.

Rodríguez Ramos

**SB 2703 ON SECOND READING  
(Oliverson - House Sponsor)**

**SB 2703**, A bill to be entitled An Act relating to the authority of a municipality or county to regulate condominiums.

**Amendment No. 1**

Representatives Zwiener, Romero, and Barry offered the following amendment to **SB 2703**:

Amend **SB 2703** (house committee report) on page 1 as follows:

(1) On line 19, strike "232, or 242,".

(2) On line 21, strike "or county".

(3) On line 24, between "chapter" and the underlined period, insert ", except as may be required under Chapter 242, Local Government Code".

Amendment No. 1 was adopted by (Record 3637): 75 Yeas, 63 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Ashby; Barry; Bell, K.; Bernal; Bhojani; Bryant; Buckley; Bucy; Canales; Cole; Collier; Cook; Cortez; Darby; Davis, A.; Dean; Dutton; Flores; Gámez; Garcia, L.; Garcia Hernandez; Gerdes; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harless; Harris Davila; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Jones, V.; Kitzman; Lalani; Lambert; Little; Longoria; Luther; Manuel; Martinez; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Ordaz; Perez, M.; Perez, V.; Plesa; Raymond; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Tepper; Thompson; Troxclair; Turner; VanDeaver; Vasut; Virdell; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Alders; Bell, C.; Bonnen; Bumgarner; Button; Cain; Capriglione; Craddick; Cunningham; Curry; DeAyala; Dorazio; Dyson; Fairly; Frank; Gates; Guillen; Harris; Harrison; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; King; LaHood; Landgraf; Leach; Lopez, J.; Louderback; Lowe; Lujan; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Muñoz; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Richardson; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tinderholt; Toth; Villalobos.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Campos; Davis, Y.; Garcia, J.; Geren; Hayes; Leo Wilson; Lopez, R.; Lozano; Martinez Fischer; Reynolds.

**SB 2703**, as amended, failed to pass to third reading by (Record 3638): 47 Yeas, 91 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Buckley; Bucy; Cain; Cunningham; DeAyala; Dorazio; Fairly; Frank; Gates; Gerdes; Geren; Guillen; Harris; Hefner; Hickland; Hull; Hunter; Isaac; LaHood; Lambert; Landgraf; Lopez, J.; Lozano; Lujan; Manuel; Martinez; McQueeney; Metcalf; Meyer; Morgan; Muñoz; Oliverson; Orr; Patterson; Paul; Raymond; Schofield; Simmons; Spiller; Swanson; Tepper; VanDeaver; Vasut; Wilson; Zwiener.

Nays — Allen; Anchía; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Bumgarner; Button; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Curry; Darby; Davis, A.; Dean; Dutton; Dyson; Flores; Gámez; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harless; Harris Davila; Harrison; Hayes; Hernandez; Hinojosa; Holt; Hopper; Howard; Johnson; Jones, J.; Kerwin; Kitzman; Lalani; Leo Wilson; Little; Longoria; Louderback; Lowe; Luther; McLaughlin; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Noble; Olcott; Ordaz; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Talarico; Thompson; Tinderholt; Toth; Troxclair; Turner; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Campos; Davis, Y.; Garcia, J.; Jones, V.; King; Leach; Lopez, R.; Martinez Fischer; Reynolds; Virdell.

### STATEMENTS OF VOTE

When Record No. 3638 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 3638 was taken, I was shown voting yes. I intended to vote no.

Manuel

When Record No. 3638 was taken, I was in the house but away from my desk. I would have voted no.

Virdell

### SB 2221 ON SECOND READING (Lambert - House Sponsor)

**SB 2221**, A bill to be entitled An Act relating to the filing of a fraudulent financing statement in relation to certain secured transactions; authorizing the imposition of a fee.

**Amendment No. 1**

Representative Lambert offered the following amendment to **SB 2221**:

Amend **SB 2221** (house committee report) on page 3, line 12, by striking "financing statement" and substituting "termination statement".

Amendment No. 1 was adopted by (Record 3639): 129 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Anchía; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Button; Cain; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Gámez; Garcia, L.; Garcia Hernandez; Gates; Geren; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hefner; Hernandez; Hickland; Hinojosa; Holt; Hopper; Howard; Hunter; Johnson; Jones, J.; Kerwin; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Little; Lopez, J.; Louderback; Lowe; Luther; Manuel; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Meza; Money; Moody; Morales, C.; Morales, E.; Morales Shaw; Morgan; Muñoz; Noble; Olcott; Ordaz; Orr; Patterson; Paul; Perez, M.; Perez, V.; Phelan; Pierson; Plesa; Raymond; Richardson; Rodríguez Ramos; Romero; Rose; Rosenthal; Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Simmons; Slawson; Smithee; Spiller; Swanson; Talarico; Tepper; Thompson; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Campos; Davis, Y.; Garcia, J.; Gerdes; González, M.; Hayes; Hull; Isaac; Jones, V.; King; Leo Wilson; Longoria; Lopez, R.; Lozano; Lujan; Martinez Fischer; Oliverson; Reynolds; Virdell.

**SB 2221**, as amended, was passed to third reading.

**SB 1719 ON SECOND READING  
(Smithee - House Sponsor)**

**SB 1719**, A bill to be entitled An Act relating to the rulemaking power of the Texas Supreme Court.

**SB 1719** was passed to third reading by (Record 3640): 89 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Alders; Ashby; Barry; Bell, C.; Bell, K.; Bonnen; Buckley; Bucy; Bumgarner; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Curry; Darby; Dean; DeAyala; Dorazio; Dyson; Fairly; Frank; Geren; Guerra; Guillen; Harless; Harris; Harris Davila; Harrison; Hayes; Hefner; Hickland; Holt; Hopper; Hull; Hunter; Isaac; Kerwin; Kitzman; LaHood; Lambert; Landgraf; Leach; Leo Wilson; Little; Lopez, J.; Louderback; Lowe; Lujan; Luther; Martinez; McLaughlin; McQueeney; Metcalf; Meyer; Money; Morgan; Muñoz; Noble; Olcott; Oliverson; Orr; Patterson; Paul; Phelan; Pierson; Raymond; Richardson;

Schatzline; Schofield; Schoolcraft; Shaheen; Shofner; Slawson; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Villalobos; Virdell; Walle; Wharton; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bryant; Canales; Cole; Collier; Cortez; Davis, A.; Dutton; Flores; Gámez; Garcia, L.; Garcia Hernandez; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson; Jones, J.; Lalani; Longoria; Manuel; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Ordaz; Perez, M.; Perez, V.; Plesa; Rodríguez Ramos; Romero; Rose; Rosenthal; Simmons; Talarico; Thompson; Turner; Vo; Ward Johnson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Campos; Davis, Y.; Garcia, J.; Gates; Gerdes; Jones, V.; King; Lopez, R.; Lozano; Martinez Fischer; Reynolds.

### STATEMENT OF VOTE

When Record No. 3640 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

### SB 2177 ON SECOND READING (Little - House Sponsor)

**SB 2177**, A bill to be entitled An Act relating to the creation of a grant program to assist local law enforcement agencies in solving violent and sexual offenses.

**SB 2177** was passed to third reading.

### ADJOURNMENT

Representative Wilson moved that the house adjourn until 10 a.m. today in memory of Captain Ernesto Blanco and Major General Harold Greene.

The motion prevailed by (Record 3641): 98 Yeas, 31 Nays, 1 Present, not voting.

Yeas — Alders; Allen; Ashby; Barry; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Canales; Capriglione; Collier; Cortez; Craddick; Cunningham; Curry; Darby; Davis, A.; Dean; DeAyala; Dorazio; Dutton; Dyson; Fairly; Flores; Frank; Garcia, L.; Garcia Hernandez; Gerdes; Geren; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Harless; Harris; Hefner; Hinojosa; Howard; Hull; Isaac; Jones, J.; Jones, V.; Kerwin; King; Kitzman; LaHood; Lalani; Lambert; Landgraf; Leach; Little; Lopez, J.; Louderback; Lujan; Manuel; Martinez; McQueeney; Metcalf; Meyer; Meza; Morales, C.; Morales, E.; Muñoz; Noble; Ordaz; Patterson; Perez, M.; Perez, V.; Phelan; Plesa; Raymond; Rodríguez Ramos; Romero; Rose; Rosenthal;

Schofield; Shaheen; Simmons; Smithee; Spiller; Talarico; Tepper; Thompson; Turner; VanDeaver; Villalobos; Vo; Walle; Ward Johnson; Wharton; Wilson; Wu; Zwiener.

Nays — Bumgarner; Cain; Cook; Gates; Harris Davila; Harrison; Hayes; Hickland; Holt; Hopper; Hunter; Leo Wilson; Lowe; Luther; McLaughlin; Money; Morgan; Olcott; Oliverson; Orr; Pierson; Richardson; Schatzline; Schoolcraft; Shofner; Slawson; Swanson; Tinderholt; Toth; Troxclair; Virdell.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bowers.

Absent — Anchía; Button; Campos; Cole; Davis, Y.; Gámez; Garcia, J.; González, M.; Hernandez; Johnson; Longoria; Lopez, R.; Lozano; Martinez Fischer; Moody; Morales Shaw; Paul; Reynolds; Vasut.

### STATEMENT OF VOTE

When Record No. 3641 was taken, my vote failed to register. I would have voted present, not voting.

Vasut

### REASON FOR VOTE

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

While I am willing to keep working, at some point members do need to sleep rather than pass laws when mentally fatigued and while Texans are not paying attention. I am not going to vote aye because I am willing to keep working. I am not going to vote nay because it is 2:36 in the morning.

The house accordingly, at 2:36 a.m. Tuesday, May 27, adjourned until 10 a.m. today.

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### ADDENDUM

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### SIGNED BY THE SPEAKER

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

#### Senate List No. 26

**SB 11, SB 24, SB 31, SB 217, SB 243, SB 263, SB 264, SB 370, SB 387, SB 502, SB 663, SB 860, SB 868, SB 890, SB 916, SB 965, SB 995, SB 1019, SB 1036, SB 1171, SB 1212, SB 1254, SB 1259, SB 1278, SB 1353, SB 1372, SB 1376, SB 1379, SB 1401, SB 1404, SB 1451, SB 1470, SB 1498, SB 1547, SB 1589, SB 1598, SB 1667, SB 1737, SB 1818, SB 1902, SB 1937, SB 1939, SB 1940, SB 1948, SB 2064, SB 2069, SB 2127, SB 2129, SB 2139, SB 2165, SB 2216, SB 2237, SB 2443, SB 2514, SB 2543, SB 2569, SB 2580, SB 2581,**

**SB 2798, SB 2801, SB 3031, SB 3034, SCR 5, SCR 8, SCR 21, SCR 32, SCR 49**

**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 26, 2025

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 18** VanDeaver SPONSOR: Perry  
Relating to the establishment and administration of certain programs and services providing health care services to rural counties.  
(Committee Substitute)

**HB 35** Thompson SPONSOR: West  
Relating to a peer support network for first responders.  
(Committee Substitute/Amended)

**HB 43** Kitzman SPONSOR: Sparks  
Relating to the Texas Agricultural Finance Authority and certain programs administered by the authority.  
(Committee Substitute/Amended)

**HB 49** Darby SPONSOR: Perry  
Relating to the treatment and beneficial use of fluid oil and gas waste and related material, including a limitation on liability for that treatment or use.

**HB 75** Smithee SPONSOR: Huffman  
Relating to the duty of a magistrate to make written findings in certain criminal proceedings.

**HB 103** Troxclair SPONSOR: Bettencourt  
Relating to the creation and maintenance of a database of taxing unit bond, tax, and bond-related project information; providing a civil penalty.  
(Amended)

**HB 120** Bell, Keith SPONSOR: Schwertner  
Relating to college, career, and military readiness in public schools, including career and technology education programs, the Financial Aid for Swift Transfer (FAST) program, and the Rural Pathway Excellence Partnership (R-PEP)

program, funding for those programs under the Foundation School Program, and workforce reporting to support those programs, to the public school accountability system, and to the new instructional facility allotment and the permissible uses of funding under the Foundation School Program.

(Committee Substitute/Amended)

**HB 163** Cortez SPONSOR: Blanco  
Relating to the possession and administration of epinephrine delivery systems by certain entities.

(Committee Substitute)

**HB 216** Harris Davila SPONSOR: Hughes  
Relating to itemized billing for health care services and supplies provided by health care providers.

(Amended)

**HB 413** Jones, Jolanda SPONSOR: Huffman  
Relating to the release of certain defendants detained in jail pending trial.

**HB 647** Patterson SPONSOR: Hagenbuch  
Relating to the removal of certain restrictions imposed on driver's licenses; authorizing a fee.

(Amended)

**HB 851** Schofield SPONSOR: Bettencourt  
Relating to the determination and reporting of the number of residence homesteads of certain property owners for which the owner is receiving certain ad valorem tax benefits.

(Committee Substitute/Amended)

**HB 1422** Hull SPONSOR: Huffman  
Relating to the rights of victims of sexual assault and other sex offenses, the offense of continuous sexual abuse, and the prosecution, punishment, and collateral consequences of certain sex offenses; creating a criminal offense; increasing criminal penalties; changing the eligibility for community supervision, mandatory supervision, and parole for persons convicted of certain sex offenses.

**HB 1481** Fairly SPONSOR: Creighton  
Relating to school district and open-enrollment charter school policies regarding student use of personal communication devices.

**HB 1562** Hernandez SPONSOR: Zaffirini  
Relating to massage student permits.

**HB 1586** Hull SPONSOR: Kolkhorst  
Relating to an exemption from required immunizations for school enrollment.

**HB 1732** Hernandez SPONSOR: Zaffirini  
Relating to the regulation of massage therapy.

**HB 1828** Orr SPONSOR: Flores  
Relating to legislative leave for correctional officers employed by the Texas Department of Criminal Justice.

**HB 1851** Morales, Eddie SPONSOR: Hughes

Relating to the disposition of certain surplus motor vehicles and other law enforcement equipment by the Texas Facilities Commission to certain school districts.

**HB 1916** Cook SPONSOR: Zaffirini

Relating to the jurisdiction of a court in a suit to divide certain property not divided or awarded on the dissolution of a marriage.

**HB 1991** Guillen SPONSOR: Gutierrez

Relating to information regarding certain charges for services provided by municipally owned utility systems.

**HB 2014** Kerwin SPONSOR: Birdwell

Relating to the election of the board of directors of the Somervell County Hospital District.

**HB 2026** Frank SPONSOR: Hagenbuch

Relating to the designation of a portion of State Highway 25 in Archer County as the U.S. Army Gary C. and U.S.M.C. Gary S. Johnston Memorial Highway.

**HB 2067** Paul SPONSOR: Middleton

Relating to declination, cancellation, or nonrenewal of insurance policies.  
(Committee Substitute/Amended)

**HB 2193** Guillen SPONSOR: Menéndez

Relating to a study by the Texas Veterans Commission regarding the provision of veterans benefits in this state.

**HB 2282** Lopez, Janie SPONSOR: Perry

Relating to the amount of the reimbursement fee paid by a defendant for a peace officer's services in executing or processing an arrest warrant, capias, or capias pro fine.

**HB 2293** Vasut SPONSOR: Huffman

Relating to the election of the members of the board of directors of the Sweeny Hospital District.

**HB 2310** Ordaz SPONSOR: Parker

Relating to developing a strategic plan for the improvement and expansion of early learning and educational opportunities for young children with disabilities.

**HB 2464** Hefner SPONSOR: Middleton

Relating to the authority of a municipality to regulate a home-based business.

**HB 2508** Turner SPONSOR: Hughes

Relating to an exemption from ad valorem taxation of the residence homestead of the surviving spouse of a veteran who died as a result of a qualifying condition or disease.

**HB 2524** Cook SPONSOR: Johnson

Relating to the recovery of fees, court costs, and expenses in family law proceedings.

**HB 2530** Cook SPONSOR: Zaffirini

Relating to special appointments in suits affecting the parent-child relationship.

- HB 2715** Curry SPONSOR: Middleton  
Relating to the removal from office of certain officers of political subdivisions.
- HB 2974** Craddick SPONSOR: King  
Relating to municipal and county hotel occupancy taxes and the authority of certain municipalities to receive certain tax revenue derived from a hotel and convention center project and to pledge certain tax revenue for the payment of obligations related to the project; authorizing the imposition of taxes.  
(Committee Substitute/Amended)
- HB 3062** Guerra SPONSOR: Zaffirini  
Relating to fentanyl prevention and drug poisoning awareness education for students enrolled in public institutions of higher education.
- HB 3071** Geren SPONSOR: Hancock  
Relating to cancellation of certain solid waste disposal permits issued by the Texas Commission on Environmental Quality.  
(Committee Substitute)
- HB 3120** Kitzman SPONSOR: Huffman  
Relating to certain duties of the owner or operator of a residential child detention facility.
- HB 3180** Dutton SPONSOR: Johnson  
Relating to the contents of a request for disclosure in a civil action brought under the Family Code.
- HB 3214** Richardson SPONSOR: Paxton  
Relating to eligibility for a master plumber license.
- HB 3234** Cortez SPONSOR: Menéndez  
Relating to the authority of a political subdivision to regulate construction and renovation of structures owned by certain counties.
- HB 3250** Darby SPONSOR: Menéndez  
Relating to the regulation of real estate appraisers and appraisal management companies.  
(Committee Substitute)
- HB 3463** Walle SPONSOR: Alvarado  
Relating to the prosecution of the offense of theft of service.  
(Committee Substitute)
- HB 3512** Capriglione SPONSOR: Blanco  
Relating to artificial intelligence training programs for certain employees and officials of state agencies and local governments.  
(Committee Substitute)
- HB 3627** Tepper SPONSOR: Sparks  
Relating to allowing the chair of the State Board of Education to employ personnel to assist in performing the board's duties.
- HB 3680** Gámez SPONSOR: Hinojosa, Adam

Relating to subdivision plat requirements in certain counties; authorizing a fee; authorizing a civil penalty; creating a criminal offense.

**HB 3732** Martinez SPONSOR: Alvarado

Relating to compliance by a fire department with certain minimum standards adopted by the Texas Commission on Fire Protection.

**HB 3801** Orr SPONSOR: Cook

Relating to the establishment of the Health Professions Workforce Coordinating Council and a workgroup on nursing career pathways and the abolition of the statewide health coordinating council and the nursing advisory committee of that council.

**HB 3824** King SPONSOR: Schwertner

Relating to fire safety standards and emergency operations plans for the operation of battery energy storage facilities; providing administrative penalties.  
(Committee Substitute)

**HB 3833** Lambert SPONSOR: Johnson

Relating to the regulation of money services businesses.

**HB 4044** Meyer SPONSOR: Creighton

Relating to certain expenditures by public institutions of higher education and university systems that are eligible for certain tax credits.

**HB 4129** Davis, Aicha SPONSOR: Paxton

Relating to the contract requirements for a contract between a single source continuum contractor and the Department of Family and Protective Services.

**HB 4226** Morales Shaw SPONSOR: Campbell

Relating to exemptions from the taxes imposed on the sale, use, or rental of a motor vehicle for a vehicle purchased, used, or rented by a nonprofit food bank or a provider of housing and related services.  
(Committee Substitute)

**HB 4230** Metcalf SPONSOR: Campbell

Relating to the establishment of a hike and bike trail to be known as the Bicentennial Trail.

**HB 4377** Villalobos SPONSOR: Hall

Relating to the retention of certain genetic material and genetic information by the Department of Family and Protective Services.

**HB 4395** Turner SPONSOR: West

Relating to electronic submission and delivery of public securities and records of proceedings for those securities.

**HB 4396** King SPONSOR: King

Relating to the eligibility of the American Performance Horseman and the American Rodeo for funding under the major events reimbursement program.

**HB 4668** King SPONSOR: Schwertner

Relating to the authority of the Public Utility Commission of Texas to retain assistance for regional proceedings affecting certain electric utilities and consumers.

**HB 4903** Harris Davila SPONSOR: Birdwell  
Relating to the establishment of the Quad-Agency Child Care Initiative and the Quad-Agency Child Care Initiative Commission.  
(Amended)

**HB 5033** Bell, Keith SPONSOR: Flores  
Relating to the authority of this state to implement a motor vehicle emissions inspection and maintenance program.  
(Committee Substitute)

**HB 5149** Villalobos SPONSOR: Hall  
Relating to restricting the collection and use of DNA samples from children in the managing conservatorship of the Department of Family and Protective Services.

**HB 5154** Wilson SPONSOR: Kolkhorst  
Relating to the Joint Admission Medical Program Council.  
(Amended)

**HB 5331** Dean SPONSOR: King  
Relating to the enforceability of certain state agency and local government contract language regarding required security incident notifications.  
(Committee Substitute)

**HB 5436** Bell, Keith SPONSOR: West  
Relating to an exception to the titling requirement for certain motor vehicles; creating a criminal offense; providing for a fee.

**HB 5688** Lopez, Janie SPONSOR: Hinojosa, Adam  
Relating to the creation of the San Benito 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.

**HB 5693** Manuel SPONSOR: Nichols  
Relating to the election of the commissioners of the Jefferson County Drainage District No. 7.

**HJR 133** Turner SPONSOR: Hughes  
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 veteran who died as a result of a condition or disease that is presumed under federal law to have been service-connected.

**HCR 127** Lujan SPONSOR: Parker  
Expressing support for the strengthening of our partnership with Taiwan.

THE SENATE HAS CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

**SB 3** (25 Yeas, 6 Nays)

Respectfully,

Patsy Spaw  
Secretary of the Senate

**Message No. 2**

MESSAGE FROM THE SENATE  
SENATE CHAMBER

Austin, Texas

Monday, May 26, 2025 - 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:

**HCR 130** Craddick SPONSOR: Sparks  
Recognizing April 29, 2025, as Donate Life Texas Day.

**HCR 131** Craddick SPONSOR: Sparks  
Congratulating David Gardiner Mitchell and Ginger Lane Mitchell on their 50th wedding anniversary.

**HCR 133** Craddick SPONSOR: Sparks  
Congratulating Dudley "Dude" Speed on his retirement from the Texas Division of Emergency Management.

**HCR 134** Craddick SPONSOR: Sparks  
Commemorating the dedication of St. Rita of Cascia Catholic Church in Greenwood.

**HCR 139** Craddick SPONSOR: Sparks  
Congratulating Dustin R. Womble on his election as vice chair of the Texas Tech University System Board of Regents.

**HCR 140** Craddick SPONSOR: Sparks  
Congratulating Cody C. Campbell on his election as chair of the Texas Tech University System Board of Regents.

**HCR 143** Curry SPONSOR: Parker  
Congratulating Aaron F. Reitz on his appointment as assistant attorney general of the U.S. Department of Justice Office of Legal Policy.

**HCR 147** Craddick SPONSOR: Sparks  
Congratulating Jim and Doris Stewart of Lubbock on their 50th wedding anniversary.

**HCR 152** Craddick SPONSOR: Sparks  
Commemorating the 100th anniversary of Punkin Center Gin in Lamesa.

THE SENATE HAS CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

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<b>SB 20</b>	(31 Yeas, 0 Nays)
<b>SB 33</b>	(22 Yeas, 9 Nays)
<b>SB 75</b>	(31 Yeas, 0 Nays)
<b>SB 213</b>	(31 Yeas, 0 Nays)
<b>SB 269</b>	(31 Yeas, 0 Nays)
<b>SB 458</b>	(30 Yeas, 0 Nays, 1 Present, not voting)
<b>SB 528</b>	(31 Yeas, 0 Nays)
<b>SB 647</b>	(29 Yeas, 1 Nay, 1 Present, not voting)
<b>SB 648</b>	(26 Yeas, 4 Nays, 1 Present, not voting)
<b>SB 681</b>	(31 Yeas, 0 Nays)
<b>SB 740</b>	(31 Yeas, 0 Nays)
<b>SB 1061</b>	(31 Yeas, 0 Nays)
<b>SB 1120</b>	(30 Yeas, 1 Nay)
<b>SB 1121</b>	(31 Yeas, 0 Nays)
<b>SB 1150</b>	(30 Yeas, 1 Nay)
<b>SB 1202</b>	(31 Yeas, 0 Nays)
<b>SB 1253</b>	(30 Yeas, 1 Nay)
<b>SB 1423</b>	(31 Yeas, 0 Nays)
<b>SB 1535</b>	(31 Yeas, 0 Nays)
<b>SB 1574</b>	(28 Yeas, 3 Nays)
<b>SB 1709</b>	(31 Yeas, 0 Nays)
<b>SB 1789</b>	(31 Yeas, 0 Nays)
<b>SB 2078</b>	(27 Yeas, 4 Nays)
<b>SB 2268</b>	(31 Yeas, 0 Nays)
<b>SB 2544</b>	(31 Yeas, 0 Nays)

**SB 2570**

(21 Yeas, 10 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 1198**

Senate Conferees: Birdwell - Chair/Blanco/Flores/Hinojosa, Adam/Sparks

**SB 2601**

Senate Conferees: Blanco - Chair/Birdwell/Flores/Hinojosa, Juan "Chuy"/Kolkhorst

**SB 2778**

Senate Conferees: Hinojosa, Adam - Chair/Bettencourt/Blanco/Middleton/Nichols

Respectfully,

Patsy Spaw

Secretary of the Senate

**Message No. 3**

## MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Monday, May 26, 2025 - 3

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

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

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

**HB 26**

Hull

SPONSOR: Kolkhorst

Relating to requiring contracts with Medicaid managed care organizations to permit the organizations to offer nutrition counseling and instruction services in lieu of other state Medicaid plan services.

(Committee Substitute/Amended)

**HB 108**

Plesa

SPONSOR: Hinojosa,  
Juan "Chuy"

Relating to the use of metal or body armor while committing certain offenses; increasing a criminal penalty.

**HB 144**

King

SPONSOR: Schwertner

Relating to plans for the management and inspection of distribution poles.  
(Amended)

**HB 145** King SPONSOR: Schwertner  
Relating to risk mitigation planning and associated liability for providers of electric service; providing an administrative penalty.  
(Committee Substitute/Amended)

**HB 201** Perez, Mary Ann SPONSOR: Zaffirini  
Relating to the financial crimes intelligence center.

**HB 272** Perez, Mary Ann SPONSOR: Zaffirini  
Relating to the prosecution of the offense of fraudulent use or possession of credit card or debit card information.

**HB 493** Shaheen SPONSOR: Hughes  
Relating to ineligibility to serve as a poll watcher.  
(Amended)

**HB 551** Swanson SPONSOR: Bettencourt  
Relating to address information contained on reports of political contributions and expenditures made available on the Internet by the Texas Ethics Commission.

**HB 621** Patterson SPONSOR: Hinojosa, Adam  
Relating to the authority of a property owners' association to regulate the assembly, association, and speech of property owners or residents related to governmental officials or candidates for political office.

**HB 700** McQueeney SPONSOR: Perry  
Relating to disclosures for certain commercial sales-based financing transactions, the effect of certain commercial sales-based financing contract provisions, and the registration of commercial sales-based financing brokers; authorizing a fee and providing a civil penalty.  
(Amended)

**HB 1500** Bell, Keith SPONSOR: Parker  
Relating to the continuation and functions of the Department of Information Resources, including the composition of the governing body of the department and, in collaboration with the comptroller, the administration of state assistance opportunities.  
(Committee Substitute)

**HB 1661** Vasut SPONSOR: Bettencourt  
Relating to election supplies and the conduct of elections; creating criminal offenses; increasing criminal penalties.

**HB 2017** Gerdes SPONSOR: Hagenbuch  
Relating to increasing the criminal penalty and changing the eligibility for community supervision, mandatory supervision, and parole for certain persons convicted of intoxication manslaughter.  
(Amended)

**HB 2038** Oliverson SPONSOR: Sparks

Relating to the issuance by the Texas Medical Board of certain licenses to practice medicine and the authority of an insured to select certain license holders under the insured's health policy; requiring an occupational license; authorizing fees.

(Committee Substitute/Amended)

**HB 2073** Hull SPONSOR: Huffman

Relating to increasing the criminal penalty for certain violations of certain court orders or conditions of bond in cases involving family violence, child abuse or neglect, sexual assault or abuse, indecent assault, stalking, or trafficking.

**HB 2080** Gerdes SPONSOR: Perry

Relating to the authority of a groundwater conservation district to regulate groundwater withdrawals from certain wells and the review of the duties of a groundwater conservation district by the Texas Commission on Environmental Quality.

(Committee Substitute/Amended)

**HB 2221** Hull SPONSOR: Hancock

Relating to certain trade practices related to life insurance, annuity contracts, and accident and health coverage.

(Committee Substitute/Amended)

**HB 2253** Bhojani SPONSOR: Paxton

Relating to the authority to cancel certain elections on a measure to authorize the issuance of bonds.

**HB 2294** Thompson SPONSOR: Zaffirini

Relating to reimbursement rates for child-care providers participating in the Texas Rising Star Program.

**HB 2306** Villalobos SPONSOR: Parker

Relating to changing the eligibility for release on parole of certain inmates serving sentences for trafficking offenses involving child victims and disabled individuals.

**HB 2313** Tepper SPONSOR: Perry

Relating to the authority of certain municipalities to use certain tax revenue for certain qualified projects.

(Committee Substitute)

**HB 2427** Canales SPONSOR: Hinojosa,  
Juan "Chuy"

Relating to the issuance of and fee for a permit for the movement of oversize and overweight vehicles on certain routes in Hidalgo County and the use of those fees for the payment of the costs of constructing and maintaining certain of those routes.

(Committee Substitute/Amended)

**HB 2516** Guillen SPONSOR: Schwertner

Relating to the eligibility of certain individuals younger than 65 years of age to purchase Medicare supplement benefit plans.

(Amended)

- HB 2593** Metcalf SPONSOR: Huffman  
Relating to increasing the criminal penalty for the offense of indecent assault against a disabled or elderly individual.
- HB 2674** Cook SPONSOR: Hagenbuch  
Relating to prohibiting the regulation of home school programs.
- HB 2761** Johnson SPONSOR: Parker  
Relating to the prosecution of the offenses of trafficking of persons, continuous trafficking of persons, and compelling prostitution.
- HB 2818** Capriglione SPONSOR: Parker  
Relating to the artificial intelligence division within the Department of Information Resources.  
(Committee Substitute)
- HB 2844** Landgraf SPONSOR: Kolkhorst  
Relating to the regulation of food service establishments, including retail food stores and mobile food vendors; requiring an occupational license; imposing fees; authorizing an administrative penalty.  
(Committee Substitute/Amended)
- HB 2851** Howard SPONSOR: Kolkhorst  
Relating to including nursing school applications in a consolidated application service.  
(Committee Substitute)
- HB 2885** Gerdes SPONSOR: Schwertner  
Relating to allowing the governing bodies of certain political subdivisions to call for a local option election relating to the sale of alcoholic beverages.  
(Amended)
- HB 3010** Ashby SPONSOR: Nichols  
Relating to the establishment of the Rural Infrastructure Disaster Recovery Program.
- HB 3016** Lujan SPONSOR: Hagenbuch  
Relating to the circumstances in which a rental company may void a damage waiver for a rental vehicle.  
(Committee Substitute)
- HB 3133** Bhojani SPONSOR: Huffman  
Relating to user reports of explicit deep fake material on social media platforms.  
(Committee Substitute)
- HB 3151** Hull SPONSOR: Cook  
Relating to expedited credentialing of certain federally qualified health center providers by Medicaid managed care organizations.
- HB 3159** Darby SPONSOR: King  
Relating to a severance tax exemption for oil and gas produced from certain previously inactive restimulation wells; providing a civil penalty.
- HB 3254** Leo Wilson SPONSOR: Zaffirini

Relating to the eligibility of members of the State Board of Education and their dependents to participate in the state employees group benefits program.

**HB 3284** Frank SPONSOR: King

Relating to the creation of the Texas Commission on Marriage and Family.

**HB 3556** Vasut SPONSOR: Middleton

Relating to the construction of structures exceeding a certain height in certain counties containing national wildlife refuges and in adjacent counties; authorizing injunctive relief.

(Committee Substitute/Amended)

**HB 3595** Barry SPONSOR: Perry

Relating to an emergency preparedness and contingency operations plan, including temperature regulation, for assisted living facility residents during an emergency; providing penalties.

(Amended)

**HB 3689** Hunter SPONSOR: Kolkhorst

Relating to funding of excess losses and operating expenses of the Texas Windstorm Insurance Association; authorizing an assessment; authorizing a surcharge.

(Committee Substitute/Amended)

**HB 3711** Capriglione SPONSOR: Middleton

Relating to assistance in the investigation of certain open meetings offenses by the open records division of the attorney general's office.

(Committee Substitute/Amended)

**HB 3866** Landgraf SPONSOR: Sparks

Relating to the installation and operation of intermediate bulk container recycling facilities; authorizing a fee.

(Committee Substitute)

**HB 3928** Thompson SPONSOR: Nichols

Relating to providing notice of a vehicle towed to a vehicle storage facility by publication on a third-party Internet website.

**HB 3940** Johnson SPONSOR: Paxton

Relating to the provision of certain information about Medicaid benefits in relation to newborn children.

**HB 3966** Morales, Christina SPONSOR: Alvarado

Relating to requiring owners or operators of commercial passenger bus services to provide certain notifications to residents concerning operations.

(Amended)

**HB 4063** Ordaz SPONSOR: Zaffirini

Relating to the filing and release of record of a unilateral memorandum of contract concerning residential property.

**HB 4112** Landgraf SPONSOR: Birdwell

Relating to the disposal or storage of high-level radioactive waste.

(Committee Substitute/Amended)

**HB 4264** Hefner SPONSOR: Hinojosa,  
Juan "Chuy"

Relating to creation of a grant program for certain peace officers who hold a master proficiency certificate.  
(Committee Substitute)

**HB 4281** McQueeney SPONSOR: Hancock  
Relating to a civil cause of action for fraudulent crowdfunding.

**HB 4384** Darby SPONSOR: Birdwell  
Relating to the recovery of certain costs associated with a gas utility's plant, facilities, or equipment placed in service.  
(Amended)

**HB 4454** Vo SPONSOR: Johnson  
Relating to solicitation of patients and other prohibited marketing practices, the establishment of the task force on patient solicitation, and the prosecution of certain related criminal offenses.

**HB 4486** Bonnen SPONSOR: Huffman  
Relating to directing payment, after approval, of certain miscellaneous claims and judgments against the state out of funds designated by this Act; making appropriations.  
(Committee Substitute)

**HB 4488** Bonnen SPONSOR: Huffman  
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/Amended)

**HB 4520** Martinez SPONSOR: Nichols  
Relating to requirements for certain funding of aviation facilities and projects.  
(Committee Substitute)

**HB 4530** Romero SPONSOR: Johnson  
Relating to the dedication and management of water rights placed in the Texas Water Trust.  
(Amended)

**HB 4666** Manuel SPONSOR: Hancock  
Relating to certain reports required to be prepared or submitted by or in collaboration with the Health and Human Services Commission or submitted to the governor or a member of the legislature under the Health and Safety Code.

**HB 4743** Bonnen SPONSOR: Campbell  
Relating to the issuance of a single license for a hospital and a mobile stroke unit of the hospital.

**HB 4749** Landgraf SPONSOR: Sparks  
Relating to reconstitution of the petit jury wheel and grand juror and petit juror qualifications in certain counties.

(Amended)

**HB 4751** Capriglione SPONSOR: Parker  
Relating to the establishment and administration of the Texas Quantum Initiative.  
(Amended)

**HB 5081** Leach SPONSOR: Creighton  
Relating to the protection of personal identifying information of certain individuals in the judicial system; creating a criminal offense.  
(Committee Substitute)

**HB 5308** Cortez SPONSOR: Campbell  
Relating to certain authorities of the adjutant general for procurement and construction.

**HB 5394** Rose SPONSOR: West  
Relating to prohibiting single source continuum contractors and child-placing agencies from imposing certain requirements on or adopting certain policies and procedures related to relative and designated caregivers.

**HB 5659** Dean SPONSOR: Hughes  
Relating to the procedural requirements applicable to interbasin transfers of water involving the Northeast Texas Municipal Water District.  
(Committee Substitute/Amended)

**HB 5671** Kerwin SPONSOR: King  
Relating to the election of directors for and the authority to issue bonds of the Johnson County Special Utility District.  
(Amended)

**HB 5680** Holt SPONSOR: Nichols  
Relating to the creation of the Bayou Belle Municipal Management District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.  
(Committee Substitute)

**HB 5696** Cook SPONSOR: Birdwell  
Relating to the creation of The Reserve Municipal Management District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.  
(Committee Substitute)

**HCR 108** Guillen SPONSOR: Blanco  
Urging the U.S. Department of Commerce to maintain the Tomato Suspension Agreement.

**HCR 118** Dorazio SPONSOR: Campbell  
Expressing support for the expansion of the warship manufacturing industry in Texas.

Respectfully,  
Patsy Spaw  
Secretary of the Senate

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**APPENDIX**

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**STANDING COMMITTEE REPORTS**

Favorable reports have been filed by committees as follows:

**May 25**

Culture, Recreation, and Tourism - **SB 586, SB 823, SB 1285, SB 2232**

Elections - **SB 16**

Higher Education - **SB 2847**

Land and Resource Management - **SB 15**

Pensions, Investments, and Financial Services - **SB 1024**

Public Health - **SB 125**

Trade, Workforce, and Economic Development - **SB 2881**

