

HOUSE JOURNAL

EIGHTY-FOURTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-FOURTH DAY — WEDNESDAY, MARCH 18, 2015

The house met at 10:01 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 60).

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

Absent, Excused — Dukes; Vo.

Absent — Anchia; Anderson, C.; Romero; Turner, S.

The speaker recognized Representative Clardy who introduced Darin Wood, pastor, Central Baptist Church, Jacksonville, who offered the invocation as follows:

Almighty God, as we stand at the beginning of this new day, we begin by committing to you our state, our plans, our dreams, our passions, and our very selves. It is our desire, God, to be used by you to lead our families, our districts, our state, and even our nation in a manner that brings glory and honor to you.

Thank you, God, for our great state and the privilege of serving her. Keep us from the temptation of believing that any of what we do here is about us. With deep humility, we recognize that we are merely servants here, stewards of the blessings you've given to us. Like our beloved bluebonnets, we are here to display your glory but only for a short season of life. We recognize and honor

today that you've bestowed upon us by your righteous right hand these blessings. Keep our minds and hearts clear of distractions that will deter us from fulfilling the calling you've blessed us with.

We live in a challenging and tumultuous time, O God. Keep our vision clear and our hands clean. May we display the clarity of our convictions, the purity of walk, and the willingness to lead even if no one goes with us. It's our earnest prayer that you would shape us into your image, Gracious God, and bless us with an unmistakable and unshakable quality of courage, conviction, and certainty of your provision and protection. Lead us with your wisdom as we seek to lead your people entrusted to our care. May you be honored by what we do here and how we do it. With gratitude for your answers in advance. Amen.

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

(Romero now present)

LEAVES OF ABSENCE GRANTED

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

Dukes on motion of Israel.

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

C. Anderson on motion of R. Miller.

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

Vo on motion of Blanco.

CAPITOL PHYSICIAN

The speaker recognized Representative Naishtat who presented Dr. Elliot Trester of Austin as the "Doctor for the Day."

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

(Tinderholt in the chair)

REGULAR ORDER OF BUSINESS SUSPENDED

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

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).

(Sheets in the chair)

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 8).

HR 921 - ADOPTED

(by T. King)

Representative T. King moved to suspend all necessary rules to take up and consider at this time **HR 921**.

The motion prevailed.

The following resolution was laid before the house:

HR 921, Recognizing March 18, 2015, as Crystal City Day at the State Capitol.

HR 921 was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative T. King who introduced a delegation from Crystal City.

(S. Turner now present)

HR 556 - PREVIOUSLY ADOPTED

(by Guillen and Darby)

The chair laid out the following previously adopted resolution:

HR 556, Commending Santos Lujan, Jr., for his outstanding service as an educator and an administrator.

HR 693 - PREVIOUSLY ADOPTED

(by Naishtat)

The chair laid out the following previously adopted resolution:

HR 693, Recognizing March 2015 as Brain Injury Awareness Month in Texas.

HR 364 - PREVIOUSLY ADOPTED

(by Nevárez)

The chair laid out the following previously adopted resolution:

HR 364, Recognizing Loving County Day at the State Capitol.

INTRODUCTION OF GUESTS

The chair recognized Representative Nevárez who introduced Billy B. Hopper and a delegation from Loving County.

HR 1168 - ADOPTED
(by Nevárez)

Representative Nevárez moved to suspend all necessary rules to take up and consider at this time **HR 1168**.

The motion prevailed.

The following resolution was laid before the house:

HR 1168, Congratulating Billy B. Hopper on his retirement as sheriff of Loving County.

HR 1168 was adopted.

HR 1250 - ADOPTED
(by Keffer)

Representative Keffer moved to suspend all necessary rules to take up and consider at this time **HR 1250**.

The motion prevailed.

The following resolution was laid before the house:

HR 1250, Recognizing March 18, 2015, as Rural Water Day at the State Capitol.

HR 1250 was adopted.

On motion of Representative Springer, the names of all the members of the house were added to **HR 1250** as signers thereof.

HR 1170 - ADOPTED
(by Muñoz)

Representative Muñoz moved to suspend all necessary rules to take up and consider at this time **HR 1170**.

The motion prevailed.

The following resolution was laid before the house:

HR 1170, Commemorating the Hubphest Cook-Off in Pharr.

HR 1170 was adopted.

On motion of Representative Martinez, the names of all the members of the house were added to **HR 1170** as signers thereof.

HR 1256 - ADOPTED
(by Muñoz)

Representative Muñoz moved to suspend all necessary rules to take up and consider at this time **HR 1256**.

The motion prevailed.

The following resolution was laid before the house:

HR 1256, Recognizing March 18, 2015, as City of Pharr Day at the State Capitol.

HR 1256 was adopted.

On motion of Representative Martinez, the names of all the members of the house were added to **HR 1256** as signers thereof.

HR 1295 - ADOPTED
(by Dale)

Representative Dale moved to suspend all necessary rules to take up and consider at this time **HR 1295**.

The motion prevailed.

The following resolution was laid before the house:

HR 1295, In memory of Patrick Wierzba of Leander.

HR 1295 was unanimously adopted by a rising vote.

On motion of Representative Riddle, the names of all the members of the house were added to **HR 1295** as signers thereof.

HR 453 - PREVIOUSLY ADOPTED
(by Riddle)

The chair laid out and had read the following previously adopted resolution:

HR 453, In memory of Dr. Bruce D. Krutsinger of Houston.

INTRODUCTION OF GUESTS

The chair recognized Representative Riddle who introduced family members and friends of Dr. Bruce D. Krutsinger.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Hunter requested permission for the Committee on Calendars to meet while the house is in session, at 10:50 a.m. today, in 3W.9, to set a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Calendars, 10:50 a.m. today, 3W.9, for a formal meeting, to set a calendar.

HR 688 - PREVIOUSLY ADOPTED
(by Collier)

The chair laid out and had read the following previously adopted resolution:

HR 688, In memory of the Honorable Walter Beatrice Campbell Barbour, the first African American female city council member of Fort Worth.

On motion of Representative Reynolds, the names of all the members of the house were added to **HR 688** as signers thereof.

HR 188 - PREVIOUSLY ADOPTED
(by Flynn)

The chair laid out the following previously adopted resolution:

HR 188, Recognizing February 25, 2015, as Van Zandt County Day at the State Capitol.

INTRODUCTION OF GUESTS

The chair recognized Representative Flynn who introduced a delegation from Van Zandt County.

HR 941 - ADOPTED
(by Workman)

Representative Workman moved to suspend all necessary rules to take up and consider at this time **HR 941**.

The motion prevailed.

The following resolution was laid before the house:

HR 941, Congratulating John Patrick Reinhart of Austin on attaining the rank of Eagle Scout.

HR 941 was adopted.

HR 734 - PREVIOUSLY ADOPTED
(by Villalba)

The chair laid out the following previously adopted resolution:

HR 734, Honoring the Carson Leslie Foundation for its fund-raising efforts in support of research concerning pediatric cancer.

HR 789 - ADOPTED
(by Zedler)

Representative Zedler moved to suspend all necessary rules to take up and consider at this time **HR 789**.

The motion prevailed.

The following resolution was laid before the house:

HR 789, Recognizing March 4, 2015, as Mansfield Day at the State Capitol.

HR 789 was adopted.

On motion of Representative R. Anderson, the names of all the members of the house were added to **HR 789** as signers thereof.

(Anchia now present)

HR 1279 - ADOPTED
(by Giddings, Alonzo, Burkett, Anchia, and Rose)

Representative Giddings moved to suspend all necessary rules to take up and consider at this time **HR 1279**.

The motion prevailed.

The following resolution was laid before the house:

HR 1279, Recognizing March 18, 2015, as Best Southwest Partnership Day at the State Capitol.

HR 1279 was adopted.

On motion of Representatives Button, R. Anderson, and Rose, the names of all the members of the house were added to **HR 1279** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Giddings who introduced members of the Best Southwest Partnership.

HR 732 - PREVIOUSLY ADOPTED (by Y. Davis)

The chair laid out the following previously adopted resolution:

HR 732, Recognizing March 18, 2015, as Leadership Southwest Day at the State Capitol.

COMMITTEES GRANTED PERMISSION TO MEET

Pursuant to Rule 4, Section 9 of the House Rules, Representative Burkett requested permission for all committees and subcommittees to meet while the house is in session, during bill referral today, pursuant to their committee postings. For purposes of this motion, those committees and subcommittees that are scheduled to meet upon adjournment or final recess today shall be considered to be scheduled to meet during bill referral today.

Permission to meet was granted.

RESOLUTIONS ADOPTED

Representative Martinez Fischer moved to suspend all necessary rules to take up and consider at this time the following congratulatory resolutions.

The motion prevailed.

The following resolutions were laid before the house:

HR 1322 (by Martinez Fischer), Congratulating Becky Hammond on her induction into the San Antonio Women's Hall of Fame.

HR 1330 (by Martinez Fischer), Congratulating Annie Uribe Turner on her induction into the San Antonio Women's Hall of Fame.

HR 1331 (by Martinez Fischer), Congratulating Lila Aguirre on her induction into the San Antonio Women's Hall of Fame.

HR 1332 (by Martinez Fischer), Congratulating Joanna F. Weidman on her induction into the San Antonio Women's Hall of Fame.

HR 1333 (by Martinez Fischer), Congratulating Gini Garcia on her induction into the San Antonio Women's Hall of Fame.

HR 1334 (by Martinez Fischer), Congratulating Margaret Guzman Mireles on her induction into the San Antonio Women's Hall of Fame.

HR 1335 (by Martinez Fischer), Congratulating Rosie Castro on her induction into the San Antonio Women's Hall of Fame.

HR 1336 (by Martinez Fischer), Congratulating Linda H. Conley on her induction into the San Antonio Women's Hall of Fame.

HR 1337 (by Martinez Fischer), Congratulating Patsy Cheyney on her induction into the San Antonio Women's Hall of Fame.

HR 1338 (by Martinez Fischer), Congratulating Catherine Stone on her induction into the San Antonio Women's Hall of Fame.

HR 1339 (by Martinez Fischer), Congratulating Martha K. Spinks on her induction into the San Antonio Women's Hall of Fame.

HR 1340 (by Martinez Fischer), Congratulating Susan Lewellyn Pamerleau on her induction into the San Antonio Women's Hall of Fame.

HR 1341 (by Martinez Fischer), Congratulating Amy L. Gowder on her induction into the San Antonio Women's Hall of Fame.

HR 1342 (by Martinez Fischer), Congratulating Margaret M. Vera on her induction into the San Antonio Women's Hall of Fame.

HR 1344 (by Martinez Fischer), Congratulating Father David H. Garcia on the 40th Anniversary of his Priestly Ordination for the Archdiocese of San Antonio.

The resolutions were adopted.

(Speaker in the chair)

**EMERGENCY CALENDAR
HOUSE BILLS
SECOND READING**

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

**CSHB 11 ON SECOND READING
(by D. Bonnen, Phillips, Oliveira, Lucio, Parker, et al.)**

CSHB 11, A bill to be entitled An Act relating to the powers and duties of the Texas Department of Public Safety and the investigation, prosecution, punishment, and prevention of certain offenses; creating an offense and increasing a criminal penalty.

LEAVE OF ABSENCE GRANTED

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

McClendon on motion of Allen.

CSHB 11 - (consideration continued)**CSHB 11 - POINT OF ORDER**

Representative Simpson raised a point of order against further consideration of **CSHB 11** under Rule 8, Section 3 of the House Rules on the grounds that it violates the one-subject rule.

The speaker overruled the point of order and submitted the following statement:

Representative Simpson raised a point of order against further consideration of **CSHB 11** under Rule 8, Section 3 of the House Rules on the grounds that it violates the one-subject rule, asserting that the bill does not contain only one subject. The point of order is respectfully overruled.

Under Rule 8, Section 3 of the House Rules, "Each bill (except a general appropriations bill. . .) shall contain only one subject." Representative Simpson asserted that **CSHB 11** deals with two separate and distinct subjects: The operation of the Texas Department of Public Safety at the Texas-Mexico border; and the creation of, changes to, or otherwise enhancement of certain criminal offenses, the effects of which are not contained to the border. Representative Simpson also noted that the house has previously sustained similar points of order. See 83 H.J. Reg. 1724-1725 (2013) (Miles point of order on **CSHB 947**). Supporters of **CSHB 11** argued that the bill pertains to a single subject, addressing the public safety of Texans related to enhanced border security operations. See *generally* Governor Abbott's proclamation on border security (February 19, 2015).

The chair has reviewed the 17 sections of the bill, the precedent cited by Representative Simpson, and other precedents of the house determined under Rule 8, Section 3 of the House Rules. See, e.g., 83 H.J. Reg. 5150-5151 (2013) (Taylor point of order on **HB 3793**); 81 H.J. Reg. 3760 (2009) (King point of order on **HB 2511**); 78 H.J. Reg. 5586 (2003) (Burnam point of order on **SB 1639**); 76 H.J. Reg. 2912 (1999) (Dutton point of order on **SB 30**). Because **CSHB 11** only pertains to one unifying subject (and the two separate subjects proposed by Representative Simpson are contained in that one subject), there was no violation of Rule 8, Section 3 of the House Rules.

Amendment No. 1

Representative D. Bonnen offered the following amendment to **CSHB 11**:
Floor Packet Page No. 2

Amend **CSHB 11** as follows:

- (1) On page 12, line 22, strike "information" and substitute "intelligence".
- (2) On page 13, line 3, strike "information" and substitute "intelligence".
- (3) On page 13, line 5, strike "information" and substitute "details".
- (4) On page 13, line 7, strike "information" and substitute "intelligence".
- (5) On page 16, line 3, strike "(f), (g), and (h)," and substitute "(f) and (g),".
- (6) On page 19, line 9, strike "(h)" and substitute "(g)".

Amendment No. 1 was adopted.

Amendment No. 2

Representative D. Bonnen offered the following amendment to **CSHB 11**:
Floor Packet Page No. 3

Amend **CSHB 11** by adding the following appropriately numbered SECTION to the bill and renumbering the remaining SECTIONS of the bill as appropriate:

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0164 to read as follows:

Sec. 411.0164. 50-HOUR WORK WEEK FOR COMMISSIONED OFFICERS ASSIGNED TO THE TEXAS-MEXICO BORDER REGION. Notwithstanding any other law, the department may implement a 10-hour work day and 50-hour work week for commissioned officers of the department assigned to a department region that includes counties along the Texas-Mexico border.

Amendment No. 2 was adopted.

Amendment No. 3

Representative D. Bonnen offered the following amendment to **CSHB 11**:
Floor Packet Page No. 4

Amend **CSHB 11** (house committee report) on page 14, line 23, by striking "transported" and substituting "smuggled [~~transported~~]."

Amendment No. 3 was adopted.

Amendment No. 4

Representative Muñoz offered the following amendment to **CSHB 11**:
Floor Packet Page No. 5

Amend **CSHB 11** (house committee printing) as follows:

(1) On page 8, line 18, between "REVIEW" and the period, insert "; REPORT".

(2) On page 9, between lines 4 and 5, insert the following:

(c) Every six months, the department shall report to the legislature improvements made to the department's information technology system during the preceding six month period. If the department contracts with a private contractor to improve the department's information technology system during the period covered by the report, the report must contain:

(1) the total amount paid or to be paid by the department to the private contractor under the contract; and

(2) a statement explaining why the department could not use the services of current department employees to perform the work specified in the contract.

Amendment No. 4 was withdrawn.

Amendment No. 5

Representative Tinderholt offered the following amendment to **CSHB 11**:
Floor Packet Page No. 8

Amend **CSHB 11**, on page 9, between lines 4 and 5, by inserting the following:

(c) Not later than December 31, 2016, the department shall identify and implement any additional detection and reporting technologies necessary to improve the department's ability to perform its functions.

Amendment No. 5 was withdrawn.

Amendment No. 6

Representative Muñoz offered the following amendment to **CSHB 11**:
Floor Packet Page No. 9

Amend **CSHB 11** (house committee report) as follows:

(1) On page 9, line 17, strike "and 411.0209" and substitute ", 411.0209, and 411.02091".

(2) On page 10, between lines 19 and 20, insert the following:

Sec. 411.02091. BORDER SECURITY REPORT. (a) The department every six months shall submit to the governor, lieutenant governor, speaker of the house of representatives, and each member of the legislature a report on the department's activities related to providing security in the counties along this state's international border during the preceding six months.

(b) The report must include information on:

(1) the department's technology policy and information technology system related to providing security in the counties along this state's international border;

(2) the hiring of officers, including officers with previous law enforcement experience, and any call into service of reserve officer corps to provide security in the counties along the border;

(3) the department's assistance at international border checkpoints;

(4) the costs to the department of providing security along the border;

and

(5) the number of investigations, arrests, and prosecutions and the number of traffic violations related to providing security along the border.

Amendment No. 6 was withdrawn.

Amendment No. 7

Representative Farias offered the following amendment to **CSHB 11**:
Floor Packet Page No. 11

Amend **CSHB 11** (house committee report) on page 9, line 22, between "department" and the underlined period, by inserting "who retired or resigned in good standing".

Amendment No. 7 was adopted.

Amendment No. 8

Representative Gutierrez offered the following amendment to **CSHB 11**:
Floor Packet Page No. 13

Amend **CSHB 11** on page 10, between lines 6 and 7, by inserting the following:

(f) Except as provided by Subsection (g), the director may use the services of the reserve officer corps in a county adjacent to the Texas-Mexico border for not longer than 60 days.

(g) The director may extend the services of the reserve officer corps in a county adjacent to the Texas-Mexico border for a longer period than the period prescribed by Subsection (f) only after the director reports to the governor, the lieutenant governor, and the speaker of the house of representatives:

(1) the reasons the director needs to continue to use the services of the reserve officer corps in that area;

(2) the estimated length of the continued service; and

(3) the reasons commissioned officers of the department are not able to adequately secure the border area without the assistance of the additional officers.

Amendment No. 8 was withdrawn.

Amendment No. 9

Representative Stickland offered the following amendment to **CSHB 11**:
Floor Packet Page No. 14

Amend **CSHB 11** (house committee report) on page 10, on line 10, by striking "investigate" and substituting "conduct a study concerning the".

Amendment No. 9 was withdrawn.

Amendment No. 10

Representative Muñoz offered the following amendment to **CSHB 11**:
Floor Packet Page No. 15

Amend **CSHB 11** (house committee report) on page 10 of the bill as follows:

(1) On line 11, between "authorities" and "at", insert "and to local law enforcement authorities working with those federal authorities".

(2) On line 15, between "department" and "may", insert "and local law enforcement authorities".

(3) On line 18, between "director" and "shall", insert "and applicable local law enforcement authorities".

Amendment No. 10 was withdrawn.

Amendment No. 11

Representative Simpson offered the following amendment to **CSHB 11**:

Floor Packet Page No. 18

Amend **CSHB 11** on page 10, by striking lines 15 through 19 and inserting the following:

(b) This section does not authorize the department to provide assistance at an international border checkpoint without further action from the legislature.

Amendment No. 11 was withdrawn.

Amendment No. 12

Representative Stickland offered the following amendment to **CSHB 11**:

Floor Packet Page No. 14

Amend **CSHB 11** (house committee report) on page 10, on line 10, by striking "investigate" and substituting "conduct a study concerning the".

(Burkett in the chair)

Amendment No. 12 was adopted.

Amendment No. 13

Representative Muñoz offered the following amendment to **CSHB 11**:

Floor Packet Page No. 20

Amend **CSHB 11** (house committee report) on page 10 of the bill as follows:

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

(c) Assistance provided by the department under this section must be distributed along the international border in an equal and uniform manner.

(2) On line 18, strike "(c)" and substitute "(d)".

(3) On line 18, between "shall" and "adopt", insert ", with the approval of the commission,"

Amendment No. 13 was withdrawn.

Amendment No. 14

Representative Blanco offered the following amendment to **CSHB 11**:

Floor Packet Page No. 26

Amend **CSHB 11** (house committee printing) as follows:

(1) On page 12, line 23, strike "the counties on the Texas-Mexico border."

(2) On page 12, line 23, insert "all Texas counties." before "The Texas Department"

(3) On page 12, line 27, strike "in a county located along the Texas-Mexico border"

Representative D. Bonnen moved to table Amendment No. 14.

The motion to table prevailed by (Record 61): 104 Yeas, 35 Nays, 2 Present, not voting.

Yeas — Alonzo; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dutton; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guerra; Harless; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Murphy; Murr; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rose; Sanford; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alvarado; Anchia; Bernal; Blanco; Canales; Collier; Farias; Farrar; Giddings; González; Guillen; Gutierrez; Hernandez; Herrero; Howard; Israel; Johnson; Márquez; Martinez; Martinez Fischer; Miles; Moody; Muñoz; Nevárez; Pickett; Rodriguez, E.; Rodriguez, J.; Romero; Schaefer; Thompson, S.; Turner, C.; Turner, S.; Walle; Wu.

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

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Coleman; Deshotel; King, S.; Naishtat.

STATEMENTS OF VOTE

When Record No. 61 was taken, I was in the house but away from my desk. I would have voted no.

Coleman

When Record No. 61 was taken, my vote failed to register. I would have voted no.

Deshotel

When Record No. 61 was taken, I was in the house but away from my desk. I would have voted no.

Naishtat

Amendment No. 15

Representative Walle offered the following amendment to **CSHB 11**:
Floor Packet Page No. 27

Amend **CSHB 11** (house committee printing) on page 13, between lines 10 and 11, by inserting:

(d) Notwithstanding any other law, if the Texas Department of Public Safety enters into a contract that exceeds \$5,000, including a contract entered into under Section 2155.137, Section 2157.068, or Subchapter I, Chapter 2155, Government Code, to carry out any provision of this section, the department must:

(1) use competitive bidding;

- (2) for a contract entered into under Section 2155.137, receive prior approval from the comptroller before entering into the contract; and
(3) follow all other applicable state and federal contracting rules.

Representative D. Bonnen moved to table Amendment No. 15.

The motion to table prevailed by (Record 62): 108 Yeas, 34 Nays, 2 Present, not voting.

Yeas — Alonzo; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dutton; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guerra; Harless; Howard; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Murphy; Murr; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alvarado; Anchia; Bernal; Blanco; Coleman; Collier; Farias; Farrar; Giddings; González; Guillen; Gutierrez; Hernandez; Herrero; Israel; Johnson; Márquez; Martinez; Martinez Fischer; Miles; Moody; Muñoz; Naishtat; Nevárez; Pickett; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Turner, C.; Turner, S.; Walle; Wu.

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

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Deshotel.

STATEMENT OF VOTE

When Record No. 62 was taken, my vote failed to register. I would have voted yes.

Deshotel

Amendment No. 16

Representative Stickland offered the following amendment to **CSHB 11**:
 Floor Packet Page No. 28

Amend **CSHB 11** on page 13, between lines 10 and 11, by inserting the following:

(d) The Texas Transnational Intelligence Center shall comply with Subchapter E, Chapter 421, and the rules adopted under that subchapter.

Amendment No. 17

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

Amend Floor Amendment No. 16 by Stickland (page 28 of the prefiled amendment packet) to **CSHB 11** by striking the text of the amendment and substituting the following:

Amend **CSHB 11** on page 13, between lines 10 and 11, by inserting the following:

(d) The Texas Transnational Intelligence Center shall comply with Section 421.085, Government Code, and the rules relating to that section.

Amendment No. 17 was adopted. (Phillips recorded voting no.)

Amendment No. 16, as amended, was adopted. (Phillips recorded voting no.)

Amendment No. 18

Representative Simpson offered the following amendment to **CSHB 11**:
Floor Packet Page No. 29

Amend **CSHB 11** on page 13, between lines 10 and 11, by inserting the following:

(d) The Texas Transnational Intelligence Center may not review, collect, or maintain:

(1) noncriminal information about the activities of any individual or any group, association, corporation, business, partnership, or other organization unless the information directly relates to criminal conduct or activity and probable cause exists that the subject of the information is or may be involved in criminal conduct or activity; or

(2) protected health information, biometric information, or personally identifiable information unless the information directly relates to criminal conduct or activity and probable cause exists that the subject of the information is or may be involved in criminal conduct or activity.

Amendment No. 18 was withdrawn.

Amendment No. 19

Representative Lozano offered the following amendment to **CSHB 11**:
Floor Packet Page No. 30

Amend **CSHB 11** (house committee report) on page 13 as follows:

(1) On lines 14 and 15, strike "with the intent to obtain a pecuniary benefit,".

(2) On line 24, between "(2)" and "encourages", insert "with the intent to obtain a pecuniary benefit,".

(Speaker in the chair)

Amendment No. 19 was withdrawn.

Amendment No. 20

Representative Walle offered the following amendment to **CSHB 11**:

Floor Packet Page No. 31

Amend **CSHB 11** (house committee report) on page 13 by striking lines 13 through 26 and substituting the following:

Sec. 20.05. SMUGGLING OF PERSONS. (a) A person commits an offense if the person, with the intent to obtain a pecuniary benefit, knowingly [intentionally] uses a motor vehicle, aircraft, ~~or~~ watercraft, or other means of conveyance to transport an individual with the intent to:

- (1) conceal the individual from a peace officer or special investigator; or
- (2) flee from a person the actor knows is a peace officer or special investigator attempting to lawfully arrest or detain the actor.

Representative D. Bonnen moved to table Amendment No. 20.

The motion to table prevailed by (Record 63): 107 Yeas, 33 Nays, 1 Present, not voting.

Yeas — Alonzo; Alvarado; Anchia; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dutton; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guerra; Harless; Hughes; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Murphy; Murr; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; Raney; Reynolds; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Allen; Bernal; Blanco; Canales; Coleman; Collier; Farias; Farrar; Giddings; González; Guillen; Gutierrez; Herrero; Howard; Israel; Johnson; Márquez; Martinez; Martinez Fischer; Miles; Moody; Muñoz; Naishtat; Nevárez; Pickett; Raymond; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Turner, C.; Turner, S.; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Deshotel; Hernandez; Huberty; Thompson, S.

STATEMENT OF VOTE

When Record No. 63 was taken, my vote failed to register. I would have voted no.

Deshotel

Amendment No. 21

Representative Walle offered the following amendment to **CSHB 11**:
Floor Packet Page No. 32

Amend **CSHB 11** (house committee report) in SECTION 10 of the bill, in amended Section 20.05, Penal Code (page 13, line 15), between "benefit" and the underlined comma, by inserting "of at least \$500".

Representative D. Bonnen moved to table Amendment No. 21.

The motion to table prevailed by (Record 64): 120 Yeas, 22 Nays, 1 Present, not voting.

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

Nays — Allen; Bernal; Blanco; Coleman; Collier; Farias; Farrar; Giddings; González; Gutierrez; Howard; Israel; Johnson; Martinez; Martinez Fischer; Miles; Naishtat; Nevárez; Rodriguez, E.; Rodriguez, J.; Turner, S.; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Hernandez; Thompson, S.

Amendment No. 22

Representative Walle offered the following amendment to **CSHB 11**:
Floor Packet Page No. 33

Amend **CSHB 11** (house committee report) on page 13, line 15, between "benefit" and the underlined comma, by inserting "and pursuant to organized criminal activity punishable under Section 71.02".

Representative D. Bonnen moved to table Amendment No. 22.

The motion to table prevailed by (Record 65): 112 Yeas, 30 Nays, 1 Present, not voting.

Yeas — Alonzo; Anderson, R.; Ashby; Ayccock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guerra; Harless; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Allen; Alvarado; Anchia; Bernal; Blanco; Canales; Coleman; Collier; Farias; Farrar; Giddings; González; Guillen; Gutierrez; Herrero; Howard; Israel; Johnson; Martinez; Martinez Fischer; Miles; Naishtat; Nevárez; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Turner, C.; Turner, S.; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Hernandez; Thompson, S.

Amendment No. 23

Representative Walle offered the following amendment to **CSHB 11**:

Floor Packet Page No. 36

Amend **CSHB 11** (house committee report) on page 13, between lines 26 and 27, by inserting the following:

(a-1) For purposes of Subsection (a)(2), a determination of whether an individual's presence in this county violates federal law may be made only by a federal agency authorized to make such a determination.

Representative D. Bonnen moved to table Amendment No. 23.

The motion to table prevailed by (Record 66): 110 Yeas, 32 Nays, 1 Present, not voting.

Yeas — Alonzo; Anderson, R.; Ashby; Ayccock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guerra; Harless; Hughes; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Muñoz; Murphy; Murr; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets;

Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Allen; Alvarado; Anchia; Bernal; Blanco; Coleman; Collier; Farias; Farrar; Giddings; González; Guillen; Gutierrez; Hernandez; Herrero; Howard; Israel; Johnson; Márquez; Martínez; Martínez Fischer; Miles; Moody; Naishtat; Nevárez; Pickett; Rodriguez, E.; Rodriguez, J.; Romero; Turner, C.; Turner, S.; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Elkins; Huberty.

Amendment No. 24

Representative Farias offered the following amendment to **CSHB 11**:
Floor Packet Page No. 37

Amend **CSHB 11** (house committee report) on page 15, between lines 2 and 3, by inserting the following:

(e) It is a defense to prosecution for an offense under Subsection (a)(2) that the individual who was encouraged or induced to enter or remain in this country is determined by the United States attorney general to be a refugee, as defined by 8 U.S.C. Section 1101.

Representative D. Bonnen moved to table Amendment No. 24.

The motion to table prevailed by (Record 67): 106 Yeas, 37 Nays, 1 Present, not voting.

Yeas — Alonzo; Alvarado; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Harless; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Murphy; Murr; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; Raney; Reynolds; Riddle; Rinaldi; Romero; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Anchia; Bernal; Blanco; Canales; Coleman; Collier; Farias; Farrar; Giddings; González; Guillen; Gutierrez; Hernandez; Herrero; Howard; Israel; Johnson; King, T.; Martínez; Martínez Fischer; Miles; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Pickett; Raymond; Rodriguez, E.; Rodriguez, J.; Rose; Thompson, S.; Turner, C.; Turner, S.; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Guerra.

STATEMENTS OF VOTE

When Record No. 67 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 67 was taken, I was shown voting yes. I intended to vote no.

Márquez

(Márquez in the chair)

Amendment No. 25

Representative Tinderholt offered the following amendment to **CSHB 11**:
Floor Packet Page No. 38

Amend **CSHB 11** (house committee report) on page 15, lines 6 and 7, by striking "during a period that is 30 or more days in duration,".

Amendment No. 26

Representative Tinderholt offered the following amendment to Amendment No. 25:

Amend Amendment No. 25 by Tinderholt (page 38 of the prefiled amendments packet) to **CSHB 11** by striking the text of the amendment and substituting the following:

Amend **CSHB 11** (house committee report) as follows:

(1) On page 15, lines 6 and 7, strike "during a period that is 30 or more days in duration,".

(2) On page 15, lines 13 and 14, strike "during a period that is 30 or more days in duration,".

Amendment No. 26 was adopted.

Amendment No. 25, as amended, was adopted.

Amendment No. 27

Representative Martinez Fischer offered the following amendment to **CSHB 11**:

Floor Packet Page No. 39

Amend **CSHB 11** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS as appropriate:

SECTION _____. Chapter 411, Government Code, is amended by adding Subchapter P to read as follows:

SUBCHAPTER P. BORDER OPERATIONS LEGISLATIVE OVERSIGHT
COMMITTEE

Sec. 411.431. DEFINITIONS. In this subchapter:

(1) "Border" means the border between this state and Mexico.

(2) "Committee" means the Border Operations Legislative Oversight Committee established under this subchapter.

Sec. 411.432. BORDER OPERATIONS LEGISLATIVE OVERSIGHT COMMITTEE. (a) A Border Operations Legislative Oversight Committee is established to ensure transparency of state operations along the border.

(b) Members of the committee are appointed as follows:

(1) three members of the senate appointed by the lieutenant governor;

(2) three members of the house of representatives appointed by the speaker of the house of representatives; and

(3) one public member appointed by the governor.

(c) A member of the committee serves at the will of the appointing official.

(d) The committee shall elect a chair from among its members.

(e) A member of the committee is not entitled to receive compensation for service on the committee or reimbursement for expenses incurred in the performance of official duties as a member of the committee.

(f) Chapter 2110 does not apply to the committee.

Sec. 411.433. POWERS AND DUTIES. (a) The committee has the powers and duties of a general investigating committee under Sections 301.020, 301.024, and 301.028, including access to confidential and law enforcement sensitive information.

(b) The committee:

(1) shall monitor and regularly report to the legislature on the progress of state operations along the border, including monitoring conditions at the local level;

(2) may request reports and other information from the department, the Parks and Wildlife Department, and the Texas military forces relating to operations along the border;

(3) if necessary, shall cooperate with local and federal officials to perform the committee's duties; and

(4) shall meet monthly to carry out the committee's duties.

Sec. 411.434. REPORTS TO COMMITTEE. (a) The department, the Parks and Wildlife Department, and the Texas military forces shall submit monthly reports to the committee:

(1) on the status and progress of law enforcement operations, activities, programs, and investigations along the border;

(2) providing a detailed analysis of spending, including any incremental costs, for operations, activities, programs, and investigations along the border, including:

(A) salaries, equipment, and capital purchases; and

(B) any contracts related to operations, activities, programs, and investigations along the border, and for each contract:

(i) the procurement process for the contract;

(ii) to whom the contract was awarded;
(iii) the amount of the contract; and
(iv) if the contract was an emergency purchase under Section 2155.137, state that fact and the reason why it was considered an emergency; and
(3) that includes:

(A) the impact of state operations, activities, programs, and investigations along the border on the resources of local law enforcement authorities and the attrition of local law enforcement officers; and

(B) recommendations on minimizing the disruption to local law enforcement authorities from state operations, activities, programs, and investigations along the border.

(b) The department, the Parks and Wildlife Department, and the Texas military forces shall:

(1) brief the committee in person at the request of the committee; and

(2) respond to any committee request for reports or other information under Section 411.433.

SECTION _____. As soon as possible after the effective date of this Act, but not later than January 1, 2016, the appointing officials described by Section 411.432, Government Code, as added by this Act, shall appoint the members of the Border Operations Legislative Oversight Committee established under that section.

Amendment No. 28

Representatives Martinez Fischer, D. Bonnen, and E. Rodriguez offered the following amendment to Amendment No. 27:

Amend Amendment No. 27 by Martinez Fischer to **CSHB 11** (page 39, prefiled amendment packet) as follows:

(1) Strike the heading to proposed Subchapter P, Chapter 411, Government Code, and substitute "SUBCHAPTER P. STATE LAW ENFORCEMENT OPERATIONS OVERSIGHT COMMITTEE".

(2) In proposed Section 411.431(2), Government Code, strike "Border Operations Legislative" and substitute "State Law Enforcement Operations".

(3) Strike every instance of "along the border" in proposed Sections 411.432, 411.433, and 411.434, Government Code, and substitute "targeting transnational gang and cartel activity".

(4) Strike the heading to proposed Section 411.432, Government Code, and substitute "STATE LAW ENFORCEMENT OPERATIONS OVERSIGHT COMMITTEE".

(5) In proposed Section 411.432(a), Government Code, strike "Border Operations Legislative" and substitute "State Law Enforcement Operations".

(6) In proposed Sections 411.432(b)(1) and (2), Government Code, strike "three" and substitute "five".

(7) Strike proposed Section 411.432(d), Government Code, and substitute the following:

(d) The lieutenant governor and the speaker of the house of representatives shall appoint the chair of the committee on an alternating basis. The chair of the committee serves a one-year term that expires September 1 of each year.

(8) Strike proposed Section 411.433(b)(2), Government Code, and substitute the following:

(2) may request from the department, the Parks and Wildlife Department, and the Texas military forces reports and any other information related to border operations considered necessary by the committee;

(9) Immediately after proposed Section 411.433(b), Government Code, insert the following:

(c) The committee may meet and consult with and advise local governments and federal authorities.

(10) Strike the SECTION of the amendment providing for the appointment of committee members by January 1, 2016, and substitute the following:

SECTION _____. As soon as possible after the effective date of this Act, but not later than September 1, 2015, the appointing officials described by Section 411.432, Government Code, as added by this Act, shall appoint the members of the State Law Enforcement Operations Oversight Committee established under that section. The speaker of the house of representatives shall make the first appointment to chair the committee as provided by that section.

Amendment No. 28 was adopted.

Amendment No. 27, as amended, was adopted.

Amendment No. 29

Representative González offered the following amendment to **CSHB 11**:

Floor Packet Page No. 43

SECTION 1. Chapter 411, Government Code, is amended by adding Subchapter P to read as follows:

SUBCHAPTER P. BORDER OPERATIONS OVERSIGHT

Sec. 411.431. DEFINITIONS. In this subchapter:

(1) "Border" means the border between this state and Mexico.

(2) "Task force" means the Texas Border Operations Oversight Task Force established under this subchapter.

(3) "Texas military forces" has the meaning assigned by Section 437.001.

(4) "Border County" means any county defined as being in the U.S.-Mexico border region as laid out under the 1983 La Paz Agreement for the Protection and Improvement of the Environment in the Border Area.

Sec. 411.432. ESTABLISHMENT OF TEXAS BORDER OPERATIONS OVERSIGHT TASK FORCE. (a) The department shall establish a Texas Border Operations Oversight Task Force to advise the department.

(b) The task force consists of a personnel subcommittee and an infrastructure subcommittee.

(c) Members of the subcommittees shall jointly elect a chair and vice chair of the task force from among the subcommittees' members. The chair and vice chair may not be on the same subcommittee.

(d) Members of the task force are appointed as follows:

(1) each state senator who represents a district located on the border shall appoint one member from the district who lives in a border county as defined above; and

(2) each state representative who represents a district located on the border shall appoint one member from the district who lives in a border county as defined above.

(e) Members of the task force serve a term of six years.

(f) To the extent practicable, the task force must include security experts, training experts, civil rights and civil liberties experts, representatives of faith-based organizations, local law enforcement officials, local governmental officials, and representatives from business and trade organizations.

(g) The task force shall meet at least semiannually and may convene additional meetings as they see fit.

(1) Additional meetings can be called or scheduled by the Chair, Vice Chair, or at the request of a majority of the membership.

(h) Members of the taskforce will be compensated for travel, meals, and lodging expenses incurred in the performance of their duties. Compensation will be in line with established state rates. A member of the taskforce is not entitled to receive compensation for other expenses incurred on or service provided to the taskforce.

(i) The task force is administratively attached to the department.

(j) Chapter 2110 does not apply to the task force.

Sec. 411.433. TASK FORCE; DUTIES. The task force shall:

(1) evaluate policies, strategies, and programs of governmental agencies, including but not limited to DPS, TPWD, and TMD, operating in border counties, as defined above;

(2) develop recommendations for improvements regarding border enforcement policies, strategies, and programs that take into consideration impact on border communities, with particular aim to:

(A) protect due process, the civil and human rights of border residents and visitors, and the private property rights of landowners;

(B) reduce the number of migrant deaths; and

(C) improve the safety of governmental agents and officers and the people with whom they interact;

(3) evaluate existing DPS, TMD, and TPWD training, and develop new or additional training materials and activities for these agencies on dealing with the circumstances of border counties, as defined above;

(4) assess the impact of border enforcement efforts and technologies, including the effect on the civil rights, private property rights, privacy rights, and civil liberties of border communities.

Sec. 411.434. TASK FORCE; POWERS. (a) For the purpose of administering the task force's duties, the task force or a designated member of the task force may:

(1) hold hearings, take testimony, receive evidence, and administer oaths;

(a) Copies of all materials obtained by the task force in the course of their duties shall be maintained by the Texas State Library;

(2) subject to Subsection (b), require, by subpoena or otherwise, the attendance and testimony of a witness and the production of any book, record, correspondence, memorandum, paper, or document the task force or designated member desires in carrying out its duties; and

(3) issue subpoenas that relate to a matter under investigation by the task force.

(b) A subpoena may be issued under this section only by the chair or vice chair of the task force or a recorded vote of two-thirds of the members of the task force.

(c) A subpoena may be issued only if the task force certifies to the director that the issuance is necessary to carry out its duties and that all reasonable efforts will be taken to limit the disclosure of personally identifiable information.

(d) A person authorized to serve process under the Texas Rules of Civil Procedure may serve a subpoena issued under this section. The person shall serve the subpoena in accordance with the Texas Rules of Civil Procedure.

(e) If a person refuses to obey a subpoena issued under this section, the task force or a member of the task force may apply to a district court in Travis County for an order requiring that the person obey the subpoena. If the court finds that good cause existed for the issuance of the subpoena, the court shall order compliance with the subpoena. Failure to obey the court order is punishable by the court as contempt.

(f) This section may not be construed as affecting the investigative and disciplinary procedures of the department with respect to department agents and officers.

Sec. 411.435. TASK FORCE; REPORTS. (a) The task force shall annually submit to the director and to each member of a standing committee of the legislature over homeland security a publicly available report containing information on the activities, findings, and recommendations of the task force for the preceding year.

(b) The director shall brief each standing committee of the legislature with jurisdiction over homeland security on each report required under Subsection (a).

Sec. 411.437. OFFICE OF THE OMBUDSMAN FOR BORDER OPERATIONS-RELATED CONCERNS. (a) In this section, "ombudsman" means the Office of the Ombudsman and component personnel for border operations-related concerns to be located within DPS that is established under this section.

(b) The DPS Inspector General shall appoint four ombudsman for border operations-related concerns. One ombudsman is to be located in McAllen, one is to be located in Laredo, one is to be located in Del Rio, and one is to be located in El Paso. These ombudsman shall report directly to the DPS Inspector General.

(c) To serve as ombudsman, a person must be knowledgeable in civil and human rights law.

(d) The ombudsman shall:

(1) receive and address complaints from individuals and employers and facilitate resolution of problems with the border operations components of the department;

(2) by examination of trends in public comments and complaints, identify areas in which individuals and employers have problems in dealing with the border operations components of the department;

(3) has discretion to refer complaints either to the OIG or to the DPS Chain of Command, except for complaints regarding use of force, civil rights violations, and civil liberty violations, which must be referred to OIG.

(4) to the extent practicable, propose changes in the administrative practices of the border operations components of the department to mitigate problems identified under Subdivision (2);

(e) The ombudsman may request that the office of inspector general conduct inspections, investigations, and audits.

(f) The Ombudsman must issue to the OIG, Director, and each standing committee of the legislature with jurisdiction over homeland security a report summarizing complaints received over the prior six months no later than March 1st and September 1st of each year.

(g) Not later than Sept. 1st of each year, the ombudsman shall submit a report to each standing committee of the legislature with jurisdiction over homeland security on the objectives and activities of the ombudsman for the preceding year. Each report must contain:

(1) a full and substantive analysis, in addition to statistical information;

and

(2) recommendations for improving the services and responsiveness of the department and any responses received from the department regarding the recommendations.

Sec. 411.439. TRAINING. (a) Department officers and any Texas military forces stationed at the border must be annually certified regarding appropriate training, including academy and in-service training, in the following:

(1) ethics, human rights, civil rights and liberties, constitutional rights, and anti-racial profiling measures;

(2) immigration law as it relates to protections for victims of crime or persecution;

(4) social and cultural sensitivity toward border communities and the impact of border operations on communities and residents;

(5) diversity of immigrant communities residing in the border region;

(6) language and basic cultural awareness of major migrant-sending nations;

(8) how to respond to grievances and where to refer complaints, to include the Office of the Ombudsman;

(9) local law enforcement agencies, legal and medical services, and any local policies limiting locations of enforcement and community organizations in each border sector;

(10) how to identify and address vulnerable populations, including persons expressing potential grounds for asylum, children, victims of crime and human trafficking, and individuals fleeing persecution or torture;

(b) Training under this section must also ensure:

(1) involvement of instructors from the border, immigrant communities, and the department;

(2) emphasis on a human rights framework as applied to the border region and immigrant communities, as applicable;

(c) As practicable, these training materials should be made publically available at least one month before going into use, and should be open to the public for feedback and suggestion.

(d) The department shall:

(1) develop and implement a publicly available plan on the training and other requirements of this section, including defined implementation goals, actions, measures, and dates; and

(2) annually report to the legislature on the plan and its implementation using specific benchmarks.

Sec. 411.44X ANNUAL DPS REPORT ON BORDER-RELATED ACTIVITIES. The director shall:

(1) collect statistics relating to all DPS border-related law enforcement activities in the border counties as specified above in this legislation, including:

(A) the number of DPS personnel deployed to border related activities;

(B) the number of hours logged by those personnel, specifying both normal and overtime work hours;

(C) the number of vehicle miles logged by DPS aircraft, land vehicles, and marine craft in the performance of DPS border related operations;

(D) the number of vehicle-hours in which DPS land, air, and marine resources were unavailable for use due to need for maintenance;

(E) expenditures on border-related activities, including breakdowns for both operating expenditure and maintenance of land vehicles, air vehicles, marine vehicles, standard personnel costs, overtime costs, technology costs (including operation and maintenance of border related cameras);

(F) the number of border related law enforcement operations undertaken by DPS, specifying:

(1) the number of operations where DPS engaged jointly with, or in a subsidiary role to federal or local law enforcement agencies,

(2) the number of operations where DPS was the lead law enforcement agency in operations undertaken jointly with federal or local law enforcement agencies,

(3) the number of operations where DPS was the sole participating law enforcement agency, and

(4) the man-hours and other DPS resources deployed as part of each of these types of operations;

(G) state felony arrests made by DPS personnel as part of border related operations, specifying:

(1) Arrests made by DPS as part of operations where local or federal law enforcement were participants, and

(2) Arrests made by DPS as part of operations where they were the sole participant.

(3) That arrests made by federal or local law enforcement as part of operations undertaken jointly with DPS should not be included in these figures.

(4) the man-hours and other DPS resources deployed as part of the specific operations leading to the arrests described in points 1 & 2 above.

(5) Moreover, for each of the categories laid out in 1 & 2, statistics should be compiled as to the type of felony committed by the arrested individuals;

(H) drug, currency, and weapon seizures made by DPS personnel as part of border related operations, specifying:

(1) Seizures made by DPS as part of operations where local or federal law enforcement were participants, and

(2) Seizures made by DPS as part of operations where they were the sole participant, and

(3) The man-hours and other DPS resources deployed as part of the specific operations leading to the arrests described in points 1 & 2 above, and

(4) That seizures made by federal or local law enforcement as part of operations undertaken jointly with DPS should not be included in these figures;

(I) DPS use of force in border related operations, specifying:

(1) Non-lethal uses of force,

(2) Lethal uses of force,

(3) Use of firearms, whether or not the use resulted in injury or death to a person, and

(4) Conditions that led to the use of force;

(J) That all of the above statistics provided by DPS can be cross-tabulated by county in which the law enforcement activity occurred, month of year, and time of day.

(2) The director shall summarize and issue these statistics in an annual report to be made public no later than September 1 of each year.

(A) This annual report should examine intra-year trends as well as including 3, 5, and 10-year comparisons for all data provided.

(B) The director should also actively provide copies of this report to the membership of each standing committee in the legislature with jurisdiction over homeland security.

Representative D. Bonnen moved to table Amendment No. 29.

The motion to table prevailed by (Record 68): 103 Yeas, 34 Nays, 2 Present, not voting.

Yeas — Alonzo; Anderson, R.; Ashby; Aycock; Bell; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dutton; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guillen; Harless; Hughes; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Murphy; Murr; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Allen; Alvarado; Anchia; Bernal; Blanco; Coleman; Collier; Deshotel; Farias; Farrar; Giddings; González; Gutierrez; Hernandez; Herrero; Howard; Israel; Johnson; King, T.; Longoria; Lucio; Martinez; Martinez Fischer; Miles; Muñoz; Naishtat; Nevárez; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Turner, C.; Turner, S.; Walle.

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

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Bohac; Guerra; Huberty; Phelan; Thompson, S.; Turner, E.S.

STATEMENTS OF VOTE

When Record No. 68 was taken, I was in the house but away from my desk. I would have voted yes.

Bohac

When Record No. 68 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

Amendment No. 30

Representative Walle offered the following amendment to **CSHB 11**:
Floor Packet Page No. 55

Amend **CSHB 11** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter C, Chapter 71, Government Code, is amended by adding Section 71.0354 to read as follows:

Sec. 71.0354. SMUGGLING OF PERSONS INFORMATION. As a component of the official monthly report submitted to the Office of Court Administration of the Texas Judicial System, a district court or county court at law shall report the number of cases filed for the following offenses:

- (1) smuggling of persons under Section 20.05, Penal Code; and
- (2) continuous smuggling of persons under Section 20.06, Penal Code.

Representative D. Bonnen moved to table Amendment No. 30.

The motion to table prevailed by (Record 69): 108 Yeas, 33 Nays, 2 Present, not voting.

Yeas — Alonzo; Alvarado; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guillen; Harless; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Murphy; Murr; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Reynolds; Riddle; Rinaldi; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Anchia; Bernal; Blanco; Canales; Coleman; Collier; Deshotel; Dutton; Farias; Farrar; Giddings; González; Gutierrez; Hernandez; Herrero; Howard; Israel; Johnson; Martinez; Martinez Fischer; Miles; Muñoz; Naishtat; Nevárez; Raymond; Rodriguez, E.; Rodriguez, J.; Romero; Turner, C.; Turner, S.; Walle; Wu.

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

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Guerra; Thompson, S.

STATEMENT OF VOTE

When Record No. 69 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

Amendment No. 31

Representative Martinez Fischer offered the following amendment to **CSHB 11**:

Floor Packet Page No. 63

Amend **CSHB 11** by adding the following appropriately numbered SECTIONS to the bill and renumbering the remaining SECTIONS of the bill as appropriate:

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0101 to read as follows:

Sec. 411.0101. ASSISTANCE TO CERTAIN LOCAL LAW ENFORCEMENT AGENCIES ALONG TEXAS-MEXICO BORDER. The department shall provide law enforcement assistance to the sheriff's department of a county along the Texas-Mexico border on a formal request for assistance from the commissioners court of the county.

Amendment No. 31 was withdrawn.

Amendment No. 32

Representative E. Rodriguez offered the following amendment to **CSHB 11**:
Floor Packet Page No. 61

Amend **CSHB 11** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Sections 2054.504, 2054.505, and 2054.506, Government Code, are amended to read as follows:

Sec. 2054.504. COUNCIL POWERS AND DUTIES. (a) The council shall:

- (1) at least quarterly, meet at the call of the presiding officer; and
- (2) conduct an interim study and make recommendations to the executive director regarding:

(A) improving the infrastructure of this state's cybersecurity operations, including transnational security operations, with existing resources and through partnerships between government, business, and institutions of higher education; and

(B) examining specific actions to accelerate the growth of cybersecurity as an industry in this state.

(b) The council may request the assistance of state agencies, departments, or offices, including the Department of Public Safety, to carry out its duties.

Sec. 2054.505. REPORT. Not later than December 1 of each even-numbered year, [2012,] the council shall submit a report based on its findings to:

- (1) the executive director;
- (2) the governor;
- (3) the lieutenant governor;
- (4) the speaker of the house of representatives;
- (5) the higher education committees of the senate and house of representatives;

(6) the senate committee having jurisdiction over economic development [Senate Committee on Economic Development];

(7) the house committee having jurisdiction over technology [House Technology Committee]; and

(8) the house committee having jurisdiction over economic and small business development [~~House Economic and Small Business Development Committee~~].

Sec. 2054.506. EXPIRATION OF SUBCHAPTER. This subchapter expires and the council is abolished September 1, 2019 [~~2015~~].

Amendment No. 32 was withdrawn.

Amendment No. 33

Representative Farias offered the following amendment to **CSHB 11**:
Floor Packet Page No. 72

Amend **CSHB 11** by adding the following appropriately numbered SECTION to the bill and renumbering the remaining SECTIONS of the bill as appropriate:

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0165 to read as follows:

Sec. 411.0165. VETERAN APPLICANTS FOR TROOPER TRAINING. The department shall accept a person applying to the department's trooper trainee academy if the person:

(1) has served four or more years in the United States armed forces as a member of the military police or other security force and received an honorable discharge; and

(2) meets all other department requirements for a commissioned officer.

Amendment No. 34

On behalf of Representative R. Miller, Representative D. Bonnen offered the following amendment to Amendment No. 33:

Amend Amendment No. 33 by Farias (page 72 of the prefiled amendment packet) on line 7 by striking "shall" and substituting "may".

Amendment No. 34 was adopted.

Amendment No. 33, as amended, was adopted.

Amendment No. 35

Representative Farias offered the following amendment to **CSHB 11**:
Floor Packet Page No. 74

Amend **CSHB 11** by adding the following appropriately numbered SECTION to the bill and renumbering the remaining SECTIONS of the bill as appropriate:

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0166 to read as follows:

Sec. 411.0166. RESIDENCY REQUIREMENT FOR COMMISSIONED OFFICERS. The department may not require a commissioned officer to live closer than 75 miles from the commissioned officer's assigned office measured in a direct line between the officer's residence and the officer's assigned office.

Representative D. Bonnen moved to table Amendment No. 35.

The motion to table prevailed by (Record 70): 105 Yeas, 36 Nays, 2 Present, not voting.

Yeas — Alonzo; Alvarado; Anchia; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guerra; Gutierrez; Harless; Huberty; Hughes; Hunter; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Murphy; Murr; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phillips; Price; Raney; Reynolds; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Bernal; Blanco; Canales; Coleman; Collier; Deshotel; Dutton; Farias; Farrar; Giddings; González; Guillen; Hernandez; Herrero; Howard; Isaac; Israel; Johnson; Martinez; Martinez Fischer; Miles; Muñoz; Naishtat; Nevárez; Pickett; Raymond; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Simpson; Turner, C.; Turner, S.; Walle; Wu.

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

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Phelan; Thompson, S.

Amendment No. 36

Representative Farias offered the following amendment to **CSHB 11**:
Floor Packet Page No. 76

Amend **CSHB 11** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill as appropriate:

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0211 to read as follows:

Sec. 411.0211. CERTAIN REIMBURSEMENTS. The department by rule shall establish a procedure for reimbursing officers who are transferred to the Texas-Mexico border region and relocated to another assignment by the department before the first anniversary of the date of the transfer to the border region.

Representative D. Bonnen moved to table Amendment No. 36.

The motion to table prevailed by (Record 71): 103 Yeas, 35 Nays, 3 Present, not voting.

Yeas — Alonzo; Alvarado; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Elkins; Faircloth; Fallon;

Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guerra; Harless; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Murphy; Murr; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Reynolds; Riddle; Rinaldi; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Smith; Smithee; Springer; Stephenson; Thompson, E.; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Anchia; Bernal; Blanco; Canales; Coleman; Collier; Davis, Y.; Dutton; Farias; Farrar; González; Guillen; Gutierrez; Hernandez; Herrero; Howard; Israel; Johnson; Martinez; Martinez Fischer; Miles; Muñoz; Nevárez; Raymond; Rodriguez, E.; Rodriguez, J.; Simpson; Spitzer; Stickland; Tinderholt; Turner, C.; Turner, S.; Walle; Wu.

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

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Capriglione; Deshotel; Naishtat; Thompson, S.

STATEMENT OF VOTE

When Record No. 71 was taken, I was in the house but away from my desk. I would have voted no.

Naishtat

Amendment No. 37

Representative Walle offered the following amendment to **CSHB 11**:
Floor Packet Page No. 78

Amend **CSHB 11** by adding the following appropriately numbered SECTION to the bill and renumbering the remaining SECTIONS of the bill as appropriate:

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0167 to read as follows:

Sec. 411.0167. LANGUAGE REQUIREMENTS FOR COMMISSIONED OFFICERS ASSIGNED TO TEXAS-MEXICO BORDER REGION. A commissioned officer of the department assigned to a department region that includes counties along the Texas-Mexico border must be fluent in both English and Spanish.

Representative D. Bonnen moved to table Amendment No. 37.

The motion to table prevailed by (Record 72): 103 Yeas, 36 Nays, 2 Present, not voting.

Yeas — Alonzo; Anderson, R.; Ashby; Aycocock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel;

Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guillen; Harless; Huberty; Hughes; Hunter; Isaac; Kacal; Keffer; King, K.; King, P.; King, S.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Murphy; Murr; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alvarado; Anchia; Bernal; Blanco; Canales; Coleman; Collier; Farias; Farrar; Giddings; González; Guerra; Gutierrez; Hernandez; Herrero; Howard; Israel; Johnson; Longoria; Lucio; Martinez; Martinez Fischer; Miles; Muñoz; Naishtat; Nevárez; Oliveira; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Turner, C.; Turner, S.; Walle; Wu.

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

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Dutton; Keough; King, T.; Thompson, S.

STATEMENT OF VOTE

When Record No. 72 was taken, I was in the house but away from my desk. I would have voted yes.

Keough

Amendment No. 38

Representative Canales offered the following amendment to **CSHB 11**:

Floor Packet Page No. 80

Amend **CSHB 11** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill as appropriate:

SECTION _____. Section 2155.137, Government Code, is amended by adding Subsection (c) to read as follows:

(c) Notwithstanding any other law, the Department of Public Safety must use competitive bidding, whether formal or informal, in making an equipment purchase that exceeds \$100,000.

(Speaker in the chair)

Amendment No. 38 was withdrawn.

Amendment No. 39

Representative Martinez Fischer offered the following amendment to **CSHB 11**:

Floor Packet Page No. 63

Amend **CSHB 11** by adding the following appropriately numbered SECTIONS to the bill and renumbering the remaining SECTIONS of the bill as appropriate:

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0101 to read as follows:

Sec. 411.0101. ASSISTANCE TO CERTAIN LOCAL LAW ENFORCEMENT AGENCIES ALONG TEXAS-MEXICO BORDER. The department shall provide law enforcement assistance to the sheriff's department of a county along the Texas-Mexico border on a formal request for assistance from the commissioners court of the county.

Amendment No. 40

Representative Martinez Fischer offered the following amendment to Amendment No. 39:

Amend Floor Amendment No. 39 by Martinez Fischer (page 63 of the prefiled amendment packet) to **CSHB 11** by striking the text of the amendment and substituting the following:

Amend **CSHB 11** by adding the following appropriately numbered SECTION to the bill and renumbering the remaining SECTIONS of the bill as appropriate:

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0101 to read as follows:

Sec. 411.0101. ASSISTANCE TO CERTAIN LOCAL LAW ENFORCEMENT AGENCIES ALONG TEXAS-MEXICO BORDER. In addition to any other department operations in a county along the Texas-Mexico border, the department shall provide assistance with offenses punishable as a third degree felony or higher to a county or municipal law enforcement agency in a county along the Texas-Mexico border on a request from the law enforcement agency for assistance. The regional commander has discretion to allocate department resources as necessary to meet the department's objectives.

Amendment No. 40 was adopted.

Amendment No. 39, as amended, was adopted.

Amendment No. 41

Representative Muñoz offered the following amendment to **CSHB 11**:
Floor Packet Page No. 15

Amend **CSHB 11** (house committee report) on page 10 of the bill as follows:

(1) On line 11, between "authorities" and "at", insert "and to local law enforcement authorities working with those federal authorities".

(2) On line 15, between "department" and "may", insert "and local law enforcement authorities".

(3) On line 18, between "director" and "shall", insert "and applicable local law enforcement authorities".

Amendment No. 42

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

Amend Amendment No. 41 by Muñoz to **CSHB 11** (page 15 of the prefiled amendments packet) as follows:

- (1) Strike lines 6 through 7.
- (2) On line 8, strike "(3)" and substitute "(2)".

Amendment No. 42 was adopted.

Amendment No. 41, as amended, was adopted.

Amendment No. 43

Representative Simpson offered the following amendment to **CSHB 11**:
Floor Packet Page No. 18

Amend **CSHB 11** on page 10, by striking lines 15 through 19 and inserting the following:

(b) This section does not authorize the department to provide assistance at an international border checkpoint without further action from the legislature.

Representative D. Bonnen moved to table Amendment No. 43.

The motion to table prevailed by (Record 73): 121 Yeas, 20 Nays, 2 Present, not voting.

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

Nays — Allen; Bernal; Canales; Coleman; Davis, Y.; Fallon; Farrar; Giddings; González; Guillen; Herrero; Miles; Rinaldi; Rose; Simpson; Spitzer; Stickland; Turner, E.S.; Turner, S.; Walle.

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

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Huberty; Thompson, S.

MESSAGE FROM THE SENATE

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

CSHB 11 - (consideration continued)**Amendment No. 44**

Representative Muñoz offered the following amendment to **CSHB 11**:
Floor Packet Page No. 20

Amend **CSHB 11** (house committee report) on page 10 of the bill as follows:

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

(c) Assistance provided by the department under this section must be distributed along the international border in an equal and uniform manner.

(2) On line 18, strike "(c)" and substitute "(d)".

(3) On line 18, between "shall" and "adopt", insert ", with the approval of the commission,"

Amendment No. 45

Representative Guillen offered the following amendment to Amendment No. 44:

Amend Floor Amendment No. 44 by Muñoz to **CSHB 11** (page 20 of the prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSHB 11** (house committee report) on page 10, line 14, following the underlined period, by inserting the following:

The department shall also study whether the establishment of international border checkpoints will have a negative impact on toll revenues.

Amendment No. 45 was adopted.

Amendment No. 44, as amended, was adopted. (J. White recorded voting no.)

Amendment No. 46

Representative Keffer offered the following amendment to **CSHB 11**:
Floor Packet Page No. 71

Amend **CSHB 11** by adding the following appropriately numbered SECTION to the bill and renumbering the remaining SECTIONS of the bill as appropriate:

SECTION _____. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.0151 to read as follows:

Sec. 411.0151. RURAL BORDER COUNTY WORKFORCE PLAN. (a) In this section, "rural border county" means a county with a population of less than 100,000 that is adjacent to the Texas-Mexico border.

(b) The department shall conduct an assessment to determine:

(1) the appropriate workforce levels in each rural border county necessary to:

(A) deter drug smuggling, smuggling of persons, and other criminal activity in the county; and

(B) adequately patrol the county; and

(2) the effects of drug smuggling on other rural counties in this state.

(c) Based on the results of the assessment, the department shall develop and implement a plan to ensure that the department assigns the appropriate number of commissioned officers to each rural border county.

Amendment No. 46 was withdrawn.

Amendment No. 47

Representative Canales offered the following amendment to **CSHB 11**:
Floor Packet Page No. 80

Amend **CSHB 11** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill as appropriate:

SECTION _____. Section 2155.137, Government Code, is amended by adding Subsection (c) to read as follows:

(c) Notwithstanding any other law, the Department of Public Safety must use competitive bidding, whether formal or informal, in making an equipment purchase that exceeds \$100,000.

Amendment No. 48

Representative Gutierrez offered the following amendment to Amendment No. 47:

Amend Amendment No. 47 by Canales to **CSHB 11** (page 80, prefiled amendment packet) by striking the text of the amendment and substituting the following:

Amend **CSHB 11** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill as appropriate:

SECTION _____. Section 2155.137, Government Code, is amended by adding Subsection (c) to read as follows:

(c) Notwithstanding any other law, the Department of Public Safety must use competitive bidding, whether formal or informal, in making an emergency purchase that exceeds \$50,000.

Amendment No. 48 failed of adoption by (Record 74): 27 Yeas, 114 Nays, 1 Present, not voting.

Yeas — Anchia; Bernal; Blanco; Collier; Davis, S.; Davis, Y.; Elkins; Farias; Giddings; González; Gutierrez; Howard; Israel; Martinez; Martinez Fischer; Naishtat; Nevárez; Oliveira; Reynolds; Rodriguez, E.; Rodriguez, J.; Simpson; Stephenson; Tinderholt; Turner, C.; Walle; Wu.

Nays — Allen; Alonzo; Alvarado; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Clardy; Coleman; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Deshotel; Dutton; Faircloth; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guerra; Guillen; Harless; Hernandez; Herrero; Hughes; Hunter; Isaac; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Riddle; Rinaldi; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Smith; Smithee; Spitzer; Springer; Stickland; Thompson, E.; Thompson, S.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Capriglione; Fallon; Huberty.

STATEMENTS OF VOTE

When Record No. 74 was taken, I was shown voting no. I intended to vote yes.

Guillen

When Record No. 74 was taken, I was shown voting no. I intended to vote yes.

Muñoz

(Geren in the chair)

Representative D. Bonnen moved to table Amendment No. 47.

The motion to table prevailed by (Record 75): 127 Yeas, 16 Nays, 2 Present, not voting.

Yeas — Alonzo; Alvarado; Anchia; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Giddings; Goldman; Gonzales; Guillen; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Martinez Fischer; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson;

Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Allen; Canales; Coleman; Collier; Farias; González; Guerra; Gutierrez; Márquez; Martínez; Nevárez; Oliveira; Pickett; Rodríguez, J.; Romero; Walle.

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

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

(Speaker in the chair)

CSHB 11 - REMARKS

REPRESENTATIVE WALLE: A billion dollars. Let me say that again, \$1 billion. That's how much we've spent on border security for the last four biennia, and now we're planning on spending close to another half a billion dollars on a mission that does not even have a definition. Mr. Speaker, members, I rise today to speak in opposition to **CSHB 11**. I appreciate that Chairman Bonnen and other house members, both democrat and republican, have worked to scale back the overly broad version of this bill. However, even with the hard work done by my colleagues, this bill appears to serve mostly as a vehicle to brandish one's tough-on-immigration stance.

The first few months of this session I have spent listening to long Appropriations hearings on the state's programs and services and their health. We examined and mulled over critical programs. However, it seems that the respective budget committees in each chamber are determined to spend between \$400 and \$800 million in the next two years without much oversight or directive in pursuit of border security. Border security still remains undefined by the state in any form, even though we have already spent over \$1 billion in the last four biennia. Fiscal conservatives seem to have gone silent in their calls for accountability and responsibility with regard to this issue. Even today there were ample opportunities to place safeguards on how the resources are spent. Instead, it seems the goal is to prove how serious we are by the amount of money that we're throwing at this problem.

DPS is poaching off local law enforcement in order to meet the increased personnel targets with help from **CSHB 11**'s provisions for crediting peace officers' service outside of DPS for salary purposes. Losing these good local police officers in our local communities is a risk to our public safety for the rest of the state. My county, Harris County, is host to many of the downstream and more serious effects of cartel activity in terms of drug trafficking and human trafficking. We can't afford to send law enforcement elsewhere when we already have a shortfall of police officers in our communities. It is my sincere hope to continue working with Chairman Otto, Speaker Straus, and the membership to address these concerns of accountability, metrics, and best usage of state resources as we move forward on this strategy.

Renewed focus was placed on the border last summer when the influx of unaccompanied minors, members—children, children from Central America who were fleeing their murderous homeland. Even back then I pleaded for compassion and patience for these children as we tried to find a safe home for these refugees. Unfortunately, at the time and in the months since, the politicization of this situation turned a humanitarian crisis into an indefinite surge where we're spending billions of dollars of money on the border, where we sent troops, National Guard, to the border—guardsmen and contractors—and used and spent an enormous amount of money on law enforcement gear. The numbers show unaccompanied minor crossings decreased, but evidence indicates it was due more to DHS' efforts to debunk rumors that the U.S. was offering refuge, or permisos, to children. And in addition to the Mexican government cracking down on northbound cargo trains, trains such as *La Bestia*. **CSHB 11** and the pieces included in the introduced budget bills taken together are an example of a solution looking for a wrong problem. True immigration enforcement is the jurisdiction of the federal government, and reform of that system must happen at the federal level. We had an opportunity as a state to respond to the humanitarian crisis, but instead we sent our National Guard—sent in our National Guard when they also have families and occupations, and bills, and mortgages to pay. I did my part by working with many of these unaccompanied children, and I represented them in many of their immigration status hearings.

The additional money being contemplated for border security would make a dent in the fiscal note on Representative Huberty's pre-K bill. We could help make sure our hospitals don't go under from the costs of uncompensated care. Or we could make more meaningful investment in our infrastructure, like water and roads. I guarantee you the dollars we spend on these other initiatives will save and improve more Texans' lives than the indefinite expansion of DPS and its authority in the name of border security. Thank you, Mr. Speaker, Mr. Bonnen, and members for allowing me your patience on my amendments and for my closing arguments. And with that, Mr. Speaker, I move that we not pass **CSHB 11**.

REPRESENTATIVE COLEMAN: You've worked with everybody and you've done a good job. One of the things that, I don't think it was appropriate on this bill, but maybe on the appropriations bill or on some other setting, is to ask the federal government to consider funding these initiatives because the State of Texas, you know we have a limited budget. Do you think that's something that we could work on to send, not just letter, but say to Congress, "when you're putting together your budget"—

REPRESENTATIVE D. BONNEN: Absolutely. I mean in all sincerity, God bless you, Representative Coleman. It's one of the things that I make a point to stay focused and comment on regularly. Texas is taking bold steps to fill the gap where the federal government is not meeting their core responsibilities. But it is also our responsibility as Texas legislators to fill that gap, but as much as that being our responsibility, it is also our responsibility to hold the federal government accountable and to not remove their responsibility. Representative Coleman, you have been a stalwart member of this body for many years and you

know that when we take on what is a responsibility of the federal government and don't continue to remind them and ask our constituents to remind them that it's really theirs, it becomes ours. I hold that goal with you. It should not become ours; it should be theirs. But one of the main components of this bill is that what is ours is the public safety of Texas citizens inside the border of this state. What this bill helps also do is empower our law enforcement officials to protect our citizens more due to the failure of that federal government in doing their constitutional responsibility.

COLEMAN: Right, and I think that we have enough former members of this body that served both in the house and people, you know, who—Senator Cornyn and Senator Cruz, who understand that we have capacity, but it's limited capacity. And I think it would be a good thing to at least ask if in this next budget would they consider funding some of it or a piece of it.

D. BONNEN: With great respect, Chairman Flynn has a concurrent resolution asking Congress to help us resolve the financial demand that we're taking up because of their choosing not to do their job. With that said, I think it's important that we, as you point out, have many former colleagues that are still our friends that are there serving, and we need to respectfully reach out to them. I would be wrong if I did not mention that Congressman McCaul, who represents parts of Austin down to your and my home area near Houston—he's working hard as chair of the Homeland Security Committee, and my knowledge is that he's trying to get some dollars to help reimburse Texas for some of the things that we've funded over the last 12 months.

COLEMAN: Well, I'm glad to hear that Chairman Flynn has a concurrent resolution, and I think that all of those things are important because maybe we can move something now that the circumstances have changed a little bit to get something put in these budgets that they're working on now.

D. BONNEN: Absolutely, you would think that in Washington with the dollars—you know, as I politely point out to folks on occasion, the entire state budget here in Texas is a rounding error in their deficit spending. I would think that they could find a dollar or two to help us filling the void of their failure to meet their core responsibility.

COLEMAN: Chairman Bonnen, I really appreciate the hard work that you've done on this bill. I know that it's hard to craft something that's 100 percent perfect. But as people have said, this is really a better bill for the consensus of the house.

REMARKS ORDERED PRINTED

Representative Coleman moved to print remarks by Representative Walle.

The motion prevailed.

REPRESENTATIVE GIDDINGS: All of us, I think, are concerned about securing our borders, particularly as it relates to criminal activity. I will say this is a very hefty price tag. Do you believe that this \$4.1 million is in fact close to a good price tag? I know the Legislative Budget Board gave it to us.

D. BONNEN: Well, it would depend on what you count because the reality of it is I think that the \$4 million is very small; I think it's accurate for what this bill does. But I don't want to mislead you, and I know you know this better than most members being a strong member of the Appropriations Committee. But you know our budget is allocating hundreds of millions of dollars to help address the issues that this bill helps enable those dollars to do a better job for Texans. So you know even better than I do the dollars that are being appropriated and allocated to this effort. But to your question, in this bill I don't believe this bill will—should create a higher burden than what is in that fiscal note.

GIDDINGS: We've talked about the federal government not stepping up, whether one believes that or not. If the federal government does step up, is there some way we can de-escalate and not make all these expenditures?

D. BONNEN: Well, my bill doesn't really make hardly any expenditures. That would be a decision for the Appropriations Committee to make when that time happens. Representative Giddings, I hope they do step up and they do meet their core responsibilities to the constitution, but as I've politely said, you won't find me underwater holding my breath expecting them to.

GIDDINGS: Well, as it relates to the \$4.1 million, Mr. Chairman, it certainly provides the legal basis for an appropriation even if the bill itself doesn't appropriate.

D. BONNEN: My point is, ma'am, Appropriations has about \$500 million plus, so that's really where the juice on the dollars is happening.

GIDDINGS: Okay, and just a couple of other questions. One of the things that we're having difficulty with in Dallas, and perhaps in some other urban areas, is hiring police officers basically—because of wages, I suppose. One of the provisions of this bill seems to be that any officer who is commissioned and hired will come in as though they have four years of service, so at a much higher salary level.

D. BONNEN: No, actually that's totally incorrect.

GIDDINGS: Okay, explain it to me.

D. BONNEN: They have to have at least four years of service to be provided the opportunity of getting credit for those four years. The situation now is that if you go hire on at a local county or municipal police department and you're six years into your career and you wanted to go become a part of DPS, you would go to zero, and so there's a disincentive in doing that. So what this bill does is it says for those that are four years or beyond, they can come in at that four-year level.

GIDDINGS: That was exactly my understanding; perhaps I didn't articulate it as well.

D. BONNEN: I apologize; I thought that you had said that anybody could show up and get the four years, that's all.

GIDDINGS: No, they have to be commissioned and they have to have four years of service and then they can come in at the four-year salary level, correct?

D. BONNEN: That is correct, yes.

GIDDINGS: My final question is, can you tell me a little bit more about this reserve officer corps? How many people do you envision being in the corps?

D. BONNEN: I don't really have a vision of how many would be in it, but, you know, I guess my attitude is as many good, retired, or previously commissioned DPS officers who are willing to give their time for free to support doing paperwork and those type of matters—background checks—so that we can have more of our paid troopers out there on the road and in the streets and doing their job of law enforcement. I think it's a great thing for Texas.

GIDDINGS: So they're not paid?

D. BONNEN: The only thing—to give you complete clarity, they're not paid anything except if they had, which would be very rare, travel expenditure. They would be reimbursed for travel expenditure.

REMARKS ORDERED PRINTED

Representative Rose moved to print remarks between Representative Giddings and Representative D. Bonnen.

The motion prevailed.

Representative Flynn moved to print remarks between Representative Coleman and Representative D. Bonnen.

The motion prevailed.

CSHB 11, as amended, was passed to engrossment by (Record 76): 131 Yeas, 12 Nays, 1 Present, not voting.

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

Nays — Bernal; Blanco; Farias; Farrar; González; Gutierrez; Israel; Martinez Fischer; Miles; Rodriguez, J.; Simpson; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Anderson, C.; Dukes; McClendon; Vo.

Absent — Oliveira.

STATEMENT OF VOTE

When Record No. 76 was taken, I was in the house but away from my desk. I would have voted yes.

Oliveira

REASON FOR VOTE

Attracting business and economic development to El Paso is crucial to the success of our city. The city of El Paso routinely ranks as having the lowest crime rate among large cities in the United States. I'm concerned that the proposed law sends the wrong message about our region and could unfairly single out the border and hurt economic development.

Blanco

**GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING**

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

**HB 437 ON SECOND READING
(by Raney, Farias, S. King, Sheets, Smith, et al.)**

HB 437, A bill to be entitled An Act relating to eligibility to participate in health benefit programs for certain state employees reemployed after military service.

HB 437 was passed to engrossment.

**HB 834 ON SECOND READING
(by Hernandez and Phillips)**

HB 834, A bill to be entitled An Act relating to the criteria for issuing a silver alert for a missing senior citizen.

HB 834 was passed to engrossment.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Ways and Means, during bill referral today, 1W.14, for a formal meeting, to consider pending business.

PROVIDING FOR ADJOURNMENT

At 3:39 p.m., Representative Dale moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow in memory of Patrick Wierzba of Leander.

The motion prevailed.

**BILLS AND JOINT RESOLUTIONS ON FIRST READING
AND REFERRAL TO COMMITTEES
CORRECTIONS IN REFERRAL**

Bills and joint resolutions were at this time laid before the house, read first time, 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.)

(Raney in the chair)

**BILLS AND JOINT RESOLUTIONS ON FIRST READING
AND REFERRAL TO COMMITTEES
CORRECTIONS IN REFERRAL**

Bills and joint resolutions were at this time laid before the house, read first time, 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. 2.)

ADJOURNMENT

In accordance with a previous motion, the house, at 6:18 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

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

List No. 1

HB 1 (By Otto), General Appropriations Bill.
To Appropriations.

HB 1733 (By Smithee), Relating to automobile liability insurance for drivers providing transportation network services.
To Insurance.

HB 1757 (By Paul), Relating to liability of an engineer conducting a Texas Windstorm Insurance Association inspection.
To Licensing and Administrative Procedures.

HB 1954 (By Parker), Relating to the licensing of vehicles for hire by certain airport governing boards; authorizing the imposition of fees.
To Transportation.

HB 2018 (By Schaefer), Relating to abolishing the regulation of guard dog trainers.

To Homeland Security and Public Safety.

HB 2049 (By Darby), Relating to indemnification and duties of engineers and architects under certain governmental contracts.

To Licensing and Administrative Procedures.

HB 2439 (By Smith), Relating to inspections and other activities conducted by engineers in connection with the issuance of certain windstorm and hail insurance.

To Licensing and Administrative Procedures.

HB 2440 (By Paddie, Larson, and Kuempel), Relating to the regulation of transportation network companies; imposing and authorizing fees; requiring an occupational permit.

To Transportation.

HB 2864 (By Muñoz), Relating to the issuance of certificates of self-insurance.

To Transportation.

HB 3253 (By Geren), Relating to the purchase of certain insurance coverage and the performance of related risk management services for the University of North Texas System and the component institutions of that system.

To Higher Education.

HB 3255 (By Goldman), Relating to the interests of certain holding companies in other holding companies that own a repair facility.

To Licensing and Administrative Procedures.

HB 3263 (By Guillen), Relating to the authority of a municipality to regulate state licensees.

To Urban Affairs.

HB 3265 (By Guillen), Relating to the licensing and regulation of tow truck companies, tow trucks, tow truck operators, vehicle storage facilities, vehicle storage facility employees, booting companies, and booting operators.

To Transportation.

HB 3267 (By Herrero), Relating to automatic voter registration on issuance or change of a driver's license or identification card by the Department of Public Safety.

To Elections.

HB 3271 (By Guillen), Relating to the creation of a deer management program commission.

To Culture, Recreation, and Tourism.

HB 3295 (By Sheffield), Relating to the provision of state aid to certain local governments disproportionately affected by the granting of ad valorem tax relief to disabled veterans.

To Appropriations.

HB 3296 (By Fletcher), Relating to an increase in punishment for certain persons convicted of theft of nickel-bearing alloys.

To Environmental Regulation.

HB 3305 (By Oliveira), Relating to a franchise tax credit for wages paid to certain employees.

To Ways and Means.

HB 3307 (By R. Miller), Relating to the authority of the Employees Retirement System of Texas to make available a TRICARE Military Health System Supplemental plan.

To Pensions.

HB 3432 (By S. Thompson), Relating to the option of providing electronic recordings of proceedings in the municipal court of record for the City of Houston.

To Judiciary and Civil Jurisprudence.

HB 3433 (By Sheffield), Relating to level of care designations for hospitals that provide neonatal intensive care services.

To Public Health.

HB 3434 (By Parker), Relating to the definition of "person" under the Uniform Commercial Code.

To Business and Industry.

HB 3436 (By Riddle), Relating to the system by which an application for a low income housing tax credit is scored.

To Urban Affairs.

HB 3437 (By Riddle), Relating to application requirements for low income housing tax credits.

To Urban Affairs.

HB 3438 (By Riddle), Relating to the transfer of surplus or salvage state agency property.

To State Affairs.

HB 3439 (By Riddle), Relating to the donation of property from a state agency to an assistance organization or a local governmental entity.

To State Affairs.

HB 3440 (By Guillen), Relating to eligibility of certain rural companies for support from the universal service fund.

To State Affairs.

HB 3441 (By Riddle), Relating to the date of the election for trustees of an independent school district.

To Public Education.

HB 3442 (By Raney), Relating to debit card or stored value card surcharges; providing a civil penalty.

To Investments and Financial Institutions.

HB 3443 (By Laubenberg), Relating to a prohibition on and destruction of unauthorized individual information collected or maintained by a state agency.

To Government Transparency and Operation.

HB 3444 (By Laubenberg), Relating to the provision of telemedicine medical services by a physician.

To Public Health.

HB 3445 (By Laubenberg), Relating to implementing certain incentives and cost-sharing requirements under the Medicaid program.

To Public Health.

HB 3446 (By Laubenberg), Relating to signs required to be displayed at certain facilities that perform abortions.

To State Affairs.

HB 3447 (By Laubenberg), Relating to the minimum standards applicable to an abortion facility.

To State Affairs.

HB 3449 (By Coleman), Relating to the Medicaid eligibility of certain women after a pregnancy.

To Public Health.

HB 3450 (By Laubenberg), Relating to the Texas Commission on Environmental Quality, emissions, state sovereignty and certain actions taken by the United States Environmental Protection Agency.

To Environmental Regulation.

HB 3451 (By Dale, D. Miller, Workman, Farney, and Murr), Relating to the election of directors of certain electric cooperatives.

To State Affairs.

HB 3453 (By Lozano), Relating to participation in and rates for coverage provided under the uniform group coverage program for active employees.

To Pensions.

HB 3454 (By S. Thompson), Relating to transactions involving the assignment of rights in an individual's legal claim; authorizing the imposition of a fee.

To Judiciary and Civil Jurisprudence.

HB 3455 (By González), Relating to the rights of victims of sexual assault.

To Criminal Jurisprudence.

HB 3456 (By Paul), Relating to the composition of the district executive committee of a political party.

To Elections.

HB 3457 (By Flynn), Relating to the methods of recovery of stranded environmental compliance costs by certain non-ERCOT electric utilities.

To State Affairs.

HB 3458 (By Parker), Relating to a franchise tax credit for recycling of oil and gas drill cuttings.

To Ways and Means.

HB 3459 (By Schofield), Relating to service of process in this state.

To Judiciary and Civil Jurisprudence.

HB 3460 (By Murr), Relating to provisions in the dedicatory instruments of property owners' associations regarding display of flags.

To Business and Industry.

HB 3461 (By Fallon), Relating to the standard service retirement annuity for certain members of the elected class of the Employees Retirement System of Texas.

To Pensions.

HB 3462 (By Deshotel), Relating to the creation of regional emergency communication districts; authorizing a fee.

To Homeland Security and Public Safety.

HB 3463 (By Springer), Relating to a photo identification requirement to use certain state benefits.

To Human Services.

HB 3464 (By Muñoz), Relating to the processing and payment of claims for reimbursement by providers under the Medicaid program.

To Public Health.

HB 3465 (By Springer), Relating to the sale of Beer and Wine on Sunday.

To Licensing and Administrative Procedures.

HB 3466 (By Deshotel), Relating to district-required benchmark assessment instruments.

To Public Education.

HB 3467 (By Martinez), Relating to a postsecondary distance learning feasibility study conducted by the Texas Higher Education Coordinating Board.

To Higher Education.

HB 3468 (By Parker), Relating to the payment of motor fuel taxes by certain entities that operate ambulances.

To Ways and Means.

HB 3469 (By Paul), Relating to the certification of structural engineers; providing for a fee.

To Licensing and Administrative Procedures.

HB 3470 (By D. Bonnen), Relating to ad valorem taxation.

To Ways and Means.

HB 3471 (By D. Bonnen), Relating to the taxable entities from which no franchise tax payments are due for a period.

To Ways and Means.

HB 3472 (By Coleman), Relating to the authorization for a county to establish a wage higher than the state minimum wage for competitive procurement requirements in a specific contract.

To County Affairs.

HB 3473 (By G. Bonnen), Relating to the provision of a cranial molding orthosis under the medical assistance and child health plan programs.

To Public Health.

HB 3474 (By Coleman), Relating to powers, duties, and services of counties and entities serving counties, certain voting procedures for county and other local elections, and the study of county population growth; imposing a civil penalty.

To County Affairs.

HB 3475 (By G. Bonnen), Relating to health care information provided by and notice of facility fees charged by certain freestanding emergency medical care facilities and the availability of mediation.

To Public Health.

HB 3476 (By Coleman), Relating to the provision and reimbursement of home telemonitoring services, telemedicine medical services, and telehealth services under the Medicaid program.

To Public Health.

HB 3477 (By Goldman), Relating to restrictions on event ticket sales.

To Licensing and Administrative Procedures.

HB 3479 (By Oliveira), Relating to authorizing certain distributions of income from a nonprofit corporation to members of the corporation who are certain nonprofit corporations.

To Business and Industry.

HB 3481 (By Goldman), Relating to a fishing license fee waiver for certain residents.

To Culture, Recreation, and Tourism.

HB 3482 (By D. Bonnen), Relating to the franchise tax; decreasing franchise tax rates.

To Ways and Means.

HB 3483 (By Meyer), Relating to limitations on the automatic admission of students to general academic teaching institutions.

To Higher Education.

HB 3484 (By D. Bonnen), Relating to state and local sales and use taxes.

To Ways and Means.

HB 3485 (By C. Turner), Relating to the addition of certain municipalities to the territory of a regional transportation authority.

To Transportation.

HB 3486 (By D. Bonnen), Relating to ad valorem and certain state taxes; decreasing certain state tax rates.

To Ways and Means.

HB 3487 (By K. King), Relating to operation of open-enrollment charter schools, including parental rights, applicability of certain laws, and admission policy.

To Public Education.

HB 3489 (By D. Miller), Relating to exemptions from examination requirement.

To Insurance.

HB 3490 (By Meyer), Relating to the development of a reporting system for certain complaints submitted to the Texas Ethics Commission; providing a civil penalty.

To General Investigating and Ethics.

HB 3491 (By Israel), Relating to asset management agreements of the Texas Department of Transportation.

To Transportation.

HB 3492 (By Muñoz), Relating to a permanent endowment to support the construction, acquisition, improvement, and equipping of buildings, facilities, and other improvements at public junior colleges.

To Higher Education.

HB 3493 (By Alvarado), Relating to the system by which an application for a low income housing tax credit is scored.

To Urban Affairs.

HB 3494 (By Huberty), Relating to educator preparation programs and teacher certification examinations.

To Public Education.

HB 3496 (By Schofield), Relating to authorizing certain first responders to carry a concealed handgun while on duty and to the prosecution of certain related offenses; providing for a fee.

To Homeland Security and Public Safety.

HB 3497 (By Alvarado), Relating to the award of points for affordable housing projects that are awarded low income housing tax credits.

To Urban Affairs.

HB 3498 (By González), Relating to the development of transfer associate degree programs to facilitate the transfer of students from public junior colleges to general academic teaching institutions.

To Higher Education.

HB 3499 (By Alvarado), Relating to the labeling of genetically modified food; authorizing a civil penalty.

To Public Health.

HB 3500 (By S. Thompson), Relating to judicial proceedings on a petition to set aside a conviction or an order of expunction of criminal history record information for certain victims of trafficking of persons convicted of prostitution.

To Criminal Jurisprudence.

HB 3501 (By Muñoz), Relating to the placement of a student who is a moderate or high risk sex offender in a juvenile justice alternative education program or a disciplinary alternative education program with certain monitoring requirements.

To Juvenile Justice and Family Issues.

HB 3502 (By Deshotel), Relating to the selection of entities to perform functions required of the State Center for Early Childhood Development.

To Public Education.

HB 3503 (By Muñoz), Relating to the administration of assessment instruments to certain students of limited English proficiency.

To Public Education.

HB 3504 (By Guillen), Relating to the availability of death records of unidentified persons.

To Public Health.

HB 3505 (By Longoria), Relating to the regulation of crafted precious metal dealers.

To Environmental Regulation.

HB 3506 (By Guillen), Relating to the appointment by certain elected officials of students to receive a Texas Armed Services Scholarship.

To Defense and Veterans' Affairs.

HB 3507 (By Guillen), Relating to providing a sales and use tax refund or franchise tax credit for businesses that employ former offenders.

To Ways and Means.

HB 3509 (By S. Davis), Relating to contributions and expenditures made in connection with a campaign for speaker of the house of representatives.

To General Investigating and Ethics.

HB 3510 (By Y. Davis), Relating to the publication of an image that depicts an individual without the individual's consent; imposing civil penalties.

To Business and Industry.

HB 3511 (By S. Davis), Relating to the contents of financial statements that are electronically filed by certain persons.

To General Investigating and Ethics.

HB 3512 (By S. Davis), Relating to lobbying activities and the registration of lobbyists.

To General Investigating and Ethics.

HB 3513 (By Springer), Relating to the Fisher County Hospital District.

To County Affairs.

HB 3514 (By Muñoz), Relating to the acquisition of control of insurance companies.

To Insurance.

HB 3515 (By S. Davis), Relating to reporting of certain expenditures by registered lobbyists.

To General Investigating and Ethics.

HB 3516 (By Schubert), Relating to reimbursement of county expenses for special legislative elections.

To Elections.

HB 3517 (By S. Davis), Relating to requirements governing registration and authorized activities of certain lobbyists; expanding the applicability of an occupational registration.

To General Investigating and Ethics.

HB 3518 (By Landgraf), Relating to alternative fuel fleets of certain governmental entities, including funding for motor vehicles, infrastructure, and equipment.

To Energy Resources.

HB 3519 (By Guerra), Relating to the use of home telemonitoring services under the Medicaid program.

To Public Health.

HB 3520 (By Muñoz), Relating to the disposition of permit fees for the movement of oversize or overweight vehicles on certain highways.

To Transportation.

HB 3521 (By Faircloth), Relating to the establishment of limited purpose public junior college districts by certain independent school districts.

To Higher Education.

HB 3522 (By Longoria), Relating to photo identification requirements for certain stored value card purchases.

To Investments and Financial Institutions.

HB 3524 (By Huberty), Relating to exemptions for disabled peace officers from payment of tuition and fees at public institutions of higher education.

To Higher Education.

HB 3525 (By E. Rodriguez), Relating to creating the Texas Quality Research Leadership Authority to help Texas small businesses rapidly scale in potentially leading edge technologies and abolishing the Texas emerging technology fund.

To Economic and Small Business Development.

HB 3526 (By Longoria), Relating to requiring photo identification for certain card purchases.

To Investments and Financial Institutions.

HB 3527 (By G. Bonnen), Relating to the requirement that certain medical facilities and physicians give patients a good faith estimate of the expected payment for facility-based health care services before the services are provided; providing an administrative penalty.

To Public Health.

HB 3528 (By Naishtat), Relating to change orders for certain local government contracts.

To Urban Affairs.

HB 3529 (By Deshotel and Phelan), Relating to authorizing the issuance of revenue bonds for a multipurpose education building at Lamar Institute of Technology.

To Higher Education.

HB 3530 (By Dukes), Relating to encouraging age-appropriate normalcy activities for children in the managing conservatorship of the state.

To Juvenile Justice and Family Issues.

HB 3531 (By Deshotel and Phelan), Relating to authorizing the issuance of revenue bonds for a multipurpose education building at Lamar University.

To Higher Education.

HB 3532 (By Herrero), Relating to confidential information.

To Ways and Means.

HB 3533 (By Muñoz), Relating to recovery under uninsured and underinsured motorist insurance coverage.

To Insurance.

HB 3534 (By Deshotel and Phelan), Relating to authorizing the issuance of revenue bonds for a multipurpose education building at Lamar State College–Port Arthur.

To Higher Education.

HB 3535 (By Collier), Relating to low income housing tax credits awarded for proposed developments in targeted areas for revitalization.

To Urban Affairs.

HB 3536 (By Landgraf), Relating to the appointment of the commissioners of certain financial regulatory agencies by the Finance Commission of Texas.

To Investments and Financial Institutions.

HB 3537 (By Y. Davis), Relating to a breach of system security of a business that exposes consumer credit card or debit card information; providing a civil penalty.

To Business and Industry.

HB 3538 (By Smithee), Relating to the adoption of the Uniform Interstate Family Support Act of 2008.

To Juvenile Justice and Family Issues.

HB 3539 (By Dukes), Relating to the regulation by a developer of the installation of solar energy devices in a residential subdivision.

To Business and Industry.

HB 3540 (By M. White), Relating to the groundwater rights of a landowner and the amount of groundwater production for which a groundwater conservation district may issue permits.

To Natural Resources.

HJR 13 (By Pickett), Proposing a constitutional amendment dedicating certain revenue derived from the tax imposed on the sale and use of taxable items to the state highway fund.

To Transportation.

Pursuant to Rule 1, Section 4 of the House Rules, the chair corrects the referral of the following bills and resolutions:

HB 853 (By Sanford), Relating to the confidentiality of information identifying children who are victims of certain offenses; creating an offense.

To Juvenile Justice and Family Issues.

HB 2476 (By Guerra), Relating to the repeal of the statutory provision regarding the abolishment of health care funding districts in certain counties located on the Texas-Mexico border.

To County Affairs.

HB 2633 (By Hernandez), Relating to the release of information regarding motor vehicle accidents.

To Judiciary and Civil Jurisprudence.

HB 2989 (By Elkins), Relating to the establishment of a publicly accessible database containing information on materials and products used in the construction of wastewater projects.

To Natural Resources.

List No. 2

HB 22 (By S. Davis), Relating to the powers and duties of the Texas Ethics Commission; creating a criminal offense.

To State Affairs.

HB 23 (By S. Davis), Relating to disclosure of certain relationships with local government officers and vendors; creating criminal offenses.

To General Investigating and Ethics.

HB 24 (By S. Davis), Relating to political contributions and political expenditures; providing civil penalties; creating criminal offenses.

To State Affairs.

HB 37 (By Cook), Relating to the reporting of certain political contributions and political expenditures by certain persons; adding provisions subject to a criminal penalty.

To State Affairs.

HB 38 (By Cook), Relating to the duties of nonprofit corporations regarding certain contributions and the disclosure of information relating to those contributions in certain campaign finance reports.

To State Affairs.

HB 1401 (By Geren), Relating to the issuance of bonds by certain municipalities jointly operating an airport to fund a public pension fund.

To Investments and Financial Institutions.

HB 1532 (By Geren), Relating to quarterly reporting of political contributions and expenditures by certain candidates, officeholders, and political committees.

To State Affairs.

HB 1533 (By Geren), Relating to a restriction on the use of certain political contributions from a single source in the month before an election.

To State Affairs.

HB 1539 (By Meyer), Relating to increasing the criminal penalties in certain circumstances for insider trading and other misuse of official information by public servants.

To General Investigating and Ethics.

HB 1714 (By Oliveira), Relating to a report by the comptroller regarding the misclassification of employees.

To State Affairs.

HB 1719 (By Bell), Relating to the eligibility for unemployment compensation benefits of a state military forces member on release from training or duty.

To Defense and Veterans' Affairs.

HB 1726 (By Oliveira), Relating to a study by the consumer credit commissioner regarding payment by mortgage lenders of property tax loans.

To Investments and Financial Institutions.

HB 1752 (By Goldman), Relating to the issuance of certain bonds by school districts and the permissible use of interest derived from the proceeds of those bonds.

To Investments and Financial Institutions.

HB 1793 (By Frullo), Relating to reports of certain missing children and to the administration of missing or exploited children prevention grants.

To Homeland Security and Public Safety.

HB 1808 (By Giddings), Relating to the use of and training for incident-based reporting of information and statistics concerning criminal offenses committed in this state.

To Homeland Security and Public Safety.

HB 1840 (By Reynolds), Relating to the appointment by the attorney general of a special prosecutor to prosecute certain offenses committed that cause serious bodily injury or death by peace officers.

To Select Emerging Issues In Texas Law Enforcement.

HB 1931 (By Galindo), Relating to reporting requirements for gift or entertainment expenditures made by a person for a member of the board of trustees of an independent school district.

To General Investigating and Ethics.

HB 2052 (By Bohac), Relating to service contracts, vehicle protection products and loss damage waivers for heavy equipment; requiring an occupational license; expanding the applicability of an occupational license.

To Business and Industry.

HB 2249 (By D. Miller), Relating to the creation, powers and duties, and administration of emergency response districts; providing authority to impose taxes and issue bonds.

To Special Purpose Districts.

HB 2351 (By Harless and Kuempel), Relating to conflicts of interest and discrimination policies for an ethics or medical committee review of an advance directive.

To State Affairs.

HB 2521 (By Coleman), Relating to transferring from the state to a county the revenue derived from oil and gas leases of land owned by the county to be used by the county for road maintenance purposes.

To County Affairs.

HB 2683 (By R. Miller), Relating to the transfer of the regulation of licensed dyslexia practitioners and licensed dyslexia therapists to the Texas Department of Licensing and Regulation.

To Human Services.

HB 2686 (By Shaheen), Relating to the provision and use of certain transportation funding, including the allocation of certain revenue from the taxes imposed on the sale or use of motor vehicles.

To Transportation.

HB 2687 (By Shaheen), Relating to persons who are public servants for purposes of the offenses of official oppression and misuse of official information; creating offenses.

To State Affairs.

HB 2737 (By Capriglione), Relating to the allocation of certain motor fuels tax revenue.

To Appropriations.

HB 2801 (By Peña), Relating to the use of a bathroom, locker room, or shower facility in a public school.

To State Affairs.

HB 2802 (By Peña), Relating to the use of public bathrooms, locker rooms, and shower facilities; creating a criminal offense.

To State Affairs.

HB 2819 (By Deshotel), Relating to improvement projects of the Sabine-Neches Navigation District of Jefferson County, Texas; providing authority to issue anticipation notes and time warrants.

To Investments and Financial Institutions.

HB 2860 (By Bernal), Relating to the prohibition of housing discrimination on the basis of sexual orientation or gender identity or expression and to the enforcement of that prohibition; creating an offense.

To State Affairs.

HB 2918 (By Villalba), Relating to the prosecution of the offense of interference with public duties; increasing a penalty.

To Select Emerging Issues In Texas Law Enforcement.

HB 2949 (By Klick), Relating to advance directives, including do-not-resuscitate orders; creating a criminal offense.

To State Affairs.

HB 2961 (By Sanford), Relating to ballot language for a proposition to approve the issuance of bonds by a city.

To Elections.

HB 2962 (By Sanford), Relating to ballot language for a proposition to approve the issuance of bonds by a county.

To Elections.

HB 2963 (By Sanford), Relating to ballot language for a proposition to approve the issuance of bonds by a school district.

To Elections.

HB 2984 (By Hughes), Relating to advance directives or health care or treatment decisions made by or on behalf of patients.

To State Affairs.

HB 3309 (By Sanford), Relating to appointment of and performance of notarial acts by an electronic notary public; authorizing a fee and creating a criminal offense.

To State Affairs.

HB 3337 (By Clardy), Relating to training and education for state agency administrators and employees.

To General Investigating and Ethics.

HB 3341 (By Peña), Relating to a requirement that school district superintendents report information relating to the use of restraints against students and student arrests and enhancing the penalty prescribed for certain acts of official oppression; creating a criminal offense.

To Public Education.

HB 3349 (By J. Rodriguez), Relating to the retirement system in certain municipalities for firefighters and police officers.

To Pensions.

HB 3414 (By Frank), Relating to advance directives and health care and treatment decisions.

To State Affairs.

HB 3495 (By Israel), Relating to unprofessional conduct by mental health providers who attempt to change the sexual orientation of a child; providing penalties.

To State Affairs.

Pursuant to Rule 1, Section 4 of the House Rules, the chair corrects the referral of the following bills and resolutions:

HB 129 (By Goldman), Relating to the allocation to the state highway fund of revenue from the taxes imposed on the sale, rental, or use of motor vehicles and other taxes imposed on motor vehicles.

To Transportation.

HB 202 (By Leach), Relating to the allocation of certain motor vehicle sales, use, and rental tax revenue to the state highway fund and to the uses of that revenue.

To Transportation.

HB 373 (By Simmons), Relating to the allocation of certain revenue from the taxes imposed on the sale, rental, or use of motor vehicles to the state highway fund and to the uses of that revenue.

To Transportation.

HB 399 (By Harless), Relating to taxes wholly or partly deposited to the credit of the state highway fund; increasing the rates of the gasoline and diesel fuel taxes and authorizing the increase or decrease of those rates in subsequent years.

To Transportation.

HB 469 (By Metcalf), Relating to the allocation of certain motor vehicle sales tax revenue to the state highway fund and to the uses of that revenue.

To Transportation.

HB 1081 (By Paul), Relating to the allocation of certain motor vehicle sales tax revenue to the state highway fund.

To Transportation.

HB 1370 (By Phillips), Relating to the allocation of certain motor vehicle sales tax revenue to the state highway fund and to the uses of that revenue.

To Transportation.

HB 1622 (By Paul), Relating to the allocation of certain revenue derived from the state gasoline tax.

To Transportation.

HJR 27 (By Pickett), Proposing a constitutional amendment limiting the uses of revenue from motor vehicle registration fees, taxes on motor fuels and lubricants, and certain revenue received from the federal government.

To Transportation.

HJR 28 (By Pickett), Proposing a constitutional amendment prescribing the purposes for which revenue from motor vehicle registration fees, certain motor vehicle-related taxes, and certain revenues received from the federal government may be used.

To Transportation.

HJR 29 (By Pickett), Proposing a constitutional amendment prescribing the purposes for which revenue from motor vehicle registration fees, certain motor vehicle-related taxes, and certain revenues received from the federal government may be used.

To Transportation.

HJR 36 (By Larson), Proposing a constitutional amendment to limit the purposes for which revenues from motor vehicle registration fees, taxes on motor fuels and lubricants, and certain revenues received from the federal government may be used.

To Transportation.

HJR 48 (By Harless), Proposing a constitutional amendment limiting the permissible uses of the state highway fund, including further limiting the use of additional tax and fee revenue attributable to changes to certain state taxes and fees, to increase revenue for nontolled public highway purposes.

To Transportation.

HJR 53 (By Metcalf), Proposing a constitutional amendment dedicating certain revenue derived from the tax imposed on the sale of motor vehicles to the state highway fund.

To Transportation.

SIGNED BY THE SPEAKER

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

Senate List No. 8

SCR 25

MESSAGES FROM THE SENATE

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

Message No. 1

MESSAGE FROM THE SENATE
 SENATE CHAMBER
 Austin, Texas
 Wednesday, March 18, 2015 - 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 17 Estes
Relating to the authority of a person who is licensed to carry a handgun to openly carry a holstered handgun; creating a criminal offense; providing penalties.

SB 45 Zaffirini
Relating to the designation of a portion of Interstate Highway 37 as the Trooper Terry Wayne Miller Memorial Highway.

SB 97 Hinojosa
Relating to regulation of the sale, distribution, possession, use, and advertising of e-cigarettes; creating offenses.

SB 133 Schwertner
Relating to mental health first aid training for school district employees and school resource officers.

SB 149 Seliger
Relating to alternative methods for satisfying certain public high school graduation requirements, including the use of individual graduation committees.

SB 227 Zaffirini
Relating to the designation of a segment of Farm-to-Market Road 624 in McMullen County as the Game Warden James E. Daughtrey Memorial Highway.

SB 318 Hinojosa
Relating to the amount the Texas Military Preparedness Commission may grant to local governmental entities for certain purposes.

SB 415 Watson
Relating to the designation of a portion of Farm-to-Market Road 685 in Travis County as the Deputy Jessica Hollis Memorial Highway.

SB 424 Schwertner
Relating to the licensing and regulation of hospitals in this state; increasing the amount of administrative penalties assessed or imposed against certain hospitals; authorizing the imposition of a fee.

SCR 13 Seliger
Urging the U.S. Congress to end the ban on crude oil exports.

Respectfully,
Patsy Spaw
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER

Austin, Texas
Wednesday, March 18, 2015 - 2

The Honorable Speaker of the House

House Chamber
Austin, Texas

Mr. Speaker:

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

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 33 Sheffield SPONSOR: Estes
In memory of Dr. Barry B. Thompson, The Texas A&M University System
chancellor emeritus and Tarleton State University president emeritus.

SB 197 Schwertner
Relating to the financial self-sufficiency of the Cancer Prevention and Research
Institute of Texas.

SB 273 Campbell
Relating to certain offenses relating to carrying concealed handguns on property
owned or leased by a governmental entity; providing a civil penalty.

SB 288 Estes
Relating to the designation of a portion of State Highway 16 in Young County as
the Texas Game Warden Joseph Marshall Evans Memorial Highway.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

March 17

Higher Education - **HB 599**

International Trade and Intergovernmental Affairs - **HCR 57, HCR 63**

ENGROSSED

March 17 - HB 10

