

HOUSE JOURNAL

EIGHTY-THIRD LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-FOURTH DAY — THURSDAY, APRIL 4, 2013

The house met at 9 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 144).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zedler; Zerwas.

Absent, Excused — Gooden.

The speaker recognized Representative Huberty who introduced Keenan Smith, senior pastor, Crosby Church, Huffman, who offered the invocation as follows:

God of heaven and earth, we come before you today with a heart of thanks and a heart of giving—giving of ourselves, a giving of our service, a surrendering of our wants to your will. Knowing that you so loved each one of us that you gave your only begotten son, Christ Jesus, that whosoever would believe in him would not perish but have everlasting life. So, as a people, as a state, and as a nation, we call upon your name, the name above every name, the name above the heavens and the earth. Philippians 2:10-11 says, "that at the name of Jesus every knee should bow, in heaven and on earth and under the earth, and every tongue acknowledge that Jesus Christ is Lord, to the glory of God the Father." Blessed is the nation whose God is the Lord, so I thank you, Lord, for each and every

individual here today. I pray that you help us to fully understand the term public servant—it is not about partisanship or special interest, but sacrifice and right and wrong. Search the scriptures that made this nation and this state great so we may find the absolutes with the aim of fulfilling your destiny on each of our lives individually so that corporately we can accomplish much. That you, O God, will help us to make each other better—a better servant, better husbands and wives, better fathers and better mothers, better sons or daughters, better families, and make each of us better friends. For I believe it is the foundation of the core belief in the value of families that nations and states succeed or fall.

Woodrow Wilson stated, "America was born a Christian nation. America was born to exemplify that devotion to the elements of righteousness which are derived from the revelations of Holy Scripture." George Washington, our first president, made a public proclamation saying that, "It is the duty of all nations to acknowledge the providence of Almighty God, to obey his will, to be grateful for his benefits, and humbly to implore his protection and favor." So, Lord, I ask you for your protection on our state and on these individuals who serve it and your protection on their homes and families. Dear God, do not let us enter the place of spiritual compromise and political correctness with watered down convictions.

God of heaven, you are in our thoughts, our pledges, our monies, our hearts, and our writings. Our Declaration of Independence opens: "We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty, and the pursuit of Happiness." God, our founding fathers acknowledged you as their creator and we today acknowledge you as ours. We thank you for the rights to freely worship Jesus as author and the finisher of our faith—the Alpha and the Omega, the first and the last, the beginning and the end. We have these rights because of the hundreds of thousands that fought and died in the protection of them. Let us not be caught in the snare of materialism and greed, self-reliance and self-centeredness, but self-sacrifice and self-denial. God, with thanksgiving we thank you for what you have helped us to establish in our governmental institutions; however, we cannot call upon them to heal the problems we face in this state or nation, but we call upon you. "If My people who are called by My name will humble themselves, and pray and seek My face, and turn from their wicked ways, then I will hear from heaven, and will forgive their sin and heal their land." (2 Chronicles 7:14)

All of you that would please say the Lord's Prayer with me as closing: "Our Father, who art in heaven, hallowed be thy name. Thy kingdom come, thy will be done, on earth as it is in heaven. Give us this day our daily bread. And forgive us our trespasses, as we forgive those who trespass against us. And lead us not into temptation, but deliver us from evil. For thine is the kingdom, the power, and the glory, for ever and ever." In Jesus' name. Amen.

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

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today to attend the funeral of Kaufman County District Attorney Mike McLelland and his wife, Cynthia:

Gooden on motion of Kolkhorst.

CAPITOL PHYSICIAN

The speaker recognized Representative S. Davis who presented Dr. Troy Fiesinger of Sugar Land as the "Doctor for the Day."

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

(Krause in the chair)

MESSAGE FROM THE SENATE

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

(Villalba in the chair)

COMMITTEE GRANTED PERMISSION TO MEET

Representative Hunter requested permission for the Committee on Calendars to meet while the house is in session, at 9:45 a.m. today, in 3W.15, to set a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Calendars, 9:45 a.m. today, 3W.15, for a formal meeting, to set a calendar.

HR 1272 - ADOPTED (by Zerwas and Callegari)

Representative Zerwas moved to suspend all necessary rules to take up and consider at this time **HR 1272**.

The motion prevailed.

The following resolution was laid before the house:

HR 1272, Recognizing April 4, 2013, as Katy Day at the State Capitol.

HR 1272 was adopted.

On motion of Representatives Callegari and Murphy, the names of all the members of the house were added to **HR 1272** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Zerwas who introduced a delegation from Waller County.

HR 1338 - ADOPTED
(by McClendon)

Representative McClendon moved to suspend all necessary rules to take up and consider at this time **HR 1338**.

The motion prevailed.

The following resolution was laid before the house:

HR 1338, Honoring Dr. Lovell Jones of Houston for his work to reduce disparities in health care for minorities and the medically underserved.

HR 1338 was adopted.

On motion of Representatives N. Gonzalez, Naishtat, and Walle, the names of all the members of the house were added to **HR 1338** as signers thereof.

INTRODUCTION OF GUEST

The chair recognized Representative McClendon who introduced Dr. Lovell Jones.

HR 1320 - ADOPTED
(by McClendon)

Representative McClendon moved to suspend all necessary rules to take up and consider at this time **HR 1320**.

The motion prevailed.

The following resolution was laid before the house:

HR 1320, Recognizing April 2013 as Minority Cancer Awareness Month in Texas.

HR 1320 was adopted.

On motion of Representatives N. Gonzalez, Naishtat, and Walle, the names of all the members of the house were added to **HR 1320** as signers thereof.

HR 619 - ADOPTED
(by Howard)

Representative Howard moved to suspend all necessary rules to take up and consider at this time **HR 619**.

The motion prevailed.

The following resolution was laid before the house:

HR 619, Honoring the 100th anniversary of the Young Men's Business League of Austin.

HR 619 was adopted.

On motion of Representative Strama, the names of all the members of the house were added to **HR 619** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Howard who introduced representatives of the Young Men's Business League of Austin.

HR 1143 - ADOPTED (by Strama)

Representative Strama moved to suspend all necessary rules to take up and consider at this time **HR 1143**.

The motion prevailed.

The following resolution was laid before the house:

HR 1143, Recognizing April 4, 2013, as Educational Technology Day at the State Capitol.

HR 1143 was adopted.

On motion of Representative Howard, the names of all the members of the house were added to **HR 1143** as signers thereof.

HR 1303 - ADOPTED (by N. Gonzalez)

Representative N. Gonzalez moved to suspend all necessary rules to take up and consider at this time **HR 1303**.

The motion prevailed.

The following resolution was laid before the house:

HR 1303, Congratulating Joella Methola on her receipt of a 2013 Prudential Spirit of Community Award.

HR 1303 was adopted.

INTRODUCTION OF GUEST

The chair recognized Representative Muñoz who introduced Egidio Torre Cantú, governor of Tamaulipas, Mexico.

HR 1248 - ADOPTED (by Walle, J. Davis, et al.)

Representative Walle moved to suspend all necessary rules to take up and consider at this time **HR 1248**.

The motion prevailed.

The following resolution was laid before the house:

HR 1248, Commending the Houston Police Department's Mental Health Unit for its service to the community.

HR 1248 was adopted.

On motion of Representatives Callegari and Fletcher, the names of all the members of the house were added to **HR 1248** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Walle who introduced representatives of the Houston Police Department's Mental Health Unit.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Ritter requested permission for the Committee on Natural Resources to meet while the house is in session, at 10:30 a.m. today, in 3W.15, to consider pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Natural Resources, 10:30 a.m. today, 3W.15, for a formal meeting, to consider pending business.

(Speaker in the chair)

EMERGENCY CALENDAR SENATE BILLS SECOND READING

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

CSSB 1 ON SECOND READING (Pitts - House Sponsor)

CSSB 1, General Appropriations Bill.

(Ritter in the chair)

PARLIAMENTARY INQUIRY

REPRESENTATIVE TAYLOR: Last week, we passed **HB 4**—a bill that you're very familiar with—and to fund that, we need **HB 11**—also a bill you're very familiar with—that would spend \$2 billion out of the economic stabilization fund which, I believe, would "bust the spending cap." Wouldn't it be in order for us to look at if we're going to try to bust the spending cap and pass that bill before we pass this bill?

CHAIR (Ritter in the chair): Mr. Taylor, the bill on the calendar today is **SB 1**. Whether **HB 11** busts the spending cap—or another bill—that should be taken up at the time that it comes up.

TAYLOR: Would you recognize me for a motion to address whether or not we're going to bust the spending—I mean, do that bill first and then do the budget so we can have a holistic approach to this?

CHAIR: Not at this time.

REMARKS ORDERED PRINTED

Representative Taylor moved to print remarks between the chair and Representative Taylor.

The motion prevailed.

Amendment No. 1

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

Floor Packet Page No. 3

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

(1) In Article I of the bill on page I-11, Rider 30, Appropriation of License Plate Receipts, in the bill pattern for the Office of the Attorney General, amend as follows:

(A) strike "§§ 504.413 and 504.630" and substitute "§ 504".

(2) In Article I of the bill on page I-57, Rider 2, Capital Budget, in the bill pattern for the Historical Commission, amend as follows:

(A) add new item six "(6) National Museum of the Pacific War Repairs and Renovations" and add \$1,500,000 in General Revenue in fiscal year 2014 and unexpended balance authority in fiscal year 2015 for this item; and

(B) strike and adjust totals accordingly.

(3) In Article III on page III-30, in Rider 14, insert the following after "Enterprise Application Modernization FTE Exemption."

"Funds appropriated in the TEAM capital budget may be expended for salaries and wages of Full-Time Equivalents (FTE) and contract workers assigned to the TEAM program."

Amendment No. 1 was adopted. (Laubenberg, Schaefer, and Stickland recorded voting no.)

Amendment No. 2

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

Floor Packet Page No. 5

Amend **CSSB 1**, by adding the following appropriately numbered rider to the University of Texas System Administration budget pattern on page III-55.

_____. Appropriation Limitation and Reporting Requirement for Investigations of System Components. No funds appropriated above may be expended in the investigation of system component institutions or of their executive management, or in the request of open records from component institutions and their executive management. The University of Texas System Administration shall submit to the Legislative Budget Board and the Office of the Governor, not later than December 1 of each year, a report on investigative activities conducted regarding component institutions and their executive management. The report shall contain, at a minimum, the purpose of the investigation, evidence or rationale for conducting the investigation, total cost of conducting the investigation, and any findings or results of investigative activities conducted during the past year.

CSSB 1 - REMARKS

REPRESENTATIVE PERRY: I hate to do this to you because it's not specific to your amendment, but I think it's important that we kind of briefly discuss this, and then I'll get out of the way and we can get on the roll with the amendments. There were some issues raised by several of the members regarding an LBB

presentation of the budget that was put out there—properly, I think so—and it highlights some institutional processes that have just been in place for years. And through that presentation, there was some definite questions raised as to whether that was purporting the truth of what we actually increased or decreased in the budget. In going back through that process it became very clear to me that that one page was not accurate in what it was presenting and what we believed that we had done. Not intentional, I think, it's just an institutional process. So going back through, there's a couple of things I think in the next session, possibly over the interim, that—would you agree that it would be fair to say we can work with LBB to present, in addition to or in a different format, that would give members a truer reality of what we've done? Both of what we actually appropriated to what we're appropriating today, and what our original baseline budget was and our baseline budget is today?

REPRESENTATIVE PITTS: Yes, Charles. You know, it was brought to our attention that there was a lot of confusion about the way it was presented, especially in regard to the higher education presentation. Of course, we have sent around documents to show the comparison of apples to apples, and I would like to work with you during the interim to make it more transparent. This was done for transparency, but I can understand the confusion.

PERRY: Correct. Well, I appreciate your energy in that and efforts. I do believe that you're sincere in that. I think everybody on the Appropriations Committee works hard to do it right, and then to have it kind of distorted from a presentation page doesn't make sense. I will work with you on that, but there are some additional pieces of information regarding actual appropriations to what we are proposing that I think need to be disclosed. I appreciate your efforts, but I think that—I welcome the members that brought this to our attention. I think it was a great catch. I kind of kick myself for not catching it myself, but we'll move forward and do a little bit better job with the LBB.

REMARKS ORDERED PRINTED

Representative Perry moved to print remarks between Representative Pitts and Representative Perry.

The motion prevailed.

Amendment No. 2 was adopted by (Record 145): 113 Yeas, 34 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burnam; Button; Callegari; Canales; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farney; Farrar; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Hernandez Luna; Hilderbran; Howard; Huberty; Hunter; Johnson; Kacal; Keffer; King, K.; King, S.; King, T.; Kleinschmidt; Kuempel; Larson; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto;

Paddie; Parker; Patrick; Perez; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Rose; Sheffield, J.; Simmons; Smith; Smithee; Stephenson; Strama; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Burkett; Capriglione; Creighton; Dale; Elkins; Fallon; Fletcher; Flynn; Frank; Harper-Brown; Herrero; Hughes; Isaac; King, P.; Klick; Kolkhorst; Krause; Laubenberg; Lavender; Leach; Perry; Phillips; Sanford; Schaefer; Sheets; Sheffield, R.; Simpson; Springer; Stickland; Taylor; Toth; Turner, E.S.; White; Zedler.

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

Absent, Excused — Gooden.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 145. I intended to vote no.

Anderson

I was shown voting yes on Record No. 145. I intended to vote no.

Bohac

I was shown voting yes on Record No. 145. I intended to vote no.

Button

I was shown voting yes on Record No. 145. I intended to vote no.

Carter

(Speaker in the chair)

Amendment No. 3

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

Floor Packet Page No. 4

Amend **CSSB 1**, by adding the following appropriately numbered rider to The University of Texas System Administration budget pattern on page III-55.

_____. Use of Appropriated Funds for Certain Travel and Lodging. None of the funds appropriated above may be used for the transportation or lodging of a person appointed as a regent of The University of Texas System who has not been confirmed by the senate.

Amendment No. 4

Representative Martinez Fischer offered the following amendment to Amendment No. 3:

Amend Floor Amendment No. 3 by Pitts to **CSSB 1** (page 4, prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** as follows:

(1) In the Article III appropriations to The University of Texas System Administration, reduce the general revenue appropriations for Strategy A.1.1, System Office Operations (page III-53), by the amount of \$100,000 for the state fiscal year ending August 31, 2014, and by the amount of \$100,000 for the state fiscal year ending August 31, 2015.

(2) Strike Rider No. 2 following the bill pattern appropriations to The University of Texas System Administration (page III-54), relating to the governing board, and substitute:

2. Governing Board Travel, Entertainment, or Lodging Expenses. Money appropriated to The University of Texas System Administration above may not be used to pay an expense associated with travel, entertainment, or lodging of the governing board.

(3) Following the bill pattern appropriations to Office of the Attorney General (page I-5), add the following appropriately numbered provision:

_____. Supplemental Funding for Open Records and Open Government. In addition to other amounts appropriated by this Act for that purpose, the amount of \$100,000 is appropriated from the general revenue fund to the Office of the Attorney General for the state fiscal year ending August 31, 2014, for the purposes of the office related to open records and open government and the amount of \$100,000 is appropriated from the general revenue fund to the Office of the Attorney General for the state fiscal year ending August 31, 2015, for the same purposes.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 4 was adopted. (Laubenberg recorded voting no.)

Amendment No. 3, as amended, was adopted. (Laubenberg recorded voting no.)

Amendment No. 5

Representative Pitts offered the following amendment to **CSSB 1**:
Floor Packet Page No. 6

Amend **CSSB 1**, by making the following change to Rider 2 of the Available University Fund budget pattern on page III-56.

2. The University of Texas System Share. There is hereby appropriated for the biennium ending August 31, 2015 that portion of the Available University Fund No. 011 apportioned to The University of Texas System by Article VII, §18(f) of the Texas Constitution, together with interest and any balance in the Available University Fund No. 011 for any previous years, except that portion appropriated by §18 for the payment of principal and interest on bonds or notes issued by the Board of Regents of The University of Texas System. This appropriation may be used for new construction, major repairs and rehabilitation, equipment, maintenance, operation, salaries, and support, including the matching of private grants for the endowment of scholarships, fellowships, library support, and academic positions for The University of Texas at Austin [~~and for The University of Texas System Administration and is to be used as the Board of Regents of The University of Texas System may determine~~].

Amendment No. 5 was adopted by (Record 146): 114 Yeas, 31 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bohac; Bonnen, D.; Branch; Burkett; Burnam; Callegari; Canales; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farney; Farrar; Fletcher; Frank; Frullo; Geren; Giddings; Gonzales; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Larson; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miller, D.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sheffield, J.; Smith; Smithee; Stephenson; Strama; Thompson, S.; Toth; Turner, S.; Villalba; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Bell; Bonnen, G.; Button; Capriglione; Creighton; Elkins; Fallon; Flynn; Goldman; Isaac; Klick; Krause; Laubenberg; Lavender; Leach; Miller, R.; Perry; Phillips; Sanford; Schaefer; Sheets; Sheffield, R.; Simmons; Simpson; Springer; Stickland; Taylor; Thompson, E.; Turner, E.S.; White; Zedler.

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

Absent, Excused — Gooden.

Absent — Miles; Riddle.

STATEMENTS OF VOTE

When Record No. 146 was taken, I was in the house but away from my desk. I would have voted no.

Bohac

I was shown voting yes on Record No. 146. I intended to vote no.

Carter

I was shown voting yes on Record No. 146. I intended to vote no.

Huberty

I was shown voting yes on Record No. 146. I intended to vote no.

Kleinschmidt

When Record No. 146 was taken, I was in the house but away from my desk. I would have voted yes.

Miles

Amendment No. 6

Representative Pitts offered the following amendment to CSSB 1:

Floor Packet Page No. 7

Amend **CSSB 1**, on the appropriately numbered page of Article IX by making the following change to Sec. 5.05. Travel Meals and Lodging Expenses.

Sec. 5.05. Travel Meals and Lodging Expenses. (a) A state employee who travels within the continental United States shall be reimbursed for the actual cost of lodging and meals. However, the reimbursements may not exceed the maximum meals and lodging rates based on the federal travel regulations issued by the United States General Services Administration. The maximum lodging rate allowance for Texas cities and counties that do not have a specific federal per diem rate set for that city or county shall not be more than \$85.00 per night; unless the chief administrator of a state agency or designee of the chief administrator determines that local conditions necessitate a change in the lodging rate for a particular location.

(b) At the discretion of each chief administrator of a state agency, a state employee whose duties require the employee to travel outside the employee's designated headquarters without an overnight stay away from the employee's headquarters may be reimbursed for the actual cost of the employee's meals not to exceed \$36.

(c) A state employee may receive reimbursements for the employee's actual expenses for meals and lodging when traveling outside the continental United States.

(d) A state agency or institution may reimburse a state employee for meal expense the employee incurs while traveling outside the employee's designated headquarters for less than six consecutive hours if the reimbursement:

- (1) receives the written approval by the chief administrator of the state agency or institution;
- (2) meets the rules adopted by the Comptroller regarding reimbursement for traveling outside the employee's designated headquarters for less than six consecutive hours; and
- (3) complies with §660.206, Government Code.

Amendment No. 6 was adopted.

Amendment No. 7

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

Floor Packet Page No. 8

Amend **CSSB 1**, on the appropriately numbered page of Article XI by adding the following appropriation to the Article III - Higher Education: Health-related Institutions list.

<u>The University of Texas Health Science Center Houston - Texas Heart Institute Adult Stem Cell Program</u>	<u>\$2,000,000</u>
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Amendment No. 7 was adopted by (Record 147): 130 Yeas, 14 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Crownover; Dale; Darby; Davis, J.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Hughes; Hunter; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Menéndez; Miles; Miller, D.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Smith; Smithee; Stephenson; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Zerwas.

Nays — Bell; Bohac; Capriglione; Creighton; Isaac; Klick; Miller, R.; Perry; Schaefer; Simpson; Springer; Stickland; Turner, E.S.; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Davis, S.; Huberty; Riddle; Wu.

STATEMENTS OF VOTE

When Record No. 147 was taken, I was in the house but away from my desk. I would have voted yes.

Huberty

When Record No. 147 was taken, my vote failed to register. I would have voted yes.

Wu

I was shown voting no on Record No. 147. I intended to vote yes.

Zedler

Amendment No. 8

Representatives Pitts and Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 9

Amend **CSSB 1**, by reducing funding on page III-53-54 by \$14,371,225 in Fiscal Year 2014 and \$9,140,600 in Fiscal Year 2015 in the bill pattern for The University of Texas System Administration, adding a new strategy on page III-40 F.1.5, University of Texas System Administration Funding to the bill pattern for the Texas Higher Education Coordinating Board, increasing funding in Strategy

F.1.5. on page III-40 by \$14,371,225 in Fiscal Year 2014 and \$9,140,600 in Fiscal Year 2015, and adding the following rider to page III-53 to the bill pattern for the Texas Higher Education Coordinating Board:

58. University of Texas System Administration Funding. Amounts appropriated above in Strategy F.1.5, University of Texas System Administration Funding are trusted to the Texas Higher Education Coordinating Board and the Texas Higher Education Coordinating Board may not transfer the amounts appropriated to other purposes. The Texas Higher Education Coordinating Board shall transfer the appropriations to The University of Texas System Administration upon written approval of the Legislative Budget Board and Office of the Governor.

Amendment No. 8 was withdrawn.

Amendment No. 9

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

Floor Packet Page No. 11

Amend **CSSB 1**, in Article I of the bill, by inserting the following appropriately numbered rider following the appropriations to the Office of the Attorney General (page I-11):

_____. Report on Litigation. Not later than August 31 of each year of the 2014-2015 biennium, the Office of the Attorney General shall report to the governor, the lieutenant governor, and the legislature all expenditures of money by the office during the preceding year relating to litigation. The report must include expenses relating to litigation brought by the attorney general and litigation in which the attorney general is defending the state and the expenses of any outside counsel hired by the attorney general to assist in the litigation.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

CSSB 1 - (consideration continued)

Amendment No. 9 was withdrawn.

Amendment No. 10

Representative C. Turner offered the following amendment to **CSSB 1**:

Floor Packet Page No. 12

Amend **CSSB 1**, in Article I of the bill, by inserting the following appropriately numbered rider following the appropriations to the Office of the Attorney General (page I-11):

_____. Report on Litigation Against Federal Government. Not later than March 1 and August 31 of each year of the 2014-2015 biennium, the Office of the Attorney General shall report to the legislature all expenditures of money by the office during the preceding six months relating to litigation brought by the attorney general against the federal government or an agency of the federal government.

Representative S. Turner moved to table Amendment No. 10.

The motion to table prevailed by (Record 148): 103 Yeas, 38 Nays, 1 Present, not voting.

Yeas — Alonzo; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Button; Callegari; Capriglione; Carter; Clardy; Coleman; Cook; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Elkins; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Harless; Harper-Brown; Hilderbran; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; King, K.; King, P.; King, S.; Klick; Kolkhorst; Krause; Kuempel; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; McClendon; Miller, D.; Miller, R.; Morrison; Murphy; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pitts; Price; Raney; Ratliff; Reynolds; Riddle; Ritter; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Taylor; Thompson, E.; Toth; Turner, E.S.; Turner, S.; Villalba; White; Workman; Zedler; Zerwas.

Nays — Allen; Alvarado; Canales; Collier; Cortez; Dutton; Eiland; Farias; Farrar; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Hernandez Luna; Herrero; Howard; Johnson; King, T.; Márquez; Martinez; Martinez Fischer; Menéndez; Moody; Muñoz; Naishtat; Nevárez; Pickett; Raymond; Rodriguez, E.; Rodriguez, J.; Strama; Thompson, S.; Turner, C.; Villarreal; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Anchia; Burkett; Burnam; Giddings; Kleinschmidt; Larson; Miles.

STATEMENTS OF VOTE

When Record No. 148 was taken, my vote failed to register. I would have voted no.

Anchia

When Record No. 148 was taken, my vote failed to register. I would have voted yes.

Burkett

When Record No. 148 was taken, my vote failed to register. I would have voted no.

Burnam

When Record No. 148 was taken, my vote failed to register. I would have voted yes.

Larson

When Record No. 148 was taken, I was in the house but away from my desk. I would have voted no.

Miles

Amendment No. 11

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

Floor Packet Page No. 13

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered provision under the Article I appropriations to the Comptroller of Public Accounts (page I-18):

____. Tax Exemptions and Tax Incidence Report. It is the intent of the legislature that, using money appropriated to the comptroller of public accounts above, the comptroller in the next report prepared and provided in accordance with Section 403.014, Government Code, and preceding the commencement of the 84th regular legislative session, shall include in the analysis of each special provision included in the report the following information categorized by special provision to the extent the information is not made confidential by law:

(1) a list containing the name of each taxpayer who receives a benefit from the special provision; and

(2) with respect to each taxpayer listed, the amount of lost revenue to the state that results from the benefit.

Representative S. Turner moved to table Amendment No. 11.

The motion to table prevailed by (Record 149): 98 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Anderson; Ashby; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Button; Callegari; Capriglione; Carter; Clardy; Cook; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Dukes; Elkins; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzalez, N.; Guerra; Harper-Brown; Hilderbran; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; McClendon; Miller, D.; Miller, R.; Morrison; Murphy; Orr; Otto; Paddie; Parker; Perez; Perry; Phillips; Pitts; Price; Raney; Ratliff; Riddle; Ritter; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Smith; Smithee; Springer; Stickland; Taylor; Thompson, E.; Toth; Turner, E.S.; Turner, S.; Villalba; White; Workman; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Burnam; Canales; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dutton; Eiland; Farias; Farrar; González, M.; Guillen; Gutierrez; Hernandez Luna; Herrero; Howard; Johnson; Martinez; Martinez Fischer; Menéndez; Moody; Naishtat; Nevárez; Oliveira; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Rose; Simpson; Stephenson; Strama; Thompson, S.; Turner, C.; Villarreal; Vo; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Aycock; Gonzales; Harless; Miles; Muñoz; Patrick; Wu.

STATEMENTS OF VOTE

When Record No. 149 was taken, my vote failed to register. I would have voted yes.

Gonzales

When Record No. 149 was taken, I was in the house but away from my desk. I would have voted yes.

Harless

When Record No. 149 was taken, I was in the house but away from my desk. I would have voted no.

Miles

When Record No. 149 was taken, my vote failed to register. I would have voted no.

Muñoz

Amendment No. 12

On behalf of Representative Farrar, Representative Howard offered the following amendment to **CSSB 1**:

Floor Packet Page No. 14

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

(1) In Article I of the bill, add the following appropriately numbered rider after the appropriations to the Comptroller of Public Accounts:

_____. E-newsletter Notification by Comptroller of Right to Breastfeed. Out of the funds appropriated under A.3.1., the Comptroller, at least annually, shall include in the tax policy e-newsletter notification of the right of a mother to breastfeed her baby in any location in which she and the baby are authorized to be.

Amendment No. 12 was adopted by (Record 150): 88 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Alonzo; Alvarado; Anchia; Ashby; Aycock; Bohac; Bonnen, D.; Burnam; Callegari; Canales; Clardy; Coleman; Collier; Cortez; Craddick; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farney; Farrar; Giddings; González, M.; Gonzalez, N.; Guerra; Gutierrez; Harless; Hernandez Luna; Herrero; Hilderbran; Howard; Johnson; Keffer; King, K.; King, S.; Larson; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Patrick; Perez; Perry; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sheffield, J.; Sheffield, R.; Smith; Smithee; Stephenson; Strama; Taylor; Thompson, S.; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; Wu; Zerwas.

Nays — Allen; Anderson; Bell; Bonnen, G.; Branch; Burkett; Button; Capriglione; Carter; Cook; Creighton; Dale; Elkins; Fallon; Fletcher; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Harper-Brown; Huberty; Hughes; Isaac; King, P.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Laubenberg;

Lavender; Leach; Miller, D.; Miller, R.; Morrison; Paddie; Parker; Phillips; Riddle; Sanford; Schaefer; Sheets; Simmons; Simpson; Springer; Stickland; Toth; Turner, E.S.; White; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Guillen; Hunter; Kacal; King, T.; Lewis; Miles; Thompson, E.; Workman.

STATEMENTS OF VOTE

When Record No. 150 was taken, I was in the house but away from my desk. I would have voted no.

Bohac

I was shown voting yes on Record No. 150. I intended to vote no.

D. Bonnen

I was shown voting yes on Record No. 150. I intended to vote no.

Crownover

I was shown voting no on Record No. 150. I intended to vote yes.

Geren

When Record No. 150 was taken, my vote failed to register. I would have voted yes.

Guillen

I was shown voting yes on Record No. 150. I intended to vote no.

Hilderbran

When Record No. 150 was taken, I was in the house but away from my desk. I would have voted yes.

Miles

When Record No. 150 was taken, I was in the house but away from my desk. I would have voted no.

E. Thompson

When Record No. 150 was taken, I was in the house but away from my desk. I would have voted yes.

Workman

REASONS FOR VOTE

I voted no because it is nonsensical for this information to be placed in a tax related newsletter.

G. Bonnen, Goldman, Laubenberg, Leach,
Sheets, Simmons, and E. Thompson

This should not be in a tax newsletter.

Crownover

Amendment No. 13

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

Floor Packet Page No. 15

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered provision under the Article I appropriations to the Comptroller of Public Accounts (page I-18):

_____. Biennial Revenue Estimate Update and Report of Certain Other Amounts. It is the intent of the legislature that, not later than January 15, 2014, and using money appropriated to the comptroller of public accounts in Goal B, Manage Fiscal Affairs, the comptroller shall prepare and provide to the legislature an update of the biennial revenue estimate prepared in accordance with Section 49a, Article III, Texas Constitution, and provided to the legislature in January 2013, together with a report comparing:

(1) the estimate of the amount of money available for general-purpose spending for the state fiscal biennium beginning September 1, 2013, provided to the legislature in January 2013, itemized by revenue source, and the sum of the actual amount of money received and available for general-purpose spending and the revised estimated amount of that money to be received for the remainder of that biennium, itemized by revenue source;

(2) the estimate of the amount of money available for general-purpose spending for the state fiscal biennium beginning September 1, 2011, provided to the legislature in January 2011, itemized by revenue source, and the actual amount of money received and available for general-purpose spending for that biennium, itemized by revenue source;

(3) for the state fiscal biennium beginning September 1, 2011, the amount of money estimated to be transferred to the economic stabilization fund during that biennium, as determined before the beginning of that biennium, and the actual amount of money transferred to that fund during that biennium; and

(4) for the state fiscal biennium beginning September 1, 2013, the amount of money estimated to be transferred to the economic stabilization fund during that biennium, as determined before the beginning of that biennium and, as of the date of the report, the sum of the actual amount of money transferred to that fund during that biennium and the estimated amount of money that will be transferred to that fund during the remainder of that biennium.

Amendment No. 13 was adopted by (Record 151): 107 Yeas, 39 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Ashby; Aycock; Bohac; Bonnen, D.; Burkett; Burnam; Callegari; Canales; Carter; Clardy; Coleman; Collier; Cortez; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farney; Farrar; Frullo; Geren; Giddings; Gonzales; González, M.; Gonzalez, N.; Guerra; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Hughes; Hunter; Johnson; Kacal; Keffer; King, K.; King, S.; King, T.; Kolkhorst; Kuempel; Larson; Lavender; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez;

Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Patrick; Perez; Perry; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sheffield, J.; Simmons; Smith; Smithee; Stephenson; Strama; Taylor; Thompson, S.; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Anderson; Bell; Bonnen, G.; Branch; Button; Capriglione; Cook; Craddick; Creighton; Elkins; Fallon; Fletcher; Flynn; Frank; Goldman; Huberty; Isaac; Kleinschmidt; Klick; Krause; Laubenberg; Leach; Miller, R.; Morrison; Parker; Phillips; Riddle; Sanford; Schaefer; Sheets; Sheffield, R.; Simpson; Springer; Stickland; Thompson, E.; Toth; Turner, E.S.; White; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Guillen; King, P.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 151. I intended to vote no.

Bohac

I was shown voting yes on Record No. 151. I intended to vote no.

D. Bonnen

I was shown voting yes on Record No. 151. I intended to vote no.

Clardy

I was shown voting yes on Record No. 151. I intended to vote no.

Crownover

When Record No. 151 was taken, my vote failed to register. I would have voted yes.

Guillen

I was shown voting yes on Record No. 151. I intended to vote no.

Harless

I was shown voting yes on Record No. 151. I intended to vote no.

Hilderbran

I was shown voting yes on Record No. 151. I intended to vote no.

Hunter

When Record No. 151 was taken, I was in the house but away from my desk. I would have voted no.

P. King

Amendment No. 14

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

Floor Packet Page No. 18

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered provision under the Article I appropriations to the Comptroller of Public Accounts (page I-18):

_____. Federal Earned Income Tax Credit Study. (a) It is the intent of the Legislature that the Comptroller of Public Accounts, using funds appropriated to the Comptroller above, conduct a study on the effect of the provision of federal earned income tax credit information as required by Chapter 104, Labor Code, on:

(1) the number of taxpayers claiming that credit; and

(2) the number of taxpayers in this state who are eligible to claim that credit but who do not claim the credit.

(b) At the Comptroller's request, a state agency shall provide information for and assistance in conducting the study under this section.

(c) Not later than December 1, 2014, the Comptroller shall provide a report on the results of the study to the Governor, the Lieutenant Governor, and the Legislature.

Amendment No. 14 was adopted by (Record 152): 80 Yeas, 66 Nays, 1 Present, not voting.

Yeas — Alonzo; Alvarado; Anchia; Ashby; Aycock; Burnam; Callegari; Coleman; Collier; Cortez; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farney; Farrar; Geren; Giddings; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Hernandez Luna; Herrero; Howard; Johnson; Kacal; Keffer; King, K.; King, S.; King, T.; Klick; Larson; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Otto; Perez; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Rose; Sheffield, J.; Simmons; Smith; Stephenson; Strama; Thompson, S.; Turner, C.; Turner, S.; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Allen; Anderson; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Button; Capriglione; Carter; Clardy; Cook; Craddick; Creighton; Crownover; Dale; Elkins; Fallon; Fletcher; Flynn; Frank; Frullo; Goldman; Gonzales; Harless; Harper-Brown; Hilderbran; Huberty; Hughes; Hunter; Isaac; King, P.; Kleinschmidt; Kolkhorst; Krause; Kuempel; Laubenberg; Lavender; Leach; Miller, D.; Miller, R.; Morrison; Murphy; Orr; Paddie; Parker; Perry; Phillips; Riddle; Ritter; Sanford; Schaefer; Sheets; Sheffield, R.; Simpson; Smithee; Springer; Stickland; Taylor; Thompson, E.; Toth; Turner, E.S.; Villalba; White; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Canales; Patrick.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 152. I intended to vote no.

Ashby

When Record No. 152 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 152 was taken, I was in the house but away from my desk. I would have voted no.

Patrick

Amendment No. 15

Representative Y. Davis offered the following amendment to **CSSB 1**:
Floor Packet Page No. 21

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered provision under the Article I appropriations to the comptroller (page I-21):

_____. Report on General Revenue Collections. (a) It is the intent of the legislature that, to improve transparency and ensure that information relating to state revenue is available to members of the legislature, the comptroller, using funds appropriated to the comptroller above, shall prepare and submit to each member of the legislature a monthly report that covers the preceding month and includes:

(1) the amount of money that was deposited in each account in the general revenue fund during the relevant reporting period and the source of that money;

(2) the total amount of money collected by the state during the relevant reporting period and the source of that money;

(3) a comparison, for the period covered by the report, of the actual revenue collected and the estimated amount of anticipated revenue contained in the comptroller's statement required by Section 49a, Article III, Texas Constitution; and

(4) if the comptroller updates the statement required under Section 49a, Article III, Texas Constitution, during the reporting period, a complete explanation of the update, including the amount and source of the money that is the subject of the update.

(b) The comptroller shall submit the first report required under this provision on October 1, 2013.

Amendment No. 15 was withdrawn.

Amendment No. 16

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

Floor Packet Page No. 22

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider following the Article I appropriations for Fiscal Programs - Comptroller of Public Accounts (page I-26):

_____. Report on State Debt. It is the intent of the legislature that the comptroller, using funds appropriated to the comptroller above, report on the current amount of state debt. It is the intent of the legislature that the comptroller submit this report to the public by posting a continuously updated debt clock on the comptroller's Internet website.

Amendment No. 17

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

Amend Amendment No. 16 to **CSSB 1** (house committee printing) by Walle (page 22 of the prefiled amendment packet) as follows:

(1) On line 5 of the amendment, between "State" and "Debt", insert "and Local".

(2) On line 7 of the amendment, between "state" and "debt", insert "and local".

(3) Strike lines 9-10 of the amendment and substitute the following: report to the public by posting on the comptroller's Internet website a continuously updated debt clock that reflects the current amount of state debt, a continuously updated debt clock that reflects the current amount of local debt, and a continuously updated debt clock that reflects the current amount of state and local debt.

AMENDMENT NO. 17 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE WALLE: Because this is particularly in reference to the state debt, your amendment would do what?

REPRESENTATIVE SIMPSON: It would just also ask for a state clock for local debt and then another clock that would be state and local combined, so we'd have a picture—

WALLE: So, would they be separate debt clocks, because what I'm concerned about is—

SIMPSON: It would be three clocks—three of them: local, state, and then a combined one, so there would be different ones.

WALLE: Is it your view that this would be a mandate on local governments?

SIMPSON: No, it would not.

WALLE: Or an unfunded mandate on local governments?

SIMPSON: No, I don't see that at all.

REMARKS ORDERED PRINTED

Representative Walle moved to print remarks between Representative Simpson and Representative Walle.

The motion prevailed.

Amendment No. 17 failed of adoption by (Record 153): 61 Yeas, 83 Nays, 1 Present, not voting.

Yeas — Ashby; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burnam; Capriglione; Clardy; Cook; Eiland; Elkins; Fallon; Farias; Fletcher; Flynn; Frank; Goldman; Gonzalez, N.; Guillen; Harper-Brown; Herrero; Hilderbran; Huberty; Hughes; Hunter; Isaac; King, P.; Kleinschmidt; Klick; Krause; Laubenberg; Lavender; Leach; Longoria; Lozano; Márquez; Martinez Fischer; Menéndez; Miller, R.; Moody; Patrick; Phillips; Price; Raymond; Riddle; Sanford; Schaefer; Sheets; Simmons; Simpson; Smithee; Springer; Stephenson; Stickland; Taylor; Toth; Turner, E.S.; Vo; Walle; White; Zedler.

Nays — Allen; Alonzo; Alvarado; Anchia; Anderson; Aycock; Bell; Branch; Button; Callegari; Canales; Carter; Coleman; Collier; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Farney; Farrar; Frullo; Geren; Giddings; Gonzales; González, M.; Guerra; Gutierrez; Harless; Hernandez Luna; Howard; Johnson; Kacal; Keffer; King, K.; King, S.; King, T.; Kolkhorst; Kuempel; Larson; Lewis; Lucio; Martinez; McClendon; Miller, D.; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Perez; Perry; Pickett; Pitts; Raney; Ratliff; Reynolds; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sheffield, J.; Sheffield, R.; Smith; Strama; Thompson, E.; Turner, C.; Villalba; Villarreal; Workman; Wu; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Miles; Morrison; Thompson, S.; Turner, S.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 153. I intended to vote no.

Longoria

When Record No. 153 was taken, I was in the house but away from my desk. I would have voted no.

Miles

I was shown voting no on Record No. 153. I intended to vote yes.

Orr

(Geren in the chair)

Representative S. Turner moved to table Amendment No. 16.

The motion to table prevailed by (Record 154): 79 Yeas, 66 Nays, 2 Present, not voting.

Yeas — Allen; Anderson; Ashby; Aycock; Bell; Bonnen, D.; Bonnen, G.; Branch; Button; Callegari; Clardy; Cook; Craddick; Creighton; Crownover; Dale; Darby; Davis, S.; Dukes; Elkins; Farney; Fletcher; Flynn; Frullo; Giddings; Goldman; Gonzales; Guerra; Harless; Isaac; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kuempel; Larson; Laubenberg; Lavender; Lewis; Longoria; McClendon; Miller, D.; Miller, R.; Morrison; Murphy; Orr; Otto; Paddie; Parker; Patrick; Perry; Phillips; Pitts; Price; Raney; Ratliff; Riddle; Ritter; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Smith; Smithee; Springer; Stephenson; Stickland; Turner, E.S.; Turner, S.; Villalba; White; Workman; Wu; Zedler; Zerwas.

Nays — Alonzo; Alvarado; Anchia; Bohac; Burkett; Burnam; Canales; Capriglione; Carter; Coleman; Collier; Cortez; Davis, J.; Davis, Y.; Deshotel; Dutton; Eiland; Fallon; Farias; Farrar; Frank; González, M.; Gonzalez, N.; Guillen; Gutierrez; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Johnson; Kolkhorst; Krause; Leach; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Menéndez; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Simpson; Strama; Taylor; Thompson, E.; Toth; Turner, C.; Villarreal; Vo; Walle.

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

Absent, Excused — Gooden.

Absent — Miles; Thompson, S.

STATEMENTS OF VOTE

I was shown voting no on Record No. 154. I intended to vote yes.

Harper-Brown

When Record No. 154 was taken, I was in the house but away from my desk. I would have voted no.

Miles

I was shown voting yes on Record No. 154. I intended to vote no.

Phillips

I was shown voting yes on Record No. 154. I intended to vote no.

Workman

Amendment No. 18

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

Floor Packet Page No. 23

Amend **CSSB 1** in Article I of the bill immediately following the appropriations to the Fiscal Programs-Comptroller of Public Accounts (page I-26) by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Unclaimed Property Held in Another State. Using amounts appropriated above, the comptroller of public accounts to the extent authorized by law may take any necessary actions to have unclaimed property in the custody or possession of another state or a person residing in another state delivered to the comptroller to be held in the custody of this state to pay the claims of persons in this state who establish ownership of the property.

Amendment No. 18 was adopted. (Isaac recorded voting no.)

Amendment No. 19

Representative Walle offered the following amendment to **CSSB 1**:
Floor Packet Page No. 24

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered provision under the Article I appropriations to the Texas Ethics Commission (page I-34):

_____. Study on Failure to File Lobbyist Registration Forms and Lobbying Activities Reports. (a) It is the intent of the legislature that the Texas Ethics Commission, using funds appropriated to the commission above, study the fiscal impact of the failure of lobbyists to file lobbyist registration forms during the previous calendar year or lobbying activities reports covering activities occurring during the previous calendar year as required under Chapter 305, Government Code.

(b) Not later than June 1 of each year, the commission shall provide a report on the results of the study conducted under Subsection (a) to the governor, the lieutenant governor, and the legislature.

(c) The report submitted under Subsections (a) and (b) shall include the name of each person who the commission determines failed to both file a lobbyist registration form during the previous calendar year and a lobbying activities report covering activities occurring during the previous calendar year. This report shall list and itemize, to the extent possible, amounts of unpaid registration fees and estimates of state resources expended in relation to and the economic impact of not filing lobbyist registration forms during the previous calendar year or lobbying activities reports covering activities occurring during the previous calendar year.

Amendment No. 19 was adopted by (Record 155): 91 Yeas, 51 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Bohac; Branch; Burkett; Burnam; Callegari; Canales; Coleman; Collier; Cook; Cortez; Crossover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farney; Farrar; Fletcher; Giddings; Gonzales; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Hernandez Luna; Herrero; Howard; Hughes; Hunter; Johnson; King, K.; King, S.; King, T.; Klick; Larson; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Miles; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Orr; Paddie; Patrick; Perez; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Ritter; Rodriguez, E.;

Rodriguez, J.; Rose; Sheffield, J.; Smith; Smithee; Stephenson; Strama; Thompson, S.; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Anderson; Ashby; Aycock; Bell; Bonnen, D.; Bonnen, G.; Button; Capriglione; Carter; Clardy; Craddick; Creighton; Elkins; Fallon; Flynn; Frank; Frullo; Goldman; Harper-Brown; Hilderbran; Isaac; Kacal; King, P.; Kleinschmidt; Kolkhorst; Krause; Kuempel; Laubenberg; Lavender; Leach; Lewis; Miller, D.; Miller, R.; Morrison; Murphy; Otto; Parker; Perry; Riddle; Sanford; Schaefer; Sheets; Sheffield, R.; Simpson; Springer; Stickland; Thompson, E.; Toth; Turner, E.S.; White; Zedler.

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

Absent, Excused — Gooden.

Absent — Huberty; Keffer; Menéndez; Simmons; Taylor.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 155. I intended to vote no.

Farney

When Record No. 155 was taken, I was in the house but away from my desk. I would have voted no.

Huberty

I was shown voting yes on Record No. 155. I intended to vote no.

S. King

I was shown voting yes on Record No. 155. I intended to vote no.

Paddie

When Record No. 155 was taken, I was in the house but away from my desk. I would have voted no.

Simmons

When Record No. 155 was taken, my vote failed to register. I would have voted no.

Taylor

Amendment No. 20

Representative Martinez Fischer offered the following amendment to **CSSB 1**:

Floor Packet Page No. 27

Amend **CSSB 1** in Article I of the bill, following the appropriations to the Trusteed Programs Within the Office of the Governor (page I-55), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Report on Driving While Intoxicated. (a) Out of the amounts appropriated above in Strategy A.1.3, Criminal Justice, the office of the governor shall conduct a study on driving while intoxicated, including:

(1) monitoring and analyzing data collected in this state relating to driving fatalities involving intoxicated drivers and automatic driver's license suspensions for driving while intoxicated offenses; and

(2) monitoring and analyzing the laws and programs of other states that have been successful in reducing the number of driving while intoxicated offenses committed in those states.

(b) Based on the study conducted under Subsection (a), the office of the governor shall develop a plan to collaborate with the Texas Department of Transportation, the Department of Public Safety, and the Department of State Health Services to reduce alcoholism and recidivism and the number of driving while intoxicated offenses committed in this state.

(c) Not later than January 1, 2015, the office of the governor shall submit to the legislature a report of the study conducted under Subsection (a) and the plan developed under Subsection (b). The report must:

(1) include an evaluation of the efficacy of laws and programs designed to reduce the number of driving while intoxicated offenses in this state and in other states; and

(2) recommend legislation relating to the prevention of driving while intoxicated in this state.

Amendment No. 20 was adopted by (Record 156): 108 Yeas, 37 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Ashby; Aycock; Bohac; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farrar; Fletcher; Frullo; Giddings; Gonzales; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Howard; Huberty; Hughes; Johnson; Kacal; Keffer; King, K.; King, S.; King, T.; Klick; Kolkhorst; Kuempel; Larson; Lavender; Lewis; Longoria; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Menéndez; Miles; Miller, D.; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Parker; Patrick; Perez; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sheffield, J.; Sheffield, R.; Smith; Smithee; Stephenson; Strama; Taylor; Thompson, S.; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Anderson; Bell; Bonnen, D.; Capriglione; Carter; Creighton; Dale; Elkins; Fallon; Flynn; Frank; Goldman; Hilderbran; Hunter; Isaac; King, P.; Kleinschmidt; Krause; Laubenberg; Leach; Lozano; Miller, R.; Morrison; Perry; Phillips; Sanford; Schaefer; Sheets; Simmons; Simpson; Springer; Stickland; Thompson, E.; Toth; Turner, E.S.; White; Zedler.

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

Absent, Excused — Gooden.

Absent — Farney; Paddie.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 156. I intended to vote no.

Button

I was shown voting no on Record No. 156. I intended to vote yes.

Carter

When Record No. 156 was taken, I was in the house but away from my desk. I would have voted no.

Farney

I was shown voting no on Record No. 156. I intended to vote yes.

Lozano

I was shown voting yes on Record No. 156. I intended to vote no.

Orr

When Record No. 156 was taken, I was in the house but away from my desk. I would have voted no.

Paddie

I was shown voting no on Record No. 156. I intended to vote yes.

Sheets

Amendment No. 21

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

Floor Packet Page No. 30

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

(1) In Article I, in the appropriations to the Trusteed Programs Within the Office of the Governor (page I-51), strike Strategy A.1.4, Film and Music Marketing, and reduce the amount of general revenue funds appropriated in each fiscal year of the state fiscal biennium ending August 31, 2015, to the Trusteed Programs Within the Office of the Governor accordingly.

(2) Throughout Article I, strike each reference to Strategy A.1.4, Film and Music Marketing.

(3) Add the following appropriately numbered provision under the Article II appropriations to the Health and Human Services Commission (page II-79):

_____. Supplemental Funding for Texas Women's Health Program. In addition to other amounts appropriated by this Act to the Health and Human Services Commission for the purposes of Strategy D.2.3, Texas Women's Health Program, the amount of \$13,135,297 for each year of the state fiscal biennium ending August 31, 2015, is appropriated from the general revenue fund to the commission for that purpose.

(4) Adjust article totals and methods of financing accordingly.

Amendment No. 21 - Point of Order

Representative Y. Davis raised a point of order against further consideration of Amendment No. 21 on the grounds that the amendment violates the Committee on Calendars rule.

The chair sustained the point of order and submitted the following statement:

Representative Y. Davis raised a point of order against further consideration of Amendment No. 21 to **CSSB 1**, asserting that Amendment No. 21 violates the take-and-put provision of the calendar rule adopted for consideration of the bill. The point of order is sustained. The amendment purported to strike Strategy A.1.4., Film and Marketing, from the bill and then provide over \$13 million to Strategy D.2.3, the Texas Women's Health Program. However, Strategy A.1.4 only had about \$4.2 million available that could be shifted to another program. Because the amendment attempted to increase an item of appropriation without correspondingly reducing one or more items of appropriation in the bill from the fund or funds against which the appropriation was to be certified, the amendment violated the calendar rule and was out of order. See 83 H.J. Reg. 969 (2013) (containing the text of the calendar rule).

The ruling precluded further consideration of Amendment No. 21.

Amendment No. 22

Representative Klick offered the following amendment to **CSSB 1**:
Floor Packet Page No. 31

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

(1) In Article I of the bill, proportionally reduce the appropriations in Goal A.1.6 Strategy Women Groups on page I-51 to the Governor's Commission on Women, by a total of \$223,725 for the fiscal year ending August 31, 2014, and by a total of \$223,725 for the fiscal year ending August 31, 2015.

(2) In Article III of the bill, in the items of appropriations to the Teacher Retirement System, on page III-27, increase the appropriation to A.2.1. Strategy, Retiree Health - Statutory Funds by \$223,725 for the fiscal year ending August 31, 2014 and by \$223,725 for the fiscal year ending August 31, 2015.

(3) Adjust totals and methods of finance accordingly.

Amendment No. 23

Representative Klick offered the following amendment to Amendment No. 22:

Amend the amendment by Klick amending **CSSB 1** (on page 31 of the prefiled amendments packet) by striking lines 2-13 of the amendment and substituting the following:

(1) In Article I of the bill, reduce the appropriations from the general revenue fund to the Trusteed Programs Within the Office of the Governor for Strategy A.1.6, Women's Groups, on page I-51, by \$223,725 for the fiscal year ending August 31, 2014, and by \$223,725 for the fiscal year ending August 31, 2015.

(2) In Article III of the bill, add the following appropriately numbered rider after the appropriations to the Teacher Retirement System:

_____. Additional Funds for Retiree Health - Statutory Funds. In addition to the other amounts appropriated for Strategy A.2.1, Retiree Health - Statutory Funds, in the state fiscal biennium beginning September 1, 2013, the amount of \$223,725 is appropriated out of the general revenue fund to the Teacher Retirement System for the fiscal year ending August 31, 2014, and the amount of \$223,725 is appropriated out of the general revenue fund to the Teacher Retirement System for the fiscal year ending August 31, 2015, for the purpose of providing funds for the health care needs of public education retirees.

(3) Adjust article totals and methods of financing accordingly.

Amendment No. 23 was adopted.

Representative S. Turner moved to table Amendment No. 22, as amended.

The motion to table prevailed by (Record 157): 110 Yeas, 32 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Burkett; Burnam; Button; Callegari; Canales; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farney; Fletcher; Frullo; Giddings; Gonzales; González, M.; Gonzalez, N.; Guerra; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Larson; Lavender; Lewis; Longoria; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Perez; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sheets; Sheffield, J.; Sheffield, R.; Smith; Stephenson; Strama; Thompson, S.; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Bonnen, G.; Branch; Capriglione; Carter; Creighton; Elkins; Fallon; Flynn; Frank; Goldman; Hughes; Hunter; Klick; Krause; Laubenberg; Leach; Lozano; Perry; Phillips; Sanford; Schaefer; Simmons; Simpson; Smithee; Springer; Stickland; Taylor; Thompson, E.; Toth; Turner, E.S.; White; Zedler.

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

Absent, Excused — Gooden.

Absent — Bonnen, D.; Farrar; Guillen; Patrick; Riddle.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 157. I intended to vote no.

P. King

When Record No. 157 was taken, my vote failed to register. I would have voted yes.

Patrick

Amendment No. 24

Representative R. Sheffield offered the following amendment to **CSSB 1**:
Floor Packet Page No. 32

Amend **CSSB 1** as follows:

(1) On page I-51 of the bill pattern for the Trusteed Programs within the Office of the Governor, reduce General Revenue appropriations to Strategy A.1.9, Economic Development and Tourism, by \$224,871 in fiscal year 2014 and by \$212,247 in fiscal year 2015.

(2) On page I-79 of the bill pattern for the Veterans Commission, increase General Revenue appropriations to Strategy A.1.2, Veterans Employment Services by \$224,871 in fiscal year 2014 and by \$212,247 in fiscal year 2015.

Amendment No. 25

Representative R. Sheffield offered the following amendment to Amendment No. 24:

Amend Amendment No. 24 to **CSSB 1** by R. Sheffield (prefiled amendment packet page 32) by striking the text and substituting the following:

Amend **CSSB 1**, on page XI-2 of Article I of Article XI for the Veterans Commission by adding the following rider:

Contingency for the Veteran Entrepreneur Program. Contingent upon enactment of **SB 1476**, or similar legislation, by the Eighty-third Legislature, Regular Session, 2013, relating to the creation of the veteran entrepreneur program, the Veterans Commission is appropriated \$224,871 in fiscal year 2014 and by \$212,247 in fiscal year 2015 out of General Revenue to Strategy A.1.2, Veterans Employment Services.

Amendment No. 25 was adopted.

Amendment No. 24, as amended, was adopted.

Amendment No. 26

Representative Lavender offered the following amendment to **CSSB 1**:
Floor Packet Page No. 34

Amend **CSSB 1** as follows:

(1) In Article I of the bill on page I-51, add the following new rider:

TexAmericas Economic Development Assistance. Out of amounts appropriated above in Strategy A.1.10, Military Preparedness, the Trusteed Programs Within the Office of the Governor shall allocate \$15,000,000 for the

2014-15 biennium in General Revenue funds for the purpose of providing economic and industrial development assistance to the TexAmericas Center Authority.

(2) In Article I of the bill on page I-51, for Strategy A.1.10, MILITARY PREPAREDNESS, for Fiscal Year 2014, strike "\$124,103,995" and substitute "\$139,103,995".

(3) In Article I of the bill on page I-51, for Strategy A.1.3, CRIMINAL JUSTICE, for Fiscal Year 2014, strike "\$96,853,289" and substitute "\$81,853,289".

Amendment No. 26 was withdrawn.

Amendment No. 27

Representative Walle offered the following amendment to **CSSB 1**:
Floor Packet Page No. 40

Amend **CSSB 1**, in Article I, in the appropriations to the Trusteed Programs Within the Office of the Governor (page I-51), by striking Strategy A.1.8, Texas Enterprise Fund.

(Ritter in the chair)

Representative S. Turner moved to table Amendment No. 27.

The motion to table prevailed by (Record 158): 109 Yeas, 32 Nays, 2 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Button; Callegari; Canales; Capriglione; Carter; Clardy; Collier; Cook; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Dukes; Dutton; Eiland; Elkins; Fallon; Farney; Farrar; Fletcher; Flynn; Frank; Geren; Giddings; Goldman; Gonzales; Gonzalez, N.; Guerra; Guillen; Harless; Harper-Brown; Howard; Huberty; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Kuempel; Larson; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; McClendon; Menéndez; Miller, D.; Miller, R.; Morrison; Muñoz; Naishtat; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Reynolds; Riddle; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Smith; Smithee; Stephenson; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, S.; Villalba; Villarreal; Vo; Workman; Zedler; Zerwas.

Nays — Alonzo; Burnam; Davis, Y.; Deshotel; Farias; Frullo; González, M.; Gutierrez; Hernandez Luna; Herrero; Hilderbran; Krause; Laubenberg; Martinez; Martinez Fischer; Moody; Nevárez; Perez; Perry; Raymond; Rodriguez, J.; Rose; Sanford; Schaefer; Simpson; Springer; Stickland; Turner, C.; Turner, E.S.; Walle; White; Wu.

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

Absent, Excused — Gooden.

Absent — Coleman; Cortez; Hughes; Miles; Murphy; Rodriguez, E.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 158. I intended to vote no.

Bohac

I was shown voting yes on Record No. 158. I intended to vote no.

Carter

I was shown voting no on Record No. 158. I intended to vote yes.

Hilderbran

When Record No. 158 was taken, I was in the house but away from my desk. I would have voted yes.

Miles

Amendment No. 28

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

Floor Packet Page No. 41

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

(1) In Article I of the bill (page I-51), in the appropriations to the Trusteed Programs Within the Office of the Governor, reduce the appropriations from the general revenue fund to the Trusteed Programs Within the Office of the Governor for Strategy A.1.13, State-Federal Relations, by the amount of \$322,331 for the state fiscal year ending August 31, 2014, and by the amount of \$324,852 for the state fiscal year ending August 31, 2015.

(2) In Article VII of the bill (page VII-2), in the appropriations to the Department of Housing and Community Affairs, increase the appropriations from the general revenue fund to the Department of Housing and Community Affairs for Strategy B.2.1, Colonia Service Centers, by the amount of \$322,331 for the state fiscal year ending August 31, 2014, and by the amount of \$324,852 for the state fiscal year ending August 31, 2015.

(3) Adjust article totals and methods of financing accordingly.

(Geren in the chair)

Representative S. Turner moved to table Amendment No. 28.

The motion to table prevailed by (Record 159): 98 Yeas, 43 Nays, 2 Present, not voting.

Yeas — Allen; Anderson; Ashby; Aycok; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Button; Callegari; Carter; Clardy; Cook; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Dukes; Eiland; Elkins; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Giddings; Goldman; Gonzales; Guerra; Harless; Harper-Brown; Hilderbran; Howard; Huberty; Hughes; Hunter; Kacal; Keffer; King, K.; King, P.; King, S.; Kleinschmidt; Klick; Kolkhorst; Kuempel; Larson; Laubenberg; Lavender; Leach; Longoria; Lozano; McClendon; Miller, D.; Miller, R.; Morrison; Murphy; Orr; Otto; Paddie; Parker; Patrick; Perry; Phillips; Pitts; Price; Raney; Ratliff;

Reynolds; Riddle; Ritter; Rose; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Taylor; Thompson, E.; Toth; Turner, E.S.; Turner, S.; Vo; Workman; Zedler; Zerwas.

Nays — Alonzo; Alvarado; Anchia; Burnam; Canales; Coleman; Collier; Cortez; Deshotel; Dutton; Farias; Farrar; González, M.; Gonzalez, N.; Guillen; Gutierrez; Hernandez Luna; Herrero; Isaac; Johnson; King, T.; Lucio; Márquez; Martinez; Martinez Fischer; Menéndez; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Pickett; Raymond; Rodriguez, E.; Rodriguez, J.; Strama; Thompson, S.; Turner, C.; Villalba; Villarreal; Walle; White; Wu.

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

Absent, Excused — Gooden.

Absent — Capriglione; Krause; Lewis; Miles; Perez; Sanford.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 159. I intended to vote no.

Guerra

I was shown voting yes on Record No. 159. I intended to vote no.

Longoria

When Record No. 159 was taken, I was in the house but away from my desk. I would have voted no.

Miles

Amendment No. 29

Representatives S. Thompson and Vo offered the following amendment to **CSSB 1**:

Floor Packet Page No. 42

Amend **CSSB 1** in Article I, following the appropriations to Trusteed Programs within the Office of the Governor, in Rider 7 (Administration: Foreign Offices), in Subsection a (page I-53), by striking the third and fourth sentences and substituting the following:

The Office of the Governor shall expend funds for the Mexico offices and any offices established in Taiwan out of any funds available, but shall not expend any funds appropriated under this Act for any office or staff at any other foreign offices established by the Office of the Governor. The Office of the Governor may seek and use alternative funding sources other than funds appropriated under this Act for offices in locations other than Mexico City or Taiwan.

Amendment No. 29 was adopted. (White and Zedler recorded voting no.)

Amendment No. 30

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

Floor Packet Page No. 45

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

(1) In Article I of the bill, add the following appropriately numbered rider after the appropriations to the Historical Commission (page I-60):

____. Reduction of Appropriations. Notwithstanding any other provision of this Act, the appropriations to the Historical Commission for each item of appropriation by strategy name is reduced by an amount necessary so that the amount of each appropriation to the commission for each fiscal year under this Act equals the corresponding item of appropriation by strategy name to the commission for each fiscal year in the General Appropriations Act for the 2011-2013 fiscal biennium.

(2) In Article III of the bill, add the following appropriately numbered rider after the appropriations to the Teacher Retirement System (page III-30):

____. Additional Funds for Retiree Health-Statutory Funds. In addition to the other amounts appropriated above for Strategy A.2.1, Retiree Health-Statutory Funds, in each year of the state fiscal biennium beginning September 1, 2013, the total amounts by which appropriations to the Historical Commission are reduced for each fiscal year by Rider ____ following the appropriations to that commission are appropriated out of the general revenue fund to the Teacher Retirement System for Strategy A.2.1, Retiree Health-Statutory Funds, to provide funds for each fiscal year for the health care needs of public education retirees.

(3) Adjust article totals and methods of financing accordingly.

Amendment No. 31

Representative Schaefer offered the following amendment to Amendment No. 30:

Amend Amendment No. 30 to **CSSB 1** by Schaefer (page 45 of the prefiled amendments packet) as follows:

(1) On line 12, strike "2011-2013" and substitute "2012-2013".

(2) On line 16, strike "Retiree Health-Statutory Funds" and substitute "TRS-Public Education Retirement".

(3) On line 18, strike "A.2.1, Retiree Health-Statutory Funds" and substitute "A.1.1, TRS-Public Education Retirement".

(4) On lines 23-24, strike "A.2.1, Retiree Health-Statutory Funds" and substitute "A.1.1, TRS-Public Education Retirement".

(5) On line 25, strike "health care" and substitute "retirement".

Amendment No. 31 was adopted.

Amendment No. 30, as amended, was withdrawn.

Amendment No. 32

Representative Gutierrez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 46

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

(1) Add the following appropriately numbered provision under the Article I appropriations to the Library & Archives Commission (page I-69):

____. Public, K-12, and Academic Library Grants. In addition to other amounts appropriated by this Act to the Library & Archives Commission for Strategy A.1.2, Aid to Local Libraries, the amount of \$450,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$2,950,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015. The additional amounts appropriated under this provision may be used solely to provide public, K-12, and academic library grants.

(2) Reduce the Article I appropriations from the general revenue fund to the Trusted Programs within the Office of the Governor for Strategy A.1.9, Economic Development and Tourism (page I-51), by the amount of \$450,000 for the state fiscal year ending August 31, 2014, and by the amount of \$2,950,000 for the state fiscal year ending August 31, 2015.

(3) Adjust totals and methods of financing accordingly.

Representative S. Turner moved to table Amendment No. 32.

The motion to table prevailed.

Amendment No. 33

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

Floor Packet Page No. 47

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

(1) In Article I, on page I-66, in the bill pattern appropriations for the Library & Archives Commission, increase the appropriations from the general revenue fund to the Library & Archives Commission for Strategy A.1.1, Library Resource Sharing Services, by the amount of \$1,000,000 for the state fiscal year ending August 31, 2014, and by the amount of \$1,000,000 for the state fiscal year ending August 31, 2015.

(2) In Article I, on page I-51, in the bill pattern appropriations for the Trusted Programs Within the Office of the Governor, reduce the appropriations from the general revenue fund to the Trusted Programs Within the Office of the Governor for Strategy A.1.4, Film and Music Marketing, by the amount of \$1,000,000 for the state fiscal year ending August 31, 2014, and by the amount of \$1,000,000 for the state fiscal year ending August 31, 2015.

(3) Adjust article totals and methods of financing accordingly.

Amendment No. 33 was withdrawn.

Amendment No. 34

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

Floor Packet Page No. 48

Amend **CSSB 1** as follows:

(1) On page I-75 of the bill pattern for the Secretary of State, increase General Revenue appropriations to Strategy D.1.1, Indirect Administration, by \$138,000 in fiscal year 2014.

(2) On page I-78 of the bill pattern for the Secretary of State, add the following rider:

Contingency Appropriation for **HB 313**: Electronic Voter Registration. Contingent on the enactment of **HB 313**, or similar legislation relating to electronic voter registration, by the Eighty-third Legislature, Regular Session, 2013, and included in amounts appropriated above is \$138,000 in General Revenue in fiscal year 2014 to Strategy D.1.1, Indirect Administration, for the Secretary of State to implement the provisions of the legislation.

Amendment No. 34 was withdrawn.

Amendment No. 35

Representative Howard offered the following amendment to **CSSB 1**:
Floor Packet Page No. 49

Amend **CSSB 1** (house committee printing) in Article I of the bill, by adding the following appropriately numbered rider following the appropriations to the Secretary of State:

_____. Feasibility Study of Online Voting. Out of funds appropriated above, it is the intent of the Legislature that the Secretary of State conduct a study to consider the feasibility of implementing the practice of online voting and include a thorough explication and investigation of:

- (1) the experience of jurisdictions, including foreign nations, that have implemented the practice;
- (2) the anticipated cost expenditures or savings to the state and counties upon the implementation of the practice;
- (3) the anticipated increase or decrease in voter turnout upon implementation of the practice; and
- (4) any security issues or other challenges anticipated, including possible solutions.

It is the intent of the Legislature that the Secretary of State deliver the report to the Legislature not later than January 13, 2015.

Amendment No. 35 was adopted by (Record 160): 119 Yeas, 27 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Ashby; Aycock; Bohac; Bonnen, D.; Branch; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farney; Farrar; Fletcher; Frullo; Giddings; Gonzales; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Hernandez Luna; Herrero; Howard; Huberty; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, S.; Klick; Kolkhorst; Krause; Kuempel; Larson; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miller, D.; Miller, R.; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Sheffield, J.; Sheffield, R.;

Simpson; Smith; Smithee; Springer; Stephenson; Strama; Thompson, S.; Toth; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zerwas.

Nays — Anderson; Bell; Bonnen, G.; Burkett; Dale; Elkins; Fallon; Flynn; Frank; Goldman; Harper-Brown; Hilderbran; Hughes; King, P.; King, T.; Kleinschmidt; Laubenberg; Lavender; Morrison; Phillips; Sheets; Simmons; Stickland; Taylor; Thompson, E.; Turner, E.S.; Zedler.

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

Absent, Excused — Gooden.

Absent — Miles.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 160. I intended to vote no.

Button

I was shown voting yes on Record No. 160. I intended to vote no.

Creighton

I was shown voting yes on Record No. 160. I intended to vote no.

Crownover

I was shown voting yes on Record No. 160. I intended to vote no.

Harless

I was shown voting yes on Record No. 160. I intended to vote no.

Kolkhorst

When Record No. 160 was taken, I was in the house but away from my desk. I would have voted yes.

Miles

Amendment No. 36

Representative Menéndez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 51

Amend **CSSB 1** as follows:

On page I-79 of the bill pattern for the Texas Veterans Commission, increase the following strategy by \$1,201,687 in General Revenue Funds in fiscal year 2014 and by \$1,109,887 in fiscal year 2015: A.1.3. Veterans Education.

Amendment No. 36 was withdrawn.

Amendment No. 37

Representative Zedler offered the following amendment to **CSSB 1**:
Floor Packet Page No. 52

Amend **CSSB 1** as follows:

(1) On page ____ of the bill pattern, reduce the following strategy by \$172,095 in General Revenue Funds in fiscal year 2014 and by \$157,873 in fiscal year 2015:_____.

(2) On page I-79 of the bill pattern for the Texas Veterans Commission, increase the following strategy by \$172,095 in General Revenue Funds in fiscal year 2014 and by \$157,873 in fiscal year 2015: A.1.2. Veterans Employment Services.

Amendment No. 38

Representative Zedler offered the following amendment to Amendment No. 37:

Amend Amendment No. 37 (830620) by Representative Zedler to **CSSB 1** by striking lines 4-12 and inserting the following appropriately numbered rider for Article XI:

_____. Contingent Appropriation for **HB 3545** or **SB 10**. Contingent upon the enactment of **HB 3545**, **SB 10**, or similar legislation related to the employment of veterans by state agencies, the Texas Veterans Commission is hereby appropriated \$172,095 in General Revenue Funds in fiscal year 2014 and by \$157,873 in fiscal year 2015 in Strategy A.1.2. Veterans Employment Services, to implement the provisions of this legislation. The "Number of Full-Time Equivalents (FTE)" in the agency's bill pattern is increased by 3.0 FTEs in fiscal year 2014 and 3.0 FTEs in fiscal year 2015.

Amendment No. 38 was adopted.

Amendment No. 37, as amended, was withdrawn.

Amendment No. 39

Representative Farias offered the following amendment to **CSSB 1**:
Floor Packet Page No. 56

Amend **CSSB 1** (house committee printing), in Article I of the bill, by adding the following appropriately numbered rider following the appropriations to the Veterans Commission (page I-81):

_____. Salary of the Executive Director of the Veterans Commission. Notwithstanding the line item appropriation for Executive Director, Group 4, or any other provision of this Act regarding the salary of the executive director of the Veterans Commission, the commission using the money appropriated to the commission for Salaries and Wages under this Act may in each state fiscal year of the state fiscal biennium ending August 31, 2015, pay the executive director an annual salary not to exceed \$126,500.

Amendment No. 39 was withdrawn.

Amendment No. 40

Representative N. Gonzalez offered the following amendment to **CSSB 1**:

Floor Packet Page No. 59

Amend **CSSB 1**, on page II-32 of the Department of Assistive and Rehabilitative Services bill pattern by adding the following appropriately numbered amendment:

____. Expansion of Autism Services. Out of funds appropriated above in Strategy 1.3.1, Autism Program, the Department of Assistive and Rehabilitative Services shall allocate \$2 million in General Revenue Funds for the 2014-15 biennium only for the purpose of expanding the Autism program to include the Far West Texas/El Paso region.

Amendment No. 40 was withdrawn.

Amendment No. 41

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

Floor Packet Page No. 60

Amend **CSSB 1** (house committee printing) in Article II of the bill following the appropriations to the Department of State Health Services (page II-47) by adding the following appropriately numbered rider to the bill and renumbering subsequent riders accordingly:

____. Indigent Health Care Reimbursement. In addition to the amounts appropriated under Strategy B.3.2 to the Department of State Health Services for the biennium beginning September 1, 2013, any revenue received in excess of the comptroller's biennial revenue estimate from unclaimed lottery prize money under Section 466.408, Government Code, is appropriated to the Department of State Health Services for indigent health care reimbursement.

Amendment No. 42

Representative Eiland offered the following amendment to Amendment No. 41:

Amend Amendment No. 41 to **CSSB 1** by Eiland (page 60, prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing) in Article III of the bill following the appropriations to The University of Texas Medical Branch at Galveston (page III-148) by adding the following appropriately numbered rider to the bill and renumbering subsequent riders accordingly:

____. Support for Indigent Care. In addition to the amounts appropriated under Strategy E.1.4 to The University of Texas Medical Branch at Galveston for the biennium beginning September 1, 2013, any revenue received in excess of the comptroller's biennial revenue estimate from unclaimed lottery prize money under Section 466.408, Government Code, is appropriated to The University of Texas Medical Branch at Galveston for support for indigent care.

Amendment No. 42 was adopted. (Laubenberg and Simmons recorded voting no.)

Amendment No. 41, as amended, was adopted. (Laubenberg and Simmons recorded voting no.)

Amendment No. 43

Representative Zerwas offered the following amendment to **CSSB 1**:
Floor Packet Page No. 61

Amend **CSSB 1**, on page II - ____ add the following:

79. Mental Health Appropriations and the 1115 Medicaid Transformation Waiver. Out of funds appropriated above in Goal B., Community Health Services, Strategies B.2.1, Mental Health Services for Adults, B.2.2, Mental Health Services for Children, and B.2.3, Community Mental Health Crisis Services, the Department of State Health Services by contract shall require that \$172,700,000 in General Revenue funds provided to the department in this biennium to be used to the extent possible to draw down additional federal funds through the 1115 transformation waiver or other federal matching opportunities, and the funds must be used for mental health services as specified by the department in its performance contracts. The department shall report to the Legislative Budget Board and the Governor by December 1, 2014 on efforts to leverage these funds.

In furtherance of the goal to maximize federal matching opportunity the department and other state agencies are directed to review and revise the performance agreements, financial and program reporting requirements or other relevant contracts and agreements with Local Mental Health Authorities as necessary to facilitate compliance with federal requirements and to allow for coordination with private hospitals in order to improve access, availability, delivery, efficiency and funding for behavioral health services via the 1115 transformation waiver. In addition, the department will research and address other state and federal impediments to the implementation of this rider. The department or other state agency shall report to the Legislative Budget Board and the Governor by December 1, 2014 on efforts regarding such General Revenue funds.

Amendment No. 43 was adopted. (Zedler recorded voting no.)

Amendment No. 44

Representative Naishtat offered the following amendment to **CSSB 1**:
Floor Packet Page No. 62

Amend **CSSB 1** in Article II of the bill following the appropriations to the Department of State Health Services (page II-50) by adding the following appropriately numbered provision:

____. School-Based Behavioral Health Services. Out of the funds appropriated to the Department of State Health Services above in Strategy B.2.2, Mental Health Services for Children, the department shall allocate \$2,500,000 in each fiscal year for providing technical assistance and grants to school districts that implement best-practice-based positive youth development programs, mental health promotion programs, early mental health intervention programs, suicide

prevention programs, or substance abuse prevention and intervention programs. In allocating the money for grants and technical assistance among school districts that implement those programs, the department shall choose first school districts that implement an early mental health intervention and suicide prevention program under Section 161.325, Health and Safety Code.

Amendment No. 44 was adopted. (Laubenberg, Phillips, Stickland, and Zedler recorded voting no.)

Amendment No. 45

Representative Bohac offered the following amendment to **CSSB 1**:
Floor Packet Page No. 64

Amend **CSSB 1** in Article II of the bill following the appropriations to the Department of State Health Services (page II-50) by adding the following appropriately numbered provision:

_____. School-Based Behavioral Health Services. The Department of State Health Services shall allocate for each fiscal year five percent of the money appropriated for that fiscal year to the Department of State Health Services above in Strategy B.2.2, Mental Health Services for Children, for local mental health authorities to conduct promotion and literacy activities related to programs selected by the department concerning suicide prevention, personal safety, and mental health promotion.

(Speaker in the chair)

Amendment No. 45 was withdrawn.

Amendment No. 46

Representative Herrero offered the following amendment to **CSSB 1**:
Floor Packet Page No. 66

Amend **CSSB 1** (house committee printing) by adding the following to Rider 64 for the Department of State Health Services:

(1) "Priority for funding fellowships will be given to programs located in counties classified all or in part as Medically Underserved Areas."

Amendment No. 46 was withdrawn.

Amendment No. 47

Representative Coleman offered the following amendment to **CSSB 1**:
Floor Packet Page No. 69

Amend **CSSB 1** in Article II of the bill following the appropriations to the Department of State Health Services (page II-74) by amending provision 79:

79. Mental Health Appropriations and the 1115 Medicaid Transformation Waiver. Out of funds appropriated above in Goal B., Community Health Services, Strategies B.2.1, Mental Health Services for Adults, B.2.2, Mental Health Services for Children, and B.2.3, Community Mental Health Crisis Services, the Department of State Health Services by contract shall require that

\$172,700,000 in General Revenue funds provided to the department in this biennium to be used to the extent possible to draw down additional federal funds through the 1115 transformation waiver or other federal matching opportunities, and the funds must be used for mental health services as specified by the department in its performance contracts. The department shall report to the Legislative Budget Board and the Governor by December 1, 2014 on efforts to leverage these funds.

In furtherance of the goal to maximize federal matching opportunity the department and other state agencies are directed to review and revise the performance agreements, financial and program reporting requirements or other relevant contracts and agreements with Local Mental Health Authorities as necessary to facilitate compliance with federal requirements and to allow for coordination with private hospitals in order to improve access, availability, delivery, efficiency and funding for behavioral health services via the 1115 transformation waiver. In addition, the department will research and address other state and federal impediments to the implementation of this rider. The department or other state agency shall report to the Legislative Budget Board and the Governor by December 1, 2014 on efforts regarding such General Revenue funds.

Amendment No. 47 was withdrawn.

Amendment No. 48

Representative Menéndez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 71

Amend **CSSB 1**, on page II-77 of the Department of State Health Services bill pattern by adding the following text:

Mental Health Program Allocation. Out of funds appropriated above, the Department of State Health Services (DSHS) is directed to use \$37,000,000 in General Revenue over the biennium for the purpose of expanding or improving statewide community mental health services. It is the intent of the legislature that DSHS allocate these funds equitably to the local mental health authorities considering the per capita spending of each organization, among other funding parameters.

Amendment No. 48 was adopted. (Laubenberg and Zedler recorded voting no.)

Amendment No. 49

Representative Menéndez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 75

Amend **CSSB 1**, on page II-77 of the Department of State Health Services bill pattern by adding the following text:

Community Mental Health Services Wait List Funding. Out of funds appropriated above in Strategies B.2.1, Mental Health Services for Adults, and B.2.2, Mental Health Services for Children, the Department of State Health Services is directed to use \$57,200,000 in General Revenue funds over the

biennium for the purposes of eliminating the waiting list for services. It is the intent of the Legislature that any of these funds that cannot be used for this purpose shall be allocated among Local Mental Health Authorities with below average per capita funding levels to increase equity in funding allocations.

Amendment No. 49 was adopted. (Laubenberg and Zedler recorded voting no.)

Amendment No. 50

Representative Y. Davis offered the following amendment to **CSSB 1**:
Floor Packet Page No. 77

Amend **CSSB 1** (house committee printing) in Article II of the bill by adding the following appropriately numbered rider following the appropriations to the Department of State Health Services (page II-77):

_____. Data Collection on the Incidence of Health Care-Associated Infections. It is the intent of the legislature that the Department of State Health Services expend funds appropriated for the Texas Health Care-Associated Infection Reporting System to expand the reporting required under the system to accommodate information on infections resulting in the death of the patient.

Amendment No. 50 was adopted.

Amendment No. 51

Representatives Burnam, C. Turner, and Martinez Fischer offered the following amendment to **CSSB 1**:

Floor Packet Page No. 79

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered provision under the Article II appropriations to the Health and Human Services Commission (page II-79) and renumbering subsequent provisions accordingly:

_____. Development of Plan to Create More Efficient Health Care Coverage Options for Persons Eligible for Medicaid; Use of Savings. (a) Notwithstanding any other provision of this Act, out of the funds appropriated to the Health and Human Services Commission in Goal B, Medicaid, for the state fiscal biennium beginning September 1, 2013, no amount may be expended to modify Medicaid eligibility unless the commission develops a plan to create more efficient health care coverage options for all existing and newly eligible populations and the commission receives prior written approval from the Legislative Budget Board before implementing the plan.

(b) Legislative Budget Board approval may not be granted unless the plan satisfactorily addresses, as determined by the board, the following principles;

- (1) the reduction of uncompensated costs;
- (2) the promotion of the use of existing private coverage and employer sponsored coverage;
- (3) the establishment of wellness initiatives;
- (4) the development of cost-sharing initiatives that require a recipient to pay a copayment, deductible, premium payment, or other cost-sharing payment;

- (5) the creation of pay-for-performance initiatives;
- (6) the creation of customized benefit plans for defined populations within Medicaid;
- (7) the promotion of health savings accounts;
- (8) the encouragement of individual responsibility;
- (9) the achievement of efficiency, including containing cost growth and improving the coordination of care within Medicaid;
- (10) the reduction of non-emergency visits to emergency rooms for patients who can access services in other settings; and
- (11) the reduction of the need to gain federal approval for minor changes to the state Medicaid plan.

(c) If the Health and Human Services Commission modifies Medicaid eligibility in accordance with a plan developed under this section:

(1) the Legislative Budget Board shall calculate the estimated resulting savings in general revenue money appropriated by this Act in Articles II and IV and identify the agencies, goals, and strategies to which that money was appropriated; and

(2) notwithstanding Rider 12 following the appropriations to the Health and Human Services Commission or any other limitation on transfers in this Act, the amounts of money calculated by the Legislative Budget Board under Subdivision (1) are transferred from the identified agencies, goals, and strategies to the Texas Education Agency for the state fiscal biennium beginning September 1, 2013, for Strategy A.1.1, FSP - Equalized Operations, to increase the basic allotment under Section 42.101, Education Code, to the maximum extent possible.

Amendment No. 52

Representative Zerwas offered the following amendment to Amendment No. 51:

Amend Amendment No. 51 by Burnam to **CSSB 1** (pages 79-80, prefiled amendment packet) as follows:

(1) On page 1 of the amendment, strike lines 5-10 and substitute the following:

_____. Certain Medicaid Funds. (a) Of the funds appropriated in this Act to the Health and Human Services Commission in Goal B, Medicaid and notwithstanding any other provision of this Act, no amount may be expended to modify

(2) On page 1, line 16, of the amendment, strike "may not" and substitute "shall not".

(3) On page 1, line 23, of the amendment, between "initiatives" and "that", insert "for newly eligible populations".

(4) On page 2, line 15, of the amendment, strike "in Articles II and IV" and substitute "in Article II".

(5) On page 2 of the amendment, strike lines 23 through 27 and substitute the following:

goals, and strategies, as necessary, to the Health and Human Services Commission for the state fiscal biennium beginning September 1, 2013, to be used for health care programs operated and health care services provided by the commission or a health and human services agency.

Amendment No. 52 was adopted.

Amendment No. 51, as amended, was adopted by (Record 161): 86 Yeas, 57 Nays, 1 Present, not voting. (The vote was reconsidered later today, and Amendment No. 51, as amended, was withdrawn.)

Yeas — Allen; Alonzo; Alvarado; Anchia; Aycock; Bonnen, D.; Burnam; Callegari; Canales; Carter; Coleman; Collier; Cook; Crownover; Darby; Davis, J.; Davis, Y.; Deshotel; Dukes; Eiland; Farias; Farney; Farrar; Geren; Giddings; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Hernandez Luna; Herrero; Howard; Hunter; Johnson; King, K.; King, P.; King, S.; King, T.; Larson; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miller, D.; Moody; Morrison; Muñoz; Naishtat; Nevárez; Oliveira; Orr; Otto; Patrick; Perez; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Ritter; Rodriguez, J.; Rose; Sheffield, J.; Simmons; Simpson; Smith; Smithee; Strama; Thompson, S.; Toth; Turner, C.; Turner, S.; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Anderson; Ashby; Bell; Bohac; Bonnen, G.; Branch; Burkett; Button; Capriglione; Clardy; Craddick; Creighton; Dale; Davis, S.; Elkins; Fallon; Fletcher; Flynn; Frullo; Goldman; Gonzales; Harper-Brown; Hilderbran; Huberty; Hughes; Isaac; Kacal; Keffer; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Laubenberg; Lavender; Leach; Lewis; Miller, R.; Murphy; Paddie; Parker; Perry; Phillips; Riddle; Sanford; Schaefer; Sheets; Sheffield, R.; Springer; Stephenson; Stickland; Taylor; Thompson, E.; Turner, E.S.; Villalba; White; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Cortez; Dutton; Frank; Miles; Rodriguez, E.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 161. I intended to vote no.

Carter

When Record No. 161 was taken, I was in the house but away from my desk. I would have voted yes.

Cortez

I was shown voting yes on Record No. 161. I intended to vote no.

Crownover

I was shown voting yes on Record No. 161. I intended to vote no.

Farney

When Record No. 161 was taken, I was in the house but away from my desk. I would have voted no.

Frank

I was shown voting yes on Record No. 161. I intended to vote no.

Geren

I was shown voting yes on Record No. 161. I intended to vote no.

Harless

I was shown voting yes on Record No. 161. I intended to vote no.

Hunter

I was shown voting yes on Record No. 161. I intended to vote no.

K. King

I was shown voting yes on Record No. 161. I intended to vote no.

P. King

I was shown voting yes on Record No. 161. I intended to vote no.

S. King

I was shown voting yes on Record No. 161. I intended to vote no.

Larson

When Record No. 161 was taken, I was in the house but away from my desk. I would have voted yes.

Miles

I was shown voting yes on Record No. 161. I intended to vote no.

Orr

I was shown voting yes on Record No. 161. I intended to vote no.

Otto

I was shown voting yes on Record No. 161. I intended to vote no.

Price

I was shown voting yes on Record No. 161. I intended to vote no.

Ratliff

I was shown voting yes on Record No. 161. I intended to vote no.

Simmons

I was shown voting yes on Record No. 161. I intended to vote no.

Simpson

I was shown voting yes on Record No. 161. I intended to vote no.

Smithee

I was shown voting yes on Record No. 161. I intended to vote no.

Toth

I was shown voting yes on Record No. 161. I intended to vote no.

Workman

Amendment No. 53

Representative Alonzo offered the following amendment to **CSSB 1**:
Floor Packet Page No. 81

Amend **CSSB 1** (house committee printing) in Article II of the bill immediately following the appropriations to the Department of State Health Services by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Behavioral Health Data Regarding LGBT Youth. Out of money appropriated under Goal B, Community Health Services, the Department of State Health Services shall report the outcome data for medically indigent and Medicaid clients under the age of 24 who receive publicly funded behavioral health services and identify as Gay, Lesbian, Bisexual, or Transgender. The department shall submit a report of that outcome data to the Governor, the Lieutenant Governor, the Speaker of the House of Representatives, and the members of the legislature by December 1 of each year of the biennium.

Amendment No. 53 was withdrawn.

Amendment No. 54

Representative Naishtat offered the following amendment to **CSSB 1**:
Floor Packet Page No. 91

Amend **CSSB 1** (house committee printing) in Article II of the bill following the appropriations to the Health and Human Services Commission (page II-79) by adding the following appropriately numbered provision:

_____. Texas System of Care Consortium. (a) Out of funds appropriated to the Health and Human Services Commission above in Strategy A.1.1, Enterprise Oversight & Policy, for each fiscal year the commission shall pay a Full-Time Equivalent (FTE) employee to maintain an interagency consortium composed of persons as provided by Section 531.251, Government Code, to develop and oversee local mental health systems of care for minors, as provided by that section, to make recommendations to the legislature and appropriate state agencies regarding the provision of mental health services and supports to minors, and to oversee planning, promotion, and implementation activities of the consortium.

(b) The maximum number of allowable FTEs for the Health and Human Services Commission otherwise specified by this Act is increased by 1 FTE for each year of the state fiscal biennium ending August 31, 2015.

Amendment No. 54 was withdrawn.

Amendment No. 55

Representative Burnam offered the following amendment to **CSSB 1**:
Floor Packet Page No. 93

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

(1) Add the following appropriately numbered provision under the Article II appropriations to the Health and Human Services Commission (page II-79):

_____. Expanded Medicaid Eligibility Under the Federal Patient Protection and Affordable Care Act. Using money appropriated to the Health and Human Services Commission under Goal B, Medicaid (page II-78), the commission shall provide Medicaid program benefits to all persons eligible to enroll in the Medicaid program, who apply for the benefits, and for whom federal matching funds are available under the federal Patient Protection and Affordable Care Act (Pub. L. No. 111-148) as amended by the Health Care and Education Reconciliation Act of 2010 (Pub. L. No. 111-152).

(2) Reduce the Article II appropriations from the general revenue fund to the Health and Human Services Commission for Goal B, Medicaid (page II-78), by the estimated amount to be saved during the state fiscal biennium beginning September 1, 2013, by the provision of Medicaid program benefits to all persons eligible to enroll in the Medicaid program, who apply for the benefits, and for whom federal matching funds are available under the federal Patient Protection and Affordable Care Act (Pub. L. No. 111-148) as amended by the Health Care and Education Reconciliation Act of 2010 (Pub. L. No. 111-152).

(3) Add the following appropriately numbered provision under the Article III appropriations to the Texas Education Agency (page III-3):

_____. Additional Amounts for FSP. The estimated amount to be saved during the state fiscal biennium beginning September 1, 2013, by the provision of Medicaid program benefits to all persons eligible to enroll in the Medicaid program, who apply for the benefits, and for whom federal matching funds are available under the federal Patient Protection and Affordable Care Act (Pub. L. No. 111-148) as amended by the Health Care and Education Reconciliation Act of 2010 (Pub. L. No. 111-152) is appropriated from the general revenue fund to the Texas Education Agency for the state fiscal biennium beginning September 1, 2013, for Strategy A.1.1, FSP - Equalized Operations, to increase the basic allotment under Section 42.101, Education Code, to the maximum extent possible.

(4) Adjust totals and methods of financing accordingly.

(Keffer in the chair)

Amendment No. 55 was withdrawn.

Amendment No. 56

Representative Kolkhorst offered the following amendment to **CSSB 1**:
Floor Packet Page No. 96

Amend **CSSB 1**, on page II-97 by striking Subsection b.(10) and substituting the following text:

(10) Phase down Medicaid rates which are above Medicare rates,

Amendment No. 56 was withdrawn.

Amendment No. 57

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

Floor Packet Page No. 91

Amend **CSSB 1** (house committee printing) in Article II of the bill following the appropriations to the Health and Human Services Commission (page II-79) by adding the following appropriately numbered provision:

_____. Texas System of Care Consortium. (a) Out of funds appropriated to the Health and Human Services Commission above in Strategy A.1.1, Enterprise Oversight & Policy, for each fiscal year the commission shall pay a Full-Time Equivalent (FTE) employee to maintain an interagency consortium composed of persons as provided by Section 531.251, Government Code, to develop and oversee local mental health systems of care for minors, as provided by that section, to make recommendations to the legislature and appropriate state agencies regarding the provision of mental health services and supports to minors, and to oversee planning, promotion, and implementation activities of the consortium.

(b) The maximum number of allowable FTEs for the Health and Human Services Commission otherwise specified by this Act is increased by 1 FTE for each year of the state fiscal biennium ending August 31, 2015.

Amendment No. 57 was adopted. (Laubenberg, Phillips, Simmons, and Zedler recorded voting no.)

Amendment No. 58

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

Floor Packet Page No. 73

Amend **CSSB 1**, on page II-75 of the Department of State Health Services bill pattern by amending Rider 83, State Hospital System Long-Term Plan, with the following text:

83. State Hospital System Long-Term Plan. Out of funds appropriated above, the Department of State Health Services (DSHS) shall develop a ten-year plan for the provision of psychiatric inpatient hospitalization to persons served by the department. This plan will consider state hospital system operational needs, including infrastructure needs of the existing facilities, future infrastructure needs, capacity needs across various regions of the state, and associated costs. The plan must also consider then need for community-based alternatives to inpatient hospitalization in a state hospital, local needs and demands for outpatient services that would reduce the use of beds in state hospitals, and the availability of contracted providers of outpatient services and inpatient mental health facilities other than state hospitals. The plan must consider current state funded hospital capacity for individuals requiring hospitalization, timely access to patient care in the least restrictive setting as clinically appropriate, best practices in psychiatric inpatient care, opportunities for patients to receive care closer to

their homes, community-based alternatives to inpatient hospitalization that will reduce the demands on the state hospital system, including crisis stabilization services, short-term residential treatment, respite care, and extended observation services, and efficient use of state resources. DSHS is required to seek public input during development of the plan, and is authorized to contract for necessary technical expertise to assist in the development of the plan. DSHS shall submit the plan to the Office of the Governor and the Legislative Budget Board not later than December 1, 2014. DSHS is required to implement the provisions of the plan, and in order to authorize the implementation funding for of improvements implementing the plan to regarding the state hospital system and community based alternatives related to the plan, DSHS shall submit a written request for funding to the Legislative Budget Board and the Governor. The request shall be considered to be approved unless the Legislative Budget Board or the Governor issues a written disapproval within 30 business days of the date on which the staff of the Legislative Budget Board concludes its review of the proposal and forwards its review to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor.

Amendment No. 59

Representative McClendon offered the following amendment to Amendment No. 58:

Amend Amendment No. 58 by McClendon (on pages 72 and 73 of the prefiled amendment packet) as follows:

(1) On page 1, strike lines 10-25, and substitute the following:
existing facilities, future infrastructure needs, and associated costs, and will assess current capacity and needs in all regions served by the state hospital system to evaluate the availability, accessibility, and sufficiency of beds and outpatient services. The plan must consider the current state funded hospital capacity for individuals requiring hospitalization, timely access to patient care in the least restrictive setting as clinically appropriate, best practices in psychiatric inpatient care, opportunities for patients to receive care closer to their homes, short-term residential treatment,

(2) On page 2, strike lines 3-8, and substitute the following:
December 1, 2014. To authorize the implementation of improvements to the state hospital system related to the plan, DSHS shall submit a written request to the Legislative Budget Board and the Governor. The

Amendment No. 59 was adopted.

Amendment No. 58, as amended, was adopted.

Amendment No. 60

On behalf of Representative Coleman, Representative S. Turner offered the following amendment to **CSSB 1**:

Floor Packet Page No. 72

Amend **CSSB 1** in Article II of the bill following the appropriations to the Department of State Health Services (page II-77) by adding the following appropriately numbered provision:

_____. Allocation for HIV Medication in Certain Counties. (a) Out of the funds appropriated to the department above in Strategy A.2.2, HIV/STD Prevention, the department shall allocate, for each year of the state fiscal biennium ending August 31, 2015, \$702,570 for the purpose of providing HIV medication to inmates in the Harris County jail and \$134,626 for the purpose of providing HIV medication to inmates in the Travis County jail.

(b) The department may not reduce the amount of money provided to Harris County or Travis County under any other strategy in Goal A, Preparedness and Prevention, in order to provide the funds allocated under Subsection (a) of this section.

Amendment No. 60 was withdrawn.

Amendment No. 61

Representative Kolkhorst offered the following amendment to **CSSB 1**:
Floor Packet Page No. 97

Amend **CSSB 1**, on page II-97 by inserting the following new text after "model," at the end of Subsection b.(11), "requiring providers to submit the National Provider Identification (NPI) on each claim,".

Amendment No. 61 was adopted.

Amendment No. 62

Representative Kolkhorst offered the following amendment to **CSSB 1**:
Floor Packet Page No. 98

Amend **CSSB 1** as follows:

(1) On page II-97, insert the following new text after section b.(11):

(12) Reduce the number of therapy hours a client can receive each day from two hours each of physical and occupational therapy to one hour each of physical and occupational therapy,

(2) Renumber subsequent sections appropriately.

Amendment No. 63

Representative Kolkhorst offered the following amendment to Amendment No. 62:

Amend Amendment No. 62 by Kolkhorst (page 98, prefiled amendment packet) to **CSSB 1** by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing) in Article II of the bill, in Subsection b. of Rider 51 following the appropriations to the Health and Human Services Commission (page II-97), between Subdivisions (11) and (12) of that subsection, by inserting the following:

(11-a) Ensure that Medicaid managed care organizations establish appropriate preauthorization mechanisms to prevent over-utilization of therapy services,

Amendment No. 63 was withdrawn.

Amendment No. 62 was withdrawn.

(Speaker pro tempore in the chair)

Amendment No. 64

Representative Guillen offered the following amendment to **CSSB 1**:
Floor Packet Page No. 99

Amend **CSSB 1** as follows:

(1) On page II-102, at the end of the Health and Human Services Commission bill pattern, add the following new rider:

Medical Transportation Public Brokerage Pilot Program. Out of funds appropriated to the Health and Human Services Commission in Strategy B.2.3, Medical Transportation, the Health and Human Services Commission, in conjunction with the Texas Department of Transportation and the Texas A&M Transportation Institute, shall implement a pilot project on nonemergency medical transportation using three contiguous rural transit districts created under Chapter 458, Transportation Code. The pilot shall evaluate cost savings measures, efficiencies and best practices. The pilot shall document and analyze the impact of the matching funding with local funding contributions, Medicaid funding, Fund 6 appropriations and Federal Transit Administration funding. Accountability metrics and best practices shall be reported to the legislature by December, 2014.

Amendment No. 65

Representative Anderson offered the following amendment to Amendment No. 64:

Amend Amendment No. 64 by Guillen (on page 99 of the prefiled amendment packet) to **CSSB 1**, in the fifth line of the added rider, by striking "shall implement a pilot project on" and substituting "shall provide medical transportation program services on an at risk, regional basis, including one pilot project for".

Amendment No. 65 was adopted. (Laubenberg recorded voting no.)

Amendment No. 64, as amended, was adopted. (Laubenberg and Schaefer recorded voting no.)

Amendment No. 66

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

Floor Packet Page No. 100

Amend **CSSB 1** (house committee printing), in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-102), by adding the following appropriately numbered rider:

_____. Interagency Grant and Resource Coordination to Improve Service Delivery to Children and Families. (a) In addition to other amounts appropriated to the Health and Human Services Commission by this article, the amount of \$150,000 is appropriated to the Health and Human Services Commission for the state fiscal biennium ending August 31, 2015, to facilitate cross-agency grant and resource coordination aimed at improving service delivery to and outcomes for children and families.

(b) The amount of general revenue appropriated to the Department of Family and Protective Services, Texas Education Agency, Department of State Health Services, Department of Aging and Disability Services, and Texas Juvenile Justice Department shall be reduced by \$30,000 each for the state fiscal biennium ending August 31, 2015.

(c) The Texas Juvenile Justice Department shall determine the manner of accomplishing the reduction required by this section for the department. The Texas Education Agency shall determine the manner of accomplishing the reduction required by this section for the agency. The executive commissioner of the Health and Human Services Commission shall determine the manner of accomplishing the reduction required by this section for the Department of Family and Protective Services, Department of State Health Services, and Department of Aging and Disability Services.

Amendment No. 66 was adopted. (Laubenberg, Phillips, and Zedler recorded voting no.)

Amendment No. 67

Representative Price offered the following amendment to **CSSB 1**:
Floor Packet Page No. 104

Amend **CSSB 1** in Article II of the bill, in Special Provisions Relating to All Health and Human Services Agencies, in Section 48(a), Expansion of PACE Sites (page II-125), by striking "to add up to two additional PACE sites, each serving up to 150 participants" and substituting "to add up to three additional PACE sites, each serving up to 100 participants".

Amendment No. 67 was adopted.

Amendment No. 68

Representatives Guillen, Hughes, and Muñoz offered the following amendment to **CSSB 1**:

Floor Packet Page No. 106

Amend **CSSB 1** as follows:

(1) On page II-126, add the following section to the Special Provisions Relating to All Health and Human Services Agencies and number accordingly:

SEC. _____. Fiscal Impact Analysis of Health and Medical Insurance for eligible employees of contracted long-term care Medicaid providers. It is the intent of the legislature that out of funds available, the Health and Human

Services Commission in coordination with the Legislative Budget Board shall determine the impact of the employer mandate in the Affordable Care Act on Medicaid long-term care providers through consideration of the following:

- a. Current number of contracted long-term care Medicaid providers with 50 or more full-time equivalent employees
- b. Estimated percentage of employees that would qualify for the Medicaid exchange
- c. Estimated percentage of employees by wage rate who would enroll in a plan offered by their employer
- d. Estimated cost of providing health insurance per employee
- e. Current number of employees and employee health insurance costs on current cost reports, requiring this information to be included on future cost reports.

It is the intent of the legislature that the Health and Human Services Commission shall report these findings to the governor and Legislative Budget Board no later than November 1, 2013, and HHSC shall take this impact into consideration when setting rates should additional funds become available through funds provided or additional state or federal Medicaid funds that become available.

Amendment No. 68 was adopted.

Amendment No. 69

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

Floor Packet Page No. 11

Amend **CSSB 1**, in Article I of the bill, by inserting the following appropriately numbered rider following the appropriations to the Office of the Attorney General (page I-11):

_____. Report on Litigation. Not later than August 31 of each year of the 2014-2015 biennium, the Office of the Attorney General shall report to the governor, the lieutenant governor, and the legislature all expenditures of money by the office during the preceding year relating to litigation. The report must include expenses relating to litigation brought by the attorney general and litigation in which the attorney general is defending the state and the expenses of any outside counsel hired by the attorney general to assist in the litigation.

Amendment No. 70

Representative Walle offered the following amendment to Amendment No. 69:

Amend Floor Amendment No. 69 by Walle (page 11 of the prefiled amendment packet) by striking lines 4-12 of the amendment and substituting the following:

_____. Report on Litigation. Not later than August 31 of each year of the 2014-2015 biennium, the Office of the Attorney General shall report to the governor, the lieutenant governor, and the legislature all expenditures of money by the office during the preceding year relating to costs for attorneys incurred for litigation brought by the attorney general and litigation in which the attorney general is defending the state, including expenditures for salaries for attorneys who are employees of the office of the attorney general for work done on the

litigation, attorney's fees for outside counsel hired by the attorney general to assist in the litigation, and any opposing party's attorney's fees the state is ordered by a court to pay.

Amendment No. 70 was adopted.

Amendment No. 69, as amended, was withdrawn.

Amendment No. 71

Representative Schaefer offered the following amendment to **CSSB 1**:
Floor Packet Page No. 45

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

(1) In Article I of the bill, add the following appropriately numbered rider after the appropriations to the Historical Commission (page I-60):

____. Reduction of Appropriations. Notwithstanding any other provision of this Act, the appropriations to the Historical Commission for each item of appropriation by strategy name is reduced by an amount necessary so that the amount of each appropriation to the commission for each fiscal year under this Act equals the corresponding item of appropriation by strategy name to the commission for each fiscal year in the General Appropriations Act for the 2011-2013 fiscal biennium.

(2) In Article III of the bill, add the following appropriately numbered rider after the appropriations to the Teacher Retirement System (page III-30):

____. Additional Funds for Retiree Health-Statutory Funds. In addition to the other amounts appropriated above for Strategy A.2.1, Retiree Health-Statutory Funds, in each year of the state fiscal biennium beginning September 1, 2013, the total amounts by which appropriations to the Historical Commission are reduced for each fiscal year by Rider ____ following the appropriations to that commission are appropriated out of the general revenue fund to the Teacher Retirement System for Strategy A.2.1, Retiree Health-Statutory Funds, to provide funds for each fiscal year for the health care needs of public education retirees.

(3) Adjust article totals and methods of financing accordingly.

Amendment No. 72

Representative Leach offered the following amendment to Amendment No. 71:

Amend Amendment No. 71 by Schaefer to **CSSB 1** (page 45, prefiled amendment packet) by adding the following appropriately numbered items to the amendment:

(____) In Article I of the bill, reduce the general revenue appropriations to the Truusted Programs Within the Office of the Governor for Strategy A.1.4, Film and Music Marketing (page I-51), by \$2 million in each fiscal year of the state fiscal biennium ending August 31, 2015.

(____) In Article III of the bill, following the appropriations to the Teacher Retirement System (page III-28), add the following appropriately numbered provision and renumber subsequent provisions accordingly:

_____. ADDITIONAL AMOUNTS FOR TRS - PUBLIC EDUCATION RETIREMENT. In addition to other amounts appropriated by this Act, \$2 million is appropriated from the general revenue fund for each year of the state fiscal biennium ending August 31, 2015, to the Teacher Retirement System for Strategy A.1.1, TRS - Public Education Retirement.

Amendment No. 72 was adopted.

Amendment No. 73

Representative Schaefer offered the following amendment to Amendment No. 71:

Amend Amendment No. 71 to **CSSB 1** by Schaefer (page 45 of the prefiled amendments packet) as follows:

(1) On line 12, strike "2011-2013" and substitute "2012-2013".

(2) On line 16, strike "Retiree Health-Statutory Funds" and substitute "TRS-Public Education Retirement".

(3) On line 18, strike "A.2.1, Retiree Health-Statutory Funds" and substitute "A.1.1, TRS-Public Education Retirement".

(4) On lines 23-24, strike "A.2.1, Retiree Health-Statutory Funds" and substitute "A.1.1, TRS-Public Education Retirement".

(5) On line 25, strike "health care" and substitute "retirement".

Amendment No. 73 was adopted.

Representative Hilderbran moved to table Amendment No. 71, as amended.

The motion to table prevailed by (Record 162): 108 Yeas, 37 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Branch; Burkett; Burnam; Callegari; Canales; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farney; Farrar; Frullo; Geren; Giddings; Gonzales; González, M.; Gonzalez, N.; Guerra; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hunter; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kolkhorst; Kuempel; Larson; Lavender; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Patrick; Perez; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sheffield, J.; Sheffield, R.; Smith; Stephenson; Strama; Thompson, S.; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Bell; Bohac; Bonnen, G.; Capriglione; Carter; Creighton; Dale; Elkins; Fallon; Fletcher; Flynn; Frank; Goldman; Hughes; Isaac; Kleinschmidt; Klick; Krause; Laubenberg; Leach; Miller, R.; Parker; Perry; Sanford; Schaefer; Sheets; Simmons; Simpson; Smithee; Springer; Stickland; Taylor; Thompson, E.; Toth; Turner, E.S.; White; Zedler.

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

Absent, Excused — Gooden.

Absent — Button; Guillen.

Amendment No. 74

Representative M. González offered the following amendment to **CSSB 1**:
Floor Packet Page No. 114

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

(1) On page III-2, reduce the appropriation in Strategy B.3.1, Improving Educator Quality and Leadership by \$2,000,000 in fiscal year 2014 and \$2,000,000 in fiscal year 2015.

(2) On page III-16, in Rider 48, Teach for America, strike "\$6,000,000" and substitute "\$4,000,000".

(3) On page III-38, in Goal B, Close the Gaps - Affordability, add a Strategy entitled "Educational Aide Program" and increase the appropriation in the same Strategy by \$1,000,000 in fiscal year 2014 and \$3,000,000 in fiscal year 2015.

(4) Adjust totals and methods of finance accordingly.

(Speaker in the chair)

Amendment No. 74 was withdrawn.

Amendment No. 75

Representative Villarreal offered the following amendment to **CSSB 1**:
Floor Packet Page No. 115

On page III-2 of **CSSB 1**, reduce by \$2 million in FY 2014 the appropriation for B.3.1. Strategy: IMPROVING EDUCATOR QUALITY/LEADERSHIP.

On page III-38 of **CSSB 1**, increase by \$2 million in FY 2014 the appropriation for B.1.1. Strategy: TEXAS GRANT PROGRAM.

Amendment No. 75 was withdrawn.

Amendment No. 76

Representative Burnam offered the following amendment to **CSSB 1**:
Floor Packet Page No. 116

Amend Floor Amendment **CSSB 1** as follows:

(1) Under the Article III appropriations to the Texas Education Agency (page III-3) insert the following rider:

_____. Contingent Appropriation: Increased Basic Allotment Resulting from Foundation School Fund Payment Deferral. Contingent on the enactment of **HB 1026** or similar legislation of the 83rd Legislature, Regular Session, 2013, relating to the established schedule of payments from the foundation school fund of the yearly entitlement of certain school districts, that provides for the payment in September 2015 of a portion of the yearly entitlement payment for the 2014-2015 school year to certain school districts under Sections 42.259(c)(8) and (d)(3), Texas Education Code, an amount equal to the total payments to be paid

under those sections in September 2015 is appropriated from the general revenue fund to the Texas Education Agency in the fiscal year ending August 31, 2015, for the purposes of Strategy A.1.1, FSP-Equalized Operations, and notwithstanding Rider 3, Foundation School Program Funding, the Basic Allotment under Section 42.101, Texas Education Code, is established as the maximum amount that may be provided using the amount appropriated in this rider.

(2) Adjust article totals and methods of financing accordingly.

Amendment No. 76 was withdrawn.

Amendment No. 77

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

Floor Packet Page No. 117

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

(1) On page III-5 of the Texas Education Agency's bill pattern, in Rider 1, Performance Measure Targets, under Strategy B.3.2, under the "Efficiencies" targets, add as a second efficiency performance measure "Permanent School Fund (PSF) Investment Expense as Basis Points of Net Assets" and insert "5" as the goal in both the 2014 and 2015 columns.

(2) In Article III of the bill, add the following appropriately numbered rider after the appropriations to the Available University Fund and renumber subsequent riders accordingly:

_____. Performance Measure Targets. The following is a listing of the key performance target levels for the Available University Fund. It is the intent of the Legislature that appropriations made by this Act be utilized in the most efficient and effective manner possible to achieve the intended mission of the Available University Fund. In order to achieve the objectives and service standards established by this Act, The University of Texas System shall make every effort to attain the following designated key performance target levels associated with each item of appropriation.

A. Goal: MANAGE/ADMINISTER ENDOWMENT FUNDS	2014	2015
Permanent University Fund (PUF) Investment Expense as Basis Points of Net Assets	30	30

Amendment No. 77 was adopted.

Amendment No. 78

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

Floor Packet Page No. 118

Amend **CSSB 1** (house committee report) in Article III of the bill, following the appropriations to the Texas Education Agency, by amending the third paragraph of Rider 3, Foundation School Program Funding (page III-6), to read as follows:

For purposes of distributing the Foundation School Program basic tier state aid appropriated above and in accordance with §42.101 of the Texas Education Code, the Basic Allotment is established at the amount computed in accordance

with this paragraph. The Legislative Budget Board shall compute the amount of the Basic Allotment for fiscal year 2014 and fiscal year 2015 by determining the greatest amount that can be established based on the sum of \$4.4 billion and the cost that would result to the state for the state fiscal biennium ending August 31, 2015, of providing a Basic Allotment of \$4,799 in fiscal year 2014 and \$4,893 in fiscal year 2015. Not later than May 1, 2014, and September 1, 2014, the Legislative Budget Board shall inform the governor, lieutenant governor, and members of the legislature whether funds appropriated to the Texas Education Agency are sufficient to provide for full payment of amounts to which school districts and open-enrollment charter schools are entitled under the Foundation School Program for the current fiscal year.

Amendment No. 78 was withdrawn.

Amendment No. 79

Representative Villarreal offered the following amendment to **CSSB 1**:
Floor Packet Page No. 115

On page III-2 of **CSSB 1**, reduce by \$2 million in FY 2014 the appropriation for B.3.1. Strategy: IMPROVING EDUCATOR QUALITY/LEADERSHIP.

On page III-38 of **CSSB 1**, increase by \$2 million in FY 2014 the appropriation for B.1.1. Strategy: TEXAS GRANT PROGRAM.

Amendment No. 80

Representative Villarreal offered the following amendment to Amendment No. 79:

Amend Amendment No. 79 by Villarreal to **CSSB 1** (page 115, prefiled amendment packet) by striking the text of the amendment and substituting the following:

(1) In Article III of the bill, in the riders following the appropriations to the Texas Education Agency, insert the following appropriately numbered rider:

_____. Contingency Reduction to Fund Principal Preparation Grant Program. Contingent on the passage and becoming law of **HB 2013**, or similar legislation by the 83rd Legislature, Regular Session, 2013, establishing the principal preparation grant program, the appropriations above for Strategy B.3.1, Improving Educator Quality/LDRSP, is reduced by the amount of \$2,000,000 for the state fiscal year ending August 31, 2014.

(2) In Article III of the bill, in the riders following the appropriations to the Higher Education Coordinating Board, insert the following appropriately numbered rider:

_____. Contingency: Funding for Principal Preparation Grant Program. Contingent on the passage and becoming law of **HB 2013**, or similar legislation by the 83rd Legislature, Regular Session, 2013, establishing the principal preparation grant program, in addition to other amounts appropriated by

this Act for the principal preparation grant program, there is appropriated to the Higher Education Coordinating Board from the general revenue fund \$2,000,000 in the state fiscal year ending August 31, 2014, for that purpose.

Amendment No. 80 was adopted.

Amendment No. 79, as amended, was withdrawn.

Amendment No. 81

Representative Strama offered the following amendment to **CSSB 1**:
Floor Packet Page No. 109

Amend **CSSB 1** as follows:

(1) On page III-2 of the bill pattern for the Texas Education Agency, increase General Revenue appropriations to Strategy A.2.2, Achievement of Students At Risk, by the appropriate amounts in fiscal years 2014 and 2015.

(2) On page III-19 of the bill pattern for the Texas Education Agency, add the following rider:

Contingency Appropriation for **HB 742**: Summer Advancement Academy. Contingent on the enactment of **HB 742**, or similar legislation relating to summer learning opportunities, by the Eighty-third Legislature, Regular Session, 2013, and included in amounts appropriated above is the appropriate amounts in General Revenue in fiscal years 2014 and 2015 to Strategy A.2.2, Achievement of Students At Risk, for the Texas Education Agency to implement the provisions of the legislation.

Amendment No. 81 was withdrawn.

Amendment No. 82

Representative Ashby offered the following amendment to **CSSB 1**:
Floor Packet Page No. 121

Amend **CSSB 1** as follows:

(1) In Article III of the bill, following the appropriations to the Texas Education Agency, amend Paragraph (a) of Rider 47, Early Childhood School Readiness Program (page III-15), to read as follows:

a. Funds shall be distributed on a competitive grant basis to preschool programs to provide scientific, research-based pre-reading instruction with the goal of directly improving the pre-reading skills of three- and four-year-old children or improving overall kindergarten readiness ~~[and implementing school readiness integration community collaborations]~~. To be eligible for the grants, applicants must serve at least 75 percent low income students, as determined by the Commissioner. ~~[The Commissioner may require applicants to participate in the School Readiness Certification System according to the provisions of Texas Education Code §29.161.]~~ It is the intent of the Legislature that the Texas Education Agency participate to the extent practicable in interagency early childhood education and care coordination initiatives. This includes, but is not limited to, participation in the Head Start collaboration project or any other interagency entity formed to address the coordination of early childhood care and education service delivery and funding.

(2) In Article VII of the bill, following the appropriations to the Texas Workforce Commission, amend Rider 26, Professional Development Partnerships for Early Childhood Education (page VII-38), to read as follows:

26. Professional Development Partnerships for Early Childhood Education. Out of federal Child Care Development Funds (CCDF) appropriated above, the Texas Workforce Commission may ~~shall~~ transfer via interagency contract not more than \$150,000 ~~[\$1,000,000]~~ in fiscal year 2014 and not more than \$150,000 ~~[\$1,000,000]~~ in fiscal year 2015 to the Texas Education Agency to fund the management of early childhood education partnerships projects, including the award of stipends, to facilitate increased participation in professional development by early childhood education professionals and encourage those professionals to seek additional education.

(3) In Article VII of the bill, following the appropriations to the Texas Workforce Commission, add the following appropriately numbered rider:

____. Professional Development for Early Childhood Education. Out of federal Child Care Development Funds (CCDF) appropriated above, the Texas Workforce Commission shall dedicate \$850,000 in fiscal year 2014 and \$850,000 in fiscal year 2015 for programs that encourage increased participation in continuing professional development for early childhood professionals. Funding may be used to fund teacher training programs, programs that lead to a national credential in early childhood education, or work-study programs in child care. Funding may also be used for pilot programs that utilize tools for individualized instruction coupled with professional development components that support ongoing learning for teachers.

Amendment No. 82 was adopted. (Laubenberg recorded voting no.)

Amendment No. 83

Representative Ratliff offered the following amendment to **CSSB 1**:
Floor Packet Page No. 123

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

(1) On page III-17 of the Texas Education Agency's bill pattern, amend Rider No. 52 by striking the following words in the last sentence of the second paragraph of the rider: "and give funding priority to teachers at public school campuses that do not offer Advanced Placement/International Baccalaureate courses".

(2) On page III-17 of the Texas Education Agency's bill pattern, amend Rider No. 52 by striking the following sentence that is the last sentence of the third paragraph of the rider: "For campus incentive awards given under this program, consideration may be given to school districts and charter schools in the 1st or 2nd year of operating an Advanced Placement/International Baccalaureate program."

Amendment No. 83 was adopted. (Laubenberg recorded voting no.)

Amendment No. 84

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

Floor Packet Page No. 124

Amend **CSSB 1** in Article III of the bill, on page III-19 by adding the following, appropriately numbered:

"Requirement on the Report of Discrimination. Out of funds appropriated above for comprehensive annual reports, school districts shall report annually to the Texas Education Agency any incidents of alleged discrimination or harassment of school district employees or students enrolled in the district on the basis of the actual or perceived ethnicity, color, gender, gender identity or expression, sexual orientation, disability, religion, or national origin that occurred in the district during the preceding year. The agency shall include the information in the comprehensive annual report as required by Section 39.332 of the Education Code."

Representative Otto moved to table Amendment No. 84.

The motion to table prevailed by (Record 163): 100 Yeas, 44 Nays, 1 Present, not voting.

Yeas — Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Button; Callegari; Caprighione; Carter; Clardy; Cook; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Deshotel; Dukes; Dutton; Elkins; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Harless; Harper-Brown; Hilderbran; Hughes; Hunter; Isaac; Kacal; Keffer; King, K.; King, P.; King, S.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Lozano; McClendon; Miller, D.; Miller, R.; Morrison; Murphy; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pitts; Price; Raney; Ratliff; Riddle; Ritter; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, E.S.; Turner, S.; Villalba; White; Workman; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Burnam; Canales; Coleman; Collier; Cortez; Davis, Y.; Eiland; Farias; Farrar; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Hernandez Luna; Herrero; Howard; Johnson; King, T.; Longoria; Lucio; Márquez; Martinez; Martinez Fischer; Menéndez; Moody; Muñoz; Naishtat; Nevárez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Rose; Strama; Turner, C.; Villarreal; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Giddings; Huberty; Miles; Vo.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 163. I intended to vote no.

Dukes

When Record No. 163 was taken, I was in the house but away from my desk. I would have voted yes.

Huberty

When Record No. 163 was taken, I was in the house but away from my desk. I would have voted no.

Miles

Amendment No. 85

Representative C. Turner offered the following amendment to **CSSB 1**:
Floor Packet Page No. 125

Amend **CSSB 1** (house committee report) in Article III of the bill by adding the following appropriately numbered rider after the appropriations to the Texas Education Agency:

_____. Increase in Appropriation for Foundation School Program in Certain Circumstances. Notwithstanding any other provision in this Act, in the event that enrollment projections, district property values, recapture payments, or settle-up over-payments to school districts or other adjustments in revenue reduce the amount of expenditures required from general revenue appropriated from Foundation School Fund No. 193 (page III-1) for the fiscal year ending August 31, 2014, the amount of those savings is appropriated to the Texas Education Agency for the fiscal year ending August 31, 2015, for Strategy A.1.1, Foundation School Program - Equalized Operations, to be used to increase the basic allotment under Section 42.101, Education Code.

Representative Otto moved to table Amendment No. 85.

The motion to table prevailed by (Record 164): 93 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Button; Callegari; Capriglione; Carter; Clardy; Cook; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Dukes; Elkins; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Harless; Harper-Brown; Hilderbran; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; King, K.; King, P.; King, S.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; McClendon; Miller, D.; Miller, R.; Morrison; Murphy; Orr; Otto; Paddie; Parker; Patrick; Perry; Phillips; Pitts; Price; Raney; Ratliff; Riddle; Ritter; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Taylor; Thompson, E.; Turner, E.S.; Villalba; White; Workman; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Burnam; Canales; Coleman; Collier; Cortez; Deshotel; Eiland; Farias; Farrar; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Hernandez Luna; Herrero; Howard; Johnson; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Menéndez; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Rose; Strama; Thompson, S.; Turner, C.; Villarreal; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Davis, Y.; Dutton; Giddings; King, T.; Longoria; Miles; Toth; Turner, S.

STATEMENTS OF VOTE

When Record No. 164 was taken, I was in the house but away from my desk. I would have voted no.

T. King

When Record No. 164 was taken, I was in the house but away from my desk. I would have voted no.

Longoria

When Record No. 164 was taken, I was in the house but away from my desk. I would have voted no.

Miles

Amendment No. 86

Representative Farrar offered the following amendment to **CSSB 1**:
Floor Packet Page No. 122

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

(1) In Article III, page 16, amend Rider 49 to read as follows:

49. Student Success Initiative. Out of the funds appropriated above in Strategy A.2.1, Statewide Educational Programs, the Commissioner shall expend \$18,250,000 in General Revenue in fiscal year 2014 and \$18,250,000 in General Revenue in fiscal year 2015 for the Student Success Initiative. Funds shall be distributed to school districts to fund programs targeting the prevention of academic failure. Those programs shall include outreach to educate a parent or guardian of a student on preparing the student for assessments.

From funds referenced in this rider and not to exceed 5 percent of expenditures for the program, the Texas Education Agency shall conduct an evaluation on the Student Success Initiative and produce a final report for the Eighty-fourth Legislature on the effectiveness and implementation of the program, to be delivered in January 2015 to the Governor, the Lieutenant Governor, the Speaker of the House, the Legislative Budget Board, and the presiding officers of the standing committees of the legislature with primary jurisdiction over public education.

Any unexpended balances as of August 31, 2014 are hereby appropriated to fiscal year 2015 for the same purpose.

Amendment No. 87

Representative Farrar offered the following amendment to Amendment No. 86:

Amend Floor Amendment No. 86 by Farrar to **CSSB 1** (page 122 of the prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to the Texas Education Agency, by amending Rider 49, Student Success Initiative (page III-16) to read as follows:

49. Student Success Initiative. Out of the funds appropriated above in Strategy A.2.1, Statewide Educational Programs, the Commissioner shall expend \$18,250,000 in General Revenue in fiscal year 2014 and \$18,250,000 in General Revenue in fiscal year 2015 for the Student Success Initiative. Funds shall be distributed to school districts to fund programs targeting the prevention of academic failure. A program funded under this rider shall include outreach to educate a parent or guardian of a student on preparing the student for administration of an assessment instrument. The information provided to a parent or guardian under this rider must be available in Spanish.

From funds referenced in this rider and not to exceed 5 percent of expenditures for the program, the Texas Education Agency shall conduct an evaluation on the Student Success Initiative and produce a final report for the Eighty-fourth Legislature on the effectiveness and implementation of the program, to be delivered in January 2015 to the Governor, the Lieutenant Governor, the Speaker of the House, the Legislative Budget Board, and the presiding officers of the standing committees of the legislature with primary jurisdiction over public education.

Any unexpended balances as of August 31, 2014 are hereby appropriated to fiscal year 2015 for the same purpose.

Amendment No. 87 was adopted. (Phillips recorded voting no.)

Amendment No. 86, as amended, was adopted by (Record 165): 107 Yeas, 41 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bonnen, D.; Burkett; Burnam; Callegari; Canales; Carter; Clardy; Coleman; Collier; Cook; Cortez; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Farias; Farney; Farrar; Flynn; Geren; Giddings; Gonzales; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Howard; Huberty; Hughes; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Klick; Kuempel; Larson; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Moody; Morrison; Muñoz; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Patrick; Perez; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sheffield, J.; Sheffield, R.; Simmons; Smith; Smithee; Strama; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Bell; Bohac; Bonnen, G.; Branch; Button; Capriglione; Craddick; Creighton; Fallon; Fletcher; Frank; Frullo; Goldman; Hilderbran; Hunter; Kleinschmidt; Kolkhorst; Krause; Laubenberg; Lavender; Leach; Miller, R.; Murphy; Parker; Perry; Phillips; Riddle; Sanford; Schaefer; Sheets; Simpson; Springer; Stephenson; Stickland; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, E.S.; White; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 165. I intended to vote no.

Carter

I was shown voting yes on Record No. 165. I intended to vote no.

Cook

I was shown voting yes on Record No. 165. I intended to vote no.

Crownover

I was shown voting yes on Record No. 165. I intended to vote no.

Flynn

I was shown voting yes on Record No. 165. I intended to vote no.

Gonzales

I was shown voting yes on Record No. 165. I intended to vote no.

Harless

I was shown voting no on Record No. 165. I intended to vote yes.

Hunter

I was shown voting yes on Record No. 165. I intended to vote no.

Isaac

I was shown voting yes on Record No. 165. I intended to vote no.

P. King

I was shown voting yes on Record No. 165. I intended to vote no.

Klick

I was shown voting yes on Record No. 165. I intended to vote no.

Orr

I was shown voting yes on Record No. 165. I intended to vote no.

R. Sheffield

Amendment No. 88

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

Floor Packet Page No. 120

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

(1) On page III-13 of the Texas Education Agency's bill pattern, strike Rider No. 37.

(2) On page III-2 of the Texas Education Agency's bill pattern, reduce the appropriations from the general revenue fund to the Texas Education Agency for Strategy A.2.4, School Improvement and Support Programs, by the amount of \$12,500,000 for the state fiscal year ending August 31, 2014, and by the amount of \$12,500,000 for the state fiscal year ending August 31, 2015.

(3) Adjust article totals and methods of financing accordingly.

Amendment No. 89

Representative Capriglione offered the following amendment to Amendment No. 88:

Amend Amendment No. 88 to **CSSB 1** by Capriglione (page 120 of the prefiled amendment packet) as follows:

(1) In item (2) of the amendment (page 1, line 7) strike "\$12,500,000" and substitute "\$1,875,000".

(2) In item (2) of the amendment (page 1, line 8) strike "\$12,500,000" and substitute "\$1,875,000".

Amendment No. 89 was adopted.

Representative Otto moved to table Amendment No. 88, as amended.

The motion to table prevailed by (Record 166): 121 Yeas, 24 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anderson; Ashby; Aycocock; Bell; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Carter; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farney; Farrar; Frank; Frullo; Geren; Giddings; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hunter; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Kuempel; Larson; Lavender; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sheets; Sheffield, J.; Sheffield, R.; Simpson; Smith; Smithee; Springer; Stephenson; Strama; Thompson, S.; Turner, C.; Turner, S.; Villarba; Villarreal; Vo; Walle; White; Workman; Wu; Zerwas.

Nays — Anchia; Bohac; Capriglione; Elkins; Fallon; Flynn; Goldman; Gonzales; Hughes; Isaac; Krause; Laubenberg; Leach; Miller, R.; Phillips; Sanford; Schaefer; Simmons; Stickland; Taylor; Thompson, E.; Toth; Turner, E.S.; Zedler.

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

Absent, Excused — Gooden.

Absent — Clardy; Farias.

STATEMENTS OF VOTE

I was shown voting present, not voting on Record No. 166. I intended to vote no.

Fletcher

I was shown voting yes on Record No. 166. I intended to vote no.

Klick

Amendment No. 90

Representative C. Turner offered the following amendment to **CSSB 1**:
Floor Packet Page No. 127

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to the Texas Education Agency (page III-19), by adding the following appropriately numbered rider to read as follows:

____. Estimation and Reporting of Additional Revenue Available for Appropriations for Foundation School Program. At least once every six months after the 83rd Legislature, Regular Session, 2013, adjourns sine die, the comptroller of public accounts shall study, estimate, and report to the legislature if the anticipated revenue will exceed or be less than the amount that will be received by and for the state during the state fiscal biennium ending August 31, 2015, and determine the respective amounts.

Amendment No. 90 was withdrawn.

Amendment No. 91

Representative Villarreal offered the following amendment to **CSSB 1**:
Floor Packet Page No. 129

Amend **CSSB 1** (house committee report) in Article III of the bill immediately following the appropriations to the Texas Education Agency by adding the following appropriately numbered rider:

____. Texas Fitness Now Grant Program Study. Out of the amounts appropriated above in Strategy B.2.2, Health and Safety, the Texas Education Agency shall contract with an external entity to study and evaluate the effectiveness of the Texas Fitness Now grant program. The Texas Education Agency shall provide the external entity conducting the study with all individual-level physical assessment data provided to the agency for all school years under Section 38.103, Education Code, for all schools participating in the Texas Fitness Now grant program and all schools not participating in the program. The evaluation of the Texas Fitness Now grant program should be designed to estimate what causal effect the Texas Fitness Now grant program has on all the fitness measures collected in the school physical assessment data provided by the Texas Education Agency, including body mass index and the number of overweight and obese students. To estimate the causal effect of the physical assessments required under Section 38.101, Education Code, the evaluation of the Texas Fitness Now grant program should use a

regression-discontinuity design that focuses on the differences between schools at which at least 70 percent but not more than 80 percent of students are economically disadvantaged.

Amendment No. 92

Representative Villarreal offered the following amendment to Amendment No. 91:

Amend Floor Amendment No. 91 to **CSSB 1** by Villarreal (page 129 of the prefiled amendments packet) as follows:

(1) On page 1, lines 5-9, strike "Out of the amounts appropriated above in Strategy B.2.2, Health and Safety, the Texas Education Agency shall contract with an external entity to study and evaluate the effectiveness of the Texas Fitness Now grant program. The", and substitute "It is the intent of the legislature that upon receipt of a request from a qualified researcher at a regional education service center for Texas FitnessGram data for the purposes of evaluating student health outcomes, the".

(2) On page 1, line 9, strike "shall", and substitute "will".

(3) On page 1, line 10, strike "the study with all", and substitute "a study with all requested".

(4) On page 1, line 11 strike "physical assessment data provided to the agency for all school" and substitute "data.".

(5) On page 1, strike lines 12-25.

Amendment No. 92 was adopted.

Amendment No. 91, as amended, was adopted by (Record 167): 121 Yeas, 23 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Dukes; Eiland; Farias; Farney; Farrar; Fletcher; Frank; Frullo; Geren; Giddings; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, T.; Kleinschmidt; Klick; Kolkhorst; Kuempel; Larson; Lavender; Lewis; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Menéndez; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Smith; Springer; Stephenson; Strama; Thompson, E.; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Capriglione; Carter; Elkins; Fallon; Flynn; Goldman; Gonzales; Hughes; King, P.; King, S.; Krause; Laubenberg; Leach; Perry; Phillips; Schaefer; Simpson; Smithee; Stickland; Taylor; Toth; White; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Dale; Deshotel; Dutton; Miles.

STATEMENTS OF VOTE

When Record No. 167 was taken, I was in the house but away from my desk. I would have voted yes.

Dale

When Record No. 167 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

When Record No. 167 was taken, I was in the house but away from my desk. I would have voted yes.

Miles

Amendment No. 93

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

Floor Packet Page No. 130

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

(1) In Article III of the bill, add the following appropriately numbered rider after the appropriations to the Texas Education Agency:

_____. Student Testing Program Outreach: Out of the funds appropriated in B.1.1. Strategy, Assessment and Accountability System, the agency shall provide outreach efforts to educate a parent or guardian of a student on preparing the student for assessments.

Amendment No. 94

Representative Farrar offered the following amendment to Amendment No. 93:

Amend Floor Amendment No. 93 by Farrar to **CSSB 1** (page 130 of the prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing) in Article III of the bill, immediately following the appropriations to the Texas Education Agency, by adding the following appropriately numbered rider:

_____. Student Testing Program Outreach. Out of the funds appropriated above in Strategy B.1.1, Assessment & Accountability System, the Texas Education Agency shall provide outreach efforts to educate a parent or guardian of a student on preparing the student for the administration of assessment instruments. The information provided to a parent or guardian under this rider must be available in Spanish.

Amendment No. 94 was adopted.

Amendment No. 93, as amended, was adopted by (Record 168): 86 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Aycock; Burnam; Callegari; Canales; Coleman; Collier; Cortez; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farney; Farrar; Geren; Giddings; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Hernandez Luna; Herrero; Howard; Hunter; Isaac; Kacal; King, K.; King, S.; King, T.; Kuempel; Larson; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Orr; Otto; Patrick; Perez; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sheffield, J.; Smith; Stephenson; Strama; Thompson, S.; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Anderson; Ashby; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Button; Capriglione; Carter; Clardy; Cook; Craddick; Creighton; Dale; Elkins; Fallon; Fletcher; Flynn; Frank; Frullo; Goldman; Gonzales; Harper-Brown; Hilderbran; Huberty; Hughes; King, P.; Kleinschmidt; Kolkhorst; Krause; Laubenberg; Lavender; Leach; Miller, D.; Miller, R.; Morrison; Murphy; Paddie; Parker; Perry; Phillips; Riddle; Sanford; Schaefer; Sheets; Sheffield, R.; Simmons; Simpson; Smithee; Springer; Stickland; Taylor; Thompson, E.; Toth; Turner, E.S.; White; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Johnson; Keffer; Klick.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 168. I intended to vote no.

Crownover

I was shown voting yes on Record No. 168. I intended to vote no.

Harless

I was shown voting yes on Record No. 168. I intended to vote no.

Orr

Amendment No. 95

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

Floor Packet Page No. 131

Amend **CSSB 1** (house committee printing) in Article III of the bill by adding the following appropriately numbered rider after the appropriations to the Texas Education Agency:

_____. Use of Appropriated Funds for School Vouchers or to Support Tax-Credit Scholarships Prohibited. Money appropriated to the Texas Education Agency by this Act may not be used to pay for or support school vouchers or scholarships for private primary or secondary education provided by nonprofit entities using donations received from entities that receive tax credits as a result of the donations.

AMENDMENT NO. 95 - REMARKS

REPRESENTATIVE HERRERO: We know public education needs to be a priority, and we know now that this budget doesn't fully restore the funding for public education, so this amendment ensures that no additional monies are diverted from public schools that serve the majority of our students. And so it's necessary that we do what we can to improve the real problems that exist, which, we have to bring down the classroom sizes, offer better early childhood education, and give teachers the freedom to teach as opposed to teaching to a test. And I know that we have made some improvements, but this amendment will further ensure that no public funds are diverted away from our public schools. What it does, essentially, is that it prohibits the use of vouchers, and I know that there is an amendment to the amendment that will essentially clarify that this does not apply to open-enrollment charter schools.

Amendment No. 96

Representative Ratliff offered the following amendment to Amendment No. 95:

Amend Floor Amendment No. 95 by Herrero to **CSSB 1** (pg. 131 of the pre-filed amendments packet) on line 10 of the amendment, immediately following the underlined period by adding "In accordance with Section 12.105 and Chapter 42, Education Code, this provision does not affect the funding of an open-enrollment charter school operating under a charter granted under Subchapter D, Chapter 12, Education Code.

AMENDMENT NO. 96 - REMARKS

REPRESENTATIVE RATLIFF: The amendment to the amendment just clarifies that, regardless of how you feel about this bill, should this bill pass, this will not apply to open-enrollment charter schools and we continue to fund them through the normal course of the Education Code. The amendment is acceptable to the author.

Amendment No. 96 was adopted.

AMENDMENT NO. 95 - REMARKS

HERRERO: It is important that we not divert public funds away from our public schools and our open-enrollment charter schools, which are defined by the Education Code as being public schools, and for that reason I ask for the adoption of this amendment.

REPRESENTATIVE OTTO: Members, each one of you, while there is going to be possible bills coming forward this session dealing with this issue, I'm going to leave this up to the will of the house, because you need to vote your district on this particular amendment. What this amendment does is basically state that you cannot use state money to support private institutions with vouchers. So you need to look at the amendment; vote your district.

REPRESENTATIVE LOZANO: Being from Robstown, you know where Premont is?

HERRERO: I do.

LOZANO: I remember reading about you when you were a senior, on your Friday night football games—your highlights.

HERRERO: I wouldn't call them highlights, but yes.

LOZANO: But, you know, Premont—the school district that I graduated from, along with Representative Canales—is in danger of closure for a variety of reasons. And one of the alternatives that may be offered to them is to have Premont ISD overseen by Texas A&M Kingsville as a charter school, and that would keep the schools in Premont open. Would your amendment prohibit that from happening?

HERRERO: Not in my understanding, because A&M is a public institution, and the amendment that was adopted—that was acceptable to me—which is open-enrollment charter schools, you know, are considered public schools, and so monies would still be able to go to those open-enrollment charter schools.

REPRESENTATIVE SIMMONS: I want to make sure that I understand, when I read your amendment, it sounds to me like you are trying to shut down, basically, all discussion of funding or any way to get any money for any type of choice, is that correct? On school choice, is that correct?

HERRERO: No, I disagree. The position here is whether you're in favor of school vouchers, which diverts public funds from our public schools, or you are not. And given the fact that we haven't restored the cuts that were made to public education—if I may finish, you asked me a question. I don't think we should divert public funds from our public schools. I think if we're going to ask them to be accountable, which I think we should, I don't think that we should then put them in a further hole where they're not able to accomplish the tasks we've asked them to achieve. So, this amendment—just so we're clear—says that you cannot divert public funds for the use of school vouchers.

SIMMONS: So do you consider any school choice, outside of—any school choice vouchers—is that your definition of it?

HERRERO: I don't understand what your question is.

SIMMONS: Do you consider any school choice—the term school choice—do you consider that vouchers?

HERRERO: By definition, as the amendment is written, it says "school vouchers or scholarships for private, primary, or secondary education."

SIMMONS: And so, you're saying charter schools are not included in this, because they are considered public schools?

HERRERO: Open-enrollment charter schools as defined by the Education Code, in Section 12.105, is defined as "an open-enrollment charter school is part of the public school system of this state."

SIMMONS: Who provides funding for the schools? At the end of the day, at the lowest level, who provides the funding?

HERRERO: Who provides? I think we've heard it's a combination of the state—to the extent that there are some federal programs of the federal government—let me finish, please. And then—most importantly—are local taxpayers, and that's why, especially, if the state is not fully restoring the cuts made to public education, because of the tax swap that was made, the shifting of the burden is now on our local property taxpayers. And so, unless the state fulfills its responsibility—this is a constitutional obligation—to fully restore public education, those individuals that do not support that position are then asking the local taxpayers to pay those funds.

SIMMONS: Do you know taxpayers that may have special-needs kids, like I did when our son was growing up, and the public school could not provide for him and we had to seek outside help? You know I pay my own taxes, right?

HERRERO: Yes, and so do I. I send my youngest children to a private school—that's my choice. I used to live in Robstown. I pay my taxes to my local school district, so this doesn't prevent you, or I, or anyone else, for that matter, saying, "I want to send my child to a different school." You and I can. There are some students, like when I grew up—my mom is a single parent, raising two children, working three jobs—didn't have that choice. And so, whatever school was closest for us to attend, which we walked, we had to attend that school. And so, those individuals that are in the same situation where I was growing up, we shouldn't deprive them further by sending the money from those schools to some private institution.

SIMMONS: Mr. Herrero, would you be willing to withdraw this amendment if we can add something to it that would require two-thirds of the vote?

HERRERO: No.

SIMMONS: Here in this house? You wouldn't be willing to do that?

HERRERO: Thank you for asking, but my response to you is emphatically, no.

SIMMONS: Okay, well, so what you're trying to do is cut off the entire discussion of school choice, Mr. Herrero. We cannot be in favor of that. We just cannot be in favor of that. So this is a back-door way of cutting off a discussion, in this body, about school choice, and I'm sorry, we can respectfully disagree.

HERRERO: I'll stand here all day and all night. I'm not cutting anybody's debate, whether it's here on the floor, or in your office, or in your home district with your school superintendent. The debate is never over. I'm one that wants open and transparent debate.

SIMMONS: Okay, well would you give—

HERRERO: I'll suspend the rules for me to stand here as long as you want me to stand here to face this debate.

SIMMONS: Would you grant some time to draw an amendment?

HERRERO: I'm sorry, what?

SIMMONS: Would you grant some time to draw an amendment? Would you temporarily withdraw for us to draw an amendment?

HERRERO: What is the amendment?

SIMMONS: We're discussing that right now.

HERRERO: I'll extend my own time, Mr. Speaker. I don't want to shut down anyone's debate. You all had seven days, people, seven days in which to look at my amendment, and come talk to me, or to offer an amendment. Some of the individuals came to talk to me and gave me the respect and the dignity. I want to thank Representative Ratliff, because he was the only one that came to talk to me about it. But now you want to do something, because, for whatever reason, you don't think that it's the right thing to do, and I'm asking that if your position is such as that, then just vote against the amendment. Members, we have to make decisions here. We are either with our public schools, or we're not with our public schools. And so, if you are for vouchers, you vote against my amendment. If you're against vouchers, you vote with me.

REPRESENTATIVE RIDDLE: Mr. Chairman, I'm really surprised with this amendment, because it appears that you oppose for families that do not have a great deal of wealth to have the same choice that families that have wealth can make for their children, is that correct? I find that hard to believe, that you would actually do that to the poorer families of Texas. I would think that you would want them to have the same choices for education that the wealthier families in Texas have for their children.

HERRERO: What this does is make sure the state fully funds our public school system.

RIDDLE: No, you're not answering the question. The question is, the wealthy families of Texas, like you, Mr. Chairman. You just got through telling us that your children attend a private school, is that not correct?

HERRERO: If you need me to be more specific, I have five children. The three that can go to school go to public school. The one that's four years old goes to pre-K. She's four, so she's at a private school. My two-year old, Aliana—we know her as Bunny—is not old enough to go to school. So, I don't understand what your question is. But, at the end of the day—

RIDDLE: But you have the wealth to make that choice, yet you want to keep poor families from making that.

REPRESENTATIVE SIMPSON: I agree with you in not wanting to use public monies for private individuals or private institutions, but I'm concerned that this might also apply to tax credits that might be extended, and I want to make sure that doesn't apply to those.

HERRERO: The amendment, as written, Representative Simpson, specifically says, "school vouchers for scholarships for private primary."

SIMPSON: Would that include a tax credit?

HERRERO: In what context?

SIMPSON: Well—

HERRERO: I guess instead of asking the question, I don't understand in what context you're asking.

SIMPSON: If the tax credit was extended—by law—and people could use those funds for other purposes, I have a difficulty with public money going to private individuals or schools, but—

HERRERO: And that's what this amendment is attempting to do.

SIMPSON: So, it wouldn't apply to tax credits?

HERRERO: Not to the extent that a tax credit is appropriated by the state revenue.

SIMPSON: Well, I mean, if you're issuing a tax credit, you're not appropriating anything.

HERRERO: Right, that's right. That's exactly right.

REPRESENTATIVE C. TURNER: I just want to make sure I understand what this amendment says. You're simply saying that money that is appropriated today to the TEA can't be used for a non-public school, is that correct?

HERRERO: That's exactly right.

C. TURNER: Okay, and so, essentially you're saying public funds go to public schools, period?

HERRERO: That's exactly right.

C. TURNER: That way there's no misconception at all about what education funding is going for, is that right?

HERRERO: That's correct.

C. TURNER: And when people talk about the private school vouchers, and we heard some talk about that a minute ago, has there ever been a plan that you've seen that if there was a private school voucher plan that somehow there would even remotely be enough money in that plan that could allow any kid in the State of Texas to go to any private school they wanted to?

HERRERO: No.

C. TURNER: I didn't think so, and when you talk about a tax credit scholarship, is that in any substantive way different from a private school voucher?

HERRERO: You can call it whatever you want. At the end of the day, the state has to appropriate funds for public education, and what this amendment does, says public funds must be used for public schools.

C. TURNER: So a tax scholarship, whatever you want to call it, is essentially public funds still being diverted to a non-public school?

HERRERO: That's exactly right.

C. TURNER: Your amendment would seek to make sure that does not happen.

HERRERO: That is exactly right.

C. TURNER: I think you have a good amendment, Mr. Herrero.

REPRESENTATIVE E. S. TURNER: So, the way I read this is that you don't want any form of school vouchers at all?

HERRERO: That is correct. To the extent that that school voucher diverts public funds away from our public schools, the answer is yes.

E. S. TURNER: Okay, so what about the children that are trapped in public schools that are underperforming?

HERRERO: What about them?

E. S. TURNER: What about those children?

HERRERO: To the extent that those public schools are receiving state-appropriated funds, there wouldn't be school vouchers. And some of those individuals that you are talking about—those students—don't have the means of going to their school of choice, if you will.

E. S. TURNER: So would you be open if we had a tax credit for those students to go to a private school that would better serve them?

HERRERO: I don't know that it would better serve them, but at this point, you know—

E. S. TURNER: That would better serve them than the school that they're in now—an underperforming school. Would you be open to giving them a tax credit to go to a better institution, like your children and mine, that would serve them better?

HERRERO: If it meant that the state was going to fully fund their education, I would not be opposed to that, but the problem is, as it is right now, we're not fully funding our public schools, much less those students that are in poor performing schools. So, whether you're in a more affluent school district or a less affluent school district that is struggling to meet the standardized requirements that we're imposing on them, let's not further divert those resources that they need away from those schools.

E. S. TURNER: Well, my question is though, if you have children that are in an underperforming school district and they are being underserved, would you be open to a tax credit that would take those children out of that school district and give the parents—like you said, your parents didn't have an option—give them the option to send them to a better school, whereby they'll be better served, would you be open to that?

HERRERO: Not as it's been explained to me. You and I can talk about it later, and you and I can work on that. This amendment really makes it clear that public funds appropriated under the 2014-2015 budget would not be diverted from public schools as vouchers, scholarships, tax credits, you know, assistance programs—whatever you want to call them—that are not public schools, whether they be open-enrollment charter schools or state public schools.

E. S. TURNER: But our focus is the children, correct?

HERRERO: I'm sorry?

E. S. TURNER: Our focus is the children?

HERRERO: The education of our children.

E. S. TURNER: But our focus is the children and not the institution of education, correct?

HERRERO: The education of our children.

E. S. TURNER: Right, so if we had an opportunity—a vehicle using state money and giving parents a credit to take those kids to a private school, because our focus is the children, not the institution of education—would you be open to that, if the focus is indeed the children?

HERRERO: You know when I think we have that discussion? Once we fully restore the cuts to public education.

E. S. TURNER: Yes, but see, right here, what you're saying is you don't want any kind of voucher or credit, and yet children are the focus. So really, to me, the focus of this is the institution of education, and that's why we are where we are today.

HERRERO: No it's not, because we're not fully funding education, Representative Turner, and you know that. You know—let me finish my answer to your question—we have billions of dollars in our rainy day fund. We have unexpended funds of \$685 million in this budget, and then we've got \$500 million in the supplemental budget, yet we're not doing anything to fully restore the cuts that were made to public education. And even if you were to put \$5.4 billion into public schools, that only covers the hole that the legislature created last session. So that's not considering enrollment; that's not considering the cost of fuel; that's not considering the fact that we have overcrowded classrooms; the fact that we have teachers teaching to a test. So, your discussion, I think, is more appropriate once we fully restore the cuts to public education, and we make sure that our children in our public schools receive a first-class, quality education, regardless of where they are attending school.

E. S. TURNER: Well, I think the discussion is good for now, because even though we are putting more money in education, it doesn't make the education system better. I'm trying to make the education system better.

HERRERO: I agree, and—

E. S. TURNER: I'm in business.

HERRERO: It needs more money.

E. S. TURNER: And if we have business that is not going well, we don't just keep throwing money at it—we fix the problem.

HERRERO: That's right. That's what we need to do, that's right.

E. S. TURNER: I'm trying to find viable solutions to educate the children for the future of this country; to educate them properly and correctly with a quality education, because what we're doing now—it's not working. So even if we fully fund it, even if we throw more money at it, it's not going to bring us the results that we want, so I don't think more money is the answer.

HERRERO: More money in the classrooms, so that teachers aren't overcrowded; so there's more one-on-one student/teacher ratio; more resources, to the extent that you have children that are not at the same level and the entire classroom has the individual programs that they need to excel; and those classrooms and those programs to the extent that we have transportation—

E. S. TURNER: Okay, so if we can get more money in the classroom, okay? If we can give a credit to families that save money for their local school district, whereby they can put more money in the classroom, would you be open to that?

HERRERO: How are we going to do that, Scott? I've been here longer than you have, and I can tell you that this has been an issue that has perplexed the legislative body for many years. In fact, the discussion I'm hearing now is, let's wait for the judiciary to tell us what to do.

E. S. TURNER: No, I don't want to wait, and I know you—

HERRERO: You're saying you don't want to wait, but yet, you're saying that you want to do some other things without fully funding public education.

Amendment No. 95, as amended, was adopted by (Record 169): 103 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Ashby; Aycock; Bell; Bonnen, D.; Burkett; Burnam; Callegari; Canales; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farney; Farrar; Frullo; Geren; Giddings; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harper-Brown; Hernandez Luna; Herrero; Howard; Huberty; Hunter; Johnson; Kacal; Keffer; King, K.; King, S.; King, T.; Klick; Kolkhorst; Kuempel; Lewis; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Menéndez; Miles; Miller, D.; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Ratliff; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Rose; Sheets; Sheffield, J.; Sheffield, R.; Simpson; Smith; Smithee; Springer; Stephenson; Strama; Thompson, S.; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zerwas.

Nays — Anderson; Bohac; Bonnen, G.; Branch; Button; Capriglione; Creighton; Crownover; Dale; Davis, J.; Elkins; Fallon; Fletcher; Flynn; Frank; Goldman; Gonzales; Harless; Hughes; Isaac; King, P.; Kleinschmidt; Krause; Larson; Laubenberg; Lavender; Leach; Miller, R.; Morrison; Murphy; Parker; Rane; Riddle; Ritter; Sanford; Schaefer; Simmons; Stickland; Taylor; Thompson, E.; Toth; Turner, E.S.; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Carter; Hilderbran.

STATEMENTS OF VOTE

I was shown voting no on Record No. 169. I intended to vote yes.

G. Bonnen

I was shown voting yes on Record No. 169. I intended to vote no.

Craddick

I was shown voting no on Record No. 169. I intended to vote yes.

Crownover

I was shown voting no on Record No. 169. I intended to vote yes.

Harless

When Record No. 169 was taken, I was in the house but away from my desk. I would have voted no.

Hilderbran

I was shown voting no on Record No. 169. I intended to vote yes.

Raney

I was shown voting no on Record No. 169. I intended to vote yes.

E. Thompson

AMENDMENT NO. 95 - STATEMENT OF LEGISLATIVE INTENT

The intent of the amendment is to prohibit any funds appropriated in the 2014-15 General Appropriations Act from being used for vouchers or any similar scheme. Our schools continue to be underfunded year after year, and I strongly oppose any funds available for education being diverted away from public schools.

Herrero

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 1 - (consideration continued)

Amendment No. 97

Representative J. Davis offered the following amendment to **CSSB 1**:
Floor Packet Page No. 132

Amend **CSSB 1** as follows:

(1) On page III-19, add the following rider:

 . Contingency for Manufacturing Industry Certification Exams. Contingent on passage and enactment of **HB 5**, or similar legislation relating to reimbursement for the cost of manufacturing certification exams, by the Eighty-third Legislature, Regular Session, the Texas Education Agency shall allocate \$500,000 in fiscal year 2014 and \$500,000 in fiscal year 2015 in funds transferred from the Texas Workforce Commission for this purpose to implement the provisions of the Section 29.190 of the Texas Education Code.

(2) On page VII-39, add the following rider:

_____. Contingency for Manufacturing Industry Certification Exams. Contingent on passage and enactment of **HB 5**, or similar legislation relating to reimbursement for the cost of manufacturing certification exams, by the Eighty-third Legislature, Regular Session, the Texas Workforce Commission shall transfer to the Texas Education Agency \$500,000 in fiscal year 2014 and \$500,000 in fiscal year 2015 from Strategy A.2.1, Skills Development from the General Revenue Fund to implement the provisions of the Section 29.190 of the Texas Education Code.

Amendment No. 97 was withdrawn.

Amendment No. 98

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

Floor Packet Page No. 136

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

(1) In Article III of the bill (page III-27), in the appropriations to the Teacher Retirement System, increase the appropriations from the general revenue fund to the Teacher Retirement System for Strategy A.2.1, Retiree Health - Statutory Funds, by the amount of \$12,500,000 for the state fiscal year ending August 31, 2014, and by the amount of \$12,500,000 for the state fiscal year ending August 31, 2015.

(2) In Article III of the bill (page III-2), in the appropriations to the Texas Education Agency, reduce the appropriations from the general revenue fund to the Texas Education Agency for Strategy A.2.4, School Improvement & Support Pgms, by the amount of \$12,500,000 for the state fiscal year ending August 31, 2014, and by the amount of \$12,500,000 for the state fiscal year ending August 31, 2015.

(3) In Article III of the bill (page III-13), following the appropriations to the Texas Education Agency, strike Rider 37.

Amendment No. 98 was withdrawn.

Amendment No. 99

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

Floor Packet Page No. 138

Amend **CSSB 1**, in Article III of the bill, following the appropriations to the Teacher Retirement System of Texas, by adding the following appropriately numbered rider to the bill and renumbering subsequent riders accordingly:

_____. Settle-Up Dollars Directed to TRS-Care. Any settle-up payments made in the fiscal year ending August 31, 2014, or August 31, 2015, from the Teacher Retirement System of Texas pension fund or from the TRS-Care program are appropriated to the TRS-Care program. Settle-up funds are all estimated General Revenue appropriations for fiscal year 2013 and fiscal year 2014 in excess of the state's actual statutory obligations for retirement and retiree insurance contributions, and those funds are re-appropriated to Retiree Health-Statutory Funds, for deposit to the Texas Public School Retired Employees Group Insurance Trust Fund.

Amendment No. 99 was adopted.

NOTICE GIVEN

Pursuant to the provisions of Rule 7, Section 37 of the House Rules, at 5:20 p.m., Representative Morrison announced her intention to make the motion to reconsider the vote by which Amendment No. 51, as amended, was adopted.

Amendment No. 100

Representative E. Rodriguez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 140

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

(1) In ARTICLE III of the bill, reduce the appropriation in Strategy B.1.3 to the Higher Education Coordinating Board, on pages III-38, by a total of \$500,000 for the fiscal year ending August 31, 2014.

(2) In ARTICLE III of the bill, increase the appropriation in Strategy A.1.1 to The University of Texas at Austin, on page III-59, by \$250,000 for the fiscal year ending August 31, 2014 and by \$250,000 for the fiscal year ending August 31, 2015.

(3) In ARTICLE III of the bill, in the bill pattern for The University of Texas at Austin, on page III-62, insert the following appropriately numbered rider and renumber any subsequent riders accordingly:

_____. PRO BONO PROGRAMS. Out of the funds appropriated above, up to \$250,000 in each year of the biennium shall be used for supporting pro bono programs in the School of Law that use law students to provide legal services to Texans in need.

(4) Adjust totals and methods of finance accordingly.

Amendment No. 101

Representative E. Rodriguez offered the following amendment to Amendment No. 100:

Amend Floor Amendment No. 100 by E. Rodriguez to **CSSB 1** (page 140, prefiled amendments packet) by striking the text of the amendment and substituting:

Amend **CSSB 1** by adding the following appropriately numbered provision to Article XI of the bill:

_____. (a) In addition to other amounts appropriated by this Act to The University of Texas at Austin (page III-59), the following amounts are appropriated from the general revenue fund to the university for Strategy A.1.1, Operations Support, under the Article III bill pattern appropriations to the university:

(1) \$250,000 for the fiscal year ending August 31, 2014; and

(2) \$250,000 for the fiscal year ending August 31, 2015.

(b) Money appropriated as provided by Subsection (a) of this provision may be used to support programs of the university's school of law in which law students are used to provide legal services to Texans in need of legal assistance.

Amendment No. 101 was adopted.

Amendment No. 100, as amended, was withdrawn.

Amendment No. 102

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

Floor Packet Page No. 141

Amend **CSSB 1** as follows:

(1) On page III-39 in the appropriations to the Higher Education Coordinating Board decrease Strategy B.1.8: Border Faculty Loan Repayment Program by \$187,813 in fiscal year 2014 and \$187,813 in fiscal year 2015.

(2) On page III-27 in the appropriations to the Teacher Retirement System increase Strategy A.2.1: Retiree Health - Statutory Funds by \$187,813 in fiscal year 2014 and \$187,813 in fiscal year 2015.

Amendment No. 103

Representative Stickland offered the following amendment to Amendment No. 102:

Amend the amendment by Stickland amending **CSSB 1** (on page 141 of the prefiled amendments packet) by striking lines 2-9 of the amendment and substituting the following:

(1) In Article III of the bill, reduce the appropriations from the general revenue fund to the Higher Education Coordinating Board for Strategy B.1.8, Border Faculty Loan Repayment, on page III-39, by \$187,813 for the fiscal year ending August 31, 2014, and by \$187,813 for the fiscal year ending August 31, 2015.

(2) In Article III of the bill, add the following appropriately numbered rider after the appropriations to the Teacher Retirement System:

_____. Additional Funds for Retiree Health - Statutory Funds. In addition to the other amounts appropriated for Strategy A.2.1, Retiree Health - Statutory Funds, in the state fiscal biennium beginning September 1, 2013, the amount of \$187,813 is appropriated out of the general revenue fund to the Teacher Retirement System for the fiscal year ending August 31, 2014, and the amount of \$187,813 is appropriated out of the general revenue fund to the Teacher Retirement System for the fiscal year ending August 31, 2015, for the purpose of providing funds for the health care needs of public education retirees.

(3) Adjust article totals and methods of financing accordingly.

AMENDMENT NO. 103 - REMARKS

REPRESENTATIVE STICKLAND: Members, this is a repeat of the discussion that we've had throughout the day today. What we are attempting to do is take Border Faculty Loan Repayment Program and move it into TRS Care. I believe that this program was enacted—I believe with the growth in the valley that is going on right now that we no longer need to subsidize this effort and let the free markets go.

REPRESENTATIVE WALLE: So, Mr. Stickland, you are taking money out of the Border Faculty Loan Repayment Program which is \$187,000—

STICKLAND: Per year.

WALLE: Who does that benefit?

STICKLAND: That benefits people who want to go get their PhD who live in the border area of our state.

WALLE: And so you're taking money out of a program that helps—the Border Faculty Loan Repayment Program that probably needs, I would say, some very important repayment programs for the educational attainment for those folks down in South Texas to the Teacher Retirement Program? Why are we doing that?

STICKLAND: I believe that it is a much larger priority.

WALLE: Okay, so you're hurting one program to try to benefit the other program?

STICKLAND: I'm simply saying that with the money that we have in this budget that the retired teachers—the TRS Care is more important than this program.

WALLE: Okay, so what are you—this is a very, very important program for these folks in South Texas. Why would you try to hurt a program that is beneficial to those folks in trying to get educational attainment which is sorely needed, you know that we just passed the restructure of The University of Texas in allowing those folks to get higher education, get a medical school, and now you're going to ding them so that you can make a political point to try to help the Teacher Retirement Program? Is that your intention?

STICKLAND: This is not a political issue. I simply, truly believe that the TRS Care program is a higher priority than asking the rest of the state to subsidize one area—one area that has also experienced a lot of growth and success here recently.

WALLE: So \$187,00, how much more benefit would that be for a retired teacher?

STICKLAND: About \$187,000.

WALLE: No, to an individual teacher.

STICKLAND: I believe that that would depend on how much their loan was for.

REPRESENTATIVE LUCIO: Mr. Stickland, have you ever lived along the border?

STICKLAND: I have not, no.

LUCIO: Were you educated along the border?

STICKLAND: No, I was not.

LUCIO: Did you raise family along the border?

STICKLAND: No.

LUCIO: Have you spent any significant time there?

STICKLAND: I have not.

LUCIO: Have you been in our public schools?

STICKLAND: I have not.

LUCIO: Have you been in our hospitals?

STICKLAND: No.

LUCIO: Have you been to the colonias in South Texas?

STICKLAND: I have not.

LUCIO: Okay, so you have a simple amount of money that will incentivize teachers to come to one of the most underserved areas in the country. It wouldn't affect the Teacher Retirement System pennies, on a teacher-by-teacher basis, but it means a significant amount to one of the fastest growing, most underserved areas that is going to be looked to for leadership—to generate leaders in Texas, and this is a drop in the bucket of what we can do—

STICKLAND: I believe that depends on your perspective. To me that's a lot of money, and to a lot of folks we're talking big money here.

LUCIO: Okay, let me ask you this, how much money is in the Teacher Retirement System right now?

STICKLAND: Not enough.

LUCIO: Okay, I've always respected you—

STICKLAND: Many estimates say, depending on who you ask, there's quite a few folks who know a lot more about this than I do who say that it's \$25 billion short.

LUCIO: I have stood here session after session supporting things in rural areas, supporting things in North Texas, supporting things in Houston, City of Dallas, San Antonio, because it benefits those areas, which in turn benefits the entire state, so I take personal offense to this that you would attack an area you have no experience with, have had zero exposure to, because you want to add that money to a fund which I don't think it makes a single percentage point of help in that entire fund.

REPRESENTATIVE N. GONZALEZ: Now, Mr. Stickland, you and I are deskmates and I respect you a lot, but you know that I represent a border area?

STICKLAND: Correct.

N. GONZALEZ: And, you know The University of Texas at El Paso has worked very hard to add PhD programs to the university and we have to recruit as many doctoral program candidates as we possibly can, and this program does a very good job of helping us with attracting as many PhD candidates and retaining PhD program level caliber candidates as we can. This is not a subsidy, it helps economic development in our area, and basically, I think you would agree, you're taking from one group of teachers and essentially giving to another group of teachers is that not the intent of the bill?

STICKLAND: What I'm saying is I have a fundamental problem with taking money from my district in Tarrant County, that benefits nothing from this program, and subsidizes another area. I don't believe in picking winners and losers. If this wasn't the border, if this was North Texas, I'd be saying the same thing. But I truly believe that free market principles are what is going to lead to greater growth in your district, than government subsidies and handouts.

N. GONZALEZ: But you are picking winners and losers in this bill. Your amendment is picking winners and losers. You are making us choose between who is going to win and who is going to lose in this particular amendment. This is not about a free market argument, this is about picking winners and losers.

STICKLAND: TRS Care and the benefits of TRS Care have nothing to do with regions, this program does.

N. GONZALEZ: So, you disagree that you are not making us, as a body, choose—

STICKLAND: Obviously, you're having to make a choice when we vote here, but I am not asking you to discriminate. I believe that this program does.

(Ritter in the chair)

Amendment No. 103 was adopted.

AMENDMENT NO. 102 - REMARKS

REPRESENTATIVE NEVÁREZ: Mr. Speaker, members, I urge you to table this amendment to the amendment and the amendment as it is. It's disingenuous to come up here and say that you're trying to help retired teachers and systematically attack, through the afternoon, these different institutions across the state and especially when you attack an institution—

REPRESENTATIVE GEREN: How many retired teachers are there, do you know?

NEVÁREZ: A whole bunch—

GEREN: It's around a quarter of a million, 250,000, so this \$187,000 will be what, like \$0.72 per teacher?

NEVÁREZ: It's a drop in the bucket, Mr. Geren.

GEREN: So it's \$0.72, by the time we mailed it, add an envelope and a check; how much money would the teachers have to mail back to us in order for us to be whole on this?

NEVÁREZ: Not as much as I have in my pocket. Members, please table this.

REPRESENTATIVE OTTO: Members, this—what's already been discussed, you know the facts, we're talking about \$187,800. This Border Faculty Loan Repayment Program provides educational loan repayments for faculty members who earn their doctorates after 1994 and teach at institutions located in the counties that border Mexico. Each eligible institution submits to the Higher

Education Coordinating Board at least four applications from selected faculty members who may receive loan repayment for up to \$5,000 for each year of service up to 10 years. For that reason, I move to table.

Representative Otto moved to table Amendment No. 102, as amended.

The motion to table prevailed by (Record 170): 125 Yeas, 19 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Anchia; Anderson; Ashby; Aycok; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Frullo; Geren; Giddings; Gonzales; González, M.; Gonzalez, N.; Guerra; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Larson; Lavender; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Rose; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Smith; Smithee; Springer; Stephenson; Strama; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; Workman; Wu; Zerwas.

Nays — Carter; Dale; Flynn; Frank; Goldman; Hilderbran; Klick; Krause; Laubenberg; Leach; Phillips; Simmons; Simpson; Stickland; Taylor; Toth; Turner, E.S.; White; Zedler.

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

Absent, Excused — Gooden.

Absent — Alvarado; Guillen; Sanford.

STATEMENTS OF VOTE

When Record No. 170 was taken, I was in the house but away from my desk. I would have voted yes.

Alvarado

I was shown voting yes on Record No. 170. I intended to vote no.

Capriglione

I was shown voting no on Record No. 170. I intended to vote yes.

Frank

I was shown voting no on Record No. 170. I intended to vote yes.

Hilderbran

I was shown voting yes on Record No. 170. I intended to vote no.

P. King

I was shown voting yes on Record No. 170. I intended to vote no.

Springer

REMARKS ORDERED PRINTED

Representative M. González moved to print all remarks on Amendment No. 95.

The motion prevailed.

Amendment No. 104

Representative Stickland offered the following amendment to **CSSB 1**:
Floor Packet Page No. 142

Amend **CSSB 1** as follows:

(1) On page III-39 in the appropriations to the Higher Education Coordinating Board decrease Strategy C.1.2: Texas Research Incentive Program by \$17,812,500 in fiscal year 2014 and \$17,812,500 in fiscal year 2015.

(2) On page III-27 in the appropriations to the Teacher Retirement System increase Strategy A.2.1: Retiree Health - Statutory Funds by \$17,812,500 in fiscal year 2014 and \$17,812,500 in fiscal year 2015.

Amendment No. 104 was withdrawn.

REMARKS ORDERED PRINTED

Representative M. González moved to print all remarks on Amendment No. 102.

The motion prevailed.

Amendment No. 105

Representative Howard offered the following amendment to **CSSB 1**:
Floor Packet Page No. 145

Amend **CSSB 1**, Article III, THECB bill pattern on page III-48, by amending Rider 34 to read as follows:

34. Professional Nursing Shortage Reduction Program. Appropriations for the Professional Nurse Shortage program total \$17,500,000 in each year of the 2014-15 biennium. Those funds shall be allocated as follows:

The Texas Higher Education Coordinating Board (THECB) shall allocate the funds appropriated in their bill pattern in Strategy D.1.4, as follows:

(a) Up to 5 percent each year may be used for administrative expenses.

(b) In each fiscal year \$5,755,750 shall be distributed in an equitable manner to institutions with nursing programs, including institutions graduating their first nursing class, based on increases in numbers of nursing student graduating. The THECB shall apply a weight of 1.5 for increased graduates in nursing educator programs identified with a Classification of Instructional Program code of 51.3808 and 51.3817. The THECB shall allocate up to 50 percent in each fiscal year of the biennium and any unexpended amounts to community colleges.

(c) \$8,032,500 in fiscal year 2014 and \$8,032,500 in fiscal year 2015 shall be distributed at a rate of \$10,000 per year for each additional nursing student enrolled in a professional nursing program to institutions with professional nursing programs based on the following criteria: (1) a graduation rate of 70% or above as reflected in the final 2012 graduation rates reported by the THECB and (2) an increase in new enrollees for fiscal year 2014 equal to 12 percent and 18 percent in fiscal year 2015 of the first-year enrollments for the 2011-2012 academic year as reported by the institutions to the Texas Center for Nursing Workforce Studies.

(d) ~~[THECB shall allocate any remaining appropriation, estimated to be] \$3,711,750 in fiscal year 2014 and \$3,711,750 in fiscal year 2015 to (1) professional nursing programs with nursing graduation rates below 70 percent as reflected in the final 2012 graduation rates reported by the THECB, (2) hospital-based diploma programs, or (3) new professional nursing programs whose graduation rates which have not been determined by the THECB. From funds available for that purpose, institutions shall receive \$20,000 for each additional initial RN graduate in two year programs and \$10,000 for each additional graduate in one-year programs. If sufficient funds are not available to provide this allocation, the HECB shall distribute the funds on a pro rata basis equally among the nursing programs participating ~~submit a plan to the Legislative Budget Board and to the Governor outlining a method of proration.~~ THECB shall develop an application process for institutions willing to increase the number of nursing graduates. The application shall indicate the number of nursing graduates for initial licensure the institution will produce; indicate the number of payments and payment schedule; identify benchmarks an institution must meet to receive payment; and specify the consequences of failing to meet the benchmarks.~~

(e) For THECB expenditure purposes, any funds not expended in fiscal year 2014 may be expended in fiscal year 2015 for the same purposes. If an institution does not meet targets for purposes of subsections b, c and d, the institution shall return these unearned funds to the THECB by the date specified by THECB rule. The THECB shall reallocate these funds to other qualified programs. All institutions receiving funds shall submit to the THECB a detailed accounting of funds received, obligated or expended.

(f) If the funds appropriated under Paragraphs (b), (c) or (d) exceed the funds that can be expended in accordance with the requirements of that paragraph, THECB may expend the excess funds for any purpose described in Paragraphs (b), (c) or (d).

Amendment No. 105 was adopted. (Laubenberg, White, and Zedler recorded voting no.)

Amendment No. 106

Representative Walle offered the following amendment to **CSSB 1**:
Floor Packet Page No. 153

Amend **CSSB 1** (General Appropriations Act) in Article III of the bill as follows:

(1) Add the following appropriately numbered provision under the appropriations to the Higher Education Coordinating Board:

_____. Supplemental TEXAS Grant Program Funding. In addition to other amounts appropriated by this Act to the Higher Education Coordinating Board for the purposes of Strategy B.1.1, TEXAS Grant Program (page III-38), the amount of \$6,897,130.40 for the state fiscal year ending August 31, 2014, and \$7,611,548.90 for the state fiscal year ending August 31, 2015, is appropriated from the general revenue fund to the coordinating board for that purpose.

(2) Reduce the Article X appropriation to the Senate, Strategy A.1.1 (page X-1), by the amount of \$3,250,963.80 for the state fiscal year ending August 31, 2014, and \$3,511,011.50 for the state fiscal year ending August 31, 2015.

(3) Reduce the Article X appropriation to the House of Representatives, Strategy A.1.1 (page X-2), by the amount of \$3,646,166.60 for the state fiscal year ending August 31, 2014, and \$4,100,537.40 for the state fiscal year ending August 31, 2015.

(4) Adjust totals and methods of financing accordingly.

Representative Otto moved to table Amendment No. 106.

The motion to table prevailed by (Record 171): 92 Yeas, 54 Nays, 2 Present, not voting.

Yeas — Allen; Anderson; Ashby; Ayccock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Button; Callegari; Capriglione; Carter; Clardy; Cook; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Elkins; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Harless; Harper-Brown; Hilderbran; Huberty; Hughes; Hunter; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Miller, D.; Miller, R.; Morrison; Murphy; Orr; Otto; Paddie; Parker; Patrick; Perry; Phillips; Pitts; Price; Raney; Ratliff; Riddle; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, E.S.; Turner, S.; Villalba; Workman; Zedler; Zerwas.

Nays — Alonzo; Alvarado; Anchia; Branch; Burnam; Canales; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Farias; Farrar; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Hernandez Luna; Herrero; Howard; Isaac; Johnson; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Rose; Strama; Turner, C.; Villarreal; Vo; Walle; White; Wu.

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

Absent, Excused — Gooden.

Absent — Giddings.

STATEMENT OF VOTE

I was shown voting yes on Record No. 171. I intended to vote no.

T. King

Amendment No. 107

Representative M. González offered the following amendment to **CSSB 1**:
Floor Packet Page No. 155

Amend **CSSB 1** (General Appropriations Act) in Article III of the bill as follows:

(1) Add the following appropriately numbered provision under the appropriations to the Higher Education Coordinating Board:

_____. Supplemental College Work Study Program Funding. In addition to other amounts appropriated by this Act to the Higher Education Coordinating Board for the purposes of Strategy B.1.5, College Work Study Program (page III-39), the amount of \$3,646,166.60 for the state fiscal year ending August 31, 2014, and \$4,100,537.40 for the state fiscal year ending August 31, 2015, is appropriated from the general revenue fund to the coordinating board for that purpose.

(2) Reduce the Article X appropriation to the House of Representatives, Strategy A.1.1 (page X-2), by the amount of \$3,646,166.60 for the state fiscal year ending August 31, 2014, and \$4,100,537.40 for the state fiscal year ending August 31, 2015.

(3) Adjust totals and methods of financing accordingly.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 4).

CSSB 1 - (consideration continued)

Amendment No. 107 was withdrawn.

Amendment No. 108

Representative S. Turner offered the following amendment to **CSSB 1**:
Floor Packet Page No. 158

Amend **CSSB 1** (the General Appropriations Act) in Article III of the bill by adding the following appropriately numbered rider after the appropriations to The University of Texas at Austin:

_____. Institute for Urban Policy Research & Analysis. Out of the above appropriations from the general revenue fund to The University of Texas at Austin for Strategy A.1.1, Operations Support, the amount of \$75,000 for the state fiscal year ending August 31, 2014, and the amount of \$75,000 for the state fiscal year ending August 31, 2015, shall be used to assist the Institute for Urban Policy Research & Analysis at the university in developing research tools and a user-friendly database or similar infrastructure designed to collect and analyze current and future population data and trends in this state.

Amendment No. 108 was withdrawn.

Amendment No. 109

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

Floor Packet Page No. 159

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

1) In the bill pattern for the Higher Education Coordinating Board, amend Rider 53 to read:

53. Higher Education Coordinating Board Contingent Appropriations, Formula Funding for The University of Texas at Brownsville and Texas Southmost College. Appropriations made to the Higher Education Coordinating Board in Strategy F.1.4, UTB TSC Transition Funding in the amount of \$9,308,740 in fiscal year 2014 and \$9,308,739 in fiscal year 2015 are contingent on:

a) The University of Texas at Brownsville and Texas Southmost College providing the Higher Education Coordinating Board with updated 2014-15 base period semester data for lower level undergraduate semester credit hours at The University of Texas at Brownsville, excluding dual-credit hours, and non-developmental education academic contact hours at Texas Southmost College, excluding dual-credit hours;

b) The Legislative Budget Board calculating the lower level undergraduate formula funding amounts for The University of Texas at Brownsville, excluding dual-credit hours, and the non-developmental education academic contact hour formula amounts for Texas Southmost College, excluding dual-credit hours, for fiscal years 2014 and 2015 using the data provided in subsection a; and

c) The Legislative Budget Board not issuing a written disapproval before the 15th day after the date the staff of the Legislative Budget Board concludes its review of the new lower level undergraduate semester credit hours at The University of Texas at Brownsville, excluding dual-credit hours, and the non-developmental education academic contact hours at Texas Southmost College, excluding dual-credit hours, and forwards the staff's recommendations to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor.

The new formula funding allocations for lower level undergraduate semester credit hours at The University of Texas at Brownsville, excluding dual-credit hours, and the non-developmental education academic contact hours at Texas Southmost College, excluding dual-credit hours, will be provided by the Legislative Budget Board staff to the Higher Education Coordinating Board to ~~distribute~~ transfer the lower level undergraduate formula funding ~~allocations~~ appropriations, excluding dual-credit hours, to The University of Texas at Brownsville and the non-developmental education academic contact hour formula funding ~~allocations~~ appropriations, excluding dual credit hours, to Texas Southmost College for fiscal years 2014 and 2015.

Should the total amount of formula funding allocations provided to the Higher Education Coordinating Board by the Legislative Budget Board for formula funding purposes described in this rider for fiscal year 2014 and fiscal year 2015 exceed the amounts appropriated above in F.1.4, UTB TSC Transition

Funding for the 2014-15 biennium, the formula funding allocations provided to the Higher Education Coordinating Board by the Legislative Budget Board for formula funding purposes described in this rider for fiscal year 2014 and fiscal year 2015 shall be prorated and shall not exceed the total amount appropriated in the 2014-15 biennium in F.1.4, UTB TSC Transition Funding.

If the total amount of formula funding allocations provided to the Higher Education Coordinating Board by the Legislative Budget Board for formula funding purposes described in this rider for fiscal year 2014 and fiscal year 2015 are less than the amounts appropriated above in F.1.4, UTB TSC Transition Funding for the 2014-15 biennium, the remaining appropriation amount shall lapse.

For purposes of the requirements of Article IX, Sec. 6.08 of this Act, appropriations made to the Higher Education Coordinating Board in Strategy F.1.4, UTB TSC Transition Funding and transferred to The University of Texas at Brownsville and Texas Southmost College shall be counted as if they were directly appropriated to the two institutions.

2) In the bill pattern for The University of Texas at Brownsville, amend Rider 3 to read:

3. Higher Education Coordinating Board Contingent Appropriations, Formula Funding for The University of Texas at Brownsville. Appropriations made to the Higher Education Coordinating Board in Strategy F.1.4, UTB TSC Transition Funding in the amount of \$9,308,740 in fiscal year 2014 and \$9,308,739 in fiscal year 2015 are contingent on:

a) The University of Texas at Brownsville and Texas Southmost College providing the Higher Education Coordinating Board with updated 2014-15 base period semester data for lower level undergraduate semester credit hours at The University of Texas at Brownsville, excluding dual-credit hours, and non-developmental education academic contact hours at Texas Southmost College, excluding dual-credit hours;

b) The Legislative Budget Board calculating the lower level undergraduate formula funding amounts for The University of Texas at Brownsville, excluding dual-credit hours, and the non-developmental education academic contact hour formula amounts for Texas Southmost College, excluding dual-credit hours, for fiscal years 2014 and 2015 using the data provided in subsection a; and

c) The Legislative Budget Board not issuing a written disapproval before the 15th day after the date the staff of the Legislative Budget Board concludes its review of the new lower level undergraduate semester credit hours at The University of Texas at Brownsville, excluding dual-credit hours, and the non-developmental education academic contact hours at Texas Southmost College, excluding dual-credit hours, and forwards the staff's recommendations to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor.

The new formula funding allocations for lower level undergraduate semester credit hours at The University of Texas at Brownsville, excluding dual-credit hours, and the non-developmental education academic contact hours at Texas Southmost College, excluding dual-credit hours, will be provided by the

Legislative Budget Board staff to the Higher Education Coordinating Board to ~~distribute~~ transfer the lower level undergraduate formula funding ~~allocations~~ appropriations, excluding dual-credit hours, to The University of Texas at Brownsville and the non-developmental education academic contact hour formula funding allocations appropriations, excluding dual credit hours, to Texas Southmost College for fiscal years 2014 and 2015.

Should the total amount of formula funding allocations provided to the Higher Education Coordinating Board by the Legislative Budget Board for formula funding purposes described in this rider for fiscal year 2014 and fiscal year 2015 exceed the amounts appropriated above in F.1.4, UTB TSC Transition Funding for the 2014-15 biennium, the formula funding allocations provided to the Higher Education Coordinating Board by the Legislative Budget Board for formula funding purposes described in this rider for fiscal year 2014 and fiscal year 2015 shall be prorated and shall not exceed the total amount appropriated in the 2014-15 biennium in F.1.4, UTB TSC Transition Funding.

If the total amount of formula funding allocations provided to the Higher Education Coordinating Board by the Legislative Budget Board for formula funding purposes described in this rider for fiscal year 2014 and fiscal year 2015 are less than the amounts appropriated above in F.1.4, UTB TSC Transition Funding for the 2014-15 biennium, the remaining appropriation amount shall lapse.

For purposes of the requirements of Article IX, Sec.6.08 of this Act, appropriations made to the Higher Education Coordinating Board in Strategy F.1.4, UTB TSC Transition Funding and transferred to The University of Texas at Brownsville and Texas Southmost College shall be counted as if they were directly appropriated to the two institutions.

3) In the bill pattern for Public Community/Junior Colleges, amend Rider 20 to read:

20. Higher Education Coordinating Board Contingent Appropriations, Formula Funding for Texas Southmost College. Appropriations made to the Higher Education Coordinating Board in Strategy F.1.4, UTB TSC Transition Funding in the amount of \$9,308,740 in fiscal year 2014 and \$9,308,739 in fiscal year 2015 are contingent on:

a) The University of Texas at Brownsville and Texas Southmost College providing the Higher Education Coordinating Board with updated 2014-15 base period semester data for lower level undergraduate semester credit hours at The University of Texas at Brownsville, excluding dual-credit hours, and non-developmental education academic contact hours at Texas Southmost College, excluding dual-credit hours;

b) The Legislative Budget Board calculating the lower level undergraduate formula funding amounts for The University of Texas at Brownsville, excluding dual-credit hours, and the non-developmental education academic contact hour formula amounts for Texas Southmost College, excluding dual-credit hours, for fiscal years 2014 and 2015 using the data provided in subsection a; and

c) The Legislative Budget Board not issuing a written disapproval before the 15th day after the date the staff of the Legislative Budget board concludes its review of the new lower level undergraduate semester credit hours at The University of Texas at Brownsville, excluding dual-credit hours, and the non-developmental education academic contact hours at Texas Southmost College, excluding dual-credit hours, and forwards the staff's recommendations to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor.

The new formula funding allocations for lower for lower level undergraduate semester credit hours at The University of Texas at Brownsville, excluding dual-credit hours, and the non-developmental education academic contact hours at Texas Southmost College, excluding dual-credit hours, will be provided by the Legislative Budget Board staff to the Higher Education Coordinating Board to ~~distribute~~transfer the lower level undergraduate formula funding ~~allocations~~appropriations, excluding dual credit hours, to Texas Southmost College for fiscal years 2014 and 2015.

Should the total amount of formula funding allocations be provided to the Higher Education Coordinating Board by the Legislative Budget Board for formula funding purposes described in this rider for fiscal year 2014 and fiscal year 2015 exceed the amounts appropriated above in F.1.4, UTB TSC Transition Funding for the 2014-15 biennium, the formula funding allocations provided to the Higher Education Coordinating Board by the Legislative Budget Board for formula funding purposes described in this rider for fiscal year 2014 and fiscal year 2015 shall be prorated and shall not exceed the total amount appropriated in the 2014-15 biennium in F.1.4, UTB TSC Transition Funding.

If the total amount of formula funding allocations provided to the Higher Education Coordinating Board by the Legislative Budget Board for formula funding purposes described in this rider for fiscal year 2014 and fiscal year 2015 are less than the amounts appropriated above in F.1.4, UTB TSC Transition Funding for the 2014-15 biennium, the remaining appropriation amount shall lapse.

For purposes of the requirements of Article IX, Sec. 6.08 of this Act, appropriations made to the Higher Education Coordinating Board in Strategy F.1.4, UTB TSC Transition Funding and transferred to The University of Texas at Brownsville and Texas Southmost College shall be counted as if they were directly appropriated to the two institutions.

Amendment No. 109 was adopted. (Laubenberg and Simmons recorded voting no.)

Amendment No. 110

Representative Giddings offered the following amendment to **CSSB 1**:
Floor Packet Page No. 162

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

(1) In the bill pattern appropriations for The University of Texas at Dallas (page III-63), following Goal D, add the following goal, strategy, and appropriations:

E. Goal: TRUSTEED FUNDS

	2014	2015
Trusteed Funds for African American Museum Internship Program		
E.1.1. Strategy: AFRICAN AMERICAN MUSEUM INTERNSHIP		
	\$66,716	\$66,716

(2) In the bill pattern appropriations for The University of Texas at Dallas (page III-63), strike Strategy C.2.2, African American Museum Internship, and the amounts of general revenue appropriated for each fiscal year of the state fiscal biennium ending August 31, 2015.

(3) Following the bill pattern appropriations for The University of Texas at Dallas (page III-64), strike the first sentence of rider No. 2 and substitute the following:

Funds appropriated above in Strategy E.1.1, African American Museum Internship, are for the purpose of supporting an internship at the African American Museum in Dallas.

Amendment No. 110 was adopted by (Record 172): 133 Yeas, 7 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Rodriguez, E.; Rose; Sanford; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Smith; Smithee; Stephenson; Strama; Taylor; Thompson, S.; Toth; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Zedler; Zerwas.

Nays — Capriglione; Fallon; Laubenberg; Schaefer; Simpson; Stickland; Thompson, E.

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

Absent, Excused — Gooden.

Absent — Giddings; González, M.; Hughes; Rodriguez, J.; Springer; Turner, E.S.; Wu.

STATEMENTS OF VOTE

When Record No. 172 was taken, my vote failed to register. I would have voted yes.

Giddings

When Record No. 172 was taken, I was in the house but away from my desk. I would have voted yes.

M. González

I was shown voting yes on Record No. 172. I intended to vote no.

Harper-Brown

I was shown voting yes on Record No. 172. I intended to vote no.

P. King

Amendment No. 111

Representative Alonzo offered the following amendment to **CSSB 1**:
Floor Packet Page No. 163

Amend **CSSB 1** (General Appropriations Act) in Article III of the bill, following appropriations to the University of Houston (page III-105), by adding the following appropriately numbered provision:

____. Texas Optometry Career Opportunities Program. Out of the amount appropriated above to the University of Houston, the University of Houston may allocate an amount of available general revenue, in addition to any donations, gifts, or endowments received by the University of Houston, for the state fiscal biennium beginning September 1, 2013, for the establishment and operation of the Texas Optometry Career Opportunities Program.

Amendment No. 112

Representative G. Bonnen offered the following amendment to Amendment No. 111:

Amend Floor Amendment No. 111 by Alonzo to **CSSB 1** (page 163, prefiled amendments packet) as follows:

(1) On page 1, strike line 4 and substitute:
numbered provisions:

(2) On page 1, following line 11, add:

____. Out of the amount appropriated above to the University of Houston, the University of Houston may allocate money to be expended for the purposes of Strategy C.1.1, NASA Programs, as listed in the bill pattern appropriations to the University of Houston System Administration.

Amendment No. 112 was adopted.

Amendment No. 111, as amended, was withdrawn.

Amendment No. 113

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

Floor Packet Page No. 166

On page III-183 of **CSSB 1**, amend the bill as follows:

1. Administration of Appropriated Funds. Funds appropriated above shall be administered by the Texas Higher Education Coordinating Board.

~~[To ensure the efficient allocation of state appropriations, the Coordinating Board shall reallocate the formula funds appropriated in this bill pattern in the second year of the biennium using certified contact hour data from the previous academic year. The Higher Education Coordinating Board shall exclude contact hours related to physical education courses for students who are registered to receive both high school and college credit from the contact hours used to reallocate formula funds in the second year of the biennium.]~~

Amendment No. 113 was adopted.

Amendment No. 114

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

Floor Packet Page No. 167

Amend **CSSB 1**, on page III-187 by amending Rider 3 for the Texas State Technical College System Administration:

3. Expenditure Reporting for System Administration and Extension Centers. Prior to each legislative session the Texas State Technical College System Administration shall file with the House Appropriations Committee, the Senate Finance Committee, the Legislative Budget Board, and the Governor a report detailing expenditures for system administration and ~~[the]~~ any extension centers~~[at Abilene, Brownwood, and Breckenridge]~~. The report shall compare actual expenditures to funds appropriated for those purposes and shall cover the current and previous two biennia.

Amendment No. 114 was adopted.

Amendment No. 115

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

Floor Packet Page No. 168

Amend **CSSB 1** (General Appropriations Act) in Article III of the bill, under the Special Provisions Relating Only to Components of Texas State Technical College, as follows:

(1) In the first sentence of Rider 6, Temporary Special Courses (page III-194), strike "by contact hour generation".

(2) Strike Rider 9, Audit of Base Contact Hours (page III-195).

(3) In Rider 12, Returned Value Funding Model for Texas State Technical Colleges (page III-195), in the first item of funding methodology components, between "(students who were not found in Texas higher education for two years following the last time they were enrolled in the TSTC)" and "from 2005 and 2006", insert "with a minimum successful completion of nine semester credit hours".

(4) In Rider 12, Returned Value Funding Model for Texas State Technical Colleges (page III-195), in the second item of funding methodology components, strike "UI" and substitute "unemployment compensation insurance".

(5) Renumber the riders appropriately.

Amendment No. 115 was adopted.

Amendment No. 116

Representative Simpson offered the following amendment to **CSSB 1**:
Floor Packet Page No. 169

Amend **CSSB 1** as follows:

(1) In Article III immediately following the appropriations to the Texas A&M Forest Service (page III-210), add the following appropriately numbered rider:

_____. Supplemental Volunteer Fire Department Assistance. The amount of \$4,744,785 in state fiscal year 2014 and \$4,714,237 in state fiscal year 2015 of the state fiscal biennium ending August 31, 2015, is appropriated out of the Volunteer Fire Department Assistance Account No. 5064 in the general revenue fund for the purpose of providing financial assistance to volunteer fire departments in this state.

(2) Reduce the Article I appropriation of undedicated general revenue to the Economic Development and Tourism (Strategy A.1.9) of the Trusteed Program within the Office of the Governor (page I-51), by the amount of \$4,744,785 in state fiscal year 2014 and \$4,714,237 in state fiscal year 2015 of the state fiscal biennium ending August 31, 2015.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 117

Representative Simpson offered the following amendment to Amendment No. 116:

Amend Amendment No. 116 by Simpson to **CSSB 1** (page 169 of the pre-filed amendment packet) as follows:

(1) On line 6, strike "\$4,744,785" and substitute "\$3,250,000".

(2) On line 6, strike "\$4,714,237" and substitute "\$3,250,000".

(3) On line 15, strike "\$4,744,785" and substitute "\$3,250,000".

(4) On line 16, strike "\$4,714,237" and substitute "\$3,250,000".

Amendment No. 117 was adopted.

Representative Otto moved to table Amendment No. 116, as amended.

The motion to table prevailed by (Record 173): 108 Yeas, 33 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Aycock; Bell; Bohac; Branch; Burkett; Burnam; Button; Callegari; Canales; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Dukes; Dutton; Eiland; Elkins; Farney; Farrar; Flynn; Frank; Frullo; Geren; Giddings; Gonzales; Gonzalez, N.; Guerra; Gutierrez; Harless;

Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hunter; Isaac; Johnson; Keffer; King, S.; Kleinschmidt; Klick; Kolkhorst; Kuempel; Larson; Lewis; Longoria; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Murphy; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Pickett; Pitts; Price; Raney; Ratliff; Reynolds; Rodríguez, E.; Rodríguez, J.; Rose; Sheets; Sheffield, J.; Sheffield, R.; Smith; Smithee; Stephenson; Strama; Thompson, S.; Toth; Turner, C.; Turner, S.; Villalba; Villarreal; Workman; Wu; Zedler; Zerwas.

Nays — Ashby; Bonnen, D.; Bonnen, G.; Capriglione; Fallon; Farias; Fletcher; Goldman; González, M.; Hughes; King, K.; King, P.; King, T.; Krause; Lavender; Leach; Lozano; Muñoz; Naishtat; Phillips; Raymond; Riddle; Sanford; Schaefer; Simmons; Simpson; Springer; Stickland; Taylor; Thompson, E.; Vo; Walle; White.

Present, not voting — Mr. Speaker; Harper-Brown; Ritter(C).

Absent, Excused — Gooden.

Absent — Deshotel; Guillen; Kacal; Laubenberg; Turner, E.S.

STATEMENTS OF VOTE

When Record No. 173 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

I was shown voting yes on Record No. 173. I intended to vote no.

Flynn

I was shown voting yes on Record No. 173. I intended to vote no.

Herrero

I was shown voting yes on Record No. 173. I intended to vote no.

Hilderbran

When Record No. 173 was taken, my vote failed to register. I would have voted no.

Laubenberg

When Record No. 173 was taken, my vote failed to register. I would have voted no.

E. S. Turner

Amendment No. 118

Representative Simpson offered the following amendment to **CSSB 1**:
Floor Packet Page No. 170

Amend **CSSB 1** as follows:

(1) Add the following appropriately numbered rider under the Article III appropriations to the Texas A&M Forest Service (page III-210):

_____. Supplemental Volunteer Fire Department Assistance. The amount of \$700,000 in each state fiscal year of the state fiscal biennium ending August 31, 2015, is appropriated out of the Volunteer Fire Department Assistance Account No. 5064 in the general revenue fund for the purpose of providing financial assistance to volunteer fire departments in this state.

(2) Reduce the Article VII appropriation of undedicated general revenue to the Texas Lottery Commission that is used for Strategy B.1.3, Bingo Law Compliance Field Operations, by the amount of \$700,000 for each state fiscal year of the state fiscal biennium ending August 31, 2015.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 119

Representative Simpson offered the following amendment to Amendment No. 118:

Amend Amendment No. 118 to **CSSB 1** (page 170 of the pre-filed amendments packet) as follows:

(1) On line 6, strike "\$700,000" and substitute "\$612,438".

(2) On line 14, strike "\$700,000" and substitute "\$612,438".

Amendment No. 119 was adopted.

Representative Otto moved to table Amendment No. 118, as amended.

The motion to table prevailed by (Record 174): 97 Yeas, 46 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Aycock; Bell; Burnam; Callegari; Canales; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Dutton; Farias; Farney; Farrar; Frank; Frullo; Geren; Giddings; Gonzales; González, M.; Gonzalez, N.; Guerra; Gutierrez; Harless; Hernandez Luna; Howard; Huberty; Hunter; Isaac; Johnson; Kacal; Keffer; King, S.; Kleinschmidt; Klick; Kuempel; Larson; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, R.; Moody; Morrison; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Pickett; Pitts; Price; Raney; Ratliff; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Rose; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Smith; Stephenson; Strama; Thompson, S.; Toth; Turner, C.; Turner, S.; Villalba; Villarreal; Walle; Wu; Zerwas.

Nays — Ashby; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Capriglione; Carter; Clardy; Deshotel; Elkins; Fallon; Fletcher; Flynn; Goldman; Guillen; Harper-Brown; Herrero; Hilderbran; Hughes; King, K.; King, P.; King, T.; Kolkhorst; Krause; Laubenberg; Lavender; Leach; Miller, D.; Muñoz; Perry; Phillips; Raymond; Sanford; Schaefer; Simpson; Smithee; Springer; Stickland; Taylor; Thompson, E.; Turner, E.S.; Vo; White; Workman; Zedler.

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

Absent, Excused — Gooden.

Absent — Dukes; Eiland; Perez.

STATEMENTS OF VOTE

When Record No. 174 was taken, my vote failed to register. I would have voted yes.

Dukes

I was shown voting yes on Record No. 174. I intended to vote no.

Klick

I was shown voting yes on Record No. 174. I intended to vote no.

Parker

I was shown voting yes on Record No. 174. I intended to vote no.

Toth

Amendment No. 120

Representative Simpson offered the following amendment to **CSSB 1**:
Floor Packet Page No. 171

Amend **CSSB 1** as follows:

(1) In Article III immediately following the appropriations to the Texas A&M Forest Service (page III-210), add the following appropriately numbered rider:

_____. Supplemental Volunteer Fire Department Assistance. The amount of \$3,214,064 in state fiscal year 2014 and \$3,314,124 in state fiscal year 2015 of the state fiscal biennium ending August 31, 2015, is appropriated out of the Volunteer Fire Department Assistance Account No. 5064 in the general revenue fund for the purpose of providing financial assistance to volunteer fire departments in this state.

(2) Reduce the Article I appropriation of undedicated general revenue to the Texas Commission on the Arts (page I-1), by the amount of \$3,214,064 in state fiscal year 2014 and \$3,314,124 in state fiscal year 2015 of the state fiscal biennium ending August 31, 2015.

(3) Adjust totals and methods of financing accordingly.

Representative Otto moved to table Amendment No. 120.

The motion to table prevailed by (Record 175): 110 Yeas, 32 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Aycock; Bell; Branch; Burkett; Burnam; Button; Callegari; Canales; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Farias; Farney; Farrar; Flynn; Frank; Frullo; Geren; Giddings; Gonzales; González, M.; Gonzalez, N.; Guerra; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Hilderbran; Howard; Huberty; Hunter; Isaac; Johnson; Kacal; Keffer; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Kuempel; Larson; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie;

Patrick; Perez; Pickett; Pitts; Price; Ratliff; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Rose; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Smith; Smithee; Stephenson; Strama; Thompson, S.; Toth; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Workman; Wu; Zerwas.

Nays — Ashby; Bohac; Bonnen, D.; Bonnen, G.; Capriglione; Creighton; Fallon; Fletcher; Goldman; Herrero; Hughes; King, K.; Krause; Laubenberg; Leach; Martinez; Miller, R.; Parker; Perry; Phillips; Riddle; Sanford; Schaefer; Simpson; Springer; Stickland; Taylor; Thompson, E.; Turner, E.S.; Walle; White; Zedler.

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

Absent, Excused — Gooden.

Absent — Carter; Guillen; Klick; Lavender; Raney.

STATEMENTS OF VOTE

I was shown voting yes on Record No. 175. I intended to vote no.

Flynn

When Record No. 175 was taken, I was in the house but away from my desk. I would have voted no.

Klick

Amendment No. 121

Representative Zedler offered the following amendment to **CSSB 1**:
Floor Packet Page No. 174

Amend **CSSB 1** (the General Appropriations Act) in Article III of the bill, in the Special Provisions Relating Only to State Agencies of Higher Education, by adding the following appropriately numbered section:

Sec. _____. Funding of Gender and Sexuality Centers and Related Student Centers. An institution of higher education may not use money appropriated to the institution under this Act, or any property or facility of the institution funded by appropriations under this Act, to support, promote, or encourage any behavior that would lead to high risk behavior for AIDS, HIV, Hepatitis B, or any sexually transmitted disease.

Amendment No. 121 was withdrawn.

Amendment No. 122

Representative Giddings offered the following amendment to **CSSB 1**:
Floor Packet Page No. 177

Amend **CSSB 1** (the General Appropriations Act) in Article III of the bill, in the Special Provisions Relating Only to State Agencies of Higher Education, by adding the following appropriately numbered section:

Sec. _____. Diversity of Student Body at National Research Universities. It is the intent of the legislature that, in expending funds appropriated by this Act and to the extent permitted by law, The University of Texas at Austin and Texas

A&M University make a good faith effort to improve the racial diversity of the university's student body, with a goal of having a student body that more closely reflects the racial demographics of this state.

Amendment No. 122 was adopted by (Record 176): 108 Yeas, 32 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Burkett; Burnam; Button; Callegari; Canales; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Darby; Davis, J.; Davis, Y.; Dukes; Dutton; Eiland; Elkins; Farias; Farrar; Fletcher; Frank; Frullo; Geren; Giddings; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kolkhorst; Kuempel; Larson; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Otto; Patrick; Perez; Pickett; Pitts; Price; Ratliff; Raymond; Riddle; Rodriguez, E.; Rodriguez, J.; Rose; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Smith; Smithee; Stephenson; Strama; Thompson, S.; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zerwas.

Nays — Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Capriglione; Creighton; Crownover; Dale; Fallon; Flynn; Goldman; Gonzales; Kleinschmidt; Klick; Krause; Laubenberg; Orr; Paddie; Parker; Perry; Phillips; Sanford; Schaefer; Simpson; Springer; Stickland; Taylor; Thompson, E.; Toth; Turner, E.S.; Zedler.

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

Absent, Excused — Gooden.

Absent — Davis, S.; Deshotel; Farney; Hughes; Lavender; Raney; Reynolds.

STATEMENTS OF VOTE

When Record No. 176 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

I was shown voting yes on Record No. 176. I intended to vote no.

Kolkhorst

I was shown voting yes on Record No. 176. I intended to vote no.

Leach

Amendment No. 123

Representative Farias offered the following amendment to **CSSB 1**:
Floor Packet Page No. 137

Amend **CSSB 1** as follows:

(1) Add the following appropriately numbered provision under the Article III appropriations to the Texas Higher Education Coordinating Board (page III-37):

_____. Combat Tuition Reimbursement Program. The amount of \$1,041,444 is appropriated out of the general revenue fund to the Texas Higher Education Coordinating Board for the state fiscal year ending August 31, 2014, for the purpose of establishing a combat tuition reimbursement program, and the additional amount of \$1,041,444 is appropriated out of the general revenue fund to the Texas Higher Education Coordinating Board for the state fiscal year ending August 31, 2015, for the same purpose.

(2) Reduce the Article I appropriations from the general revenue fund to the Trusteed Programs Within the Office of the Governor for Strategy A.1.13, State-Federal Relations (page I-51), by the amount of \$1,041,444 for the state fiscal year ending August 31, 2014, and by the amount of \$1,041,444 for the state fiscal year ending August 31, 2015.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 124

Representative Farias offered the following amendment to Amendment No. 123:

Amend Amendment No. 123 by Farias to **CSSB 1** (page 137, prefiled amendment packet) as follows:

- (1) On page 1, line 6, strike \$1,041,444 and substitute \$332,331.
- (2) On page 1, line 10, strike \$1,041,444 and substitute \$324,852.
- (3) On page 1, line 16, strike \$1,041,444 and substitute \$332,331.
- (4) On page 1, line 17, strike \$1,041,444 and substitute \$324,852.

Amendment No. 124 was adopted.

Amendment No. 123, as amended, was withdrawn.

Amendment No. 125

Representative Y. Davis offered the following amendment to **CSSB 1**:
Floor Packet Page No. 181

Amend **CSSB 1** in Article V of the bill, following the appropriations to the Department of Criminal Justice, in Rider 61, Provide Incarcerated Offenders With Useful Information (page V-26), by adding the following immediately after the last sentence:

Additionally, out of funds appropriated above, the Texas Department of Criminal Justice (TDCJ) shall establish and provide education programs to educate employees and incarcerated offenders at TDCJ correctional facilities about hepatitis. In establishing the program for offenders, the department shall design a program that deals with issues related to hepatitis that are relevant to offenders both while confined and on release. TDCJ may consult with the Department of State Health Services in establishing the education programs.

Amendment No. 125 was adopted. (Laubenberg and Simmons recorded voting no.)

Amendment No. 126

Representative R. Miller offered the following amendment to **CSSB 1**:

Floor Packet Page No. 182

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

(1) In Article V of the bill, in the riders following the appropriations to the Alcoholic Beverage Commission (page V-10), strike rider 12.

(2) In Article V of the bill, in the appropriations to the Alcoholic Beverage Commission (page V-7), reduce the appropriations from the general revenue fund to the Alcoholic Beverage Commission for Strategy D.1.1, Central Administration, by the amount of \$250,000 for the state fiscal year ending August 31, 2014, and by the amount of \$250,000 for the state fiscal year ending August 31, 2015.

(3) In Article VI of the bill, in the riders following the appropriations to the Department of Agriculture (page VI-11), strike rider 32.

(4) In Article VI of the bill, in the appropriations to the Department of Agriculture (page VI-1), reduce the appropriations from the general revenue fund to the Department of Agriculture for Strategy A.1.1, Economic Development, by the amount of \$250,000 for the state fiscal year ending August 31, 2014, and by the amount of \$250,000 for the state fiscal year ending August 31, 2015.

(5) In Article III of the bill, in the appropriations to the Teacher Retirement System (page III-27), increase the appropriations from the general revenue fund to the Teacher Retirement System for Strategy A.2.1, Retiree Health - Statutory Funds, by the amount of \$250,000 for the state fiscal year ending August 31, 2014, and by the amount of \$250,000 for the state fiscal year ending August 31, 2015.

(6) Adjust article totals and methods of financing accordingly.

Amendment No. 126 was withdrawn.

Amendment No. 127

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

Floor Packet Page No. 184

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

(1) In Article VIII of the bill, eliminate all appropriations to the Board of Professional Land Surveying (pages VIII-26 through VIII-28) for each year of the state fiscal biennium ending August 31, 2015.

(2) In Article III of the bill, in the appropriations to the Teacher Retirement System (page III-27), increase the appropriations from the general revenue fund to the Teacher Retirement System for Strategy A.2.1, Retiree Health - Statutory Funds, by the amount of \$447,396 for the state fiscal year ending August 31, 2014, and by the amount of \$446,143 for the state fiscal year ending August 31, 2015.

Amendment No. 127 was withdrawn.

Amendment No. 128

Representative Simmons offered the following amendment to **CSSB 1**:
Floor Packet Page No. 185

Amend **CSSB 1** as follows:

1) On page V-27, amend Rider 1 as follows:

1. Contingency ~~Requiring Statutory Change~~ for **HB 3660**: Texas Commission on Fire Protection Administration.

a. The following provisions are effective contingent on the enactment of ~~legislation—HB 3660~~, or similar legislation by the Eighty-Third Legislature, Regular Session, 2013, relating to the ~~modification of Government Code, Chapter 419, transferring the functions of the Texas Commission on Fire Protection and the transfer of those functions to the Department of Insurance~~ Department of Licensing and Regulation:

(1) Contingency Appropriation for Fire Protection. In addition to the revenue generation requirements for the ~~Department of Insurance~~ Department of Licensing and Regulation in Section 2, Appropriations Limited to Revenue Collections and ~~Section 8, Self-Leveling Agency Fee Change Notification Requirements~~, of the Special Provisions Relating to All Regulatory Agencies, appropriations to the ~~Department of Insurance~~ Department of Licensing and Regulation in Strategy ~~C.1.2~~ A.1.6, Fire Protection, in the amounts of \$1,733,559 in fiscal year 2014 and \$1,733,559 in fiscal year 2015 from General Revenue and 28.0 Full-Time-Equivalent (FTE) positions each year are contingent upon the amount of \$3,000,000 being generated in addition to \$4,336,259 from fees, fines, and other miscellaneous revenues under the authority of the operations funded in Strategy ~~C.1.2~~ A.1.6, Fire Protection, during the 2014-15 biennium. In the event that actual and/or projected revenue collections are insufficient to offset the costs identified by this provision, the Legislative Budget Board may direct the Comptroller of Public Accounts to reduce the appropriation authority provided above to be within the amount of revenue expected to be available above \$3,000,000.

(2) Appropriations: License Plate Receipts. Included in the amounts appropriated to the ~~Department of Insurance~~ Department of Licensing and Regulation in Strategy ~~C.1.2~~ A.1.6, Fire Protection, is an amount estimated to be \$17,500 in fiscal year 2014 and \$17,500 in fiscal year 2015 from available balances and revenue collected on or after September 1, 2013 from the sale of license plates as provided by Texas Transportation Code Sec. 504.414. Any unexpended balance as of August 31, 2014 is appropriated to the ~~Department of Insurance~~ Department of Licensing and Regulation for fiscal year 2015.

(3) Training Restriction. None of the funds appropriated to the ~~Department of Insurance~~ Department of Licensing and Regulation in Strategy ~~C.1.2~~ A.1.6, Fire Protection, may be expended for fire protection training or fire management training except through contract with the ~~Department of Insurance~~ Department of Licensing and Regulation approved training programs external to the department in order to avoid duplication of service.

b. In the event that legislation is not enacted by the Eighty-Third Legislature, 2013, providing for the transfer of the Texas Commission on Fire Protection to the ~~Department of Insurance~~ Department of Licensing and Regulation, \$150,000 each fiscal year in General Revenue and 3.0 FTEs in each fiscal year are appropriated to the Texas Commission on Fire Protection in addition to the funds appropriated above in Strategy ~~C.1.2~~ A.1.6, Fire Protection. Also, amounts reflected in the informational listing for "Other Direct and Indirect Costs Appropriated Elsewhere in this Act" for the ~~Department of Insurance~~ Department of Licensing and Regulation shall be reduced by \$728,091 in fiscal year 2014 and \$754,194 in fiscal year 2015.

2) Make the following changes to the Texas Department of Insurance's bill pattern:

a. On page VIII-17, delete strategy C.1.2. Fire Protection, and reduce General Revenue appropriations by \$1,733,559 in fiscal year 2014 and \$1,733,559 in fiscal year 2015; reduce GR Dedicated - Specialty License Plates General appropriations by \$17,500 in fiscal year 2014 and \$17,500 in fiscal year 2015; and reduce Appropriated Receipts by \$45,000 in fiscal year 2014 and \$45,000 in fiscal year 2015.

b. On page VIII-17, reduce the number of Full-Time Equivalents (FTE) by 28.0 FTEs in fiscal year 2014 and 28.0 FTEs in fiscal year 2015;

c. On page VIII-21, amend Rider 7 as follows:

7. Limit on Estimated Appropriations. Excluding appropriations for Texas.gov, ~~General Revenue appropriations of \$1,733,559 each fiscal year in Strategy C.1.2, Fire Protection,~~ and General Revenue appropriations of \$224,406 each year in E.1.1, Central Administration, the combined appropriation authority from the General Revenue Fund, which includes Insurance Companies Maintenance Tax (Object Code 3203) and Insurance Department Fees (Object Code 3215), and General Revenue Fund-Dedicated-Texas Department of Insurance Operating Fund Account No. Fund 36 shall not exceed \$95,247,829 in fiscal year 2014 or \$91,786,892 in fiscal year 2015.

d. On page VIII-24, strike Rider 21, Contingency: Texas Commission on Fire Protection Administration.

3) Make the following changes to the Department of Licensing and Regulation's bill pattern:

a. On page VIII-28, add strategy A.1.6, Fire Protection and increase General Revenue appropriations by \$1,733,559 in fiscal year 2014 and \$1,733,559 in fiscal year 2015; increase GR Dedicated - Specialty License Plates General appropriations by \$17,500 in fiscal year 2014 and \$17,500 in fiscal year 2015; and increase Appropriated Receipts by \$45,000 in fiscal year 2014 and \$45,000 in fiscal year 2015.

b. On page VIII-28, increase the agency's number of Full-time Equivalents (FTE) by 28.0 FTEs in fiscal year 2014 and 28.0 FTEs in fiscal year 2015; and

c. On page VIII-33, insert the following new rider:

_____. Contingency for **HB 3660**: Texas Commission on Fire Protection Administration.

a. The following provisions are effective contingent on the enactment of **HB 3660**, or similar legislation by the Eighty-Third legislature, Regular Session, 2013, relating to the functions of the Texas Commission on Fire Protection and the transfer of those functions to the Department of Licensing and Regulation:

(1) Contingency Appropriation for Fire Protection. In addition to the revenue generation requirements for the Department of Licensing and Regulation in Section 2, Appropriations Limited to Revenue Collections, of the Special Provisions Relating to All Regulatory Agencies, appropriations to the Department of Licensing and Regulation in Strategy A.1.6, Fire Protection, in the amounts of \$1,733,559 in fiscal year 2014 and \$1,733,559 in fiscal year 2015 from General Revenue and 28.0 Full-Time-Equivalent (FTE) positions each year are contingent upon the amount of \$3,000,000 being generated in addition to \$4,336,259 from fees, fines, and other miscellaneous revenues under the authority of the operations funded in Strategy A.1.6, Fire Protection, during the 2014-15 biennium. In the event that actual and/or projected revenue collections are insufficient to offset the costs identified by this provision, the Legislative Budget Board may direct the Comptroller of Public Accounts to reduce the appropriation authority provided above to be within the amount of revenue expected to be available above \$3,000,000.

(2) Appropriations: License Plate Receipts. Included in the amounts appropriated to the Department of Licensing and Regulation in Strategy A.1.6, Fire Protection, is an amount estimated to be \$17,500 in fiscal year 2014 and \$17,500 in fiscal year 2015 from available balances and revenue collected on or after September 1, 2013 from the sale of license plates as provided by Texas Transportation Code Sec. 504.414. Any unexpended balance as of August 31, 2014 is appropriated to the Department of Licensing and Regulation for fiscal year 2015.

(3) Training Restriction. None of the funds appropriated to the Department of Licensing and Regulation in Strategy A.1.6, Fire Protection, may be expended for fire protection training or fire management training except through contract with the Department of Licensing and Regulation approved training programs external to the department in order to avoid duplication of service.

b. In the event that legislation is not enacted by the Eighty-Third Legislature, 2013, providing for the transfer of the Texas Commission on Fire Protection to the Department of Licensing and Regulation, \$150,000 each fiscal year in General Revenue and 3.0 FTEs in each fiscal year are appropriated to the Texas Commission on Fire Protection in addition to the funds appropriated above in Strategy A.1.6, Fire Protection. Also, amounts reflected in the informational listing for "Other Direct and Indirect Costs Appropriated Elsewhere in this Act" for the Department of Licensing and Regulation shall be reduced by \$728,091 in fiscal year 2014 and \$754,194 in fiscal year 2015.

Amendment No. 128 was withdrawn.

Amendment No. 129

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

Floor Packet Page No. 189

Amend **CSSB 1** as follows:

(1) In Article V of the bill, following the appropriations of the Texas Department of Public Safety, amend Rider 36, State Disaster Resource Support and Staging Sites, to read as follows:

36. State Disaster Resource Support and Staging Sites. From funds appropriated above in Goal C, Emergency Management, the Texas Division of Emergency Management is authorized to spend no more than \$1,008,000 in fiscal year 2014 and \$1,008,000 in fiscal year 2015 for the operation of no more than two state disaster resource support and staging sites which are currently established. Funds used under this provision may be expended for capital budget purposes notwithstanding limitations on capital budget expenditures elsewhere in this Act.

Amendment No. 129 was adopted.

Amendment No. 130

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

Floor Packet Page No. 190

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

(1) In Article V of the bill (page V-44), in the appropriations to the Department of Public Safety, reduce the appropriations from the general revenue fund to the Department of Public Safety, for Strategy A.1.3, Border Security, by the amount of \$1,000,000 for the state fiscal year ending August 31, 2014, and by the amount of \$1,000,000 for the state fiscal year ending August 31, 2015.

(2) In Article VI of the bill, add the following appropriately numbered rider after the appropriations to the Parks and Wildlife Department:

____. Additional Funds for State Park Operations. In addition to the other amounts appropriated above for Strategy B.1.1, State Park Operations, in the state fiscal biennium beginning September 1, 2013, the amount of \$1,000,000 is appropriated out of the general revenue fund to the Parks and Wildlife Department for the state fiscal year ending August 31, 2014, and the amount of \$1,000,000 is appropriated out of the general revenue fund to the Parks and Wildlife Department for the state fiscal year ending August 31, 2015, for the purpose of providing funds for state park operations.

(3) Adjust article totals and methods of financing accordingly.

Amendment No. 130 was withdrawn.

Amendment No. 131

On behalf of Representative Guillen, Representative S. Turner offered the following amendment to **CSSB 1**:

Floor Packet Page No. 192

Amend **CSSB 1** (introduced version) in Article XI of the bill, following the appropriations to the department of Public Safety (page V-46), by adding the following appropriately numbered rider:

_____. Emergency Radio Infrastructure. In addition to the amounts appropriated above in Strategy B.2.1, Public Safety Communications, of the fees allocated under Section 133.102(e)(11), Local Government Code, and deposited in the emergency radio infrastructure account 5153, \$35.7 million is appropriated to the Department of Public Safety for the state fiscal year ending August 31, 2014, for the purposes of planning, developing, providing, enhancing, and maintaining an interoperable statewide emergency radio infrastructure and the additional amount of \$10 million is appropriated to the Department of Public Safety for the state fiscal year ending August 31, 2015, for the same purposes. Any unexpended balances at the close of the state fiscal year ending August 31, 2014, are appropriated for the same purposes for the state fiscal year ending August 31, 2015. The money appropriated under this provision does not apply to the department for purposes of the capital budget rider limitations specified in Section 14.03, Limitation on Expenditures - Capital Budget, of the General Provisions of this Act, and amounts expended from the fund may not count toward the limitations of other capital budget provisions in this Act.

Amendment No. 131 was withdrawn.

(Geren in the chair)

Amendment No. 132

Representative Fletcher offered the following amendment to **CSSB 1**:
Floor Packet Page No. 193

Amend **CSSB 1** in Article V of the bill immediately following the appropriations to the Texas Department of Public Safety by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. FULL-TIME EQUIVALENT (FTE) AUTHORIZATION. The Department of Public Safety (DPS) is encouraged to limit its use of temporary employees expenditures for Regulatory Services Programs. The agency is hereby authorized to increase its FTEs by 16 effective in fiscal year 2014 in Strategy D.3.1., Regulatory Services Issuance; by 6 FTEs effective in fiscal year 2014 in Strategy D.3.2., Regulatory Services Compliance; by 8 FTEs effective in fiscal year 2014 in Strategy D.3.3., Regulatory Services Modernization; and, by 7 FTEs effective in fiscal year 2014 in Strategy D.4.3., Information Technology. No additional appropriation is authorized for these Strategies by this rider.

Amendment No. 132 was withdrawn.

Amendment No. 133

Representative Crossover offered the following amendment to **CSSB 1**:
Floor Packet Page No. 201

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

(1) In Article VI of the bill, following the appropriations to the Texas Commission on Environmental Quality, add the following appropriately numbered rider and renumber subsequent riders accordingly:

_____. Contingent Rider: Wellness Program. Contingent on **HB 2020** or similar legislation of the 83rd Legislature, Regular Session, 2013, authorizing state agencies to adopt wellness policies and programs being enacted and becoming law:

(1) the general revenue fund appropriations to the Texas Commission on Environmental Quality for the purpose of Employee Benefits-Group Insurance are reduced by the amounts of \$1,500,000 for the state fiscal year ending August 31, 2014, and \$1,500,000 for the state fiscal year ending August 31, 2015; and

(2) the amounts of \$1,500,000 for the state fiscal year ending August 31, 2014, and \$1,500,000 for the state fiscal year ending August 31, 2015, are appropriated out of the general revenue fund to the Texas Commission on Environmental Quality to fund a demonstration project with financial incentives for employees of the agency.

(2) Adjust the article totals and methods of financing accordingly.

Amendment No. 133 was withdrawn.

Amendment No. 134

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

Floor Packet Page No. 206

Amend **CSSB 1** (house committee printing), in Article VI of the bill, following the appropriations to the General Land Office and Veterans' Land Board (page VI-31), by adding the following appropriately numbered rider:

_____. Report of Cost Benefit Analysis of State Power Program. The General Land Office shall perform a cost benefit analysis of the outcome performances for its State Power Program. Not later than December 31, 2013, the General Land Office shall submit a report to the Legislative Budget Board containing results of the cost benefit analysis. The General Land Office may not spend money appropriated under this Act for the office's State Power Program until the office has performed the cost benefit analysis and submitted the report required by this section.

Amendment No. 134 was withdrawn.

Amendment No. 135

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

Floor Packet Page No. 208

Amend **CSSB 1** in Article VI of the bill, following the appropriations to the Parks and Wildlife Department, by amending Rider 32, Appropriation of Receipts and Full Time Equivalent (FTE) Cap: Off-Highway Vehicle Trail and Recreational Area Program (page VI-41), by striking "\$170,000" and substituting "\$370,000".

AMENDMENT NO. 135 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE RAYMOND: How is the Texas OHV program funded?

REPRESENTATIVE HILDERBRAN: The program is funded by the sale of Texas OHV decals only, no other appropriations from GR.

RAYMOND: How much revenue was generated from the sale of the OHV decals in Fiscal Year 12?

HILDERBRAN: \$370,000 in Fiscal Year 12.

RAYMOND: How is the OHV program revenue used?

HILDERBRAN: To make the 20 percent match on federal motorized trail grant projects, thereby leveraging every state dollar spent one to four federal dollars.

RAYMOND: What is the statutory intent of the OHV program?

HILDERBRAN: To create family oriented camping and trail riding venues.

RAYMOND: Can these monies generated by the sale of OHV decals be used for other purposes?

HILDERBRAN: No, the legislative intent is to create new or improve existing OHV venues across Texas.

RAYMOND: How many motorized venues have received trail grant funding from TPWD?

HILDERBRAN: Over 30 to date.

RAYMOND: Who can receive OHV grants?

HILDERBRAN: Any city, county, state, federal agencies, or Texas non-profit organizations.

REMARKS ORDERED PRINTED

Representative Raymond moved to print remarks between Representative Hilderbran and Representative Raymond.

The motion prevailed.

Amendment No. 135 was withdrawn.

Amendment No. 136

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

Floor Packet Page No. 212

1) Amend **CSSB 1** on page VI-57 of the bill pattern for the Water Development Board by amending the following rider:

21. Contingency for Water Conservation Education Grants. Contingent on the enactment of **HB 4**, or similar legislation related to the creation of the state water implementation fund for Texas, and **HB 11**, or similar legislation, providing an appropriation from the Economic Stabilization Fund to support that legislation, included in amounts appropriated above in Strategy A.3.1, Water Conservation and Assistance is \$2,000,000 in fiscal year 2014 from General Revenue for the purpose of providing grants to for water conservation education groups. The Water Development Board shall award the grants through a competitive process, which may require grant applicants to provide private matching funds. Any grants awarded under this provision to a private or nonprofit entity for educational programs shall not be used to support a political campaign

for a current elected official or for a candidate for office who is a spokesperson for the entity in receipt of the grant. Any unexpended balances as of August 31, 2014 in funds appropriated for this purpose are appropriated for the same purpose in the fiscal year beginning September 1, 2014.

2(a) Amend **CSSB 1** on page VI-52 of the bill pattern for the Water Development Board by decreasing appropriations from General Revenue in Strategy A.2.2, Water Resources Planning by \$182,000 each fiscal year, including 3.3 FTEs, and increasing appropriations from General Revenue in Strategy A.2.1, Technical Assistance and Modeling by \$182,000 each fiscal year, including 3.3 FTEs.

2(b) Amend **CSSB 1** on page VI-57 of the bill pattern for the Water Development Board by amending the following rider:

22. Water Resources Planning. Included in amounts appropriated above in Strategy A.2.2., Water Resources Planning, is ~~\$407,414~~\$225,414 in fiscal year 2014 and ~~\$326,474~~\$144,474 in fiscal year 2015 from the General Revenue Fund to develop an online tool to consolidate reporting requirements related to the Water Use Survey, annual Water Loss Report, and annual Water Conservation Report. The agency shall also develop an online tool to quantify water conservation savings. The agency shall provide the ability for these reports to be completed, submitted and viewable by the public online. The agency's number of full-time equivalents is hereby increased by ~~4~~8.5 in each year of the 2014-15 biennium.

3) Amend **CSSB 1** on page XI-11 of the items for the Water Development Board in Article XI, add the following rider:

. Contingency for Study of the Environmental Flows and Instream Flows for River Basins. Contingent on the enactment of **HB 4**, or similar legislation related to the creation of the state water implementation fund for Texas, and **HB 11**, or similar legislation, providing an appropriation from the Economic Stabilization Fund to support that legislation, in addition to amounts appropriated above, the Texas Water Development board is appropriated \$2,000,000 for the purposes of continued study of the environmental flows and instream flows for river basins. The selection of the basins shall be determined by the Science Advisory Committee and approved by the Environmental Flows Advisory Group.

4) Amend **CSSB 1** on page XI-11 of the items for the Water Development Board in Article XI, by amending the following rider:

. Contingency Appropriation for ~~SHB 22 4~~ **or** and **HB 11**. Contingent upon passage of ~~SHB 22 4~~ or similar legislation related to the creation of the state water implementation fund for Texas, ~~or~~ and **HB 11**, or similar legislation relating to an appropriation from the Economic Stabilization Fund to ~~finance certain water related projects~~ to support that legislation, included in in addition to amounts appropriated above in Strategy B.1.1, State and Federal Financial Assistance, is \$2,241,476 each fiscal year from General Revenue, including 32.0 FTEs, to implement provisions of the legislation.

Amendment No. 137

Representative Hunter offered the following amendment to Amendment No. 136:

Amend Floor Amendment No. 136 by Ritter to **CSSB 1** (page 212 of the prefiled amendments packet) by adding the following appropriately numbered item and renumbering subsequent items accordingly:

() Amend **CSSB 1** under the Article XI line items for the Water Development Board (page XI-11) by adding the following item:

Nueces Bay-Basin Improvements \$375,000

Amendment No. 137 was adopted.

Amendment No. 138

Representative Raney offered the following amendment to Amendment No. 136:

Amend Floor Amendment No. 136 by Ritter to **CSSB 1** in the first item of the amendment as follows:

(1) Strike the following:

21. Contingency for Water Conservation Education Grants. Contingent on the enactment of **HB 4**, or similar legislation related to the creation of the state water implementation fund for Texas, and **HB 11**, or similar legislation, providing an appropriation from the Economic Stabilization Fund to support that legislation, included in

(2) Substitute for the language stricken under item (1) of this amendment the following:

21. Water Conservation Education Grants. Included in

Amendment No. 138 was adopted.

Amendment No. 136, as amended, was withdrawn.

Amendment No. 139

Representative Y. Davis offered the following amendment to **CSSB 1**:
Floor Packet Page No. 215

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

(1) In Article VII, page VII-8, Strategy A.1.8 (Mass Media Advertising Contract(s)), will allocate twenty percent of money appropriated under Strategy A.1.8 to be used solely for Historically Utilized Businesses to the extent authorized by general law in FY 2014 and FY 2015.

Amendment No. 139 was withdrawn.

Amendment No. 140

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

Floor Packet Page No. 217

Amend **CSSB 1** in Article VII of the bill immediately following the appropriations to the Department of Transportation by amending the following Rider #17 on page VII-26, as follows:

17. Bond Programs. The Department of Transportation:

b. in accordance with Subchapter N of Chapter 201, Transportation Code, is authorized during the biennium to pay in addition to amounts appropriated above from the State Highway Fund No. 006, or otherwise dedicated or appropriated to such fund or available therein, debt service payments for notes issued or money borrowed in anticipation of a temporary cash shortfall in the State Highway Fund No. 006. The commission may pay amounts due on the obligations from discretionary money available to it that is not dedicated to or appropriated for other specific purposes.

Amendment No. 141

Representative McClendon offered the following amendment to Amendment No. 140:

Amend Amendment No. 140 by McClendon on page 217 of prefiled Floor Amendments packet for **CSSB 1**, regarding Rider 17 on page VII-26 in Article VII of the bill immediately following the appropriations to the Department of Transportation, by striking the language on lines 2 through 11 of the amendment and substituting the following:

17. Bond Programs. The Department of Transportation:

f. in accordance with Section 49-o of Article III of the Texas Constitution and Section 201.973 of Chapter 201, Transportation Code, and contingent on the passage of **HB 1878**, 83rd Legislature, R.S. or similar legislation creating a funding source for the Rail Relocation and Improvement Fund No. 0306, the Department is authorized to pay debt service payments for notes issued or money borrowed on funds contained in the Rail Relocation and Improvement Fund No. 0306 from money in that fund.

Amendment No. 141 was withdrawn.

Amendment No. 140 was withdrawn.

Amendment No. 142

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

Floor Packet Page No. 220

Amend **CSSB 1** in Article VII of the bill by adding the following appropriately numbered rider following the appropriations to the Texas Department of Transportation:

_____. Native Seed Study and Report. (a) Out of amounts appropriated above in Strategy A.1.4, Research, the Department of Transportation shall publish a report on the demand for native seeds in this state.

(b) In this rider, "native seed" means a seed or plant found in, and naturally endemic to, ecosystems, sites, or regions in the present borders of this state, as to which the best available information indicates an indigenous nature precluding the seed's or plant's introduction or transport to this state from some other location by nonnatural conveyances. The term includes improved varieties of native seeds. Plants and seeds not meeting the definition of native are designated as "non-native."

(c) In conducting the study, the Department of Transportation shall consider:

(1) geographic, regional, or district use of specific varieties of native seed for restoration projects administered by the department, the department's contractor's, or assignees;

(2) determinations of the percentage of the department's restoration projects utilizing native seed versus non-native seed, including blends of native and non-native seed, by geographic region or district including projects performed by the department, the department's contractors or assignees;

(3) ways the department can assist in cultivating the demand for native seeds.

(4) methods for overcoming market barriers that prevent or inhibit the sale or production of native seeds;

(5) methodology and procedures whereby the department, and the department's contractors or assignees, shall forecast the future needs of native seed for restoration projects by geographic region;

(6) a review of the department's procedures and practices of blending native seeds with invasive species;

(7) a review of the department's contacts with commercial producers; and

(8) the methodology and procedures developed for forecasting the department's, and its contractors and assignees, future needs for native seed shall initially be for the years 2015 through 2020 and the department shall thenceforth maintain a five year forecast for native seed restoration project needs.

(d) Not later than December 1, 2014, the Department of Transportation shall report the results of the study to the legislature and make the report available on the department's Internet website.

Amendment No. 142 was withdrawn.

Amendment No. 143

Representative Martinez Fischer offered the following amendment to **CSSB 1**:

Floor Packet Page No. 224

Amend **CSSB 1** in Article I of the bill, following the appropriations to the Texas Public Finance Authority (page I-46), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Report on Public School Debt. Out of the amounts appropriated above in Strategy A.1.1, Analyze Financings and Issue Debt, not later than January 1, 2014, the Texas Public Finance Authority shall conduct a study and issue a report evaluating debt issued by public schools, including:

- (1) what is callable debt;
- (2) what may be the best way to organize debt;
- (3) what debt could be refinanced;
- (4) recommendations concerning how school districts could take advantage of historically low interest rates; and
- (5) potential cost savings that could be achieved by reorganizing debt.

Amendment No. 143 was adopted. (Laubenberg recorded voting no.)

Amendment No. 144

Representative Howard offered the following amendment to **CSSB 1**:
Floor Packet Page No. 231

Amend **CSSB 1**, on page VIII-22 by amending Rider 14. Three-Share Premium Assistance Programs:

Add to the end of Section (b) the following:

It is the intent of the Legislature, to the extent not funded by fines, penalties and sanctions, to fund this item out of any available amounts appropriated above.

Amendment No. 145

Representative Howard offered the following amendment to Amendment No. 144:

Amend Floor Amendment No. 144, with the following:

Delete the floor amendment in its entirety, and substitute the following:

Amend **CSSB 1**, on page VIII-22 by amending paragraph b, Rider 14. Three-Share Premium Assistance Programs:

Delete "health insurer" in the first line of paragraph b. and replace with "regulated entities except for workers compensation"

Amendment No. 145 was adopted. (Laubenberg and Zedler recorded voting no.)

Amendment No. 144, as amended, was adopted. (Laubenberg, Schaefer, and Zedler recorded voting no.)

Amendment No. 146

Representative Walle offered the following amendment to **CSSB 1**:
Floor Packet Page No. 254

Amend **CSSB 1** (house committee report), in Article X of the bill, following the appropriations to the House of Representatives (page X-2), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Study of Public School Finance Weights, Allotments, and Adjustments. The Legislative Budget Board shall conduct a study of weights, allotments, and adjustments under the public school finance system, including all current weights, allotments, and adjustments provided under Chapter 42, Education Code, and any additional weights, allotments, and adjustments that the board determines may be appropriate. The board may work with the Texas Education Agency and any other state agency in carrying out the board's duties under this rider. Not later than March 1, 2014, the board shall provide a report to the governor, lieutenant governor, and members of the legislature that states the findings of the study and includes recommendations for updated weights, allotments, and adjustments and any other statutory changes considered appropriate by the board. In making recommendations, the board shall take into consideration any final court decisions regarding the public school finance system.

Amendment No. 146 was withdrawn.

Amendment No. 147

Representative Y. Davis offered the following amendment to **CSSB 1**:

Floor Packet Page No. 236

Amend **CSSB 1** by adding the following appropriately numbered rider to Part 1 of Article IX of the bill:

Sec. 1._____. Legislative Intent: Ineligibility of Certain Entities for Tax or Fee Benefits. (a) In this section, "domestic private entity" means a private entity that was created or organized in the United States or under the laws of the United States or any state.

(b) It is the intent of the Legislature that a governmental entity that receives appropriated funds and that has discretion whether to grant to a domestic private entity a credit, exemption, or discount on a tax or fee imposed by the state determine that the domestic private entity is ineligible for the credit, exemption, or discount if, during the two years preceding the date of the determination of whether to grant the credit, exemption, or discount, the domestic private entity:

(1) created employment suitable for performance in the United States in a country other than the United States; and

(2) as a result of that employment, eliminated or failed to create similar employment in the United States.

Amendment No. 147 was withdrawn.

Amendment No. 148

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

Floor Packet Page No. 237

Amend **CSSB 1** by adding the following appropriately numbered rider to Part 1 of Article IX of the bill:

_____. Foundation School Program Allotments for Certain Students. It is the intent of the Legislature that the Legislative Budget Board undertake a study of the Foundation School Program allotments for compensatory education and

bilingual education and Foundation School Program funding for students in prekindergarten. The Legislative Budget Board shall issue recommendations for improvements arising from the study to the Legislature not later than December 31, 2013.

Amendment No. 149

Representative Villarreal offered the following amendment to Amendment No. 148:

Amend Floor Amendment No. 148 by Villarreal to **CSSB 1** (page 237 of the prefiled amendments packet) on page 1, line 7, by striking "prekindergarten" and substituting "full-day prekindergarten".

Amendment No. 149 was adopted. (Laubenberg and Zedler recorded voting no.)

Amendment No. 148, as amended, was adopted. (Laubenberg, Phillips, Schaefer, Simmons, and Zedler recorded voting no.)

Amendment No. 150

Representative Alvarado offered the following amendment to **CSSB 1**:
Floor Packet Page No. 238

Amend **CSSB 1** (house committee printing), in Part 3, Article IX of the bill, by striking Section 3.02 and substituting the following:

Sec. 3.02. Salary Supplementation. Funds appropriated by this Act to a state agency or to an institution of higher education may not be expended for payment of salary to a person whose classified or exempt salary is being supplemented from other than appropriated funds until a report showing the methodology used to determine the salary supplement and the amount and sources of salary being paid from other sources has been reported to the Secretary of State, State Auditor, and Comptroller.

Amendment No. 150 was adopted.

Amendment No. 51 - Vote Reconsidered

Representative Morrison moved to reconsider the vote by which Amendment No. 51, as amended, was adopted.

The motion to reconsider prevailed by (Record 177): 93 Yeas, 54 Nays, 2 Present, not voting.

Yeas — Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Button; Callegari; Capriglione; Carter; Clardy; Cook; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Eiland; Elkins; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Goldman; Gonzales; Harless; Harper-Brown; Hilderbran; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; King, K.; King, P.; King, S.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Lozano; Miller, D.; Miller, R.; Morrison; Murphy; Orr; Otto; Paddie; Parker; Patrick; Perry; Phillips; Pitts; Price;

Raney; Ratliff; Riddle; Ritter; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Taylor; Thompson, E.; Toth; Turner, E.S.; Villalba; White; Workman; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Burnam; Canales; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dukes; Dutton; Farias; Farrar; Giddings; González, M.; Gonzalez, N.; Guerra; Guillen; Gutierrez; Hernandez Luna; Herrero; Howard; Johnson; King, T.; Longoria; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Menéndez; Miles; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Rose; Strama; Thompson, S.; Turner, C.; Turner, S.; Villarreal; Vo; Walle; Wu.

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

Absent, Excused — Gooden.

Amendment No. 51, as amended, was withdrawn.

Amendment No. 151

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

Floor Packet Page No. 239

Amend **CSSB 1** in Article IX of the bill, on page IX-21 by adding the following, appropriately numbered.

"It is the intention of the legislature that funds appropriated by this Act to a state agency or to an institution of higher education be expended in compliance with the United States Equal Employment Opportunity Commission ruling in Macy v. Holder (Appeal No. 0120120821 (EEOC Apr. 20 2012))."

Amendment No. 152

Representative Allen offered the following amendment to Amendment No. 151:

Amend Amendment No. 151 by Allen to **CSSB 1** (page 239 of the prefiled amendment packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee report) in Part 3, Salary Administration and Employment Provisions, of Article IX of the bill by adding an appropriately numbered section to read as follows:

Sec. 3.____. Required Compliance with Current Law and Equal Employment Opportunity Commission Rulings. It is the intention of the Legislature that funds appropriated by this Act to a state agency or to an institution of higher education be expended in accordance with current law, including Equal Employment Opportunity Commission rulings.

Amendment No. 152 was adopted.

Amendment No. 151, as amended, was adopted. (Branch, Hunter, Laubenberg, Lavender, Phillips, Stephenson, and White recorded voting no.)

Amendment No. 153

Representative Harper-Brown offered the following amendment to **CSSB 1**:
Floor Packet Page No. 240

Amend **CSSB 1** (house committee printing), in Part 3, Article IX of the bill, by adding the following appropriately numbered section to the part:

Sec. _____. Employee Efficiency Bonuses. Notwithstanding the limitations provided by this Act relating to compensation, a state agency receiving money appropriated under this Act may, to the extent authorized by law, pay a bonus to an employee of the state agency who improves the efficiency or performance of the state agency. A bonus may be paid only from unspent money appropriated to the state agency for the salary of an unfilled full-time equivalent position and may be paid only if the state agency eliminates the unfilled full-time equivalent position.

Amendment No. 153 was withdrawn.

Amendment No. 154

Representative Stickland offered the following amendment to **CSSB 1**:
Floor Packet Page No. 241

Amend **CSSB 1** (house committee printing), in Article IX of the bill, by adding the following appropriately numbered section in Part 6 of that article:

Sec. 6. _____. Prohibition on Use of Appropriated Funds for Embryonic Stem Cell Research. Funds appropriated by this Act may not be expended for purposes of directly or indirectly funding embryonic stem cell research.

Amendment No. 155

Representative Stickland offered the following amendment to Amendment No. 154:

Amend Amendment No. 154 to **CSSB 1** by Stickland (page 241 of the prefiled amendment packet), on line 7, between "stem cell research" and the period, by adding "unless the research involves approved stem cell lines listed as of April 1, 2013, in the Human Embryonic Stem Cell Registry of the National Institutes of Health".

Amendment No. 155 was adopted.

Amendment No. 156

Representative S. Davis offered the following amendment to Amendment No. 154:

Amend Amendment No. 154 to **CSSB 1** by Stickland (page 241 of the prefiled amendment packet), on line 7, between "stem cell research" and the period, by adding "unless the research involves stem cell lines listed as approved, or stem cell lines applying for approval, as of the effective date of this Act in the Human Embryonic Stem Cell Registry of the National Institutes of Health".

Amendment No. 156 was adopted. (Laubenberg recorded voting no.)

Amendment No. 154, as amended, was adopted.

Amendment No. 157

Representative Martinez Fischer offered the following amendment to **CSSB 1**:

Floor Packet Page No. 242

Amend **CSSB 1** (house committee printing), in Article IX of the bill, by adding the following appropriately numbered section in Part 6 of that article:

Sec. 6.____. Prohibition on Use of Appropriated Funds for Certain Contract Renewals. Funds appropriated by this Act may not be expended for payments due on a contract that is automatically renewed without competitive bidding before renewal of the contract.

Amendment No. 157 was withdrawn.

Amendment No. 158

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

Floor Packet Page No. 243

Amend **CSSB 1** (house committee printing), in Article IX of the bill, by adding the following appropriately numbered section in Part 6 of that article:

Sec. 6.____. Preference for Individuals or Entities that Use E-verify Program. A state agency that uses funds appropriated by this Act to purchase any goods or services must give first preference to individuals or entities that use the E-verify program established under the federal Illegal Immigration Reform and Immigrant federal Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (Pub. L. No. 104-208, reprinted in note, 8 U.S.C. Section 1324a), operated by the United States Department of Homeland Security to verify the work authorization status of their newly hired employees.

Amendment No. 158 - Point of Order

Representative Cortez raised a point of order against further consideration of Amendment No. 158 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The chair sustained the point of order and submitted the following statement:

Representative Cortez raised a point of order against further consideration of Amendment No. 158 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law. The point of order is sustained. The amendment would have required a state agency, when purchasing any goods or services, to give first preference to individuals or entities that use the E-verify program, which verifies the work authorization status of a newly hired employee. However, provisions of existing law already specify factors that governmental agencies must consider in awarding contracts. See, e.g., Tex. Gov't. Code § 2156.125 (stating that a "state agency shall make a written award of a contract to the offeror whose proposal offers the best value for the state, considering price, past vendor performance, vendor experience or demonstrated capability, and the evaluation factors in the request for proposals"). Requiring state agencies to give

a "first preference" to those using the E-verify program instead of or in addition to considering the factors provided by existing law would have impermissibly effected a change in general law. Therefore, the amendment was out of order. See Rule 8, Section 4 of the House Rules ("A general law may not be changed by the provisions in an appropriations bill"); 43 H.J. Reg. 1090 (1934) (sustaining a point of order because the amendment attempted to amend a statute through an appropriations bill).

The ruling precluded further consideration of Amendment No. 158.

Amendment No. 159

Representative Y. Davis offered the following amendment to **CSSB 1**:
Floor Packet Page No. 244

Amend **CSSB 1** (house committee printing), in Article IX of the bill, by adding the following appropriately numbered section in Part 6 of that article:

Sec. 6.____. State Agency Administration of Programs; Study. It is the intent of the legislature that each state agency, using funds appropriated to the agency by this Act, shall:

(1) develop and implement procedures to improve the efficiency of, and maximize the federal funding for, programs administered by the agency;

(2) develop and implement procedures to ensure that all programs administered by the agency comply with applicable state and federal laws; and

(3) conduct a study to determine whether the creation of new programs or expansion of existing services would improve the agency's ability to perform its assigned duties.

(Speaker in the chair)

Amendment No. 159 was adopted. (Laubenberg, Schaefer, Simmons, and Zedler recorded voting no.)

Amendment No. 160

Representative Simmons offered the following amendment to **CSSB 1**:
Floor Packet Page No. 245

Amend **CSSB 1** (house committee printing), in Part 6, Article IX, by adding the following appropriately numbered section:

Sec. 6.____. Two Percent Appropriation Reduction. Notwithstanding the amounts appropriated by this Act, each appropriation of undedicated general revenue made by this Act for each fiscal year in the state fiscal biennium ending August 31, 2015, is reduced by two percent. The reduction must be allocated proportionately to each strategy identified in bill pattern appropriations.

Amendment No. 161

Representative Simmons offered the following amendment to Amendment No. 160:

Amend Floor Amendment No. 160 by Simmons to Part 6, Article IX, **CSSB 1**, as follows:

(1) On page 1, strike lines 3 and 4 and substitute:

Sec. 6. _____. Contingent Reduction of Total Appropriations by Two Percent and Provision of Initial Corpus of Money for State Water Implementation Fund for Texas. (a) Contingent on **HB 4** or similar legislation of the 83rd Legislature, Regular Session, 2013, to create and govern the state water implementation fund for Texas being enacted and becoming law, and contingent on the 83rd Legislature, Regular Session, 2013, failing to appropriate money to provide an initial corpus of money for the state water implementation fund for Texas to be available in that fund for use during the state fiscal biennium beginning September 1, 2013, notwithstanding the other provisions of this Act providing for appropriations of undedicated general revenue, each

(2) Following page 1, line 9, add the following:

(b) An amount of general revenue equal to the amount by which appropriations are reduced as provided by Subsection (a) of this provision is transferred to the state water implementation fund for Texas created and governed by **HB 4** or similar legislation of the 83rd Legislature, Regular Session, 2013, to form the initial corpus of that fund. The comptroller shall transfer the undedicated general revenue to that fund in a manner such that not less than 40 percent of the available undedicated general revenue is transferred to that fund before September 1, 2014, and the remainder of the available undedicated general revenue is transferred to that fund before August 31, 2015. Money transferred to that fund under this subsection is appropriated to the Texas Water Development Board for the purposes of that fund.

Amendment No. 161 was adopted.

Amendment No. 160, as amended, was withdrawn.

Amendment No. 162

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

Floor Packet Page No. 203

Amend **CSSB 1** as follows:

(1) On page VI-14 in the appropriations to the Commission on Environmental Quality decrease Strategy A.1.1: Air Quality Assessment and Planning by \$2,606,555 in fiscal year 2014 and \$2,606,555 in fiscal year 2015.

(2) On page VI-22 following the appropriations to the Commission on Environmental Quality amend Rider 22 by striking the amounts "~~[\$2,606,555]~~" and "~~[\$2,606,555]~~" designated for the "Texas Clean School Bus" program in fiscal year 2014 and fiscal year 2015 and substituting the amounts "\$0" and "\$0."

(3) On page III-27 in the appropriations to the Teacher Retirement System increase Strategy A.2.1: Retiree Health - Statutory Funds by \$2,606,555 in fiscal year 2014 and \$2,606,555 in fiscal year 2015.

Amendment No. 163

Representative Stickland offered the following amendment to Amendment No. 162:

Amend Amendment No. 162 to **CSSB 1** by Stickland (page 203 of the amendment packet) by striking items (1) and (3) of the amendment.

Amendment No. 163 was adopted.

Amendment No. 162, as amended, was withdrawn.

Amendment No. 164

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

Floor Packet Page No. 246

Amend **CSSB 1** (house committee printing), in Part 6, Article IX, by adding the following appropriately numbered section:

Sec. 6.____. One Percent Spending Reduction and Set-aside for Technology and Deferred Maintenance Expenses. (a) Notwithstanding the amounts appropriated by this Act, each state agency that receives an appropriation of undedicated general revenue under this Act shall reduce the agency's spending of undedicated general revenue during the 2014-2015 biennium and reserve not less than one percent of the agency's total general revenue appropriations, from a source or sources as determined by the agency.

(b) Each state agency shall report to the comptroller of public accounts the sources and amounts of revenue reserved under this section. The comptroller shall issue a written report to the governor, lieutenant governor, speaker of the house of representatives, and Legislative Budget Board that shows for each state agency the sources and amounts of revenue reserved.

(c) It is the intent of the legislature that the appropriated amounts reserved and unspent during the 2014-2015 biennium are reserved solely for the purpose of funding technology costs and funding deferred maintenance costs after August 31, 2015.

Amendment No. 164 was withdrawn.

Amendment No. 165

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

Floor Packet Page No. 248

Amend **CSSB 1** (house committee printing) in Article IX of the bill as follows:

On page IX-68, Section 17.15. Texas Education Agency: Additional Funding for the Foundation School Program, strike "\$4,890" and "\$4,975" and replace with "4,990" and "5,075."

The commissioner of education is authorized to spend from the 2015 fiscal year appropriation in 2014 fiscal if necessary to increase the basic allotment.

Amendment No. 165 was withdrawn.

Amendment No. 166

Representative P. King offered the following amendment to **CSSB 1**:

Floor Packet Page No. 249

Amend **CSSB 1** (house committee printing), in Part 17, Article IX, by adding the following appropriately numbered section:

Sec. 17.____. Contingent Across-the-Board Reductions. (a) Subsection (b) of this section takes effect only if the 83rd Legislature in a regular or called session makes an appropriation of money from the economic stabilization fund for the purpose of financing water infrastructure or water development or conservation and the appropriation of that money results in a total amount of appropriations from state tax revenues not dedicated by the Texas Constitution that exceeds the limit on the amount of appropriations from state tax revenues not dedicated by the Texas Constitution, as adopted under Chapter 316, Government

Code, for the 2014-2015 fiscal biennium irrespective of whether the legislature adopts a resolution under Section 22(b), Article VIII, Texas Constitution, that authorizes the legislature to provide for appropriations in excess of that amount.

(b) Notwithstanding the amounts appropriated by other provisions of this Act, each appropriation made by this Act of state tax revenues not dedicated by the Texas Constitution is reduced by the same proportionate amount so that the total reduction of the appropriations is equal to the amount by which the appropriation from the economic stabilization fund described by Subsection (a) of this section results in a total amount of appropriations from state tax revenues not dedicated by the Texas Constitution that exceeds the limit on the amount of appropriations from state tax revenues not dedicated by the Texas Constitution, as adopted under Chapter 316, Government Code, for the 2014-2015 fiscal biennium irrespective of whether the legislature adopts a resolution under Section 22(b), Article VIII, Texas Constitution.

Amendment No. 166 was withdrawn.

Amendment No. 167

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

Floor Packet Page No. 250

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered section to Part 17, Article IX, of the bill:

Sec. 17. _____. Contingent Set-aside for Future Water Infrastructure Funding. To the extent that the total amount of undedicated general revenue to this state from any source received during the 2014-2015 biennium exceeds the total amount of general revenue anticipated to be received from that source under the biennial revenue estimate of the comptroller of public accounts used for certification of this Act, to the extent the excess revenue is not otherwise appropriated by this Act or set aside under the Texas Constitution, the comptroller shall set the excess revenue aside. The comptroller shall issue a written report regarding the sources and amounts of revenue set aside in accordance with this section to the governor, the lieutenant governor, the speaker of the house of representatives, and the Legislative Budget Board. It is the intent of the legislature that the revenue set aside in accordance with this section is reserved to be appropriated only for the purpose of funding water infrastructure projects under general law after August 31, 2015.

Amendment No. 167 was withdrawn.

Amendment No. 168

Representative Martinez Fischer offered the following amendment to **CSSB 1**:

Floor Packet Page No. 251

Amend **CSSB 1** (house committee printing), in Article IX of the bill, by adding the following appropriately numbered section to that article:

Sec. _____. Transparency in State Agency Operations. Each state agency shall dedicate at least one full time equivalent employee who is charged with:

(1) examining state agency operations for best practices in contracting as determined by the State Auditor;

(2) examining any conflicts of interest that might interfere with the decision-making of the state agency;

(3) examining any conflicts of interest and management practices of any board or commissioners that oversee the operation of the state agency;

(4) examining the actions of or any conflicts of interest with any foundation that works in conjunction with the operations of the state agency;

(5) making a report to the legislature and State Auditor's Office about the current status of implementing policies and management practices that exemplify open and transparent government;

(6) taking any other action related to implementing an open government policy or recommendation.

Amendment No. 168 was withdrawn.

Amendment No. 169

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

Floor Packet Page No. 254

Amend **CSSB 1** (house committee report), in Article X of the bill, following the appropriations to the House of Representatives (page X-2), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. Study of Public School Finance Weights, Allotments, and Adjustments. The Legislative Budget Board shall conduct a study of weights, allotments, and adjustments under the public school finance system, including all current weights, allotments, and adjustments provided under Chapter 42, Education Code, and any additional weights, allotments, and adjustments that the board determines may be appropriate. The board may work with the Texas Education Agency and any other state agency in carrying out the board's duties under this rider. Not later than March 1, 2014, the board shall provide a report to the governor, lieutenant governor, and members of the legislature that states the findings of the study and includes recommendations for updated weights, allotments, and adjustments and any other statutory changes considered appropriate by the board. In making recommendations, the board shall take into consideration any final court decisions regarding the public school finance system.

Amendment No. 170

Representative Walle offered the following amendment to Amendment No. 169:

Amend Floor Amendment No. 169 by Walle to **CSSB 1** (page 254, prefiled amendment packet) as follows:

(1) On line 6 of the amendment, between "Adjustments." and "The", insert "(a)".

(2) On line 11 of the amendment, between "appropriate." and "The board", insert the following:

The study shall determine the effectiveness of the weights, allotments and adjustments in fulfilling the mission of the public education system as stated in Section 4.001(a) and the state policy under Section 42.001 of the education code. At a minimum, the study shall determine how closely and appropriately each of the following elements reflect and provide financing for costs beyond the control of school districts:

(1) the adjustments for costs related to the geographic variation in known resource costs and costs of education, controlling for the impact of unequalized wealth and hold-harmless provisions, and properly reflecting the impact of high concentrations of poverty on the compensation that school districts must pay to attract and retain teachers of comparable or appropriate quality;

(2) the adjustments for costs related to the size and diseconomies of scale of districts;

(3) the adjustments for costs related to the varying instructional needs and characteristics of students and the extent to which they provide each student with access to programs and services that are appropriate to the student's educational needs;

(4) other factors in addition to economic status that correlate to at-risk status and the need for compensatory education, and degree to which these factors correspond to additional educational costs; and

(5) the manner in which these adjustments are applied to and impact the overall finance system.

(b)

Amendment No. 170 was adopted. (Laubenberg, Simmons, and Zedler recorded voting no.)

Amendment No. 169, as amended, was adopted. (Laubenberg, Phillips, Simmons, White, and Zedler recorded voting no.)

Amendment No. 171

Representative Martinez Fischer offered the following amendment to **CSSB 1**:

Floor Packet Page No. 251

Amend **CSSB 1** (house committee printing), in Article IX of the bill, by adding the following appropriately numbered section to that article:

Sec. _____. Transparency in State Agency Operations. Each state agency shall dedicate at least one full time equivalent employee who is charged with:

(1) examining state agency operations for best practices in contracting as determined by the State Auditor;

(2) examining any conflicts of interest that might interfere with the decision-making of the state agency;

(3) examining any conflicts of interest and management practices of any board or commissioners that oversee the operation of the state agency;

(4) examining the actions of or any conflicts of interest with any foundation that works in conjunction with the operations of the state agency;

(5) making a report to the legislature and State Auditor's Office about the current status of implementing policies and management practices that exemplify open and transparent government;

(6) taking any other action related to implementing an open government policy or recommendation.

Amendment No. 172

Representative Martinez Fischer offered the following amendment to Amendment No. 171:

Amend Amendment No. 171 to **CSSB 1** (house committee printing) by Martinez-Fischer (page 251 of the prefiled amendment packet) by striking lines 4-22 of the amendment and substituting the following:

Sec. _____. Transparency in State Agency Operations. It is the intent of the legislature that each state agency, using funds appropriated to the agency by this Act, shall dedicate at least one full-time equivalent employee to perform the following duties:

(1) regularly consult with the state auditor and the comptroller to determine the agency's compliance with established best practices procedures and develop a plan to ensure continued compliance with those procedures;

(2) determine whether any conflicts of interest exist in the agency's current contracting practices, in the management practices of the governing body of the agency, or in the operations of any foundation or charitable organization that the agency is affiliated with;

(3) advise the governing body of the agency or, if applicable, the single state officer who governs the agency, in writing, of any deviation by the agency from best practices procedures and any conflicts of interest identified under Subdivision (2) of this section; and

(4) take any other authorized action relating to the implementation of agency policies and management practices that reflect an open and transparent approach to agency operations.

Amendment No. 172 was adopted.

Amendment No. 171, as amended, was withdrawn.

Amendment No. 173

Representative Martinez Fischer offered the following amendment to **CSSB 1**:

Floor Packet Page No. 247

Amend **CSSB 1** by adding the following appropriately numbered rider to Part 13 of Article IX of the bill:

_____. Study on Cost of Education Adjustment. It is the intent of the legislature that the Legislative Budget Board, using funds appropriated by this Act, shall conduct a study on the cost of education index adjustment contained in Chapter 203, Title 19, Texas Administrative Code. The study must be based on the most recent information available regarding costs incurred by school districts throughout the state and must propose a formula for the calculation of each public

school district's cost of education index that may be used by the Texas Education Agency in determining each district's state aid for the 2014-2015 school year and subsequent school years. The Legislative Budget Board shall issue recommendations arising from the study to the legislature, the governor, and the lieutenant governor not later than January 1, 2015.

Amendment No. 174

Representative Walle offered the following amendment to Amendment No. 173:

Amend Floor Amendment No. 173 by Martinez Fischer to **CSSB 1** (page 247 of the prefiled amendment packet) by striking lines 3-16, and substituting the following:

_____. Study on Cost of Education Adjustment. It is the intent of the legislature that the Legislative Budget Board, using funds appropriated by this Act, shall conduct a study on the cost of education index adjustment contained in Chapter 203, Title 19, Texas Administrative Code. The Legislative Budget Board shall issue recommendations arising from the study to the legislature, the governor, and the lieutenant governor not later than January 14, 2014. The study shall determine the effectiveness of the cost of education index adjustment in helping to fulfill the mission of the public education system under Section 4.001, Education Code, and the state policy under Section 42.001, Education Code. The study shall determine how closely and appropriately the cost of education index adjusts for the geographic variation in known resource costs and costs of education that are beyond the control of school districts. The study may not be artificially adjusted to meet predetermined outcomes or utilize arbitrary limits and must:

- (1) be based on the most recent information available;
- (2) reflect all uncontrollable costs that can reasonably be quantified;
- (3) control for the impact on school district costs of high wealth per student that is not equalized and additional state aid received by districts under hold-harmless provisions in school finance formulas;
- (4) consider the qualifications, experience, and turnover rate of school personnel and the impact of school personnel on student achievement, including consideration of the adequacy of salaries;
- (5) reflect the impact of high concentrations of poverty on the compensation that school districts must pay to attract and retain teachers of comparable or appropriate quality;
- (6) reflect the impact of factors having the greatest impact on certain types of school districts regardless of the general impact of those factors statewide, including extreme isolation;
- (7) only include factors for which a rational economic argument can be made;
- (8) be carefully constructed to ensure that a cost factor does not significantly impact more than one variable; and

(9) propose a formula for the calculation of each school district's cost of education index that may be used by the Texas Education Agency in determining each district's state aid for the 2014-2015 school year and subsequent school years.

Amendment No. 174 was adopted. (Laubenberg, Simmons, and Zedler recorded voting no.)

Amendment No. 173, as amended, was adopted. (Laubenberg, Phillips, Simmons, White, and Zedler recorded voting no.)

Amendment No. 175

Representative Perry offered the following amendment to **CSSB 1**:
Floor Packet Page No. 255

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered provision under the Article X appropriations to the State Auditor's Office (page X-5):

____. Study on Unfunded Liabilities. (a) It is the intent of the legislature that the state auditor's office and the comptroller of public accounts, using funds appropriated to the state auditor above, jointly shall conduct a study on unfunded liabilities of the state. It is the intent of the legislature that in conducting the study, the state auditor and the comptroller shall determine the:

(1) unfunded retirement obligations of the:

(A) Employees Retirement System of Texas, including the Judicial Retirement System of Texas Plan One and the Judicial Retirement System of Texas Plan Two;

(B) Teacher Retirement System of Texas;

(C) Texas County and District Retirement System; and

(D) Texas Municipal Retirement System; and

(2) amount of unappropriated money in dedicated general revenue accounts.

(b) At the state auditor's or comptroller's request, a state agency shall provide information for and assistance in conducting the study under this section.

(c) Not later than April 1, 2014, the state auditor and the comptroller shall provide a report containing the results of the study to the governor, lieutenant governor, speaker of the house of representatives, and the legislative budget board.

Amendment No. 175 - Point of Order

Representative C. Turner raised a point of order against further consideration of Amendment No. 175 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The speaker sustained the point of order and submitted the following statement:

Representative C. Turner raised a point of order against further consideration of Amendment No. 175 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law. The point of order is

sustained. The amendment by Representative Perry provided for a study on unfunded liabilities by the state auditor's office (SAO), and required the SAO to determine the unfunded retirement obligations of several retirement systems, including the Texas Municipal Retirement System and the Texas County and District Retirement System. Because the SAO currently lacks the authority to audit these two retirement systems, see Tex. Gov't. Code § 321.013 (listing powers and duties of the state auditor), the amendment would have impermissibly effected a change in general law. See Rule 8, Section 4 of the House Rules ("A general law may not be changed by the provisions in an appropriations bill"); 43 H.J. Reg. 1090 (1934) (sustaining a point of order because the amendment attempted to amend a statute through an appropriations bill). Representative Perry noted that he had an amendment to the amendment which would have cured the defect, but because the point of order was raised before the defect was cured, the point of order was sustained. See Rule 1, Section 9(c) of the House Rules (prohibiting further consideration of any matter that is the subject of a question of order or any other matter while the question of order is pending).

The ruling precluded further consideration of Amendment No. 175.

Amendment No. 176

Representative Herrero offered the following amendment to **CSSB 1**:
Floor Packet Page No. 10

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

(1) In Article I of the bill, Office of the Attorney General, on page I-3, reduce general revenue by striking "96,012,989" and "87,956,638" and replace with "84,178,414" and "71,528,707".

(2) In Article III of the bill, Texas Education Agency, Strategy A.2.1. Statewide Education Programs, strike "138,314,958" for fiscal year 2014 and "138,316,548" for fiscal year 2015 and replace with "150,149,533" and "154,744,479".

(3) In Article III of the bill, Texas Education Agency add the following appropriately numbered rider:

Supplemental Funding for Prekindergarten. Out of the funds appropriated above in Strategy A.2.1. Statewide Educational Programs, the Commissioner of Education shall allocate \$28,262,506, in General Revenue for the 2014-15 biennium for the purpose of providing supplemental funds for prekindergarten consistent with the provisions of Texas Education Code Chapter 29, Subchapter E. The Commissioner shall allocate funds on the basis of eligible prekindergarten students in average daily attendance.

Amendment No. 177

Representative Herrero offered the following amendment to Amendment No. 176:

Amend Floor Amendment No. 176 by Herrero (page 10 of the prefiled amendment packet) by striking the text of the amendment and substituting the following:

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

(1) In Article I of the bill, reduce the appropriations from the general revenue fund to the Office of the Attorney General (page I-3), for Strategy A.1.1, Legal Services, by \$11,834,575 for the fiscal year ending August 31, 2014, and by \$16,427,931 for the fiscal year ending August 31, 2015, and make no reductions to Strategy B.1.1, Child Support Enforcement, B.1.2, State Disbursement Unit, C.1.1, Crime Victims' Compensation, or C.1.2, Victims Assistance.

(2) In Article I of the bill, reduce the appropriations from the general revenue fund to the Comptroller of Public Accounts (page I-16), for Strategy B.1.1, Accounting/Reporting, by \$13,051,902 for the fiscal year ending August 31, 2014, and by \$13,051,901 for the fiscal year ending August 31, 2015.

(3) In Article I of the bill, reduce the appropriations from the general revenue fund to the Office of the Governor (page I-49), for Strategy A.1.1, Support Governor & State, by \$605,805 for the fiscal year ending August 31, 2014, and by \$605,805 for the fiscal year ending August 31, 2015.

(4) In Article X of the bill, reduce the appropriations from the general revenue fund to the Senate (page X-1), by \$1,395,787 for the fiscal year ending August 31, 2014, and by \$1,395,786 for the fiscal year ending August 31, 2015.

(5) In Article X of the bill, reduce the appropriations from the general revenue fund to the House of Representatives (page X-2), by \$1,941,855 for the fiscal year ending August 31, 2014, and by \$1,941,854 for the fiscal year ending August 31, 2015.

(6) In Article III of the bill, increase the appropriations from the general revenue fund to the Texas Education Agency for strategy A.2.1, Statewide Education Programs (page III-2), by \$28,829,924 for the fiscal year ending August 31, 2014, and by \$33,423,277 for the fiscal year ending August 31, 2015.

(7) In Article III of the bill, after the appropriations to the Texas Education Agency, add the following appropriately numbered rider:

Supplemental Funding for Prekindergarten. Out of the funds appropriated in Strategy A.2.1, Statewide Educational Programs, the commissioner of education shall allocate \$28,829,924 for the fiscal year ending August 31, 2014, and \$33,423,277 for the fiscal year ending August 31, 2015 for the purpose of providing supplemental funds for prekindergarten consistent with the provisions of Subchapter E, Chapter 29, Education Code. The commissioner of education shall allocate funds on the basis of eligible prekindergarten students in average daily attendance.

(8) Each entity whose appropriations are reduced by this amendment shall determine the strategies from which the reductions shall be made, except as otherwise provided by this amendment.

Amendment No. 177 was adopted.

Representative S. Turner moved to table Amendment No. 176, as amended.

The motion to table prevailed by (Record 178): 104 Yeas, 40 Nays, 1 Present, not voting.

Yeas — Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Button; Callegari; Capriglione; Carter; Clardy; Cook; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Dukes; Dutton; Elkins; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; Harless; Harper-Brown; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Longoria; McClendon; Miles; Miller, D.; Miller, R.; Morrison; Murphy; Orr; Otto; Paddie; Parker; Patrick; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Reynolds; Riddle; Ritter; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, E.S.; Turner, S.; Villalba; White; Workman; Zedler; Zerwas.

Nays — Alonzo; Alvarado; Anchia; Burnam; Canales; Coleman; Collier; Cortez; Deshotel; Eiland; Farias; Farrar; González, M.; Gonzalez, N.; Guillen; Gutierrez; Hernandez Luna; Herrero; Johnson; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Menéndez; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Perez; Raymond; Rodriguez, E.; Rodriguez, J.; Strama; Turner, C.; Villarreal; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gooden.

Absent — Allen; Guerra; Klick; Lewis.

STATEMENT OF VOTE

When Record No. 178 was taken, my vote failed to register. I would have voted no.

Guerra

Amendment No. 178

Representative Carter offered the following amendment to **CSSB 1**:
Floor Packet Page No. 206

Amend **CSSB 1** (house committee printing), in Article VI of the bill, following the appropriations to the General Land Office and Veterans' Land Board (page VI-31), by adding the following appropriately numbered rider:

_____. Report of Cost Benefit Analysis of State Power Program. The General Land Office shall perform a cost benefit analysis of the outcome performances for its State Power Program. Not later than December 31, 2013, the General Land Office shall submit a report to the Legislative Budget Board containing results of the cost benefit analysis. The General Land Office may not spend money appropriated under this Act for the office's State Power Program until the office has performed the cost benefit analysis and submitted the report required by this section.

Amendment No. 179

Representative Carter offered the following amendment to Amendment No. 178:

Amend Amendment No. 178 by Carter to **CSSB 1** (page 206, prefiled amendment packet), by in Article VI of the bill, by striking lines 5-14 and substituting the following:

_____. Report of Cost Benefit Analysis of State Power Program. The General Land Office in administering the State Power Program using funds appropriated by this Act shall perform a cost-benefit analysis of outcome performances for the program and, not later than December 31, 2013, shall submit a report of the analysis to the Legislative Budget Board.

Amendment No. 179 was adopted.

Amendment No. 178, as amended, was adopted.

Amendment No. 180

Representative Frank offered the following amendment to **CSSB 1**:
Floor Packet Page No. 303

Amend **CSSB 1** (house committee printing), in Part 17, Article IX, by adding the following appropriately numbered section:

Sec. 17.____. Contingent Across-the-Board Reductions. (a) Subsection (b) of this section takes effect only if the 83rd Legislature in a regular or called session makes an appropriation of money from the economic stabilization fund for the purpose of financing water infrastructure or water development or conservation and the appropriation of that money results in a total amount of appropriations from state tax revenues not dedicated by the Texas Constitution that exceeds the limit on the amount of appropriations from state tax revenues not dedicated by the Texas Constitution, as adopted under Chapter 316, Government Code, for the 2014-2015 fiscal biennium irrespective of whether the legislature adopts a resolution under Section 22(b), Article VIII, Texas Constitution, that authorizes the legislature to provide for appropriations in excess of that amount.

(b) Notwithstanding the amounts appropriated by other provisions of this Act, each appropriation made by this Act of state tax revenues not dedicated by the Texas Constitution is reduced by the same proportionate amount so that the total reduction of the appropriations is equal to the amount by which the appropriation from the economic stabilization fund described by Subsection (a) of this section results in a total amount of appropriations from state tax revenues not dedicated by the Texas Constitution that exceeds the limit on the amount of appropriations from state tax revenues not dedicated by the Texas Constitution, as adopted under Chapter 316, Government Code, for the 2014-2015 fiscal biennium irrespective of whether the legislature adopts a resolution under Section 22(b), Article VIII, Texas Constitution.

Amendment No. 180 was withdrawn.

Amendment No. 181

Representative McClendon offered the following amendment to **CSSB 1**:
Floor Packet Page No. 217

Amend **CSSB 1** in Article VII of the bill immediately following the appropriations to the Department of Transportation by amending the following Rider #17 on page VII-26, as follows:

17. Bond Programs. The Department of Transportation:

b. in accordance with Subchapter N of Chapter 201, Transportation Code, is authorized during the biennium to pay in addition to amounts appropriated above from the State Highway Fund No. 006, or otherwise dedicated or appropriated to such fund or available therein, debt service payments for notes issued or money borrowed in anticipation of a temporary cash shortfall in the State Highway Fund No. 006. The commission may pay amounts due on the obligations from discretionary money available to it that is not dedicated to or appropriated for other specific purposes.

Amendment No. 182

Representative McClendon offered the following amendment to Amendment No. 181:

Amend Floor Amendment No. 181 by McClendon (page 217 of the prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** in Article VII, in Rider No. 17. (Bond Programs) under the appropriations to the Department of Transportation, insert Subsection f to read as follows:

f. in accordance with Section 49-o of Article III of the Texas Constitution and Section 201.973 of Chapter 201, Transportation Code, the Department is authorized to pay debt service payments for notes issued or money borrowed on funds contained in the Rail Relocation and Improvement Fund No. 0306 from money in that fund.

Amendment No. 182 was adopted.

Amendment No. 181, as amended, was adopted.

(Gooden now present)

ARTICLE XI - AMENDMENTS ADOPTED

Representative Pitts moved to adopt all Article XI amendments (Amendment Nos. 183 - 270).

The motion prevailed.

Amendment No. 183 (by Hilderbran) (Anderson, Bell, Capriglione, Carter, Cortez, Creighton, Dale, Y. Davis, Elkins, Fallon, Goldman, Gonzales, M. González, Huberty, P. King, Klick, Krause, Laubenberg, Leach, R. Miller, Murphy, Perry, Pickett, Reynolds, Sanford, Schaefer, R. Sheffield, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, Toth, E. S. Turner, Walle, and Zedler recorded voting no; Márquez recorded voting present, not voting.)

Floor Packet Page No. 259

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

(1) Under the Article XI appropriations to the Historical Commission (page XI-2), add the following appropriately numbered rider:

_____. Courthouse Preservation. In addition to other amounts appropriated by this Act to the Historical Commission for the purposes of Strategy A.1.3, Courthouse Preservation, the amount of \$9,538,849 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$19,538,849 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to the commission for those purposes.

(2) Adjust the Article I Subtotal (page XI-3) accordingly.

Amendment No. 184 (by Isaac) (Anderson, Ashby, Bell, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Flynn, Geren, Goldman, Gonzales, M. González, Harper-Brown, Huberty, K. King, Klick, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, Parker, Perry, Phillips, Sanford, R. Sheffield, Simmons, Simpson, Smithee, Springer, Stephenson, Taylor, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Amend Floor Amendment No. 183 by Hilderbran to **CSSB 1** (page 259, prefiled amendment packet), on line 12, by striking "purposes" and substituting "purposes, including funding for the preservation of historic county courthouses owned by private, nonprofit, tax-exempt corporations".

Amendment No. 185 (by Hilderbran) (Anderson, Bell, Capriglione, Carter, Cortez, Creighton, Dale, Y. Davis, Elkins, Fallon, Flynn, Goldman, Gonzales, M. González, Harper-Brown, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Perry, Pickett, Reynolds, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, Toth, E. S. Turner, Walle, and Zedler recorded voting no; Márquez recorded voting present, not voting.)

Floor Packet Page No. 260

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

(1) Under the Article XI appropriations to the Historical Commission (page XI-2), add the following appropriately numbered rider:

_____. Courthouse Preservation. In addition to other amounts appropriated by this Act to the Historical Commission for the purposes of Strategy A.1.3, Courthouse Preservation, the amount of \$_____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$_____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to the commission for those purposes.

(2) Adjust the Article I Subtotal (page XI-3) accordingly.

Amendment No. 186 (by Burnam) (Anderson, Bell, Craddick, Fallon, Flynn, Isaac, P. King, Lewis, R. Miller, Murphy, Parker, Springer, and Stephenson recorded voting no; Smithee and Taylor recorded voting present, not voting.)

Floor Packet Page No. 262

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

(1) Under the Article XI appropriations to the Department of State Health Services (page XI-4), add the following appropriately numbered rider:

____. Trauma Facilities and Emergency Medical Services. Contingent on the enactment and becoming law of **HB 104** or similar legislation of the 83rd Legislature, Regular Session, 2013, relating to the repeal of the driver responsibility program, all amounts in general revenue account number 5111, Designated Trauma Facility and EMS, including all unobligated and unexpended amounts in the account, not otherwise appropriated in this Act are appropriated to the Department of State Health Services under Strategy B.3.1, E.M.S. and Trauma Care Systems, for the state fiscal biennium ending August 31, 2015, for the purposes authorized by Section 780.004, Health and Safety Code.

(2) Adjust the article totals and methods of financing accordingly.

Amendment No. 187 (by Alonzo) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 263

Amend **CSSB 1** (the General Appropriations Act) as follows:

(1) Under the Article XI provisions for the Texas Higher Education Coordinating Board (page XI-5), add the following item:

Rider: Contingency for **HB 172**, Financial Incentives to Certain Students at Institutions of Higher Education Who Agree to Teach Bilingual Education, English as a Second Language, or Spanish in Certain Public Schools. Contingent on the enactment and becoming law of **HB 172** or similar legislation of the 83rd Legislature, Regular Session, relating to the establishment of a program to provide financial incentives to certain students at institutions of higher education who agree to teach bilingual education, English as a second language, or Spanish in certain public schools, in addition to other general revenue amounts appropriated for the Texas Higher Education Coordinating Board, the amount of \$1 million is appropriated out of the general revenue fund to the Texas Higher Education Coordinating Board for the state fiscal biennium ending August 31, 2015, to be used to provide financial incentives to students under the program.

(2) Adjust the Higher Education Subtotal and Article III Subtotal (page XI-8) accordingly.

Amendment No. 188 (by Martinez Fischer) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Isaac, K. King, P. King, Kleinschmidt, Klick, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 264

Amend **CSSB 1** as follows:

Under the Article XI line items for the Texas Higher Education Coordinating Board (page XI-5), add the following item:

Doctoral Incentive Program	\$(the total amount of tuition set-aside available for the biennium)
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Amendment No. 189 (by Coleman) (Anderson, Ashby, Bell, Branch, Burkett, Button, Capriglione, Carter, Clardy, Craddick, Dale, Elkins, Fallon, Farney, Flynn, Frullo, Geren, Gonzales, Gooden, Harless, Huberty, Hughes, Isaac, K. King, P. King, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, Simmons, Smithee, Springer, Stickland, Taylor, Toth, E. S. Turner, and Zedler recorded voting no.)

Floor Packet Page No. 265

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

(1) Under the Article XI items for General Academic Institutions/TSTCs/LSCs (page XI-6), add the following item:

University of Houston - Pharmacy Program	\$12,928,000
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(2) Adjust the Article XI subtotals and grand total accordingly.

Amendment No. 190 (by Phillips) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Clardy, Craddick, Dale, Elkins, Fallon, Farias, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Price, Ratliff, Sanford, Schaefer, R. Sheffield, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 266

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

(1) Under the Article XI appropriations to Two-year Institutions (page XI-7), add the following appropriately numbered provision:

_____. T.V. Munson Viticulture and Enology Center at Grayson County College. In addition to amounts otherwise appropriated by this Act for the purpose of enhancing the associate degree program in viticulture and enology at

Grayson County College, the amount of \$100,000 is appropriated from the general revenue fund to Grayson County College for the state fiscal biennium beginning September 1, 2013, for that purpose.

(2) Adjust the article totals and methods of financing accordingly.

Amendment No. 191 (by S. Turner) (Anderson, Bell, D. Bonnen, G. Bonnen, Button, Capriglione, Clardy, Craddick, Dale, Y. Davis, Elkins, Flynn, Gonzales, P. King, Krause, Laubenberg, Lavender, Leach, Lewis, Murphy, Parker, Perry, Price, Sanford, Schaefer, Simmons, Smithee, Springer, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, and Zedler recorded voting no; Fallon recorded voting present, not voting.)

Floor Packet Page No. 268

Amend **CSSB 1** (house committee printing) under the Article XI appropriations (page XI-8) by adding the following appropriately numbered provision:

_____. Criminal Justice Legislative Oversight Committee. Contingent on the enactment and becoming law of **HB 2650** or similar legislation of the 83rd Legislature, Regular Session, 2013, relating to the duties and responsibilities of the Criminal Justice Legislative Oversight Committee, the amount of \$400,000 is appropriated out of the general revenue fund to the Criminal Justice Legislative Oversight Committee for the state fiscal biennium ending August 31, 2015, for the purpose of implementing that legislation.

Amendment No. 192 (by Hilderbran) (Anderson, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Button, Capriglione, Carter, Craddick, Creighton, Dale, Y. Davis, Elkins, Fallon, Farney, Fletcher, Flynn, Goldman, Gonzales, Gooden, Harper-Brown, Hughes, Isaac, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Parker, Perry, Phillips, Pickett, Price, Reynolds, Sanford, Schaefer, R. Sheffield, Simmons, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, Walle, and Zedler recorded voting no; Márquez recorded voting present, not voting.)

Floor Packet Page No. 269

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

(1) Add the following appropriately numbered provision under the Article XI appropriations to the Texas Animal Health Commission (page XI-10):

_____. Restoring Funding for the Texas Animal Health Commission. In the Texas Animal Health Commission bill pattern (page VI-11):

(1) for the state fiscal year ending August 31, 2014, increase the method of financing:

(A) from the general revenue fund to \$10,820,568; and

(B) from federal funds to \$4,571,563;

(2) for the state fiscal year ending August 31, 2015, increase the method of financing:

(A) from the general revenue fund to \$10,684,568; and

(B) from federal funds to \$4,571,563;

(3) for the state fiscal year ending August 31, 2014, adjust the items of appropriation for each strategy to the amount provided for the state fiscal year ending August 31, 2010, for that strategy in the bill pattern for the Texas Animal Health Commission in Chapter 1424 (**SB 1**), Acts of the 81st Legislature, Regular Session, 2009 (the General Appropriations Act); and

(4) for the state fiscal year ending August 31, 2015, adjust the items of appropriation for each strategy to the amount provided for the state fiscal year ending August 31, 2011, for that strategy in the bill pattern for the Texas Animal Health Commission in Chapter 1424 (**SB 1**), Acts of the 81st Legislature, Regular Session, 2009 (the General Appropriations Act).

(2) Adjust the article totals accordingly.

Amendment No. 193 (by Hilderbran) (Anderson, Ashby, Bell, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Craddick, Creighton, Dale, Y. Davis, Elkins, Fallon, Farney, Flynn, Frullo, Geren, Goldman, Gonzales, M. González, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Klick, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Reynolds, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, Toth, E. S. Turner, Walle, White, and Zedler recorded voting no.)

Floor Packet Page No. 270

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

(1) Under the Article XI appropriations to the Parks and Wildlife Department (page XI-10), add the following appropriately numbered rider:

_____. Biologists. The amount of \$320,000 is appropriated from the general revenue fund to the Parks and Wildlife Department for the state fiscal year ending August 31, 2015, for the purpose of employing four FTEs as biologists, in addition to other amounts appropriated by this Act for that purpose.

(2) Adjust the article totals and methods of financing accordingly.

Amendment No. 194 (by Hilderbran) (Anderson, Ashby, Bell, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Y. Davis, Elkins, Fallon, Farney, Flynn, Frullo, Geren, Goldman, Gonzales, M. González, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Klick, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Reynolds, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, Toth, E. S. Turner, Walle, White, and Zedler recorded voting no.)

Floor Packet Page No. 271

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

(1) Under the Article XI appropriations to the Parks and Wildlife Department (page XI-10), add the following appropriately numbered rider:

_____. Biologists. An amount sufficient to cover the cost to the Parks and Wildlife Department of employing four FTEs to perform the duties of biologists is appropriated from the general revenue fund to the Parks and Wildlife Department for the state fiscal year ending August 31, 2015, for the purpose of employing four FTEs as biologists, in addition to other amounts appropriated by this Act for that purpose.

(2) Adjust the article totals and methods of financing accordingly.

Amendment No. 195 (by S. Turner) (Anderson, Ashby, Bell, Bohac, Branch, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, Kacal, K. King, P. King, Klick, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Pickett, Price, Ratliff, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stickland, Taylor, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 272

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

(1) Under the Article XI items for the Department of Housing and Community Affairs (page XI-11), add the following item:

Amy Young Barrier Removal Program \$9,000,000

(2) Adjust the Article XI subtotals and grand total accordingly.

Amendment No. 196 (by Guillen) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Y. Davis, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Paddie, Parker, Perry, Phillips, Pickett, Price, Ratliff, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 273

Amend **CSSB 1** as follows:

(2) On page XI-11 for the Department of Housing and Community Affairs, increase General Revenue appropriations by \$1,500,000.

(3) On page XI-11 add the following new rider. Platting Assistance:

_____. Platting Assistance. Out of funds appropriated above \$1,500,000 each fiscal year in General Revenue is appropriated to the Department of Housing and Community Affairs (TDHCA) for the purposes of platting the City of Encinal. These funds shall be used in the designation of roads and right of ways to improve the community and increase their economic development opportunities.

Amendment No. 197 (by Deshotel) (Anderson, Ashby, Bell, Branch, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Y. Davis, Elkins, Fallon, Farney, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless,

Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Sanford, Sheets, R. Sheffield, Simmons, Simpson, Smithee, Springer, Stickland, Taylor, Toth, E. S. Turner, and Zedler recorded voting no.)

Floor Packet Page No. 274

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

(1) Under the Article XI appropriations to the Department of Transportation (page XI-11), add the following appropriately numbered rider:

_____. Port Development Projects. In addition to amounts otherwise appropriated by this Act for that purpose, the amount of \$10,000,000 is appropriated from the general revenue fund to the Department of Transportation for each year of the state fiscal biennium beginning September 1, 2013, for the purpose of funding port development projects and activities authorized by Chapter 55, Transportation Code.

(2) Adjust the article totals and methods of financing accordingly.

Amendment No. 198 (by S. Turner) (Fallon, Simmons, and Smithee recorded voting yes; Anderson, Bell, Branch, Button, Clardy, Craddick, Dale, Flynn, Gonzales, Harper-Brown, P. King, Lewis, Murphy, Parker, Springer, Stephenson, and Stickland recorded voting no.)

Floor Packet Page No. 275

Amend **CSSB 1** (the General Appropriations Act) in Article XI of the bill by adding the following appropriately numbered rider:

On page I-81 of the bill pattern for the Texas Veterans Commission, add the following new rider:

Authority for Cost Allocation Plan and Exception to Limitation on the Transfer of Funds.

(a) Notwithstanding any other restriction, and subject to continued federal approval, the Texas Veterans Commission may continue to employ the framework it has been using in its cost allocation plan for federal grants and contracts since 2006.

(b) Notwithstanding the restriction in Section 14.01 of Article IX related to transfer of funds into the Goal for Indirect Administration, the Texas Veterans Commission is authorized and does not have to seek prior authorization to transfer into B.I.1. Central Administration any amounts paid out of B.I.1. Central Administration for the accrued balance of vacation time for eligible state employees who retire, resign, are dismissed, or otherwise separate from state employment. This transfer shall occur from the strategy responsible for the payment of the departing employee's salary. The Texas Veterans Commission shall notify the Governor's Office of Budget, Planning and Policy and the Legislative Budget Board of any such transfer within 30 days of the transfer.

Amendment No. 199 (by Hilderbran) (Anderson, Ashby, Bell, D. Bonnen, G. Bonnen, Branch, Burkett, Capriglione, Carter, Creighton, Dale, Y. Davis, Elkins, Fallon, Farney, Flynn, Frullo, Giddings, Goldman, Gonzales,

M. González, Gooden, Gutierrez, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, Murphy, Paddie, Perry, Pickett, Price, Reynolds, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, Walle, and Workman recorded voting no; Márquez recorded voting present, not voting.)

Floor Packet Page No. 276

Amend **CSSB 1** by adding the following:

Under the Article XI: **HB 254** or similar legislation enacted by the 82nd Legislature, allocate: The amount of \$1,000,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$1,000,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to deposit in the Texas Derby escrow fund.

Amendment No. 200 (by Hilderbran) (Anderson and Smithee recorded voting yes; Burnam, Clardy, Farrar, M. González, Gutierrez, Harper-Brown, Lewis, Pickett, Price, Reynolds, Simpson, Springer, Stephenson, Stickland, Toth, E. S. Turner, and Walle recorded voting no; Fallon and Márquez recorded voting present, not voting.)

Floor Packet Page No. 277

Amend **CSSB 1** by adding the following:

Under the Article XI: Contingent on the passage of **HB 500** or similar legislation enacted by the 83rd Legislature, allocate: The amount of \$____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to the fund **HB 500** for those purposes.

Amendment No. 201 (by N. Gonzalez) (Anderson, Bell, Bohac, D. Bonnen, G. Bonnen, Button, Capriglione, Carter, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Goldman, Gonzales, Gooden, Harper-Brown, Huberty, Hughes, Isaac, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Parker, Perry, Phillips, Price, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, and Zedler recorded voting no.)

Floor Packet Page No. 278

Amend **CSSB 1** by adding the following rider to Article XI:

Contingency for **HB 909**. Contingent on passage of **HB 909**, or similar legislation relating to the personal needs allowance for certain Medicaid recipients who are residents of long-term care facilities, by the 83rd Legislature, Regular Session, the Department of Aging and Disability Services is appropriated:

a. \$5,561,361 in General Revenue Funds in fiscal year 2014 (\$10,392,705 in All Funds) and \$5,650,169 in General Revenue Funds in fiscal year 2015 (\$10,475,100 in All Funds) in Strategy A.6.1, Nursing Facility Payments;

b. \$417,058 in General Revenue Funds in fiscal year 2014 (\$1,010,805 in All Funds) and \$422,516 in General Revenue Funds in fiscal year 2015 (\$1,010,805 in All Funds) in Strategy A.7.1, Intermediate Care Facilities - Individuals with Intellectual Disabilities; and,

c. \$257,320 in General Revenue Funds in fiscal year 2014 (\$623,655 in All Funds) and \$244,994 in General Revenue Funds in fiscal year 2015 (\$586,110 in All Funds) in Strategy A.8.1, State Supported Living Centers.

Amendment No. 202 (by Hilderbran) (Anderson, D. Bonnen, G. Bonnen, Burnam, Capriglione, Craddick, Creighton, Y. Davis, Elkins, Fallon, Farias, Farrar, Flynn, Giddings, Goldman, M. González, Gooden, Gutierrez, Herrero, Hughes, Krause, Laubenberg, Leach, Lewis, R. Miller, Murphy, Parker, Perry, Pickett, Price, Reynolds, Sanford, Schaefer, Simmons, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, Walle, and White recorded voting no; Márquez recorded voting present, not voting.)

Floor Packet Page No. 279

Amend **CSSB 1** by adding the following:

Contingent on the passage of **HB 1223** or similar legislation enacted by the 83rd Legislature, allocate:

The amount of \$30,000,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$30,000,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to the fund **HB 1223** for those purposes.

Amendment No. 203 (by Hilderbran) (Anderson, D. Bonnen, G. Bonnen, Burnam, Capriglione, Craddick, Creighton, Y. Davis, Elkins, Fallon, Farias, Farrar, Flynn, Giddings, Goldman, M. González, Gooden, Gutierrez, Herrero, Huberty, Hughes, Krause, Laubenberg, Leach, Lewis, Murphy, Parker, Perry, Pickett, Price, Reynolds, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, Walle, and White recorded voting no; Márquez recorded voting present, not voting.)

Floor Packet Page No. 280

Amend **CSSB 1** by adding the following:

Under the Article XI: Contingent on the passage of **HB 1223** or similar legislation enacted by the 83rd Legislature, allocate:

The amount of \$___ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$___ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to the fund **HB 1223** for those purposes.

Amendment No. 204 (by Hilderbran) (Anderson, Bell, Bohac, G. Bonnen, Burkett, Burnam, Craddick, Y. Davis, Fallon, Farias, Farrar, Fletcher, Flynn, Giddings, Goldman, M. González, Gooden, Gutierrez, Harper-Brown, Herrero,

Huberty, Hughes, P. King, Klick, Lavender, Lewis, Murphy, Parker, Perry, Pickett, Price, Reynolds, Schaefer, R. Sheffield, Springer, Stephenson, Stickland, Toth, and Walle recorded voting no; Márquez, Smithee, and Taylor recorded voting present, not voting.)

Floor Packet Page No. 281

Amend **CSSB 1** by adding the following:

Contingent on the passage of **HB 1288** or similar legislation enacted by the 83rd Legislature, allocate:

The amount of \$4,300,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$4,300,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to the fund **HB 1288** for those purposes.

Amendment No. 205 (by Hilderbran) (Anderson, Bell, Bohac, G. Bonnen, Burkett, Burnam, Craddick, Y. Davis, Fallon, Farias, Farrar, Fletcher, Flynn, Giddings, Goldman, M. González, Gooden, Gutierrez, Harper-Brown, Herrero, Huberty, Hughes, Klick, Lavender, Lewis, Murphy, Parker, Perry, Pickett, Price, Reynolds, Schaefer, R. Sheffield, Simmons, Springer, Stephenson, Stickland, Toth, and Walle recorded voting no; Márquez, Smithee, and Taylor recorded voting present, not voting.)

Floor Packet Page No. 282

Amend **CSSB 1** by adding the following:

Under the Article XI: Contingent on the passage of **HB 1288** or similar legislation enacted by the 83rd Legislature, allocate: The amount of \$____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to the fund **HB 1288** for those purposes.

Amendment No. 206 (by Keffer) (G. Bonnen recorded voting yes; Anderson, Bell, Button, Fallon, Lewis, Murphy, Springer, and Toth recorded voting no; Smithee and Taylor recorded voting present, not voting.)

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Amend **CSSB 1** to add the following to Article XI:

Article III Special Provisions

Contingency for **HB 1383**,

\$211,000,000

Amendment No. 207 (by Villarreal) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Geren, Goldman, Gonzales, Gooden, Huberty, Hughes, Isaac, Kacal, K. King, P. King, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Parker, Perry, Phillips, Price, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 284

Amend **CSSB 1** in Article XI of the bill adding the following appropriately numbered rider:

____. Contingency for **HB 1689**. Contingent on passage of **HB 1689**, or similar legislation authorizing pay-for-performance bonds, \$2,000,000 per year is appropriated to the Comptroller of Public Accounts for pay-for-performance bonds.

Amendment No. 208 (by Hilderbran) (Anderson, Bell, Burkett, Carter, Craddick, Y. Davis, Elkins, Fallon, Flynn, Giddings, Goldman, M. González, Gooden, Gutierrez, Herrero, Isaac, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, Murphy, Parker, Perry, Pickett, Price, Reynolds, Sanford, Schaefer, R. Sheffield, Simmons, Smithee, Springer, Stephenson, Stickland, Taylor, Toth, E. S. Turner, Walle, White, and Zedler recorded voting no; Cortez and Márquez recorded voting present, not voting.)

Floor Packet Page No. 285

Amend **CSSB 1** by adding the following:

Under the Article XI: Contingent on the passage of **HB 3111** or similar legislation enacted by the 83rd Legislature, allocate: The amount of \$ ____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$ ____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to the fund **HB 3111** for those purposes.

Amendment No. 209 (by Villarreal) (Anderson, Ashby, Bell, Branch, Capriglione, Clardy, Cook, Craddick, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smithee, Springer, Stickland, Taylor, Toth, E. S. Turner, White, Workman, and Zedler recorded voting no.)

Floor Packet Page No. 286

In Article XI, add the following rider for Texas Parks and Wildlife Department:

Local Parks Grant. Contingent on the Comptroller of Public Accounts certifying that general revenue for Fiscal Years 2012-2013 exceeds the estimate in the January 2013 Biennial Revenue Estimate by at least \$15 million, \$15 million in the 2014-2015 biennium is appropriated to Texas Parks and Wildlife Strategy B.2.1 to provide local parks grants to municipalities and counties throughout Texas. TPWD will transfer 50% of the total to the Texas Recreation and Parks Account No. 467 for smaller counties and cities and 50% to the Large County and Municipality Recreation and Parks Account No. 5150 to for counties with a population of at least 500,000.

Amendment No. 210 (by Alonzo) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 287

Amend **CSSB 1** (General Appropriations Act) by adding the following appropriately numbered provision under the Article XI appropriations to the Texas Higher Education Coordinating Board:

_____. In addition to other general revenue appropriated by this Act to the Texas Higher Education Coordinating Board, the amount of \$1 million is appropriated for each year of the state fiscal biennium ending August 31, 2015, to be used by the coordinating board only as authorized by general law to provide financial incentives to students at The University of Texas at Arlington, the University of North Texas, the University of North Texas at Dallas, and Texas Woman's University who agree to teach bilingual education, English as a second language, or Spanish in public schools, and distributed by the coordinating board as follows:

- (1) 80 percent to students enrolled in bachelor's degree programs; and
- (2) 20 percent to students enrolled in master's or doctoral degree programs.

Amendment No. 211 (by Hilderbran) (Anderson, Bell, D. Bonnen, G. Bonnen, Burkett, Burnam, Button, Capriglione, Carter, Cook, Cortez, Craddick, Creighton, Dale, Darby, Y. Davis, Elkins, Fallon, Farney, Flynn, Giddings, Goldman, Gonzales, M. González, Gooden, Harper-Brown, Huberty, Hughes, Isaac, Kacal, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Parker, Perry, Phillips, Price, Reynolds, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, Walle, and Zedler recorded voting no; Márquez recorded voting present, not voting.)

Floor Packet Page No. 288

Amend **CSSB 1** add the following:

Add the following appropriately numbered provision under the Article XI appropriations to the Texas Historical Commission allocate the amount of \$1,000,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$1,000,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to the fund the Former Texas Ranger Museum.

Amendment No. 212 (by Hilderbran) (Anderson, Bell, D. Bonnen, G. Bonnen, Burkett, Burnam, Button, Capriglione, Carter, Cook, Cortez, Craddick, Creighton, Dale, Darby, Y. Davis, Elkins, Fallon, Farney, Flynn, Giddings, Goldman, Gonzales, M. González, Gooden, Harper-Brown, Huberty, Hughes, Isaac, Kacal, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Parker, Perry, Phillips, Price, Reynolds, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, Walle, and Zedler recorded voting no; Márquez recorded voting present, not voting.)

Floor Packet Page No. 289

Amend **CSSB 1** add the following:

Add the following appropriately numbered provision under the Article XI appropriations to the Texas Historical Commission allocate the amount of \$ ____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$ ____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to the fund the Former Texas Ranger Museum.

Amendment No. 213 (by Raymond) (Anderson, Bell, D. Bonnen, G. Bonnen, Button, Carter, Cook, Craddick, Creighton, Dale, Y. Davis, Elkins, Fallon, Flynn, Gonzales, P. King, Krause, Laubenberg, Leach, Lewis, R. Miller, Murphy, Parker, Perry, Price, Sanford, Schaefer, Simmons, Smithee, Springer, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, and Zedler recorded voting no.)

Floor Packet Page No. 290

Amend **CSSB 1**, by adding the following language in ART. XI:

____. Guardianship Program. In addition to funds appropriated elsewhere in this Act to the Health and Human Services Commission, appropriations are increased in Strategy A.1.1, Enterprise Oversight and Policy, by \$750,000 in fiscal year 2014 and \$750,000 in fiscal year 2015 out of General Revenue-Dedicated Fund Account 5109, Medicaid Recovery 42 U.S.C. § 1396P, for the purposes of the guardianship program at the Health and Human Services Commission.

Amendment No. 214 (by T. King, Lozano, Nevárez, Raymond, Morrison, Guillen, Kuempel, Darby, Kleinschmidt, and Keffer) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Carter, Clardy, Craddick, Creighton, Dale, Y. Davis, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Isaac, K. King, P. King, Klick, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 291

Amend **CSSB 1**, by adding the following language into Article XI:

_____. Appropriations for Oil and Gas Infrastructure Assessments. Out of the amounts appropriated above in A.1.5 Strategy: Federal Tax Credits, \$1,500,000 in fiscal year 2014 and \$1,500,000 in 2015 are hereby appropriated for the purpose of stimulating non-profit and private sector investment in building or rehabilitating housing within the Eagle Ford, Cline and other shale regions.

Amendment No. 215 (by T. King, Lozano, Nevárez, Raymond, Morrison, Guillen, Kuempel, Darby, and Kleinschmidt) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Carter, Clardy, Craddick, Creighton, Dale, Y. Davis, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Isaac, K. King, P. King, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 292

Amend **CSSB 1**, by adding the following language into Article XI:

_____. Appropriations for Oil and Gas Infrastructure Assessments. Out of the amounts appropriated above in A.1.5 Strategy: Federal Tax Credits, \$1,500,000 in fiscal year 2014 and \$1,500,000 in 2015 are hereby appropriated for the purpose of stimulating non-profit and private sector investment in building or rehabilitating housing within the Eagle Ford Shale region.

Amendment No. 216 (by Raymond, Guillen, T. King, Lozano, Nevárez, Morrison, Kuempel, Darby, Kleinschmidt, and Keffer) (Anderson, Ashby, Bell, D. Bonnen, G. Bonnen, Branch, Capriglione, Carter, Clardy, Y. Davis, Elkins, Fallon, Farney, Flynn, Goldman, Huberty, Isaac, K. King, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, Murphy, Perry, Phillips, Price, Sanford, Schaefer, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 293

Amend **CSSB 1**, by adding the following language into Article XI:

_____. Appropriations for Oil and Gas Infrastructure Assessments. Out of the amounts appropriated above in A.1.3 Strategy: Motor Carrier Permits and Credentials, \$500,000 in fiscal year 2014 and \$500,000 in 2015 are hereby appropriated for the purpose of providing state matching funds for locally generated financial or in-kind commitments by certain Council of Governments to conduct infrastructure assessments within the Eagle Ford Shale region.

Any unexpended balances as of August 31, 2014 are hereby appropriated for fiscal year 2015 for the same purpose.

Amendment No. 217 (by Raymond, Guillen, T. King, Lozano, Nevárez, Morrison, and Kleinschmidt) (Anderson, Ashby, Bell, D. Bonnen, G. Bonnen, Branch, Capriglione, Carter, Clardy, Y. Davis, Elkins, Fallon, Farney, Flynn, Goldman, Huberty, Isaac, K. King, P. King, Klick, Krause, Laubenberg,

Lavender, Leach, Lewis, Murphy, Perry, Phillips, Price, Sanford, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 294

Amend **CSSB 1**, by adding the following language into Article XI:

_____. Appropriations for Oil and Gas Infrastructure Assessments. Out of the amounts appropriated above in A.1.3 Strategy: Motor Carrier Permits and Credentials, \$500,000 in fiscal year 2014 and \$500,000 in 2015 are hereby appropriated for the purpose of providing state matching funds for locally generated financial or in-kind commitments by certain Council of Governments to conduct infrastructure assessments within the Eagle Ford Shale region.

Any unexpended balances as of August 31, 2014 are hereby appropriated for fiscal year 2015 for the same purpose.

Amendment No. 218 (by Guillen, Lozano, T. King, Raymond, Nevárez, Morrison, Kuempel, Darby, Kleinschmidt, and Keffer) (Anderson, Bell, Bohac, D. Bonnen, Branch, Burkett, Capriglione, Carter, Cook, Craddick, Creighton, Y. Davis, Elkins, Fallon, Fletcher, Flynn, Goldman, Gooden, Huberty, Isaac, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, Murphy, Otto, Parker, Perry, Phillips, Price, Sanford, Schaefer, Sheets, R. Sheffield, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 295

Amend **CSSB 1**, by adding the following language into Article XI:

_____. Contingent Appropriations for Oil and Gas Infrastructure Assessments. Out of the amounts appropriated above in A.1.3 Strategy: Motor Carrier Permits and Credentials, \$1,000,000 in fiscal year 2014 and \$1,000,000 in 2015 are contingent upon the passage of **SB 1669**, **SB 1670**, **SB 1671**, **HB 2741**, or similar legislation that increases oversize / overweight permit fees, by the Eighty-Third Legislature, Regular Session, for the purpose of providing state matching funds for locally generated financial or in-kind commitments by certain Council of Governments to conduct infrastructure assessments within the Eagle Ford, Cline and other Shale regions.

Any unexpended balances as of August 31, 2014 are hereby appropriated for fiscal year 2015 for the same purpose.

Amendment No. 219 (by Guillen, Lozano, T. King, Raymond, Nevárez, Morrison, Kuempel, and Kleinschmidt) (Anderson, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Capriglione, Carter, Cook, Craddick, Creighton, Y. Davis, Elkins, Fallon, Fletcher, Flynn, Goldman, Gooden, Huberty, Isaac, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, Murphy, Otto, Parker, Perry, Phillips, Price, Sanford, Schaefer, R. Sheffield, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 296

Amend **CSSB 1**, by adding the following language into Article XI:

_____. Contingent Appropriations for Oil and Gas Infrastructure Assessments. Out of the amounts appropriated above in A.1.3 Strategy: Motor Carrier Permits and Credentials, \$500,000 in fiscal year 2014 and \$500,000 in 2015 are contingent upon the passage of **SB 1669, SB 1670, SB 1671, HB 2741**, or similar legislation that increases oversize / overweight permit fees, by the Eighty-Third Legislature, Regular Session, for the purpose of providing state matching funds for locally generated financial or in-kind commitments by certain Council of Governments to conduct infrastructure assessments within the Eagle Ford Shale region.

Any unexpended balances as of August 31, 2014 are hereby appropriated for fiscal year 2015 for the same purpose.

Amendment No. 220 (by Darby, Lozano, Nevárez, Raymond, Morrison, Guillen, Keffer, T. King, Kleinschmidt, and Kuempel) (Anderson, D. Bonnen, G. Bonnen, Branch, Capriglione, Carter, Creighton, Elkins, Fallon, Flynn, Goldman, Gooden, Isaac, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, Murphy, Perry, Price, Sanford, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, E. S. Turner, and Zedler recorded voting no.)

Floor Packet Page No. 297

Amend **CSSB 1**, by adding the following language into Article XI:

_____. Oil and Gas Infrastructure Assessments. Contingent on a finding of fact by the Comptroller of Public Accounts at the time of certification of this Act that sufficient revenue is estimated to be available from the General Revenue Fund, there is hereby appropriated to the Comptroller of Public Accounts such amounts as may be available for the purpose of providing state matching funds for locally generated financial or in-kind commitments by certain Council of Governments to conduct infrastructure assessments within the Eagle Ford and Cline shale regions in an amount not to exceed \$1,000,000 in fiscal year 2014 and \$1,000,000 in fiscal year 2015.

Any unexpended balances as of August 31, 2014 are hereby appropriated for fiscal year 2015 for the same purpose.

Amendment No. 221 (by Darby, Lozano, Nevárez, Raymond, Morrison, Guillen, Keffer, T. King, Kleinschmidt, and Kuempel) (Anderson, D. Bonnen, G. Bonnen, Branch, Capriglione, Carter, Creighton, Elkins, Fallon, Flynn, Goldman, Gooden, Isaac, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, Murphy, Perry, Price, Sanford, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, E. S. Turner, and Zedler recorded voting no.)

Floor Packet Page No. 298

Amend **CSSB 1**, by adding the following language into Article XI:

_____. Oil and Gas Infrastructure Assessments. Contingent on a finding of fact by the Comptroller of Public Accounts at the time of certification of this Act that sufficient revenue is estimated to be available from the General Revenue Fund, there is hereby appropriated to the Comptroller of Public Accounts such amounts as may be available for the purpose of providing state matching funds for locally generated financial or in-kind commitments by certain Council of Governments to conduct infrastructure assessments within the Eagle Ford Shale region in an amount not to exceed \$1,000,000 in fiscal year 2014 and \$1,000,000 in fiscal year 2015.

Any unexpended balances as of August 31, 2014 are hereby appropriated for fiscal year 2015 for the same purpose.

Amendment No. 222 (by Raymond, Guillen, T. King, Lozano, Nevárez, Morrison, Kuempel, Darby, Kleinschmidt, and Keffer) (Anderson, Bell, Bohac, D. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Craddick, Creighton, Dale, Elkins, Fallon, Fletcher, Flynn, Goldman, Gonzales, Gooden, Hughes, Isaac, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Otto, Parker, Perry, Phillips, Pickett, Price, Sanford, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 299

Amend **CSSB 1**, by adding the following language into Article XI:

_____. Oil and Gas Infrastructure Assessments. Out of funds appropriated above, the Department of Transportation shall allocate \$1,000,000 in fiscal year 2014 and \$1,000,000 in fiscal year 2015 out of State Highway Fund No. 006 or some other eligible revenue source to be used for the purpose of providing state matching funds for locally generated financial or in-kind commitments by certain Council of Governments to conduct infrastructure assessments within the Eagle Ford, Cline, and other shale regions.

Any unexpended balances as of August 31, 2014 are hereby appropriated for fiscal year 2015 for the same purpose.

Amendment No. 223 (by Raymond, Guillen, T. King, Lozano, Nevárez, Morrison, Kuempel, and Kleinschmidt) (Anderson, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Capriglione, Carter, Clardy, Creighton, Dale, Elkins, Fallon, Fletcher, Flynn, Goldman, Gonzales, Hughes, Isaac, P. King, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, Murphy, Otto, Perry, Phillips, Pickett, Price, Sanford, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 300

Amend **CSSB 1**, by adding the following language into Article XI:

_____. Oil and Gas Infrastructure Assessments. Out of funds appropriated above, the Department of Transportation shall allocate \$500,000 in fiscal year 2014 and \$500,000 in fiscal year 2015 out of State Highway Fund No. 006 or some other eligible revenue source to be used for the purpose of providing state

matching funds for locally generated financial or in-kind commitments by certain Council of Governments to conduct infrastructure assessments within the Eagle Ford Shale region.

Any unexpended balances as of August 31, 2014 are hereby appropriated for fiscal year 2015 for the same purpose.

Amendment No. 224 (by Howard) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Hunter, Isaac, Keffer, K. King, P. King, S. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Morrison, Murphy, Otto, Paddie, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, Workman, and Zedler recorded voting no.)

Floor Packet Page No. 301

Amend **CSSB 1** (house committee printing) under the Article XI appropriations (page XI-8) by adding the following appropriately numbered provision:

_____. Medicaid Expansion and Provider Reimbursement Rates. If the Health and Human Services Commission begins providing Medicaid program benefits to all persons eligible to enroll in the Medicaid program, who apply for the benefits, and for whom federal matching funds are available under the federal Patient Protection and Affordable Care Act (Pub. L. No. 111-148) as amended by the Health Care and Education Reconciliation Act of 2010 (Pub. L. No. 111-152):

(1) the Legislative Budget Board shall calculate the estimated resulting savings in general revenue money appropriated by this Act and identify the agencies, goals, and strategies to which that money was appropriated; and

(2) notwithstanding Rider 12 following the appropriations to the Health and Human Services Commission or any other limitation on transfers in this Act, the amounts of money calculated by the Legislative Budget Board under Subdivision (1) are transferred from the identified agencies, goals, and strategies to Goal B, Medicaid, as necessary and shall be used for the purpose of increasing reimbursement rates for health care providers participating in the Medicaid program.

Amendment No. 225 (by Giddings) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Button, Capriglione, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Otto, Parker, Perry, Phillips, Pickett, Price, Ratliff, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, Workman, and Zedler recorded voting no.)

Floor Packet Page No. 302

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered provision under the Article XI appropriations to the Department of Agriculture (page XI-10):

_____. Fair Park Improvements. In addition to other amounts appropriated in this Act, the amount of \$2.5 million is appropriated from the general revenue fund to the Department of Agriculture for the state fiscal biennium ending August 31, 2015, for the purpose of renovating and improving Fair Park. The Department of Agriculture may enter into a memorandum of understanding with the City of Dallas for the purpose of administering and transferring the appropriated funds.

Amendment No. 226 (by Hilderbran) (Anderson, Bell, Bohac, Creighton, Y. Davis, Fallon, Farias, Farrar, Fletcher, Flynn, Giddings, Goldman, M. González, Gooden, Gutierrez, Harper-Brown, Herrero, Huberty, Hughes, Klick, Lavender, Lewis, Murphy, Perry, Pickett, Price, Reynolds, Schaefer, R. Sheffield, Simmons, Smithee, Springer, Stephenson, Stickland, Taylor, Toth, E. S. Turner, Walle, and White recorded voting no; Márquez recorded voting present, not voting.)

Floor Packet Page No. 304

Amend **CSSB 1** by adding the following:

Under the Article XI: Contingent on the passage of **HB 1288** or similar legislation enacted by the 83rd Legislature, allocate: The amount of \$____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2014, and the amount of \$____ is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2015, to the fund **HB 1288** for those purposes.

Amendment No. 227 (by Zerwas) (Anderson, Bell, Burkett, Capriglione, Carter, Creighton, Elkins, Fallon, Flynn, Goldman, Klick, Krause, Laubenberg, Lavender, Leach, Murphy, Perry, Pickett, Sanford, Schaefer, R. Sheffield, Simpson, Smithee, Springer, Stephenson, Taylor, Toth, E. S. Turner, and Zedler recorded voting no.)

Floor Packet Page No. 305

Amend **CSSB 1**, on page XI-____ add the following:

(1) To the Health and Human Services bill pattern add the following rider text:

Contingency to fund the Texas Home Visitation Program. Contingent on passage of legislation relating to a new, optional contribution per each application for or issuance of a birth certificate, marriage license, or divorce filing, or copy of a birth certificate, marriage license, or divorce decree by the Eighty-third Legislature, Regular Session, the Health and Human Services Commission is appropriated in Strategy A.1.1, Enterprise Oversight and Policy, \$____ in fiscal year 2014 and \$____ in fiscal year 2015 from the General Revenue generated from the additional optional contributions as estimated by the Comptroller to be a result of passage of the enabling legislation. This appropriation is limited to

revenue estimated by the Comptroller to be generated in fiscal year 2014 or fiscal year 2015 and does not include any balances that have accrued in the account before the beginning of each fiscal year.

Amendment No. 228 (by Martinez Fischer) (Anderson, Ashby, Bell, D. Bonnen, G. Bonnen, Branch, Capriglione, Clardy, Cook, Craddick, Creighton, Y. Davis, Fallon, Farney, Flynn, Goldman, Gooden, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Lavender, Lewis, R. Miller, Murphy, Otto, Parker, Perry, Phillips, Price, Sheets, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Taylor, E. Thompson, Toth, E. S. Turner, White, and Workman recorded voting no.)

Floor Packet Page No. 251

Amend **CSSB 1** (house committee printing), in Article IX of the bill, by adding the following appropriately numbered section to that article:

Sec. _____. Transparency in State Agency Operations. Each state agency shall dedicate at least one full time equivalent employee who is charged with:

(1) examining state agency operations for best practices in contracting as determined by the State Auditor;

(2) examining any conflicts of interest that might interfere with the decision-making of the state agency;

(3) examining any conflicts of interest and management practices of any board or commissioners that oversee the operation of the state agency;

(4) examining the actions of or any conflicts of interest with any foundation that works in conjunction with the operations of the state agency;

(5) making a report to the legislature and State Auditor's Office about the current status of implementing policies and management practices that exemplify open and transparent government;

(6) taking any other action related to implementing an open government policy or recommendation.

Amendment No. 229 (by Martinez Fischer) (Anderson, Ashby, Bell, D. Bonnen, G. Bonnen, Clardy, Cook, Craddick, Creighton, Fallon, Farney, Flynn, Goldman, Gooden, Huberty, Hughes, Isaac, K. King, Kolkhorst, Lavender, Lewis, Otto, Parker, Perry, Phillips, Price, Schaefer, Sheets, R. Sheffield, Simpson, Smith, Springer, Stephenson, E. Thompson, Toth, E. S. Turner, White, and Workman recorded voting no; Smithee and Taylor recorded voting present, not voting.)

Amend Amendment No. 228 to **CSSB 1** (house committee printing) by Martinez-Fischer (page 251 of the prefiled amendment packet) by striking lines 4-22 of the amendment and substituting the following:

Sec. _____. Transparency in State Agency Operations. It is the intent of the legislature that each state agency, using funds appropriated to the agency by this Act, shall dedicate at least one full-time equivalent employee to perform the following duties:

(1) regularly consult with the state auditor and the comptroller to determine the agency's compliance with established best practices procedures and develop a plan to ensure continued compliance with those procedures;

(2) determine whether any conflicts of interest exist in the agency's current contracting practices, in the management practices of the governing body of the agency, or in the operations of any foundation or charitable organization that the agency is affiliated with;

(3) advise the governing body of the agency or, if applicable, the single state officer who governs the agency, in writing, of any deviation by the agency from best practices procedures and any conflicts of interest identified under Subdivision (2) of this section; and

(4) take any other authorized action relating to the implementation of agency policies and management practices that reflect an open and transparent approach to agency operations.

Amendment No. 230 (by Perry) (Fallon, Simmons, and Smithee recorded voting yes; Alvarado, Bell, G. Bonnen, Burnam, Cook, Cortez, Dukes, Farias, Farrar, Giddings, M. González, Gooden, Guillen, Lewis, Moody, Price, Springer, Stephenson, Vo, Walle, and Wu recorded voting no; Márquez recorded voting present, not voting.)

Floor Packet Page No. 246

Amend **CSSB 1** (house committee printing), in Part 6, Article IX, by adding the following appropriately numbered section:

Sec. 6. _____. One Percent Spending Reduction and Set-aside for Technology and Deferred Maintenance Expenses. (a) Notwithstanding the amounts appropriated by this Act, each state agency that receives an appropriation of undedicated general revenue under this Act shall reduce the agency's spending of undedicated general revenue during the 2014-2015 biennium and reserve not less than one percent of the agency's total general revenue appropriations, from a source or sources as determined by the agency.

(b) Each state agency shall report to the comptroller of public accounts the sources and amounts of revenue reserved under this section. The comptroller shall issue a written report to the governor, lieutenant governor, speaker of the house of representatives, and Legislative Budget Board that shows for each state agency the sources and amounts of revenue reserved.

(c) It is the intent of the legislature that the appropriated amounts reserved and unspent during the 2014-2015 biennium are reserved solely for the purpose of funding technology costs and funding deferred maintenance costs after August 31, 2015.

Amendment No. 231 (by Y. Davis) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Capriglione, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Goldman, Gonzales, Gooden, Harper-Brown, Huberty, Hughes, Isaac, Kacal, K. King, P. King, S. King, Kleinschmidt, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller,

Otto, Paddie, Parker, Perry, Phillips, Price, Sanford, Schaefer, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, Workman, and Zedler recorded voting no.)

Floor Packet Page No. 236

Amend **CSSB 1** by adding the following appropriately numbered rider to Part 1 of Article IX of the bill:

Sec. 1. _____. Legislative Intent: Ineligibility of Certain Entities for Tax or Fee Benefits. (a) In this section, "domestic private entity" means a private entity that was created or organized in the United States or under the laws of the United States or any state.

(b) It is the intent of the Legislature that a governmental entity that receives appropriated funds and that has discretion whether to grant to a domestic private entity a credit, exemption, or discount on a tax or fee imposed by the state determine that the domestic private entity is ineligible for the credit, exemption, or discount if, during the two years preceding the date of the determination of whether to grant the credit, exemption, or discount, the domestic private entity:

(1) created employment suitable for performance in the United States in a country other than the United States; and

(2) as a result of that employment, eliminated or failed to create similar employment in the United States.

Amendment No. 232 (by Villarreal) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Goldman, Gonzales, Gooden, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Klick, Kolkhorst, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Otto, Parker, Perry, Phillips, Price, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 220

Amend **CSSB 1** in Article VII of the bill by adding the following appropriately numbered rider following the appropriations to the Texas Department of Transportation:

_____. Native Seed Study and Report. (a) Out of amounts appropriated above in Strategy A.1.4, Research, the Department of Transportation shall publish a report on the demand for native seeds in this state.

(b) In this rider, "native seed" means a seed or plant found in, and naturally endemic to, ecosystems, sites, or regions in the present borders of this state, as to which the best available information indicates an indigenous nature precluding the seed's or plant's introduction or transport to this state from some other location by nonnatural conveyances. The term includes improved varieties of native seeds. Plants and seeds not meeting the definition of native are designated as "non-native".

(c) In conducting the study, the Department of Transportation shall consider:

(1) geographic, regional, or district use of specific varieties of native seed for restoration projects administered by the department, the department's contractor's, or assignees;

(2) determinations of the percentage of the department's restoration projects utilizing native seed versus non-native seed, including blends of native and non-native seed, by geographic region or district including projects performed by the department, the department's contractors or assignees;

(3) ways the department can assist in cultivating the demand for native seeds.

(4) methods for overcoming market barriers that prevent or inhibit the sale or production of native seeds;

(5) methodology and procedures whereby the department, and the department's contactors or assignees, shall forecast the future needs of native seed for restoration projects by geographic region;

(6) a review of the department's procedures and practices of blending native seeds with invasive species;

(7) a review of the department's contacts with commercial producers; and

(8) the methodology and procedures developed for forecasting the department's, and its contactors and assignees, future needs for native seed shall initially be for the years 2015 through 2020 and the department shall thenceforth maintain a five year forecast for native seed restoration project needs.

(d) Not later than December 1, 2014, the Department of Transportation shall report the results of the study to the legislature and make the report available on the department's Internet website.

Amendment No. 233 (by Ritter) (Anderson, Button, Capriglione, Carter, Craddick, Dale, Elkins, Fallon, Farney, Flynn, Goldman, Gonzales, Gooden, Hughes, P. King, Krause, Laubenberg, Leach, R. Miller, Parker, Perry, Phillips, Ratliff, Sanford, Schaefer, R. Sheffield, Simpson, Smithee, Springer, Stickland, Taylor, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 212

1) Amend **CSSB 1** on page VI-57 of the bill pattern for the Water Development Board by amending the following rider:

21. Contingency for Water Conservation Education Grants. Contingent on the enactment of **HB 4**, or similar legislation related to the creation of the state water implementation fund for Texas, and **HB 11**, or similar legislation, providing an appropriation from the Economic Stabilization Fund to support that legislation, included in amounts appropriated above in Strategy A.3.1, Water Conservation and Assistance is \$2,000,000 in fiscal year 2014 from General Revenue for the purpose of providing grants to for water conservation education groups. The Water Development Board shall award the grants through a competitive process, which may require grant applicants to provide private matching funds. Any grants awarded under this provision to a private or nonprofit

entity for educational programs shall not be used to support a political campaign for a current elected official or for a candidate for office who is a spokesperson for the entity in receipt of the grant. Any unexpended balances as of August 31, 2014 in funds appropriated for this purpose are appropriated for the same purpose in the fiscal year beginning September 1, 2014.

2(a) Amend **CSSB 1** on page VI-52 of the bill pattern for the Water Development Board by decreasing appropriations from General Revenue in Strategy A.2.2, Water Resources Planning by \$182,000 each fiscal year, including 3.3 FTEs, and increasing appropriations from General Revenue in Strategy A.2.1, Technical Assistance and Modeling by \$182,000 each fiscal year, including 3.3 FTEs.

2(b) Amend **CSSB 1** on page VI-57 of the bill pattern for the Water Development Board by amending the following rider:

22. Water Resources Planning. Included in amounts appropriated above in Strategy A.2.2., Water Resources Planning, is ~~\$407,414~~\$225,414 in fiscal year 2014 and ~~\$326,474~~\$144,474 in fiscal year 2015 from the General Revenue Fund to develop an online tool to consolidate reporting requirements related to the Water Use Survey, annual Water Loss Report, and annual Water Conservation Report. The agency shall also develop an online tool to quantify water conservation savings. The agency shall provide the ability for these reports to be completed, submitted and viewable by the public online. The agency's number of full-time equivalents is hereby increased by ~~4.8~~1.5 in each year of the 2014-15 biennium.

3) Amend **CSSB 1** on page XI-11 of the items for the Water Development Board in Article XI, add the following rider:

. Contingency for Study of the Environmental Flows and Instream Flows for River Basins. Contingent on the enactment of **HB 4**, or similar legislation related to the creation of the state water implementation fund for Texas, and **HB 11**, or similar legislation, providing an appropriation from the Economic Stabilization Fund to support that legislation, in addition to amounts appropriated above, the Texas Water Development board is appropriated \$2,000,000 for the purposes of continued study of the environmental flows and instream flows for river basins. The selection of the basins shall be determined by the Science Advisory Committee and approved by the Environmental Flows Advisory Group.

4) Amend **CSSB 1** on page XI-11 of the items for the Water Development Board in Article XI, by amending the following rider:

. Contingency Appropriation for ~~S~~**HB 22 4** ~~or~~ and **HB 11**. Contingent upon passage of ~~S~~**HB 22 4** or similar legislation related to the creation of the state water implementation fund for Texas, ~~or~~ and **HB 11**, or similar legislation relating to an appropriation from the Economic Stabilization Fund to ~~finance certain water related projects~~ to support that legislation, included in in addition to amounts appropriated above in Strategy B.1.1, State and Federal Financial Assistance, is \$2,241,476 each fiscal year from General Revenue, including 32.0 FTEs, to implement provisions of the legislation.

Amendment No. 234 (by Raney) (Fallon recorded voting yes; Anderson, D. Bonnen, Carter, Cook, Elkins, Fletcher, Flynn, Goldman, Gooden, Krause, Laubenberg, Leach, Perry, Sanford, R. Sheffield, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, and Zedler recorded voting no.)

Amend Floor Amendment No. 233 by Ritter to **CSSB 1** in the first item of the amendment as follows:

(1) Strike the following:

21. Contingency for Water Conservation Education Grants. Contingent on the enactment of **HB 4**, or similar legislation related to the creation of the state water implementation fund for Texas, and **HB 11**, or similar legislation, providing an appropriation from the Economic Stabilization Fund to support that legislation, included in

(2) Substitute for the language stricken under item (1) of this amendment the following:

21. Water Conservation Education Grants. Included in

Amendment No. 235 (by Hunter) (Anderson, Bell, D. Bonnen, G. Bonnen, Capriglione, Carter, Creighton, Dale, Elkins, Fallon, Flynn, Goldman, Gonzales, Gooden, P. King, Krause, Laubenberg, Lavender, Leach, Perry, Phillips, Sanford, R. Sheffield, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, E. S. Turner, and Zedler recorded voting no.)

Amend Floor Amendment No. 233 by Ritter to **CSSB 1** (page 212 of the prefiled amendments packet) by adding the following appropriately numbered item and renumbering subsequent items accordingly:

() Amend **CSSB 1** under the Article XI line items for the Water Development Board (page XI-11) by adding the following item:

Nueces Bay-Basin Improvements \$375,000

Amendment No. 236 (by Frank) (D. Bonnen, G. Bonnen, Fallon, Leach, Simmons, Smithee, Springer, Taylor, and Zedler recorded voting yes; Alvarado, Anderson, Burnam, Collier, Cortez, Y. Davis, Dukes, Farias, Farrar, Flynn, Giddings, M. González, Guillen, Gutierrez, Herrero, Howard, Krause, Lewis, Márquez, Martinez, Menéndez, Miles, Moody, Perry, Price, Reynolds, J. Rodriguez, Sanford, Sheets, Stephenson, C. Turner, Villarreal, Vo, Walle, and Wu recorded voting no.)

Floor Packet Page No. 303

Amend **CSSB 1** (house committee printing), in Part 17, Article IX, by adding the following appropriately numbered section:

Sec. 17. _____. Contingent Across-the-Board Reductions. (a) Subsection (b) of this section takes effect only if the 83rd Legislature in a regular or called session makes an appropriation of money from the economic stabilization fund for the purpose of financing water infrastructure or water development or conservation and the appropriation of that money results in a total amount of appropriations from state tax revenues not dedicated by the Texas Constitution that exceeds the limit on the amount of appropriations from state tax revenues not

dedicated by the Texas Constitution, as adopted under Chapter 316, Government Code, for the 2014-2015 fiscal biennium irrespective of whether the legislature adopts a resolution under Section 22(b), Article VIII, Texas Constitution, that authorizes the legislature to provide for appropriations in excess of that amount.

(b) Notwithstanding the amounts appropriated by other provisions of this Act, each appropriation made by this Act of state tax revenues not dedicated by the Texas Constitution is reduced by the same proportionate amount so that the total reduction of the appropriations is equal to the amount by which the appropriation from the economic stabilization fund described by Subsection (a) of this section results in a total amount of appropriations from state tax revenues not dedicated by the Texas Constitution that exceeds the limit on the amount of appropriations from state tax revenues not dedicated by the Texas Constitution, as adopted under Chapter 316, Government Code, for the 2014-2015 fiscal biennium irrespective of whether the legislature adopts a resolution under Section 22(b), Article VIII, Texas Constitution.

Amendment No. 237 (by Crownover) (Anderson and Smithee recorded voting yes; G. Bonnen, Dale, Y. Davis, Elkins, Flynn, Gonzales, Herrero, Krause, Laubenberg, Leach, Lewis, Murphy, Price, Sanford, Schaefer, Springer, Stephenson, Stickland, Toth, E. S. Turner, and Walle recorded voting no; Fallon recorded voting present, not voting.)

Floor Packet Page No. 201

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

(1) In Article VI of the bill, following the appropriations to the Texas Commission on Environmental Quality, add the following appropriately numbered rider and renumber subsequent riders accordingly:

_____. Contingent Rider: Wellness Program. Contingent on **HB 2020** or similar legislation of the 83rd Legislature, Regular Session, 2013, authorizing state agencies to adopt wellness policies and programs being enacted and becoming law:

(1) the general revenue fund appropriations to the Texas Commission on Environmental Quality for the purpose of Employee Benefits-Group Insurance are reduced by the amounts of \$1,500,000 for the state fiscal year ending August 31, 2014, and \$1,500,000 for the state fiscal year ending August 31, 2015; and

(2) the amounts of \$1,500,000 for the state fiscal year ending August 31, 2014, and \$1,500,000 for the state fiscal year ending August 31, 2015, are appropriated out of the general revenue fund to the Texas Commission on Environmental Quality to fund a demonstration project with financial incentives for employees of the agency.

(2) Adjust the article totals and methods of financing accordingly.

Amendment No. 238 (by Simmons) (Anderson, Fallon, Simmons, and Smithee recorded voting yes; Bell, Capriglione, Creighton, Y. Davis, Harper-Brown, P. King, Márquez, Perry, Price, J. Sheffield, Springer, Stephenson, Toth, and C. Turner recorded voting no.)

Floor Packet Page No. 185

Amend **CSSB 1** as follows:

1) On page V-27, amend Rider 1 as follows:

1. Contingency ~~Requiring Statutory Change~~ for **HB 3660**: Texas Commission on Fire Protection Administration.

a. The following provisions are effective contingent on the enactment of ~~legislation~~ **HB 3660**, or similar legislation by the Eighty-third Legislature, Regular Session, 2013, relating to the ~~modification of Government Code, Chapter 419, transferring the functions of the Texas Commission on Fire Protection and the transfer of those functions to the~~ Department of Insurance Department of Licensing and Regulation:

(1) Contingency Appropriation for Fire Protection. In addition to the revenue generation requirements for the ~~Department of Insurance~~ Department of Licensing and Regulation in Section 2, Appropriations Limited to Revenue Collections and Section 8, ~~Self Leveling Agency Fee Change Notification Requirements~~, of the Special Provisions Relating to All Regulatory Agencies, appropriations to the ~~Department of Insurance~~ Department of Licensing and Regulation in Strategy ~~C.1.2~~ A.1.6, Fire Protection, in the amounts of \$1,733,559 in fiscal year 2014 and \$1,733,559 in fiscal year 2015 from General Revenue and 28.0 Full-Time-Equivalent (FTE) positions each year are contingent upon the amount of \$3,000,000 being generated in addition to \$4,336,259 from fees, fines, and other miscellaneous revenues under the authority of the operations funded in Strategy ~~C.1.2~~ A.1.6, Fire Protection, during the 2014-15 biennium. In the event that actual and/or projected revenue collections are insufficient to offset the costs identified by this provision, the Legislative Budget Board may direct the Comptroller of Public Accounts to reduce the appropriation authority provided above to be within the amount of revenue expected to be available above \$3,000,000.

(2) Appropriations: License Plate Receipts. Included in the amounts appropriated to the ~~Department of Insurance~~ Department of Licensing and Regulation in Strategy ~~C.1.2~~ A.1.6, Fire Protection, is an amount estimated to be \$17,500 in fiscal year 2014 and \$17,500 in fiscal year 2015 from available balances and revenue collected on or after September 1, 2013 from the sale of license plates as provided by Texas Transportation Code Sec. 504.414. Any unexpended balance as of August 31, 2014 is appropriated to the ~~Department of Insurance~~ Department of Licensing and Regulation for fiscal year 2015.

(3) Training Restriction. None of the funds appropriated to the ~~Department of Insurance~~ Department of Licensing and Regulation in Strategy ~~C.1.2~~ A.1.6, Fire Protection, may be expended for fire protection training or fire management training except through contract with the ~~Department of Insurance~~ Department of Licensing and Regulation approved training programs external to the department in order to avoid duplication of service.

b. In the event that legislation is not enacted by the Eighty-third Legislature, 2013, providing for the transfer of the Texas Commission on Fire Protection to the ~~Department of Insurance~~ Department of Licensing and Regulation, \$150,000 each fiscal year in General Revenue and 3.0 FTEs in each fiscal year are

appropriated to the Texas Commission on Fire Protection in addition to the funds appropriated above in Strategy ~~C.1.2~~ A.1.6, Fire Protection. Also, amounts reflected in the informational listing for "Other Direct and Indirect Costs Appropriated Elsewhere in this Act" for the ~~Department of Insurance~~ Department of Licensing and Regulation shall be reduced by \$728,091 in fiscal year 2014 and \$754,194 in fiscal year 2015.

2) Make the following changes to the Texas Department of Insurance's bill pattern:

a. On page VIII-17, delete strategy C.1.2. Fire Protection, and reduce General Revenue appropriations by \$1,733,559 in fiscal year 2014 and \$1,733,559 in fiscal year 2015; reduce GR Dedicated - Specialty License Plates General appropriations by \$17,500 in fiscal year 2014 and \$17,500 in fiscal year 2015; and reduce Appropriated Receipts by \$45,000 in fiscal year 2014 and \$45,000 in fiscal year 2015.

b. On page VIII-17, reduce the number of Full-Time Equivalents (FTE) by 28.0 FTEs in fiscal year 2014 and 28.0 FTEs in fiscal year 2015;

c. On page VIII-21, amend Rider 7 as follows:

7. Limit on Estimated Appropriations. Excluding appropriations for Texas.gov, ~~General Revenue appropriations of \$1,733,559 each fiscal year in Strategy C.1.2, Fire Protection,~~ and General Revenue appropriations of \$224,406 each year in E.1.1, Central Administration, the combined appropriation authority from the General Revenue Fund, which includes Insurance Companies maintenance Tax (Object Code 3203) and Insurance Department Fees (Object Code 3215), and General Revenue Fund-Dedicated-Texas Department of Insurance Operating Fund Account No. Fund 36 shall not exceed \$95,247,829 in fiscal year 2014 or \$91,786,892 in fiscal year 2015.

d. On page VIII-24, strike Rider 21, Contingency: Texas Commission on Fire Protection Administration.

3) Make the following changes to the Department of Licensing and Regulation's bill pattern:

a. On page VIII-28, add strategy A.1.6, Fire Protection and increase General Revenue appropriations by \$1,733,559 in fiscal year 2014 and \$1,733,559 in fiscal year 2015; increase GR Dedicated - Specialty License Plates General appropriations by \$17,500 in fiscal year 2014 and \$17,500 in fiscal year 2015; and increase Appropriated Receipts by \$45,000 in fiscal year 2014 and \$45,000 in fiscal year 2015.

b. On page VIII-28, increase the agency's number of Full-time Equivalents (FTE) by 28.0 FTEs in fiscal year 2014 and 28.0 FTEs in fiscal year 2015; and

c. On page VIII-33, insert the following new rider:

_____. Contingency for **HB 3660**: Texas Commission on Fire Protection Administration.

a. The following provisions are effective contingent on the enactment of **HB 3660**, or similar legislation by the Eighty-third legislature, Regular Session, 2013, relating to the functions of the Texas Commission on Fire Protection and the transfer of those functions to the Department of Licensing and Regulation:

(1) Contingency Appropriation for Fire Protection. In addition to the revenue generation requirements for the Department of Licensing and Regulation in Section 2, Appropriations Limited to Revenue Collections, of the Special Provisions Relating to All Regulatory Agencies, appropriations to the Department of Licensing and Regulation in Strategy A.1.6, Fire Protection, in the amounts of \$1,733,559 in fiscal year 2014 and \$1,733,559 in fiscal year 2015 from General Revenue and 28.0 Full-Time-Equivalent (FTE) positions each year are contingent upon the amount of \$3,000,000 being generated in addition to \$4,336,259 from fees, fines, and other miscellaneous revenues under the authority of the operations funded in Strategy A.1.6, Fire Protection, during the 2014-15 biennium. In the event that actual and/or projected revenue collections are insufficient to offset the costs identified by this provision, the Legislative Budget Board may direct the Comptroller of Public Accounts to reduce the appropriation authority provided above to be within the amount of revenue expected to be available above \$3,000,000.

(2) Appropriations: License Plate Receipts. Included in the amounts appropriated to the Department of Licensing and Regulation in Strategy A.1.6, Fire Protection, is an amount estimated to be \$17,500 in fiscal year 2014 and \$17,500 in fiscal year 2015 from available balances and revenue collected on or after September 1, 2013 from the sale of license plates as provided by Texas Transportation Code Sec. 504.414. Any unexpended balance as of August 31, 2014 is appropriated to the Department of Licensing and Regulation for fiscal year 2015.

(3) Training Restriction. None of the funds appropriated to the Department of Licensing and Regulation in Strategy A.1.6, Fire Protection, may be expended for fire protection training or fire management training except through contract with the Department of Licensing and Regulation approved training programs external to the department in order to avoid duplication of service.

b. In the event that legislation is not enacted by the Eighty-third Legislature, 2013, providing for the transfer of the Texas Commission on Fire Protection to the Department of Licensing and Regulation, \$150,000 each fiscal year in General Revenue and 3.0 FTEs in each fiscal year are appropriated to the Texas Commission on Fire Protection in addition to the funds appropriated above in Strategy A.1.6, Fire Protection. Also, amounts reflected in the informational listing for "Other Direct and Indirect Costs Appropriated Elsewhere in this Act" for the Department of Licensing and Regulation shall be reduced by \$728,091 in fiscal year 2014 and \$754,194 in fiscal year 2015.

Amendment No. 239 (by Alonzo) (Anderson, Ashby, Bell, Bohac, D. Bonnen, Branch, Burkett, Button, Cook, Craddick, Creighton, Dale, Fallon, Farney, Fletcher, Flynn, Goldman, Gonzales, Gooden, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Lavender, Lewis, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Schaefer, Sheets, R. Sheffield, Simpson, Smithee, Springer, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Workman recorded voting no.)

Floor Packet Page No. 163

Amend **CSSB 1** (General Appropriations Act) in Article III of the bill, following appropriations to the University of Houston (page III-105), by adding the following appropriately numbered provision:

____. Texas Optometry Career Opportunities Program. Out of the amount appropriated above to the University of Houston, the University of Houston may allocate an amount of available general revenue, in addition to any donations, gifts, or endowments received by the University of Houston, for the state fiscal biennium beginning September 1, 2013, for the establishment and operation of the Texas Optometry Career Opportunities Program.

Amendment No. 240 (by G. Bonnen) (G. Bonnen recorded voting yes; Anderson, Bell, Cook, Dale, Fallon, Fletcher, Flynn, Goldman, Gonzales, Gooden, Huberty, Hughes, Lewis, Perry, Phillips, Price, R. Sheffield, Simpson, Springer, Stickland, Toth, E. S. Turner, and White recorded voting no; Smithee and Taylor recorded voting present, not voting.)

Amend Floor Amendment No. 239 by Alonzo to **CSSB 1** (page 163, prefiled amendments packet) as follows:

(1) On page 1, strike line 4 and substitute:
numbered provisions:

(2) On page 1, following line 11, add:

____. Out of the amount appropriated above to the University of Houston, the University of Houston may allocate money to be expended for the purposes of Strategy C.1.1, NASA Programs, as listed in the bill pattern appropriations to the University of Houston System Administration.

Amendment No. 241 (by S. Turner) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, Sheets, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 158

Amend **CSSB 1** (the General Appropriations Act) in Article III of the bill by adding the following appropriately numbered rider after the appropriations to The University of Texas at Austin:

____. Institute for Urban Policy Research & Analysis. Out of the above appropriations from the general revenue fund to The University of Texas at Austin for Strategy A.1.1, Operations Support, the amount of \$75,000 for the state fiscal year ending August 31, 2014, and the amount of \$75,000 for the state fiscal year ending August 31, 2015, shall be used to assist the Institute for Urban

Policy Research & Analysis at the university in developing research tools and a user-friendly database or similar infrastructure designed to collect and analyze current and future population data and trends in this state.

Amendment No. 242 (by M. González) (Fallon, Simmons, and Smithee recorded voting yes; Anderson, Bell, Bohac, D. Bonnen, G. Bonnen, Button, Carter, Craddick, Dale, Elkins, Fletcher, Flynn, Goldman, Gonzales, Gooden, Hughes, P. King, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Parker, Perry, Price, Sanford, Schaefer, Simpson, Springer, Stephenson, E. Thompson, Toth, E. S. Turner, and Zedler recorded voting no.)

Floor Packet Page No. 155

Amend **CSSB 1** (General Appropriations Act) in Article III of the bill as follows:

(1) Add the following appropriately numbered provision under the appropriations to the Higher Education Coordinating Board:

_____. Supplemental College Work Study Program Funding. In addition to other amounts appropriated by this Act to the Higher Education Coordinating Board for the purposes of Strategy B.1.5, College Work Study Program (page III-39), the amount of \$3,646,166.60 for the state fiscal year ending August 31, 2014, and \$4,100,537.40 for the state fiscal year ending August 31, 2015, is appropriated from the general revenue fund to the coordinating board for that purpose.

(2) Reduce the Article X appropriation to the House of Representatives, Strategy A.1.1 (page X-2), by the amount of \$3,646,166.60 for the state fiscal year ending August 31, 2014, and \$4,100,537.40 for the state fiscal year ending August 31, 2015.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 243 (by E. Rodriguez) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Otto, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 140

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

(1) In ARTICLE III of the bill, reduce the appropriation in Strategy B.1.3 to the Higher Education Coordinating Board, on pages III-38, by a total of \$500,000 for the fiscal year ending August 31, 2014.

(2) In ARTICLE III of the bill, increase the appropriation in Strategy A.1.1 to The University of Texas at Austin, on page III-59, by \$250,000 for the fiscal year ending August 31, 2014 and by \$250,000 for the fiscal year ending August 31, 2015.

(3) In ARTICLE III of the bill, in the bill pattern for The University of Texas at Austin, on page III-62, insert the following appropriately numbered rider and renumber any subsequent riders accordingly:

_____. PRO BONO PROGRAMS. Out of the funds appropriated above, up to \$250,000 in each year of the biennium shall be used for supporting pro bono programs in the School of Law that use law students to provide legal services to Texans in need.

(4) Adjust totals and methods of finance accordingly.

Amendment No. 244 (by E. Rodriguez) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Geren, Goldman, Gooden, Harless, Harper-Brown, Huberty, Isaac, K. King, P. King, Kleinschmidt, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Otto, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Amend Floor Amendment No. 243 by E. Rodriguez to **CSSB 1** (page 140, prefiled amendments packet) by striking the text of the amendment and substituting:

Amend **CSSB 1** by adding the following appropriately numbered provision to Article XI of the bill:

_____. (a) In addition to other amounts appropriated by this Act to The University of Texas at Austin (page III-59), the following amounts are appropriated from the general revenue fund to the university for Strategy A.1.1, Operations Support, under the Article III bill pattern appropriations to the university:

(1) \$250,000 for the fiscal year ending August 31, 2014; and

(2) \$250,000 for the fiscal year ending August 31, 2015.

(b) Money appropriated as provided by Subsection (a) of this provision may be used to support programs of the university's school of law in which law students are used to provide legal services to Texans in need of legal assistance.

Amendment No. 245 (by Farias) (Anderson, Bell, Cook, Y. Davis, Fletcher, Flynn, Goldman, Hughes, Isaac, Klick, Lavender, Lewis, Murphy, Perry, Price, Schaefer, R. Sheffield, Springer, Stickland, and Toth recorded voting no; Fallon, Smithee, and Taylor recorded voting present, not voting.)

Floor Packet Page No. 137

Amend **CSSB 1** as follows:

(1) Add the following appropriately numbered provision under the Article III appropriations to the Texas Higher Education Coordinating Board (page III-37):

_____. Combat Tuition Reimbursement Program. The amount of \$1,041,444 is appropriated out of the general revenue fund to the Texas Higher Education Coordinating Board for the state fiscal year ending August 31, 2014, for the purpose of establishing a combat tuition reimbursement program, and the

additional amount of \$1,041,444 is appropriated out of the general revenue fund to the Texas Higher Education Coordinating Board for the state fiscal year ending August 31, 2015, for the same purpose.

(2) Reduce the Article I appropriations from the general revenue fund to the Trusteed Programs Within the Office of the Governor for Strategy A.1.13, State-Federal Relations (page I-51), by the amount of \$1,041,444 for the state fiscal year ending August 31, 2014, and by the amount of \$1,041,444 for the state fiscal year ending August 31, 2015.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 246 (by Farias) (Anderson, Bell, Fletcher, Flynn, Goldman, Lewis, Perry, Price, Schaefer, R. Sheffield, Springer, and Toth recorded voting no; Fallon, Smithee, and Taylor recorded voting present, not voting.)

Amend Amendment No. 245 by Farias to **CSSB 1** (page 137, prefiled amendment packet) as follows:

- (1) On page 1, line 6, strike \$1,041,444 and substitute \$332,331.
- (2) On page 1, line 10, strike \$1,041,444 and substitute \$324,852.
- (3) On page 1, line 16, strike \$1,041,444 and substitute \$332,331.
- (4) On page 1, line 17, strike \$1,041,444 and substitute \$324,852.

Amendment No. 247 (by J. Davis) (Anderson, Fallon, and Smithee recorded voting yes; Burnam, Y. Davis, Dukes, Farrar, Flynn, Menéndez, Price, Simpson, Springer, Stephenson, Toth, C. Turner, Walle, and Wu recorded voting no; Márquez recorded voting present, not voting.)

Floor Packet Page No. 132

Amend **CSSB 1** as follows:

(1) On page III-19, add the following rider:

 . Contingency for Manufacturing Industry Certification Exams. Contingent on passage and enactment of **HB 5**, or similar legislation relating to reimbursement for the cost of manufacturing certification exams, by the Eighty-third Legislature, Regular Session, the Texas Education Agency shall allocate \$500,000 in fiscal year 2014 and \$500,000 in fiscal year 2015 in funds transferred from the Texas Workforce Commission for this purpose to implement the provisions of the Section 29.190 of the Texas Education Code.

(2) On page VII-39, add the following rider:

 . Contingency for Manufacturing Industry Certification Exams. Contingent on passage and enactment of **HB 5**, or similar legislation relating to reimbursement for the cost of manufacturing certification exams, by the Eighty-third Legislature, Regular Session, the Texas Workforce Commission shall transfer to the Texas Education Agency \$500,000 in fiscal year 2014 and \$500,000 in fiscal year 2015 from Strategy A.2.1, Skills Development from the General Revenue Fund to implement the provisions of the Section 29.190 of the Texas Education Code.

Amendment No. 248 (by Burnam) (Anderson, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Capriglione, Carter, Cook, Craddick, Creighton, Fallon, Farney, Fletcher, Flynn, Goldman, Gooden, Huberty, Hughes, Isaac, P. King,

Kleinschmidt, Klick, Lewis, R. Miller, Murphy, Otto, Paddie, Parker, Perry, Price, Ratliff, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Workman recorded voting no.)

Floor Packet Page No. 116

Amend **CSSB 1** as follows:

(1) Under the Article III appropriations to the Texas Education Agency (page III-3) insert the following rider:

_____. Contingent Appropriation: Increased Basic Allotment Resulting from Foundation School Fund Payment Deferral. Contingent on the enactment of **HB 1026** or similar legislation of the 83rd Legislature, Regular Session, 2013, relating to the established schedule of payments from the foundation school fund of the yearly entitlement of certain school districts, that provides for the payment in September 2015 of a portion of the yearly entitlement payment for the 2014-2015 school year to certain school districts under Sections 42.259(c)(8) and (d)(3), Texas Education Code, an amount equal to the total payments to be paid under those sections in September 2015 is appropriated from the general revenue fund to the Texas Education Agency in the fiscal year ending August 31, 2015, for the purposes of Strategy A.1.1, FSP-Equalized Operations, and notwithstanding Rider 3, Foundation School Program Funding, the Basic Allotment under Section 42.101, Texas Education Code, is established as the maximum amount that may be provided using the amount appropriated in this rider.

(2) Adjust article totals and methods of financing accordingly.

Amendment No. 249 (by Villarreal) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Button, Carter, Clardy, Craddick, Creighton, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Gooden, Harless, Harper-Brown, Huberty, Isaac, K. King, P. King, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Leach, Lewis, D. Miller, R. Miller, Otto, Parker, Perry, Phillips, Price, Ratliff, Sanford, Simmons, Simpson, Smithee, Springer, Stephenson, Taylor, E. Thompson, Toth, E. S. Turner, and Zedler recorded voting no.)

Floor Packet Page No. 115

On page III-2 of **CSSB 1**, reduce by \$2 million in FY 2014 the appropriation for B.3.1. Strategy: IMPROVING EDUCATOR QUALITY/LEADERSHIP.

On page III-38 of **CSSB 1**, increase by \$2 million in FY 2014 the appropriation for B.1.1. Strategy: TEXAS GRANT PROGRAM.

Amendment No. 250 (by Villarreal) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Capriglione, Carter, Clardy, Craddick, Creighton, Elkins, Farney, Fletcher, Flynn, Frullo, Geren, Gooden, Harless, Huberty, Hughes, Isaac, K. King, P. King, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Otto, Patrick, Perry, Phillips, Price, Ratliff, Sanford, Simpson, Smithee, Springer, Stephenson, Stickland, Taylor,

E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no; Fallon recorded voting present, not voting.)

Amend Amendment No. 249 by Villarreal to **CSSB 1** (page 115, prefiled amendment packet) by striking the text of the amendment and substituting the following:

(1) In Article III of the bill, in the riders following the appropriations to the Texas Education Agency, insert the following appropriately numbered rider:

____. Contingency Reduction to Fund Principal Preparation Grant Program. Contingent on the passage and becoming law of **HB 2013**, or similar legislation by the 83rd Legislature, Regular Session, 2013, establishing the principal preparation grant program, the appropriations above for Strategy B.3.1, Improving Educator Quality/LDRSP, is reduced by the amount of \$2,000,000 for the state fiscal year ending August 31, 2014.

(2) In Article III of the bill, in the riders following the appropriations to the Higher Education Coordinating Board, insert the following appropriately numbered rider:

____. Contingency: Funding for Principal Preparation Grant Program. Contingent on the passage and becoming law of **HB 2013**, or similar legislation by the 83rd Legislature, Regular Session, 2013, establishing the principal preparation grant program, in addition to other amounts appropriated by this Act for the principal preparation grant program, there is appropriated to the Higher Education Coordinating Board from the general revenue fund \$2,000,000 in the state fiscal year ending August 31, 2014, for that purpose.

Amendment No. 251 (by Strama) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Goldman, Gonzales, Gooden, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Parker, Perry, Phillips, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, Workman, and Zedler recorded voting no.)

Floor Packet Page No. 109

Amend **CSSB 1** as follows:

(1) On page III-2 of the bill pattern for the Texas Education Agency, increase General Revenue appropriations to Strategy A.2.2, Achievement of Students At Risk, by the appropriate amounts in fiscal years 2014 and 2015.

(2) On page III-19 of the bill pattern for the Texas Education Agency, add the following rider:

Contingency Appropriation for **HB 742**: Summer Advancement Academy. Contingent on the enactment of **HB 742**, or similar legislation relating to summer learning opportunities, by the Eighty-third Legislature, Regular Session, 2013, and included in amounts appropriated above is the appropriate amounts in General Revenue in fiscal years 2014 and 2015 to Strategy A.2.2, Achievement of Students At Risk, for the Texas Education Agency to implement the provisions of the legislation.

Amendment No. 252 (by S. Turner) (Anderson, G. Bonnen, Carter, Creighton, Elkins, Flynn, Harper-Brown, Krause, Laubenberg, Leach, Murphy, Perry, Price, Sanford, Schaefer, Simmons, Smithee, Springer, Stephenson, Stickland, Taylor, Toth, E. S. Turner, and Zedler recorded voting no; Fallon recorded voting present, not voting.)

Floor Packet Page No. 102

Amend **CSSB 1** (the General Appropriations Act) in Article II of the bill by adding the following appropriately numbered rider:

____. Amend **CSSB 1** by adding the following appropriately numbered rider:

Health Homes Health Teams State Plan Amendment: a) It is the intent of the Legislature that out of funds appropriated above in Strategy B.3.1, Medicaid Contracts and Administration, the Health and Human Services Commission may apply for approval of a State Plan Amendment pursuant to Section 1945 of the Social Security Act to authorize Medicaid reimbursement for patient-centered care rendered by health teams to individuals who are homeless, or at risk of homelessness and are eligible for Medicaid under the state's existing Medicaid plan. Contingent on approval of a State Plan Amendment proposed in this provision by the centers for Medicare and Medicaid Services, the Health and Human Services Commission may allocate funding from appropriations above in Strategy B.1.2, Disability-related, to provide such services, contingent upon prior written approval from the Legislative Budget Board and the Governor.

b) To request approval to expend the funds for these purposes, HHSC shall submit a written request to the Legislative Budget Board and the Governor. At the same time, the agency shall provide a copy of the request to the Comptroller of Public Accounts. The request shall include the following information:

(1) A copy of the approval from CMS of the State Plan Amendment;
(2) The estimated number of health teams to provide the services;
(3) The estimated fiscal impact by year and method of finance for the services and providers in the Medicaid program and any projected savings from the provision of these services; and

(4) An estimate of performance levels and, where relevant, a comparison to targets included in this Act.

c) The request shall be considered to be approved unless the Legislative Budget Board or the Governor issues a written disapproval within 15 business days of the date on which the staff of the Legislative Budget Board concludes its review of the proposal to expend the funds and forwards its review to the Chair of the House Appropriations Committee, Chair of the Senate Finance Committee, Speaker of the House, and Lieutenant Governor.

Amendment No. 253 (by Alonzo) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, Keffer, K. King, P. King, S. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy,

Otto, Paddie, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, Sheets, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, Workman, and Zedler recorded voting no.)

Floor Packet Page No. 81

Amend **CSSB 1** (house committee printing) in Article II of the bill immediately following the appropriations to the Department of State Health Services by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Behavioral Health Data Regarding LGBT Youth. Out of money appropriated under Goal B, Community Health Services, the Department of State Health Services shall report the outcome data for medically indigent and Medicaid clients under the age of 24 who receive publicly funded behavioral health services and identify as Gay, Lesbian, Bisexual, or Transgender. The department shall submit a report of that outcome data to the Governor, the Lieutenant Governor, the Speaker of the House of Representatives, and the members of the legislature by December 1 of each year of the biennium.

Amendment No. 254 (by Coleman) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Branch, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Otto, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, and Zedler recorded voting no.)

Floor Packet Page No. 72

Amend **CSSB 1** in Article II of the bill following the appropriations to the Department of State Health Services (page II-77) by adding the following appropriately numbered provision:

_____. Allocation for HIV Medication in Certain Counties. (a) Out of the funds appropriated to the department above in Strategy A.2.2, HIV/STD Prevention, the department shall allocate, for each year of the state fiscal biennium ending August 31, 2015, \$702,570 for the purpose of providing HIV medication to inmates in the Harris County jail and \$134,626 for the purpose of providing HIV medication to inmates in the Travis County jail.

(b) The department may not reduce the amount of money provided to Harris County or Travis County under any other strategy in Goal A, Preparedness and Prevention, in order to provide the funds allocated under Subsection (a) of this section.

Amendment No. 255 (by Farias) (Anderson, Ashby, Bell, Bohac, G. Bonnen, Branch, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Farrar, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, K. King,

P. King, Kleinschmidt, Klick, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Sanford, Sheets, R. Sheffield, Smith, Smithee, Springer, Stephenson, Taylor, Toth, E. S. Turner, White, Workman, and Zedler recorded voting no.)

Floor Packet Page No. 56

Amend **CSSB 1** (house committee printing), in Article I of the bill, by adding the following appropriately numbered rider following the appropriations to the Veterans Commission (page I-81):

____. Salary of the Executive Director of the Veterans Commission. Notwithstanding the line item appropriation for Executive Director, Group 4, or any other provision of this Act regarding the salary of the executive director of the Veterans Commission, the commission using the money appropriated to the commission for Salaries and Wages under this Act may in each state fiscal year of the state fiscal biennium ending August 31, 2015, pay the executive director an annual salary not to exceed \$126,500.

Amendment No. 256 (by Zedler) (Fallon and Smithee recorded voting yes; Anderson, Bell, Carter, Cook, Craddick, Elkins, Goldman, Isaac, Krause, Leach, Lewis, Parker, Perry, Price, Sanford, R. Sheffield, Simmons, Springer, Toth, and E. S. Turner recorded voting no.)

Floor Packet Page No. 52

Amend **CSSB 1** as follows:

(1) On page ____ of the bill pattern, reduce the following strategy by 172,095 in General Revenue Funds in fiscal year 2014 and by 157,873 in fiscal year 2015: ____.

(2) On page I-79 of the bill pattern for the Texas Veterans Commission, increase the following strategy by \$172,095 in General Revenue Funds in fiscal year 2014 and by \$157,873 in fiscal year 2015: A.1.2. Veterans Employment Services.

Amendment No. 257 (by Zedler) (Fallon and Smithee recorded voting yes; Anderson, Bell, Carter, Elkins, Goldman, Krause, Leach, Lewis, Perry, Price, Sanford, R. Sheffield, Springer, Stickland, and E. S. Turner recorded voting no.)

Amend Amendment No. 256 by Representative Zedler to **CSSB 1** by striking lines 4-12 and inserting the following appropriately numbered rider for Article XI:

____. Contingent Appropriation for **HB 3545** or **SB 10**. Contingent upon the enactment of **HB 3545**, **SB 10**, or similar legislation related to the employment of veterans by state agencies, the Texas Veterans Commission is hereby appropriated \$172,095 in General Revenue Funds in fiscal year 2014 and by \$157,873 in fiscal year 2015 in Strategy A.1.2. Veterans Employment Services, to implement the provisions of this legislation. The "Number of Full-Time Equivalents (FTE)" in the agency's bill pattern is increased by 3.0 FTEs in fiscal year 2014 and 3.0 FTEs in fiscal year 2015.

Amendment No. 258 (by Menéndez) (Fallon recorded voting yes; Anderson, Bell, Elkins, Fletcher, Flynn, Goldman, Klick, Krause, Leach, Lewis, Murphy, Perry, Price, Sanford, R. Sheffield, Simmons, Smithee, Springer, Stephenson, Stickland, Taylor, Toth, E. S. Turner, and Zedler recorded voting no.)

Floor Packet Page No. 51

Amend **CSSB 1** as follows:

On page I-79 of the bill pattern for the Texas Veterans Commission, increase the following strategy by 1,201,687 in General Revenue Funds in fiscal year 2014 and by 1,109,887 in fiscal year 2015: A.1.3. Veterans Education.

Amendment No. 259 (by Strama) (Anderson, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Capriglione, Carter, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Goldman, Gonzales, Gooden, Harper-Brown, Huberty, Hughes, Isaac, P. King, Kleinschmidt, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Parker, Perry, Price, Sanford, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, Workman, and Zedler recorded voting no.)

Floor Packet Page No. 48

Amend **CSSB 1** as follows:

(1) On page I-75 of the bill pattern for the Secretary of State, increase General Revenue appropriations to Strategy D.1.1, Indirect Administration, by \$138,000 in fiscal year 2014.

(2) On page I-78 of the bill pattern for the Secretary of State, add the following rider:

Contingency Appropriation for **HB 313**: Electronic Voter Registration. Contingent on the enactment of **HB 313**, or similar legislation relating to electronic voter registration, by the Eighty-Third Legislature, Regular Session, 2013, and included in amounts appropriated above is \$138,000 in General Revenue in fiscal year 2014 to Strategy D.1.1, Indirect Administration, for the Secretary of State to implement the provisions of the legislation.

Amendment No. 260 (by Cortez) (Fallon, Simmons, and Smithee recorded voting yes; Anderson, Bell, G. Bonnen, Craddick, Dukes, Fletcher, Flynn, Gooden, Howard, Lavender, Lewis, R. Miller, Murphy, Parker, Price, Springer, Stephenson, Toth, and Workman recorded voting no.)

Floor Packet Page No. 47

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

(1) In Article I, on page I-66, in the bill pattern appropriations for the Library & Archives Commission, increase the appropriations from the general revenue fund to the Library & Archives Commission for Strategy A.1.1, Library Resource Sharing Services, by the amount of \$1,000,000 for the state fiscal year ending August 31, 2014, and by the amount of \$1,000,000 for the state fiscal year ending August 31, 2015.

(2) In Article I, on page I-51, in the bill pattern appropriations for the Trusteed Programs Within the Office of the Governor, reduce the appropriations from the general revenue fund to the Trusteed Programs Within the Office of the Governor for Strategy A.1.4, Film and Music Marketing, by the amount of \$1,000,000 for the state fiscal year ending August 31, 2014, and by the amount of \$1,000,000 for the state fiscal year ending August 31, 2015.

(3) Adjust article totals and methods of financing accordingly.

Amendment No. 261 (by Lavender) (Alvarado, Anderson, Ashby, Bell, Bohac, G. Bonnen, Branch, Burnam, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Dale, Y. Davis, Dukes, Elkins, Fallon, Farney, Farrar, Fletcher, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Guillen, Harless, Howard, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Leach, Lewis, Martinez, Menéndez, D. Miller, R. Miller, Murphy, Parker, Perry, Phillips, Ratliff, Reynolds, Sanford, R. Sheffield, Smith, Smithee, Springer, Stickland, Taylor, Toth, C. Turner, E. S. Turner, Walle, White, Workman, Wu, and Zedler recorded voting no; Márquez and Schaefer recorded voting present, not voting.)

Floor Packet Page No. 34

Amend **CSSB 1** as follows:

1) In Article I of the bill on page I-51, add the following new rider:

TexAmericas Economic Development Assistance. Out of amounts appropriated above in Strategy A.1.10, Military Preparedness, the Trusteed Programs Within the Office of the Governor shall allocate \$15,000,000 for the 2014-15 biennium in General Revenue funds for the purpose of providing economic and industrial development assistance to the TexAmericas Center Authority.

2) In Article I of the bill on page I-51, for Strategy A.1.10, MILITARY PREPAREDNESS, for Fiscal Year 2014, strike "\$124,103,995" and substitute "\$139,103,995".

3) In Article I of the bill on page I-51, for Strategy A.1.3, CRIMINAL JUSTICE, for Fiscal Year 2014, strike "\$96,853,289" and substitute "\$81,853,289".

Amendment No. 262 (by Walle) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Crownover, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Hunter, Isaac, K. King, P. King, S. King, Kleinschmidt, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, D. Miller, R. Miller, Morrison, Murphy, Otto, Paddie, Parker, Patrick, Perry, Phillips, Price, Sanford, Schaefer, Sheets, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, Workman, and Zedler recorded voting no.)

Floor Packet Page No. 11

Amend **CSSB 1**, in Article I of the bill, by inserting the following appropriately numbered rider following the appropriations to the Office of the Attorney General (page I-11):

_____. Report on Litigation. Not later than August 31 of each year of the 2014-2015 biennium, the Office of the Attorney General shall report to the governor, the lieutenant governor, and the legislature all expenditures of money by the office during the preceding year relating to litigation. The report must include expenses relating to litigation brought by the attorney general and litigation in which the attorney general is defending the state and the expenses of any outside counsel hired by the attorney general to assist in the litigation.

Amendment No. 263 (by Walle) (Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Button, Capriglione, Carter, Clardy, Cook, Craddick, Creighton, Elkins, Fallon, Farney, Fletcher, Flynn, Goldman, Gooden, Harless, Harper-Brown, Huberty, Hughes, Hunter, Isaac, K. King, P. King, Kleinschmidt, Klick, Krause, Laubenberg, Lavender, Leach, Lewis, R. Miller, Morrison, Otto, Paddie, Parker, Perry, Phillips, Price, Sanford, Schaefer, Sheets, R. Sheffield, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, Toth, E. S. Turner, White, Workman, and Zedler recorded voting no.)

Amend Floor Amendment No. 262 by Walle (page 11 of the prefiled amendment packet) by striking lines 4-12 of the amendment and substituting the following:

_____. Report on Litigation. Not later than August 31 of each year of the 2014-2015 biennium, the Office of the Attorney General shall report to the governor, the lieutenant governor, and the legislature all expenditures of money by the office during the preceding year relating to costs for attorneys incurred for litigation brought by the attorney general and litigation in which the attorney general is defending the state, including expenditures for salaries for attorneys who are employees of the office of the attorney general for work done on the litigation, attorney's fees for outside counsel hired by the attorney general to assist in the litigation, and any opposing party's attorney's fees the state is ordered by a court to pay.

Amendment No. 264 (by Pitts and Howard) (Anderson, Ashby, Bell, Button, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Isaac, K. King, P. King, Klick, Krause, Kuempel, Laubenberg, Lavender, Leach, R. Miller, Parker, Perry, Phillips, Ratliff, Sanford, Simpson, Smithee, Springer, Stickland, Taylor, Toth, E. S. Turner, White, Workman, and Zedler recorded voting no; Schaefer recorded voting present, not voting.)

Floor Packet Page No. 9

Amend **CSSB 1**, by reducing funding on page III-53-54 by \$14,371,225 in Fiscal Year 2014 and \$9,140,600 in Fiscal Year 2015 in the bill pattern for The University of Texas System Administration, adding a new strategy on page III-40 F.1.5, University of Texas System Administration Funding to the bill pattern for

the Texas Higher Education Coordinating Board, increasing funding in Strategy F.1.5. on page III-40 by \$14,371,225 in Fiscal Year 2014 and \$9,140,600 in Fiscal Year 2015, and adding the following rider to page III-53 to the bill pattern for the Texas Higher Education Coordinating Board:

58. University of Texas System Administration Funding. Amounts appropriated above in Strategy F.1.5, University of Texas System Administration Funding are trusted to the Texas Higher Education Coordinating Board and the Texas Higher Education Coordinating Board may not transfer the amounts appropriated to other purposes. The Texas Higher Education Coordinating Board shall transfer the appropriations to The University of Texas System Administration upon written approval of the Legislative Budget Board and Office of the Governor.

Amendment No. 265 (by P. King) (Fallon, Simmons, Smithee, and Springer recorded voting yes; Alvarado, Anderson, Burnam, Collier, Cortez, Y. Davis, Dukes, Farias, Farrar, Giddings, M. González, Guillen, Gutierrez, Herrero, Howard, Lewis, Márquez, Martínez, Menéndez, Miles, Moody, Perry, Price, Reynolds, J. Rodriguez, Stephenson, C. Turner, Villarreal, Vo, Walle, and Wu recorded voting no.)

Floor Packet Page No. 249

Amend **CSSB 1** (house committee printing), in Part 17, Article IX, by adding the following appropriately numbered section:

Sec. 17.____. Contingent Across-the-Board Reductions. (a) Subsection (b) of this section takes effect only if the 83rd Legislature in a regular or called session makes an appropriation of money from the economic stabilization fund for the purpose of financing water infrastructure or water development or conservation and the appropriation of that money results in a total amount of appropriations from state tax revenues not dedicated by the Texas Constitution that exceeds the limit on the amount of appropriations from state tax revenues not dedicated by the Texas Constitution, as adopted under Chapter 316, Government Code, for the 2014-2015 fiscal biennium irrespective of whether the legislature adopts a resolution under Section 22(b), Article VIII, Texas Constitution, that authorizes the legislature to provide for appropriations in excess of that amount.

(b) Notwithstanding the amounts appropriated by other provisions of this Act, each appropriation made by this Act of state tax revenues not dedicated by the Texas Constitution is reduced by the same proportionate amount so that the total reduction of the appropriations is equal to the amount by which the appropriation from the economic stabilization fund described by Subsection (a) of this section results in a total amount of appropriations from state tax revenues not dedicated by the Texas Constitution that exceeds the limit on the amount of appropriations from state tax revenues not dedicated by the Texas Constitution, as adopted under Chapter 316, Government Code, for the 2014-2015 fiscal biennium irrespective of whether the legislature adopts a resolution under Section 22(b), Article VIII, Texas Constitution.

Amendment No. 266 (by Simmons) (Anderson, Fallon, Simmons, Smithee, and Springer recorded voting yes; Alvarado, Burnam, Collier, Cortez, Y. Davis, Dukes, Farias, Farrar, M. González, Guillen, Gutierrez, Herrero, Howard, Lewis, Márquez, Martinez, Menéndez, Miles, Moody, Perry, Price, Reynolds, J. Rodriguez, Stephenson, C. Turner, Villarreal, Vo, Walle, and Wu recorded voting no.)

Floor Packet Page No. 245

Amend **CSSB 1** (house committee printing), in Part 6, Article IX, by adding the following appropriately numbered section:

Sec. 6. _____. Two Percent Appropriation Reduction. Notwithstanding the amounts appropriated by this Act, each appropriation of undedicated general revenue made by this Act for each fiscal year in the state fiscal biennium ending August 31, 2015, is reduced by two percent. The reduction must be allocated proportionately to each strategy identified in bill pattern appropriations.

Amendment No. 267 (by Simmons) (Anderson, Fallon, Simmons, Smithee, and Springer recorded voting yes; Burnam, Cortez, Dukes, Farias, Farrar, M. González, Guillen, Herrero, Lewis, Márquez, Moody, Murphy, Perry, Price, Reynolds, J. Rodriguez, Stephenson, C. Turner, Villarreal, Vo, Walle, and Wu recorded voting no.)

Amend Floor Amendment No. 266 by Simmons to Part 6, Article IX, **CSSB 1**, as follows:

(1) On page 1, strike lines 3 and 4 and substitute:

Sec. 6. _____. Contingent Reduction of Total Appropriations by Two Percent and Provision of Initial Corpus of Money for State Water Implementation Fund for Texas. (a) Contingent on **HB 4** or similar legislation of the 83rd Legislature, Regular Session, 2013, to create and govern the state water implementation fund for Texas being enacted and becoming law, and contingent on the 83rd Legislature, Regular Session, 2013, failing to appropriate money to provide an initial corpus of money for the state water implementation fund for Texas to be available in that fund for use during the state fiscal biennium beginning September 1, 2013, notwithstanding the other provisions of this Act providing for appropriations of undedicated general revenue, each

(2) Following page 1, line 9, add the following:

(b) An amount of general revenue equal to the amount by which appropriations are reduced as provided by Subsection (a) of this provision is transferred to the state water implementation fund for Texas created and governed by **HB 4** or similar legislation of the 83rd Legislature, Regular Session, 2013, to form the initial corpus of that fund. The comptroller shall transfer the undedicated general revenue to that fund in a manner such that not less than 40 percent of the available undedicated general revenue is transferred to that fund before September 1, 2014, and the remainder of the available undedicated general revenue is transferred to that fund before August 31, 2015. Money transferred to that fund under this subsection is appropriated to the Texas Water Development Board for the purposes of that fund.

Amendment No. 268 (by Guillen) (Anderson recorded voting yes; Ashby, Bell, D. Bonnen, G. Bonnen, Branch, Button, Carter, Clardy, Cook, Craddick, Elkins, Fallon, Farney, Frullo, Geren, Gooden, Harless, Huberty, K. King, P. King, Klick, Krause, Kuempel, Laubenberg, Leach, Lewis, R. Miller, Murphy, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, Simmons, Simpson, Smithee, Springer, Stickland, Taylor, E. Thompson, Toth, and Zedler recorded voting no.)

Floor Packet Page No. 192

Amend **CSSB 1** (introduced version) in Article XI of the bill, following the appropriations to the Department of Public Safety (page V-46), by adding the following appropriately numbered rider:

_____. Emergency Radio Infrastructure. In addition to the amounts appropriated above in Strategy B.2.1, Public Safety Communications, of the fees allocated under Section 133.102 (e) (11), Local Government Code, and deposited in the emergency radio infrastructure account 5153, \$35.7 million is appropriated to the Department of Public Safety for the state fiscal year ending August 31, 2014, for the purposes of planning, developing, providing, enhancing, and maintaining an interoperable statewide emergency radio infrastructure and the additional amount of \$10 million is appropriated to the Department of Public Safety for the state fiscal year ending August 31, 2015, for the same purposes. Any unexpended balances at the close of the state fiscal year ending August 31, 2014, are appropriated for the same purposes for the state fiscal year ending August 31, 2015. The money appropriated under this provision does not apply to the department for purposes of the capital budget rider limitations specified in Section 14.03, Limitation on Expenditures - Capital Budget, of the General Provisions of this Act, and amounts expended from the fund may not count toward the limitations of other capital budget provisions in this Act.

Amendment No. 269 (by C. Turner) (Anderson, Ashby, Bell, Bohac, D. Bonnen, Branch, Burkett, Button, Carter, Clardy, Cook, Craddick, Creighton, Dale, Elkins, Fallon, Farney, Fletcher, Flynn, Geren, Goldman, Gonzales, Gooden, Harless, Harper-Brown, Huberty, Hughes, Isaac, K. King, P. King, Kleinschmidt, Klick, Kolkhorst, Krause, Kuempel, Laubenberg, Lavender, Leach, Lewis, R. Miller, Murphy, Otto, Parker, Perry, Phillips, Price, Ratliff, Sanford, Schaefer, R. Sheffield, Simmons, Simpson, Smith, Smithee, Springer, Stephenson, Stickland, Taylor, E. Thompson, E. S. Turner, White, Workman, and Zedler recorded voting no.)

Floor Packet Page No. 127

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to the Texas Education Agency (page III-19), by adding the following appropriately numbered rider to read as follows:

_____. Estimation and Reporting of Additional Revenue Available for Appropriations for Foundation School Program. At least once every six months after the 83rd Legislature, Regular Session, 2013, adjourns sine die, the comptroller of public accounts shall study, estimate, and report to the legislature

if the anticipated revenue will exceed or be less than the amount that will be received by and for the state during the state fiscal biennium ending August 31, 2015, and determine the respective amounts.

Amendment No. 270 (by Fletcher) (Anderson recorded voting yes; Bell, Giddings, Goldman, Lewis, Price, Schaefer, R. Sheffield, Springer, Stickland, and White recorded voting no; Fallon, Smithee, and Taylor recorded voting present, not voting.)

Floor Packet Page No. 193

Amend **CSSB 1** in Article V of the bill immediately following the appropriations to the Texas Department of Public Safety by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. **FULL-TIME EQUIVALENT (FTE) AUTHORIZATION.** The Department of Public Safety (DPS) is encouraged to limit its use of temporary employees expenditures for Regulatory Services Programs. The agency is hereby authorized to increase its FTEs by 16 effective in fiscal year 2014 in Strategy D.3.1., Regulatory Services Issuance; by 6 FTEs effective in fiscal year 2014 in Strategy D.3.2., Regulatory Services Compliance; by 8 FTEs effective in fiscal year 2014 in Strategy D.3.3., Regulatory Services Modernization; and, by 7 FTEs effective in fiscal year 2014 in Strategy D.4.3., Information Technology. No additional appropriation is authorized for these strategies by this rider.

CSSB 1 - REMARKS BY REPRESENTATIVE S. TURNER

I stand to speak on behalf of and for this bill. Let me start off by making a couple of acknowledgements. Mr. Speaker, let me start off with you, let me thank you for what you have done on this particular bill and the effort and the input that you have put in it. On behalf of my district, I certainly want to thank you, Mr. Speaker, for what you have done. And then secondly, let me thank the chairman of the House Appropriations Committee. As you can see, we are now having speeches at 9:20 p.m. I've been here 24 years; the last time, I believe, that we have finished an appropriations bill before 10 o'clock was probably somewhere around 1993. And in 1993, I think Chairman Junell just took all of the amendments and called it a night. And I think the reason why we are at this point tonight—it wasn't so much what was done today—but since January, on the Appropriations Committee, I believe, and I think I can speak for the 26 other members on the House Appropriations Committee—and that is that Chairman Pitts has done an excellent job in orchestrating us to this step, and I want to thank him on behalf of everyone.

Let me take just two minutes and I'll be through. Two years ago, I stood at this front mic and I spoke against the appropriations bill. Two years ago, I thought it was a bad deal for the people in my district and the people in the State of Texas. Two years later, I stand before you tonight with a different conclusion, and let me tell you why. When we started off in January, I saw a baseline bill that I thought was bad for the State of Texas—a lot of things were not in it. Since January to where we are today, on education, \$2 billion was placed in the baseline for school growth, but since January up to today, we have added \$2.5

billion more, Chairman Otto. All of that flows into the foundation, I think that's a good deal. Does it get us where we want to go? Let me speak for me, does it get my district where I think we need to go? The answer is no. Is it a significant step forward? Is it a significant positive step for me and for the people in my district? The answer is yes. I've been here long enough to know you don't get everything at one time, but if someone takes one step in the right direction, I think we need to take another step in the same direction, and eventually, I believe we can get to the finish line. I view this as a very positive step in the right direction for the school children and the people of the State of Texas.

When it comes to health services, before I came here, I had a press conference in Houston talking about mental health in the State of Texas, and said that we were in a mental health crisis. On the national level, we were at the very, very bottom; that was in January, we are now in April. Let me tell you what you will find in this bill. In this bill, we have done something transformative when it comes to mental health. Over \$250 million is in this bill for mental health services—I think that's a good thing. And many of us in this room know folks who are experiencing mental health issues; there are two in my family, alone. I think this is a major, major step forward, and quite frankly, if there were many other things that were absent, on this issue alone, it would make it difficult for me to vote no. But I know for the last 24 years, many of us have fought to put more money in mental health services. When it comes to prevention and intervention programs, Representative Dukes, we have made a significant step forward for at-risk kids—there was no discussion of that today, but let me tell you, there are significant dollars in this bill for prevention and intervention programs. I think that's positive for the State of Texas.

When it comes to criminal justice, in 2007, we started diversionary programs; our prisons were full, there were three prisons on the books that we were going to build, then forward. Now, based on what we have done collectively, the diversionary programs are in this bill, the prison population in the State of Texas has dropped from about 160,000 to about 152,000, and people across this country are now looking at the State of Texas in terms of how we're running our criminal justice system—I believe that's a positive step forward. With respect to the correctional officers—30,000 of them—in this bill is a five percent pay raise for them, and a recognition of what they do. For DPS troopers, who sacrifice their lives for us every single day, 24/7, there is money in this budget for them. It may not be as much as some would like, but it's a significant step forward.

I can go on and on, but there comes a time, even when you fundamentally believe that more should be in it, there comes a time when you have to say and recognize that when positive steps are taken, acknowledge that, vote accordingly, and live to work to improve the product. Today, I will proudly vote yes for this bill because there are major accomplishments in this bill, not just for the people in my district, but the people in the State of Texas, and for that, Chairman Pitts, Mr. Speaker, for the members on the Appropriations Committee, and for the members in this house, I will cast a proud vote for this appropriations bill.

REMARKS ORDERED PRINTED

Representative Lozano moved to print remarks by Representative S. Turner.

The motion prevailed.

CSSB 1, as amended, was passed to third reading. (Burnam, Herrero, and Simpson recorded voting no.)

REASONS FOR VOTE

In this body, the most important bill we consider is the state budget. It is a road map for Texas' future and a statement of our shared values and priorities. With this in mind, I voted against **CSSB 1** because it does not prioritize public education. Even though the bill replaced some of the funding previously cut from the state's education system, it did not come close to replenishing the \$5.4 billion cut from the budget during the last legislative session. Our children deserve better. I could not in good conscience vote in favor of a bill that leaves our children behind and falls abysmally short of setting a positive path for their future. Under the adopted budget, class sizes will remain crowded and our schools will continue to be forced to work with the bare minimum while being asked to do more. Our efforts must continue as we work to provide children with a quality education.

Herrero

I voted in favor of **CSSB 1** because overall it is a budget that restores significant cuts made in the 2011 session and provides a positive step in the right direction by funding programs critical to our state and our needs. However, I will continue to look for opportunities to appropriate additional funds for education, health care, and other programs vital to our state and the people we serve.

Muñoz

I voted for **CSSB 1** because I wanted to see the budget move along in the process. There are a number of features to this budget that concern me greatly. But we still have an opportunity to make necessary cuts so that we are not required to raid the rainy day fund or bust our constitutional spending cap. I will continue to work with Chairman Pitts and house leadership on this budget and reserve the right to oppose this budget in the future if it is not reformed.

Stickland

SB 1 ON THIRD READING

(Pitts - House Sponsor)

CONSTITUTIONAL RULE SUSPENDED

Representative Pitts moved to suspend the constitutional rule requiring bills to be read on three several days and to place **SB 1** on its third reading and final passage.

The motion prevailed by (Record 179): 146 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick;

Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martínez; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Smith; Smithee; Springer; Stephenson; Stickland; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zedler; Zerwas.

Nays — Simpson.

Present, not voting — Mr. Speaker(C).

Absent — Martínez Fischer; Turner, E.S.

STATEMENTS OF VOTE

When Record No. 179 was taken, I was temporarily out of the house chamber. I would have voted yes.

Martinez Fischer

When Record No. 179 was taken, my vote failed to register. I would have voted yes.

E. S. Turner

The speaker laid **SB 1** before the house on its third reading and final passage.

SB 1 was read third time.

Amendment No. 1

Representative Schaefer offered the following amendment to **SB 1**:

Amend **SB 1** on third reading by amending second reading Amendment No. 35 by Howard as follows:

(1) On line 14, strike "and".

(2) On line 16, between "solutions" and the period, insert "; and (5) the feasibility of allowing members of the United State military serving overseas or in a combat zone to be able to vote by electronic means".

Amendment No. 1 was adopted by (Record 180): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycocck; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick;

Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent — Sheets.

SB 1, as amended, was passed by (Record 181): 135 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Button; Callegari; Capriglione; Carter; Clardy; Coleman; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Fallon; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martínez; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Smith; Smithee; Springer; Stephenson; Stickland; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; White; Workman; Wu; Zedler; Zerwas.

Nays — Anchia; Burnam; Collier; Farias; González, M.; Hernandez Luna; Herrero; Martínez Fischer; Rodriguez, J.; Simpson; Turner, C.; Walle.

Present, not voting — Mr. Speaker(C).

Absent — Canales; Eiland.

The speaker stated that **SB 1** was passed subject to the provisions of Article III, Section 49a of the Texas Constitution.

STATEMENTS OF VOTE

When Record No. 181 was taken, my vote failed to register. I would have voted yes.

Canales

When Record No. 181 was taken, my vote failed to register. I would have voted yes.

Eiland

**GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING**

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

**HB 437 ON THIRD READING
(by J. Davis, Reynolds, Orr, Smith, Lozano, et al.)**

HB 437, A bill to be entitled An Act relating to career and technical education programs.

HB 437 was passed by (Record 182): 146 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zedler; Zerwas.

Nays — Stickland.

Present, not voting — Mr. Speaker(C).

Absent — King, S.; Martinez Fischer.

STATEMENTS OF VOTE

When Record No. 182 was taken, I was in the house but away from my desk. I would have voted yes.

S. King

When Record No. 182 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez Fischer

HB 860 ON THIRD READING**(by C. Turner, Farias, Flynn, Moody, et al.)**

HB 860, A bill to be entitled An Act relating to an exception to the domicile requirement for issuance of a commercial driver's license for certain military personnel.

HB 860 was passed by (Record 183): 149 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

HB 1390 ON THIRD READING**(by Harper-Brown)**

HB 1390, A bill to be entitled An Act relating to the electronic submission of a request for an attorney general opinion.

HB 1390 was passed by (Record 184): 149 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis;

Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

HB 695 ON THIRD READING
(by Phillips and Branch)

HB 695, A bill to be entitled An Act relating to funding state highway markers.

HB 695 was passed by (Record 185): 149 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Branch; Burkett; Burnam; Button; Callegari; Canales; Capriglione; Carter; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Creighton; Crownover; Dale; Darby; Davis, J.; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Eiland; Elkins; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González, M.; Gonzalez, N.; Gooden; Guerra; Guillen; Gutierrez; Harless; Harper-Brown; Hernandez Luna; Herrero; Hilderbran; Howard; Huberty; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Kleinschmidt; Klick; Kolkhorst; Krause; Kuempel; Larson; Laubenberg; Lavender; Leach; Lewis; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Menéndez; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Orr; Otto; Paddie; Parker; Patrick; Perez; Perry; Phillips; Pickett; Pitts; Price; Raney; Ratliff; Raymond; Reynolds; Riddle; Ritter; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Schaefer; Sheets; Sheffield, J.; Sheffield, R.; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Stickland; Strama; Taylor; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, E.S.; Turner, S.; Villalba; Villarreal; Vo; Walle; White; Workman; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

MEMORANDUM BY
REPRESENTATIVE ZERWAS

Representative Zerwas submitted the following memorandum for inclusion in the journal:

Pursuant to notice requirements as set out in the Texas Government Code, Section 572.0531, please accept this letter as notice that I am related to a person (my son, Brandon Zerwas) within the first degree of consanguinity, as determined

under Subchapter B, Chapter 573, who is registered as a lobbyist under Chapter 305 with respect to the subject matter of certain measures and bills relating to long term and nursing care in our state.

This notice may include, but is not limited to **SB 1** and any other measures containing matters pertaining to long term, rehabilitative, and nursing care. **SB 1** is intended to be taken up by the house of representatives today, April 4.

I ask that this letter be included in the House Journal, pursuant to Texas Government Code, Section 572.0531.

PROVIDING FOR ADJOURNMENT

At 9:39 p.m., Representative Pitts moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 2 p.m. Monday, April 8.

The motion prevailed.

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

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. Pursuant to Rule 1, Section 4 of the House Rules, the chair at this time corrected the referral of measures to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Clardy in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 9:47 p.m., adjourned until 2 p.m. Monday, April 8.

ADDENDUM

REFERRED TO COMMITTEES

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

List No. 1

HR 1194 (By Vo), Expressing support for the expansion of Taiwan's role in the international community.

To International Trade and Intergovernmental Affairs.

HR 1247 (By Walle), Recognizing that the Patient Protection and Affordable Care Act is now the law of the land, as per the Supreme Court decision of June 28, 2012.

To Select Federalism and Fiscal Responsibility.

SB 51 to Economic and Small Business Development.

SB 53 to Public Health.

SB 59 to Government Efficiency and Reform.

SB 64 to Public Health.
SB 112 to Insurance.
SB 141 to Public Health.
SB 146 to Higher Education.
SB 147 to Insurance.
SB 162 to Defense and Veterans' Affairs.
SB 165 to Defense and Veterans' Affairs.
SB 166 to Technology.
SB 169 to Elections.
SB 174 to Agriculture and Livestock.
SB 185 to Public Education.
SB 187 to Criminal Jurisprudence.
SB 188 to Criminal Jurisprudence.
SB 200 to Pensions.
SB 202 to Culture, Recreation, and Tourism.
SB 204 to Licensing and Administrative Procedures.
SB 213 to Corrections.
SB 223 to Homeland Security and Public Safety.
SB 245 to Human Services.
SB 246 to Government Efficiency and Reform.
SB 251 to Judiciary and Civil Jurisprudence.
SB 252 to Criminal Jurisprudence.
SB 256 to Higher Education.
SB 270 to Criminal Jurisprudence.
SB 275 to Criminal Jurisprudence.
SB 294 to Public Health.
SB 330 to Judiciary and Civil Jurisprudence.
SB 340 to Economic and Small Business Development.
SB 348 to Public Health.
SB 349 to State Affairs.
SB 353 to Human Services.
SB 359 to Ways and Means.
SB 360 to Environmental Regulation.
SB 361 to Criminal Jurisprudence.

SB 362 to Licensing and Administrative Procedures.

SB 366 to Pensions.

SB 367 to Criminal Jurisprudence.

SB 394 to Criminal Jurisprudence.

SB 395 to Criminal Jurisprudence.

SB 396 to Homeland Security and Public Safety.

SB 410 to State Affairs.

SB 412 to Agriculture and Livestock.

SB 422 to Investments and Financial Institutions.

SB 425 to Human Services.

SB 428 to Human Services.

SB 429 to Judiciary and Civil Jurisprudence.

SB 430 to Human Services.

SB 435 to Public Education.

SB 447 to Natural Resources.

SB 453 to Public Education.

SB 458 to Government Efficiency and Reform.

SB 464 to Licensing and Administrative Procedures.

SB 479 to Judiciary and Civil Jurisprudence.

SB 499 to Licensing and Administrative Procedures.

SB 500 to Public Health.

SB 510 to Transportation.

SB 511 to Corrections.

Pursuant to Rule 1, Section 4 of the House Rules, the chair corrects the referral of the following bills and resolutions:

HB 2879 (By Laubenberg), Relating to cemeteries and perpetual care cemetery corporations; creating an offense.

To Investments and Financial Institutions.

HB 3352 (By Frank), Relating to a study and possible action regarding the improper avoidance of the use tax due on certain off-road vehicles purchased in other states.

To Ways and Means.

MESSAGES FROM THE SENATE

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

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, April 4, 2013 - 1

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

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

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 122 Rodríguez

Relating to the removal from office of a member of the board of trustees of an independent school district.

SB 123 Rodríguez

Relating to the authority of the commissioner of education to issue subpoenas and conduct accreditation investigations.

SB 124 Rodríguez

Relating to the punishment for the offense of tampering with certain governmental records based on certain reporting for school districts and open-enrollment charter schools.

SB 149 Nelson

Relating to the Cancer Prevention and Research Institute of Texas.

SB 150 Nelson

Relating to the cancer prevention and research fund.

SB 352 West

Relating to visitation for certain children in the temporary managing conservatorship of the Department of Family and Protective Services.

SB 492 Lucio

Relating to the licensing and regulation of prescribed pediatric extended care centers; providing penalties; imposing fees.

SB 534 West

Relating to requiring permanency planning meetings for certain children in the conservatorship of the Department of Family and Protective Services.

SB 567 Watson

Relating to rates for water service, to the transfer of functions relating to the economic regulation of water and sewer service from the Texas Commission on Environmental Quality to the Public Utility Commission of Texas, and to the duties of the Office of Public Utility Counsel regarding the economic regulation of water and sewer service.

SB 672 Carona

Relating to the regulation of industrialized housing.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, April 4, 2013 - 2

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

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

THE SENATE HAS PASSED THE FOLLOWING MEASURES:
LOCAL AND UNCONTESTED CALENDAR

SB 181 Hegar
Relating to the use of a wireless communication device to provide evidence of motor vehicle financial responsibility.

SB 229 Davis
Relating to an exception to the domicile requirement for issuance of a commercial driver's license for certain military personnel.

SB 233 Patrick
Relating to the use of funds of certain municipal hospital authorities.

SB 354 West
Relating to permitting electronic delivery of certain documents in a criminal case.

SB 356 Carona
Relating to the audit of court registry funds in certain counties.

SB 407 Carona
Relating to an exemption for persons who sell certain burglar and fire alarm components from the requirement to be licensed as an air conditioning and refrigeration contractor.

SB 442 Birdwell
Relating to leave for certain veterans returning to state employment.

SB 487 Davis
Relating to all-terrain vehicles and recreational off-highway vehicles.

SB 490 Seliger
Relating to the expiration of tuition equalization grant requirements for grants awarded before the 2005-2006 academic year.

SB 502 West

Relating to placement of children with certain relatives or other designated caregivers.

SB 563 Hegar

Relating to the issuance of specialty license plates to honor recipients of the Defense Superior Service Medal.

SB 597 Birdwell

Relating to the issuance of specialty license plates for certain Operation Enduring Freedom veterans.

SB 654 West

Relating to the enforcement of water conservation and animal care and control ordinances of a municipality by civil action or quasi-judicial enforcement; providing civil penalties.

SB 660 West

Relating to assessment collection in certain public improvement districts.

SB 679 Duncan

Relating to certain records and supporting affidavits filed as evidence in certain actions.

SB 686 Huffman

Relating to the change of the name of the Commission on Law Enforcement Officer Standards and Education to the Texas Commission on Law Enforcement.

SB 701 Hegar

Relating to a defense to prosecution for criminal trespass.

SB 736 Watson

Relating to insurance rating and underwriting practices and declinations based on certain consumer inquiries.

SB 742 Carona

Relating to reports of missing children or attempted child abductions and to education and training for peace officers regarding missing or exploited children.

SB 748 Nelson

Relating to the use of certain tax revenue to enhance and upgrade convention center facilities, multipurpose arenas, multiuse facilities, and related infrastructure in certain municipalities.

SB 751 Patrick

Relating to the creation of the Harris County Municipal Utility District No. 531; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

SB 752 Patrick

Relating to the creation of the Harris County Municipal Utility District No. 530; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

SB 818 Duncan

Relating to boll weevil eradication activities and programs.

- SB 821** Schwertner
Relating to the prosecution of certain criminal offenses involving theft or involving fraud or other deceptive practices.
- SB 828** Van de Putte
Relating to the marketing of certain alcoholic beverages by manufacturers and their agents; providing for a permitting fee.
- SB 836** Hegar
Relating to the powers and duties of the Harris County Municipal Utility District No. 171; providing authority to impose a tax and issue bonds.
- SB 877** Patrick
Relating to establishing the Citizens' Star of Texas Award.
- SB 920** Eltife
Relating to the requirement that an unemployed individual be actively seeking work to be eligible for unemployment compensation benefits.
- SB 946** Nelson
Relating to the right to terminate a lease and avoid liability by a victim of certain sexual offenses or stalking.
- SB 948** Nelson
Relating to management of a coordinated county transportation authority.
- SB 965** Williams
Relating to the correction of employment termination reports for law enforcement officers.
- SB 983** Ellis
Relating to in camera review and filing of the information at issue in a suit filed under the public information law.
- SB 1008** Carona
Relating to the business, supervision, and regulation of state savings and loan associations and state savings banks; providing a criminal penalty.
- SB 1026** Duncan
Relating to the nonsubstantive revision of certain local laws concerning special districts, including conforming amendments.
- SB 1033** Carona
Relating to the registration and use of marks, including trademarks and service marks.
- SB 1053** Carona
Relating to the content of a notice provided to an owner or lienholder of a vehicle towed to a vehicle storage facility.
- SB 1096** Hinojosa
Relating to the monthly fee a defendant must pay during a period of community supervision.
- SB 1107** Zaffirini

Relating to the preference given by state and local governmental entities to agricultural products produced or grown in this state.

SB 1156 Hinojosa

Relating to land reclamation projects using tires.

SB 1169 Hegar

Relating to water conservation.

SB 1241 Hegar

Relating to the Edwards Aquifer Authority's regulation of wells with limited production capabilities.

SB 1376 Eltife

Relating to specialty license plates issued to retired members of the United States armed forces.

SB 1577 Fraser

Relating to the election of directors of certain electric cooperatives.

SCR 17 Hinojosa

Urging Congress to restore the presumption of a service connection for Agent Orange exposure to United States Navy and United States Air Force veterans who served on the inland waterways, in the territorial waters, and in the airspace of the Republic of Vietnam and to institute a presumption of connection to employment for civilians exposed to Agent Orange in their workplaces.

SCR 28 Uresti

Designating the first Tuesday in March as Texas Assisted Living Awareness Day for a 10-year period beginning in 2013.

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 3

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Thursday, April 4, 2013 - 3

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

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

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 299 Estes

Relating to the intentional display of a handgun by a person licensed to carry a concealed handgun.

- SB 393** West
Relating to the prosecution of children accused of certain Class C misdemeanors.
- SB 423** Nelson
Relating to the flexible response system for investigations of child abuse or neglect reports by the Department of Family and Protective Services.
- SB 557** Davis
Relating to a voluntary contribution to the fund for veterans' assistance when applying for a driver's license or personal identification certificate.
- SB 664** Davis
Relating to the allocation of certain grants from the fund for veterans' assistance.
- SB 816** Hegar
Relating to the date by which a school district must complete a report of an initial evaluation of a student for special education services.
- SB 886** Uresti
Relating to extended foster care for certain young adults and the extended jurisdiction of a court in a suit affecting the parent-child relationship involving those young adults.
- SB 894** Whitmire
Relating to real property within the Capitol complex.
- SB 981** Van de Putte
Relating to electric utility bill payment assistance programs for certain veterans burned in combat.
- SB 987** Hegar
Relating to allowing the attorney general to obtain an injunction against a municipality or county that adopts prohibited regulations regarding firearms, ammunition, or firearm supplies.
- SB 1238** Hinojosa
Relating to the composition and duties of and investigations conducted by the Texas Forensic Science Commission, the administrative attachment of the Texas Forensic Science Commission to Sam Houston State University, and the accreditation of criminal laboratories by the Department of Public Safety of the State of Texas.
- SB 1289** Williams
Relating to certain business entities engaged in the publication of mug shots and other information regarding the involvement of an individual in the criminal justice system; providing a civil penalty.
- SB 1297** Watson
Relating to written electronic communications between members of a governmental body.
- SB 1404** Patrick
Relating to attendance at and completion of high school by students who are in the conservatorship of the Department of Family and Protective Services.

Respectfully,

Patsy Spaw
Secretary of the Senate

Message No. 4

MESSAGE FROM THE SENATE
SENATE CHAMBER

Austin, Texas
Thursday, April 4, 2013 - 4

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

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

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 507 Watson
Relating to public and private facilities and infrastructure.

SB 820 Williams
Relating to procedures relating to the issuance and renewal of, and certain notice requirements associated with, certain deer permits.

SB 1286 Williams
Relating to the regulation of professional employer services; authorizing fees.

SB 1380 Patrick
Relating to the placement of video monitoring cameras in self-contained classrooms providing special education services.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 3

Criminal Jurisprudence - **HB 570, HB 688**

Investments and Financial Services - **HB 1646, HB 2758**

Technology - **HB 2738**

Ways and Means - **HB 1224**

ENGROSSED

April 3 - HB 115, HB 174, HB 222, HB 241, HB 242, HB 243, HB 419, HB 424, HB 597, HB 622, HB 634, HB 680, HB 712, HB 736, HB 774, HB 802, HB 808, HB 984, HB 1097, HB 1120, HB 1186, HB 1187, HB 1264, HB 1493, HB 2256, HB 2472

**NOTICE FILED BY LEGISLATOR CONCERNING
RELATIVE WHO IS LOBBYIST**

Pursuant to Section 572.0531 of the Government Code, notice was filed with the Texas Ethics Commission and the chief clerk of the house by the Representative Zerwas regarding the following spouse/relative who is a registered lobbyist: Brandon Zerwas.