

HOUSE JOURNAL

EIGHTY-FOURTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-FOURTH DAY — TUESDAY, APRIL 21, 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 298).

Present — Mr. Speaker; Allen; Alonzo; Alvarado; Anchia; Anderson, C.; 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; Miller, D.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Absent, Excused — Miles; Price.

Absent — Dukes; Miller, R.

The speaker recognized Representative Dale who introduced Mark Brown, senior pastor, Faith City Church, Cedar Park, who offered the invocation as follows:

Heavenly Father, we thank you today for every representative. We thank you for surrounding them with your love, presence, favor, joy, wisdom, and understanding. You are the president and CEO of the universe. There is nothing impossible for you to do. Give them insight for oversight as they continue leading strong. I thank you for their leadership and guidance. We bind every opposition that would hinder these fine men and women from accomplishing their duty. Take care of their families while they are away from their homestead. Father, let them leave this place knowing they have made the right decision. They are favored,

loved, appreciated, respected, and honored. We ask your choice blessings be upon each one today. We declare it, proclaim it, and decree it. In Jesus' name. Amen.

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

LEAVE OF ABSENCE GRANTED

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

Miles on motion of Burrows.

REGULAR ORDER OF BUSINESS SUSPENDED

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

LEAVE OF ABSENCE GRANTED

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

Price on motion of Ashby.

(Frank in the chair)

MESSAGE FROM THE SENATE

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

HR 1832 - ADOPTED

(by Stephenson)

Representative Stephenson moved to suspend all necessary rules to take up and consider at this time **HR 1832**.

The motion prevailed.

The following resolution was laid before the house:

HR 1832, Recognizing April 21, 2015, as Jackson County Day at the State Capitol.

HR 1832 was adopted.

CAPITOL PHYSICIAN

The chair recognized Representative Isaac who presented Dr. Brent Sanderlin of San Marcos as the "Doctor for the Day."

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

HR 2194 - ADOPTED
(by M. White)

Representative M. White moved to suspend all necessary rules to take up and consider at this time **HR 2194**.

The motion prevailed.

The following resolution was laid before the house:

HR 2194, Welcoming the members of the Indigenous Nations and the Indigenous Cultures Institute on the occasion of their visit to the Capitol.

HR 2194 was adopted.

INTRODUCTION OF GUESTS

The chair recognized Representative M. White who introduced members of the Indigenous Nations and the Indigenous Cultures Institute, speaking as follows:

As a proud descendant of the Cherokee tribe, it is my distinct privilege to stand before this house of representatives to recognize and honor the Indigenous Nations of Texas. For millennia, Indigenous Nations have been good stewards of the land we call Texas. Indigenous people are a very spiritual people with a deep and abiding belief in a creator and a powerful spiritual connection to the land. While struggling for survival since the arrival of the Europeans in North America, the indigenous people have remained resilient, determined to protect the lands of their heritage and to preserve and transmit their unique cultural identities to future generations.

The governments of this country, including the Republic of Texas, broke numerous treaties and endorsed policies that harmed the indigenous people. Forever the indigenous peoples' culture was altered, their livelihood decimated by the destruction of the buffalo herds and the systematic removal from their historic lands. Children were taken from their families, entire tribes were purged, and their religion banished. In spite of the transgressions visited upon them, the indigenous people have remained resilient with a steadfast commitment to pass on their heritage to future generations. With honor and distinction, they have continued to protect this great land by serving in the military forces of the United States since the founding of this nation. I would like to take time now to recognize any of our guests here today. If you have ever served in the military or are currently serving, please stand up.

We recognize the transformative effect of acknowledging mistakes. The 111th U.S. Congress, in their apology to the native peoples of the United States, in Section 8113 (a)(7) encourages all state governments to reconcile with Native Americans within the boundaries of their state. As an elected member of this body, I want to express my deepest sorrow and regret for past wrongdoings. I'm so sorry that happened to your people.

We would like to honor you for your many contributions to this great State of Texas and commit to building an honest, constructive relationship and forging a covenant with the creator and all indigenous people to work toward achieving

our mutual goal of a society that advances opportunities for all citizens of this great state we call Texas. I am pleased to announce that the senate is joining us in offering a similar resolution.

Now, I would like to recognize some guests on the dais and in the gallery. I'd like to first begin by recognizing Ben Nava who is a Lipan Apache. Ben is an adviser for SU NATIVE (Native Americans Teaching Indigenous Values Everywhere) at Southwestern University. Dr. Mario Garza is a member and elder of the Miakan/Garza Band Texas from the Coahuiltecan people indigenous to Texas and northeastern Mexico. The Miakan/Garza is a state recognized tribe of Texas. Dr. Garza has a multidisciplinary doctorate degree, has taught at the collegiate level, and is a proud veteran of the Vietnam War. Maria Rocha is also a Coahuiltecan Comanche and is a member of the Miakan/Garza Band, a state recognized Indian tribe in Texas. She is also the executive director of the Indigenous Cultures Institute, a local nonprofit that preserves and promotes Native American culture. She has over 30 years of experience in nonprofit administration and lives in San Marcos, Texas. She's also the wife of Dr. Mario Garza. Erwin and Rosemary De Luna have been married for 44 years; they have two daughters and five grandchildren. Erwin is president of the board of directors for the United San Antonio Pow Wow, Inc.—a Texas chartered and 501(c)(3) organization whose purpose is to promote the traditions and culture of the American Indian. He is of Navajo and Taos Pueblo ancestry, and he's a member of the Kiowa Tia-piah Society in Oklahoma and Native American Church in Oklahoma.

In the gallery, we have Joan Swallow from Oklahoma. Joan is the wife of the late Dr. Jay Swallow. Dr. Swallow was a southern Cheyenne-Sioux. Jay was born into a life of extreme hardship and poverty like that of most of the members of his tribe. As a young man, Dr. Swallow served in the U.S. Navy. In 1961, he dedicated his life to serving the Lord and began a lifetime ministry that has touched over 200 tribes throughout this country. In 1988, Dr. Swallow, along with Negiel Bigpond, pastor of Morning Star Evangelistic Center, formed Two Rivers Native American Training Center—administered by Native Americans to reach the tribes with the gospel. We have Mark Wauahdooh, from Lawton, Oklahoma, where I was born. Mark is a member of the Comanche Nation. He's a former elected member of the Business Committee of the Comanche Nation. He plays an active role in the Heartland Apostolic Prayer Network and the Texas Apostolic Prayer Network. Mark is focused on the reconciliation of the land of the people. Is Sylvester Olivas here? Well, Sylvester is a Chiricahua. Sylvester goes to church with me at 3C Cowboy Fellowship in Salado, and he's sitting next to his wife. Sylvester was instrumental in helping me bring forth this resolution by introducing me to these wonderful people. Sylvester has been married to Tina for four years, and he's the director of a recovery program at 3C Cowboy Fellowship. He is studying to be a preacher.

Please help me welcome our honored guests, and take time to enjoy the music and dancing that will take place today at the Capitol rotunda at noon and in the extension open air rotunda at 1:30. Members and guests, please help me recognize the wonderful indigenous people of Texas. Welcome to your Capitol. Please stand and be recognized.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Hunter requested permission for the Committee on Calendars to meet while the house is in session, at 10:25 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, 10:25 a.m. today, 3W.9, for a formal meeting, to set a calendar.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence temporarily for today to attend a meeting of the Committee on Calendars:

Cook on motion of Flynn.

S. Davis on motion of Flynn.

Geren on motion of Flynn.

Harless on motion of Flynn.

Huberty on motion of Flynn.

Hunter on motion of Flynn.

K. King on motion of Flynn.

Larson on motion of Flynn.

FIVE-DAY POSTING RULE SUSPENDED

Representative Zerwas moved to suspend the five-day posting rule to allow the Committee on Higher Education to consider **SB 1191** at 8 a.m. tomorrow in E2.014.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Higher Education, 8 a.m. tomorrow, E2.014, for a public hearing, to consider **SB 1191** and previously posted bills.

HR 2154 - ADOPTED**(by J. White, et al.)**

Representative J. White moved to suspend all necessary rules to take up and consider at this time **HR 2154**.

The motion prevailed.

The following resolution was laid before the house:

HR 2154, Congratulating the Texas Public Policy Foundation on the grand opening of its new headquarters.

HR 2154 was adopted.

(R. Miller now present)

LEAVE OF ABSENCE GRANTED

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

Dukes on motion of McClendon.

HR 1579 - PREVIOUSLY ADOPTED**(by Walle and Frullo)**

The chair laid out the following previously adopted resolution:

HR 1579, Congratulating the Texas Children's Hospital surgical team on the successful separation of conjoined twins.

INTRODUCTION OF GUESTS

The chair recognized Representative Walle who introduced representatives of the Texas Children's Hospital.

HR 1840 - ADOPTED**(by Leach, Simmons, Laubenberg, E. S. Turner, and Shaheen)**

Representative E. S. Turner moved to suspend all necessary rules to take up and consider at this time **HR 1840**.

The motion prevailed.

The following resolution was laid before the house:

HR 1840, Welcoming students from the Prestonwood Christian Academy Upper School to the State Capitol.

HR 1840 was adopted.

On motion of Representatives Simmons, Shaheen, and Fallon, the names of all the members of the house were added to **HR 1840** as signers thereof.

(Cook and Harless now present)

HR 2158 - ADOPTED
(by Goldman)

Representative Goldman moved to suspend all necessary rules to take up and consider at this time **HR 2158**.

The motion prevailed.

The following resolution was laid before the house:

HR 2158, Commending the Honorable Phil Gramm for his public service.

HR 2158 was adopted.

On motion of Representative Schaefer, the names of all the members of the house were added to **HR 2158** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Goldman who introduced the Honorable Phil Gramm and his wife, Wendy, speaking as follows:

It is my highest honor to offer this resolution and to recognize Senator Phil Gramm and his wife, Wendy Gramm, today. I went to go work for Senator Gramm when I was 21 years old, and Senator Gramm was nice enough to pay me \$18,000 a year in Washington, D.C., which has a little bit higher cost of living than Fort Worth, Texas. When I one day mentioned to Senator Gramm that, you know, you're paying me \$18,000 a year, his response was, "Well, son, that's too much money. For the education that you're receiving by working for me, you should be paying me." He was right; I knew it, he knew it, and everyone that's ever worked for him knew it. We all knew that working for him was the best education that any of us who have ever worked for him ever received. Some of those people are in the gallery today, and I would ask all those who are in the gallery who worked for Senator Gramm or Wendy Gramm to please rise. It's absolutely amazing.

When we were in the back just a few minutes ago, it's amazing how many members came back there and said, Senator Gramm, you came to my district 10 years ago, 15 years ago, 20 years ago to campaign for either state senator, state representative, or mayor. Senator Gramm devoted his career to helping all those, not only across Texas but across the nation, to help build the Republican Party in this state and the country. Senator Gramm and Wendy, on behalf of all the former staffers, every member in this body, and the people of Texas, we thank you. Representative Schaefer, who's a former staffer as well. We thank you very much, Senator Gramm and Wendy, for your service to this state and the country. You certainly practiced what you preached when you said that in America, ordinary people have an extraordinary opportunity to live and make a difference in people's lives. You certainly did that, Senator Gramm. Thank you very much, and as he always said when he hung up the phone or left an event, "carry on in peace and freedom."

Representative Schaefer addressed the house, speaking as follows:

My first job out of Texas Tech was working for Senator Phil Gramm, and he always reminded us that we should pay him to work for him. Looking back on it, that was really a true statement because we learned so much about economics, freedom, and the great exceptionalism of the United States—and why government getting out of the way truly was better for everybody. It was my privilege to work for Senator Gramm, be his employee, and get to know him and his family. It truly is an honor to have him here.

Representative Keffer addressed the house, speaking as follows:

I, too, want to share a great, wonderful praise to our senator and Wendy—good to see you. You came to our foundry several times. Mr. Bradley, my father-in-law, was a huge fan of yours, great friend, and just helped us over the years. I always loved visiting your office in D.C. I always loved one of your pictures you had in your office. In the Bible, it says that someday the lion will lay down with the lamb, but you always put a codicil on there—I want to be the lion. Anyway, our country wants to be the lion, so again, thank you for your great service and everything you've done.

Representative Button addressed the house, speaking as follows:

Senator, sorry I'm not going to say anything about you. Instead, I'm going to brag about your wonderful, super smart wife, Mrs. Wendy Gramm. Wendy, you have been my role model throughout the years. I still remember 20 years ago, when both of us were very young, we met each other. Thank you for inspiring me and inspiring many, many Asian American women in our state. Thank you. So wonderful to see you.

Representative Bohac addressed the house, speaking as follows:

Who can forget Dickey Flatt? I always enjoyed Senator Gramm's discussion of his constituent named Dickey Flatt. Before he would support or oppose any legislation, he would always use Dickey Flatt as the screen through which he viewed all legislation. Thank you, Senator Gramm, for your service to the U.S. and to the great State of Texas.

(K. King now present)

REMARKS ORDERED PRINTED

Representatives Leach and P. King moved to print all remarks on **HR 2158**.

The motion prevailed.

(Ashby in the chair)

HR 1303 - PREVIOUSLY ADOPTED (by G. Bonnen)

The chair laid out the following previously adopted resolution:

HR 1303, Honoring the Slone family of Santa Fe, Texas.

On motion of Representative Faircloth, the names of all the members of the house were added to **HR 1303** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative G. Bonnen who introduced members of the Slone family.

(S. Davis, Hunter, and Larson now present)

HR 706 - PREVIOUSLY ADOPTED (by Israel and Howard)

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

HR 706, In memory of Senior Deputy Jessica Hollis of the Travis County Sheriff's Office.

On motion of Representatives Workman, Howard, C. Anderson, and Naishtat, the names of all the members of the house were added to **HR 706** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Israel who introduced family members of Jessica Hollis.

HR 2197 - ADOPTED (by Springer)

Representative Springer moved to suspend all necessary rules to take up and consider at this time **HR 2197**.

The motion prevailed.

The following resolution was laid before the house:

HR 2197, Congratulating John Schmitz as Oil and Gas Awards Industry Leader of the Year and distinguished community philanthropist.

HR 2197 was adopted.

On motion of Representative Capriglione, the names of all the members of the house were added to **HR 2197** as signers thereof.

HR 656 - PREVIOUSLY ADOPTED (by Guillen)

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

HR 656, In memory of South Texas educator Alberto Byington, Sr.

On motion of Representatives Canales and Lozano, the names of all the members of the house were added to **HR 656** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Guillen who introduced family members of Alberto Byington, Sr.

REMARKS ORDERED PRINTED

Representative M. White moved to print all remarks on **HR 2194**.

The motion prevailed.

(Geren and Huberty now present)

(Speaker in the chair)

**GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING**

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

**HB 2230 ON THIRD READING
(by Larson, Lucio, and Fallon)**

HB 2230, A bill to be entitled An Act relating to the authority of the Texas Commission on Environmental Quality to authorize an injection well used for oil and gas waste disposal to be used for the disposal of nonhazardous brine produced by a desalination operation or nonhazardous drinking water treatment residuals.

HB 2230 was passed by (Record 299): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alonzo; Alvarado; Anchia; Anderson, C.; 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; 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 Fischer; McClendon; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

Absent — Allen; Farrar; Martinez.

STATEMENTS OF VOTE

When Record No. 299 was taken, my vote failed to register. I would have voted yes.

Allen

When Record No. 299 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez

HB 675 ON THIRD READING
(by G. Bonnen and Fallon)

HB 675, A bill to be entitled An Act relating to the use of a mobile phone by a person occupying a voting station.

HB 675 was passed by (Record 300): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; 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; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

STATEMENT OF VOTE

When Record No. 300 was taken, I was shown voting yes. I intended to vote no.

Schofield

HB 39 ON THIRD READING
(by Smithee)

HB 39, A bill to be entitled An Act relating to guardianships for incapacitated persons.

Amendment No. 1

Representative Smithee offered the following amendment to **HB 39**:

Amend **HB 39** (house committee printing) as follows:

(1) On page 1, strike line 10 and substitute "including by presuming that the incapacitated person retains capacity to make personal".

(2) On page 3, line 7, strike "Subsections (c) and (d)" and substitute "Subsection (c)".

(3) Strike page 3, line 21, through page 4, line 7, and substitute the following:

(c) Before the hearing, the attorney ad litem shall discuss with the proposed ward the attorney ad litem's opinion regarding:

(1) whether a guardianship is necessary for the proposed ward; and

(2) if a guardianship is necessary, the specific powers or duties of the guardian that should be limited if the proposed ward receives supports and services.

(4) On page 9, lines 17-18, strike ", with or without supports and services," and substitute ", or lacks sufficient capacity with supports and services,".

(5) On page 14, strike lines 23-27 and substitute the following:
ward in a more restrictive care facility if the guardian provides notice of the proposed placement to the court and any person who has requested notice and after:

(1) the court orders the placement at a hearing on the matter, if a person objects to the proposed placement before the eighth business day after the person's receipt of the notice; or

(2) the seventh business day after the court's receipt of the notice, if the court does not schedule a hearing, on its own motion, on the proposed placement before that day.

(6) On page 15, lines 7-8, strike ", with or without supports and services," and substitute ", or sufficient capacity with supports and services,".

(7) On page 15, lines 26-27, strike ", with or without supports and services," and substitute ", or lacks sufficient capacity with supports and services,".

(8) On page 16, lines 5-6, strike ", with or without supports and services," and substitute ", or sufficient capacity with supports and services,".

(9) On page 17, lines 5-6, strike ", with or without supports and services," and substitute ", or sufficient capacity with supports and services,".

Amendment No. 1 was adopted.

HB 39, as amended, was passed by (Record 301): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycok; 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; Martínez; Martínez Fischer; McClendon; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

HB 511 ON THIRD READING
(by Moody and Alonzo)

HB 511, A bill to be entitled An Act relating to the prosecution of certain offenses committed against a person in custody.

HB 511 was passed by (Record 302): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; 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; Martínez; Martínez Fischer; McClendon; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

HB 518 ON THIRD READING**(by Moody)**

HB 518, A bill to be entitled An Act relating to certain waivers by a defendant regarding a community supervision revocation hearing.

HB 518 was passed by (Record 303): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycocock; 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; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

HB 2481 ON THIRD READING**(by Smith)**

HB 2481, A bill to be entitled An Act relating to the licensing and regulation of auctioneers and associate auctioneers; amending provisions subject to a criminal penalty; requiring an occupational license; requiring a fee.

HB 2481 was passed by (Record 304): 134 Yeas, 9 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycocock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; 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; Keffer; King, K.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miller, D.; Miller, R.;

Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phillips; Pickett; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Smith; Smithee; Spitzer; Springer; Stephenson; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Burns; Cyrier; Kacal; King, P.; Phelan; Schaefer; Simpson; Stickland; White, M.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

Absent — Burkett; Keough.

STATEMENTS OF VOTE

When Record No. 304 was taken, I was in the house but away from my desk. I would have voted no.

Burkett

When Record No. 304 was taken, my vote failed to register. I would have voted no.

Keough

HB 2718 ON THIRD READING

(by Parker, S. King, Rose, Villalba, Fallon, et al.)

HB 2718, A bill to be entitled An Act relating to a program to allow faith- and community-based organizations to offer supplemental assistance to certain recipients of public assistance.

HB 2718 was passed by (Record 305): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; 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; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee;

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

Absent — Stephenson.

HB 3327 ON THIRD READING

(by Alvarado, Herrero, Harless, Raymond, and S. Turner)

HB 3327, A bill to be entitled An Act relating to a grant program to fund domestic violence high risk teams.

HB 3327 was passed by (Record 306): 128 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; 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; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Otto; Parker; Paul; Peña; Phelan; Pickett; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Sheets; Sheffield; Simmons; Smith; Smithee; Spitzer; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; Workman; Wray; Wu; Zedler.

Nays — Bell; Keough; Krause; Rinaldi; Sanford; Schaefer; Shaheen; Simpson; Stickland; Tinderholt; Turner, E.S.; White, M.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

Absent — Alonzo; Oliveira; Paddie; Phillips; Zerwas.

STATEMENTS OF VOTE

When Record No. 306 was taken, I was in the house but away from my desk. I would have voted yes.

Alonzo

When Record No. 306 was taken, I was shown voting no. I intended to vote yes.

Keough

When Record No. 306 was taken, I was shown voting yes. I intended to vote no.

Metcalf

HB 1704 ON THIRD READING
(by Deshotel)

HB 1704, A bill to be entitled An Act relating to disclosure of pregnancy or the existence of a gestational agreement in a suit for the dissolution of a marriage and standing of an intended parent under a gestational agreement to file a suit affecting the parent-child relationship.

HB 1704 was passed by (Record 307): 140 Yeas, 0 Nays, 3 Present, not voting.

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

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

Absent, Excused — Dukes; Miles; Price.

Absent — Bohac; Faircloth; Longoria.

STATEMENTS OF VOTE

When Record No. 307 was taken, I was in the house but away from my desk. I would have voted yes.

Bohac

When Record No. 307 was taken, my vote failed to register. I would have voted yes.

Faircloth

When Record No. 307 was taken, I was shown voting present, not voting. I intended to vote yes.

Huberty

When Record No. 307 was taken, I was shown voting present, not voting. I intended to vote yes.

Keough

When Record No. 307 was taken, I was in the house but away from my desk. I would have voted yes.

Longoria

HB 2419 ON THIRD READING
(by Wray)

HB 2419, A bill to be entitled An Act relating to the relationship between the Estates Code and the former Texas Probate Code.

HB 2419 was passed by (Record 308): 142 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; 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; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Dukes; Miles; Price.

Absent — Keough; Naishtat.

STATEMENTS OF VOTE

When Record No. 308 was taken, I was shown voting present, not voting. I intended to vote yes.

Clardy

When Record No. 308 was taken, I was in the house but away from my desk. I would have voted yes.

Keough

HB 1690 ON THIRD READING

(by P. King, D. Bonnen, S. Davis, Sheets, Smithee, et al.)

HB 1690, A bill to be entitled An Act relating to the prosecution of offenses against public administration, including ethics offenses.

HB 1690 was passed by (Record 309): 95 Yeas, 49 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; 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; Lozano; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Murphy; Murr; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Raney; 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; Alonzo; Alvarado; Anchia; Bernal; Blanco; Canales; Coleman; Collier; Davis, Y.; Deshotel; Dutton; Farias; Farrar; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Howard; Israel; Johnson; King, T.; Longoria; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Pickett; Raymond; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Simpson; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

Absent — Reynolds.

HB 3633 ON THIRD READING

(by Herrero and Collier)

HB 3633, A bill to be entitled An Act relating to reimbursement for the costs of legal services provided to an indigent defendant in a criminal case.

HB 3633 was passed by (Record 310): 140 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; 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; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Raney; Raymond; Riddle; Rinaldi; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Craddick; White, J.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

Absent — Lucio; Reynolds; Rodriguez, E.

STATEMENT OF VOTE

When Record No. 310 was taken, I was shown voting no. I intended to vote yes.

J. White

POSTPONED BUSINESS

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

HB 822 ON SECOND READING

(by Sheets)

HB 822, A bill to be entitled An Act relating to increasing the punishment for the offense of fraudulent or fictitious military record.

HB 822 was read second time on April 15 and was postponed until 8:59 a.m. today.

Representative Sheets moved to postpone consideration of **HB 822** until 8:58 a.m. Monday, April 27.

The motion prevailed.

CSHB 2903 ON SECOND READING

(by S. Davis)

CSHB 2903, A bill to be entitled An Act relating to training requirements for certain child-care workers.

CSHB 2903 was read second time on April 20 and was postponed until 9 a.m. today.

Representative S. Davis moved to postpone consideration of **CSHB 2903** until 9 a.m. Monday, April 27.

The motion prevailed.

HB 2813 ON SECOND READING

(by K. King, Kacal, S. Thompson, Frullo, Zerwas, et al.)

HB 2813, A bill to be entitled An Act relating to health benefit plan coverage for ovarian cancer screening.

HB 2813 was read second time on April 15 and was postponed until 10 a.m. today.

Amendment No. 1

Representative K. King offered the following amendment to **HB 2813**:

Amend **HB 2813** (house committee printing) on page 1, between lines 8 and 9, by inserting the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 1370.002, Insurance Code, is amended to read as follows:

Sec. 1370.002. EXCEPTIONS [~~EXCEPTION~~]. (a) This chapter does not apply to:

(1) a plan that provides coverage:

(A) only for benefits for a specified disease or for another limited benefit, other than a plan that provides benefits for cancer treatment or similar services;

(B) only for accidental death or dismemberment;

(C) for wages or payments in lieu of wages for a period during which an employee is absent from work because of sickness or injury;

(D) as a supplement to a liability insurance policy;

(E) only for dental or vision care; or

(F) only for indemnity for hospital confinement;

(2) a Medicare supplemental policy as defined by Section 1882(g)(1), Social Security Act (42 U.S.C. Section 1395ss);

(3) a workers' compensation insurance policy;

(4) medical payment insurance coverage provided under an automobile insurance policy;

(5) a credit insurance policy;

(6) a limited benefit policy that does not provide coverage for physical examinations or wellness exams; or

(7) a long-term care insurance policy, including a nursing home fixed indemnity policy, unless the commissioner determines that the policy provides benefit coverage so comprehensive that the policy is a health benefit plan as described by Section 1370.001.

(b) This chapter does not apply to a qualified health plan if a determination is made under 45 C.F.R. Section 155.170 that:

(1) this chapter requires the plan to offer benefits in addition to the essential health benefits required under 42 U.S.C. Section 18022(b); and

(2) this state is required to defray the cost of the benefits mandated under this chapter.

Amendment No. 1 was adopted.

HB 2813, as amended, was passed to engrossment. (Rinaldi recorded voting no.)

**MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING**

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

**CSHB 2510 ON SECOND READING
(by Price, Raymond, Dutton, Burkett, and Gonzales)**

CSHB 2510, A bill to be entitled An Act relating to the continuation and functions of the Department of State Health Services, the provision of health services in this state, and the regulation of certain health-related occupations and activities.

Representative Raymond moved to postpone consideration of **CSHB 2510** until 9 a.m. Thursday, April 23.

The motion prevailed.

HB 3630 - RECOMMITTED

Representative D. Bonnen moved to recommit **HB 3630** to the Committee on Ways and Means.

The motion prevailed.

**GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING**

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

**CSHB 21 ON SECOND READING
(by Kacal, K. King, E. Rodriguez, Parker, S. Davis, et al.)**

CSHB 21, A bill to be entitled An Act relating to authorizing patients with certain terminal illnesses to access certain investigational drugs, biological products, and devices that are in clinical trials.

Amendment No. 1

Representative Kacal offered the following amendment to **CSHB 21**:

Amend **CSHB 21** (house committee report) as follows:

(1) On page 1, strike line 19 and substitute the following:
life-saving treatment to patients with a terminal illness;

(2) On page 3, strike lines 17-26 and substitute the following:

Sec. 489.052. INFORMED CONSENT. (a) Before receiving an investigational drug, biological product, or device, an eligible patient must sign a written informed consent described by this section that is attested to by the patient's physician and a witness.

(b) If the patient is a minor or lacks the mental capacity to provide informed consent, a parent, guardian, or conservator may provide informed consent on the patient's behalf.

(c) The executive commissioner of the Health and Human Services Commission, in collaboration with the Texas Medical Board, by rule shall adopt a form for the informed consent required under this section.

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

SECTION _____. The executive commissioner of the Health and Human Services Commission by rule shall adopt the form for informed consent as required by Section 489.052(c), Health and Safety Code, as added by this Act, not later than the 30th day after the effective date of this Act.

Amendment No. 1 was adopted.

CSHB 21, as amended, was passed to engrossment.

CSHB 2493 ON SECOND READING
(by Parker and Capriglione)

CSHB 2493, A bill to be entitled An Act relating to the self-directed and semi-independent status of the State Securities Board; authorizing fees.

(Speaker pro tempore in the chair)

Representative Parker moved to postpone consideration of **CSHB 2493** until 9 a.m. Tuesday, April 28.

The motion prevailed.

HB 2702 ON SECOND READING
(by Pickett and Kacal)

HB 2702, A bill to be entitled An Act relating to an alternative composition of a board of directors of a regional mobility authority.

HB 2702 was passed to engrossment.

CSHB 941 ON SECOND READING
(by Hernandez)

CSHB 941, A bill to be entitled An Act relating to the creation of DNA records for the DNA database system.

Amendment No. 1

Representative Hernandez offered the following amendment to **CSHB 941**:

Amend **CSHB 941** (house committee report) on page 4 of the bill as follows:

- (1) On line 26, strike "shall" and substitute "may".
- (2) On line 27, strike "immediately".

Amendment No. 1 was adopted.

CSHB 941, as amended, was passed to engrossment.

CSHB 655 ON SECOND READING
(by Larson, Lucio, Workman, and Fallon)

CSHB 655, A bill to be entitled An Act relating to the storage and recovery of water in aquifers; authorizing fees and surcharges; adding provisions subject to a criminal penalty.

(Speaker in the chair)

Amendment No. 1

Representative Raney offered the following amendment to **CSHB 655**:

Amend **CSHB 655** (house committee report) as follows:

(1) In SECTION 1 of the bill, in amended Section 11.153(b)(1), Water Code (page 1, line 23), strike "Subchapter G, Chapter 27, and Subchapter N, Chapter 36" and substitute the following:

⋮

(A) Subchapter G, Chapter 27, and Subchapter N, Chapter 36; or

(B) if the project is located in a groundwater conservation district that has adopted rules for the regulation of aquifer storage and recovery projects that have been approved by the commission under Section 36.452, the rules adopted by the district

(2) In SECTION 2 of the bill, in added Subchapter G, Chapter 27, Water Code (page 3, lines 7-9), strike added Section 27.152 and substitute the following:

Sec. 27.152. REGULATION OF ASR INJECTION WELLS. The commission may regulate and permit ASR injection wells in any area in which a groundwater conservation district has not adopted rules for the regulation of aquifer storage and recovery projects that have been approved by the commission under Section 36.452.

(3) In SECTION 3 of the bill, in added Subchapter N, Chapter 36, Water Code, between added Sections 36.451 and 36.452 (page 7, between lines 16 and 17), insert the following:

Sec. 36.452. APPLICABILITY; RULES. (a) A district may adopt rules for the regulation of aquifer storage and recovery projects. Rules adopted under this subsection do not take effect until the commission by order approves the rules.

(b) Sections 36.453 through 36.457 apply to a district only if:

(1) the district has not adopted rules for the regulation of aquifer storage and recovery projects; or

(2) the commission has issued an order disapproving rules adopted by the district for the regulation of aquifer storage and recovery projects.

(4) Renumber the subsequent sections of added Subchapter N, Chapter 36, Water Code, accordingly.

Representative Larson moved to table Amendment No. 1.

The motion to table prevailed by (Record 311): 121 Yeas, 17 Nays, 1 Present, not voting.

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

Nays — Bell; Burkett; Burns; Cyrier; Guerra; Hughes; Kacal; Martinez; Metcalf; Morrison; Murr; Raney; Sheffield; Stephenson; Stickland; Tinderholt; White, J.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

Absent — Anderson, C.; Canales; González; Guillen; Harless; Schubert; Thompson, S.

STATEMENTS OF VOTE

When Record No. 311 was taken, I was in the house but away from my desk. I would have voted yes.

C. Anderson

When Record No. 311 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 311 was taken, my vote failed to register. I would have voted yes.

Harless

When Record No. 311 was taken, my vote failed to register. I would have voted no.

Schubert

CSHB 655 was passed to engrossment.

CSHB 445 ON SECOND READING
(by Raney, S. King, Smith, Farias, Sheets, et al.)

CSHB 445, A bill to be entitled An Act relating to providing notice of the availability of paid leave for military service to public officers and employees.

CSHB 445 was passed to engrossment.

HB 369 ON SECOND READING
(by Villalba)

HB 369, A bill to be entitled An Act relating to designating May 24 as Lung Cancer Awareness Day.

HB 369 was passed to engrossment.

CSHB 806 ON SECOND READING
(by Lozano)

CSHB 806, A bill to be entitled An Act relating to proof of eligibility for an exemption from ad valorem taxation of the residence homestead of a person.

CSHB 806 was passed to engrossment.

HB 994 ON SECOND READING
(by Anchia, Keffer, Bohac, Rose, Canales, et al.)

HB 994, A bill to be entitled An Act relating to the exemption from ad valorem taxation of property used to collect, process, and deliver landfill-generated gas.

HB 994 was passed to engrossment. (Fallon, Hunter, and Rinaldi recorded voting no.)

CSHB 946 ON SECOND READING
(by Workman, Frullo, Frank, C. Anderson, T. King, et al.)

CSHB 946, A bill to be entitled An Act relating to painting and marking requirements for certain meteorological evaluation towers; creating an offense.

Representative Workman moved to postpone consideration of **CSHB 946** until 9 a.m. Tuesday, April 28.

The motion prevailed.

CSHB 1038 ON SECOND READING
(by Sheffield and Alonzo)

CSHB 1038, A bill to be entitled An Act relating to premium payment assistance for insurance coverage for hemophilia medical treatment.

CSHB 1038 was passed to engrossment by (Record 312): 126 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins;

Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Hughes; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Kuempel; Landgraf; Larson; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Meyer; Miller, D.; Miller, R.; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Pickett; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Bell; Burrows; Fallon; Keough; Krause; Laubenberg; Leach; Metcalf; Rinaldi; Sanford; Schaefer; Shaheen; Sheets; Stickland; Tinderholt; White, M.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

Absent — Geren; Huberty; Phillips.

STATEMENTS OF VOTE

When Record No. 312 was taken, I was shown voting no. I intended to vote yes.

Bell

When Record No. 312 was taken, I was in the house but away from my desk. I would have voted no.

Geren

When Record No. 312 was taken, I was temporarily out of the house chamber. I would have voted yes.

Huberty

When Record No. 312 was taken, I was shown voting no. I intended to vote yes.

Laubenberg

When Record No. 312 was taken, I was shown voting no. I intended to vote yes.

Sanford

When Record No. 312 was taken, I was shown voting no. I intended to vote yes.

Sheets

When Record No. 312 was taken, I was shown voting yes. I intended to vote no.

E. S. Turner

HB 275 ON SECOND READING
(by Ashby, Clardy, Fallon, and VanDeaver)

HB 275, A bill to be entitled An Act relating to the exemption from ad valorem taxation of farm products.

HB 275 was passed to engrossment.

HB 3823 ON SECOND READING
(by Price, Keough, Frullo, and Zerwas)

HB 3823, A bill to be entitled An Act relating to rate-setting and data collection processes under the program of all-inclusive care for the elderly.

Representative Keough moved to postpone consideration of **HB 3823** until 9 a.m. Thursday, April 23.

The motion prevailed.

HB 2007 ON SECOND READING
(by Raymond)

HB 2007, A bill to be entitled An Act relating to fees imposed by a county for licensing a junkyard or automotive wrecking and salvage yard.

Amendment No. 1

Representative Raymond offered the following amendment to **HB 2007**:

Amend **HB 2007** (house committee report) on page 1, line 24, between the comma and "if", by inserting "but not to exceed \$150.".

Amendment No. 1 was adopted.

HB 2007, as amended, was passed to engrossment by (Record 313): 79 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Aycock; Bell; Bernal; Blanco; Burkett; Canales; Capriglione; Coleman; Collier; Crownover; Davis, S.; Davis, Y.; Deshotel; Dutton; Farias; Farney; Farrar; Fletcher; Frank; Galindo; Geren; Giddings; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Isaac; Israel; Johnson; Keffer; King, K.; King, T.; Koop; Kuempel; Landgraf; Larson; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Moody; Morrison; Muñoz; Murphy; Murr; Nevárez; Oliveira; Otto; Paddie; Peña; Pickett; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Smith; Smithee; Stephenson; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; Wu; Zerwas.

Nays — Anderson, C.; Anderson, R.; Ashby; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Button; Clardy; Cook; Craddick; Cyrier; Dale; Darby; Elkins; Faircloth; Fallon; Flynn; Frullo; Goldman; Gonzales; Huberty; Hughes; Kacal; Keough; King, P.; King, S.; Klick; Krause; Laubenberg; Leach; Metcalf;

Meyer; Miller, D.; Miller, R.; Parker; Paul; Phelan; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Simmons; Simpson; Spitzer; Springer; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; White, J.; White, M.; Wray; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Dukes; Miles; Price.

Absent — Alonzo; Hunter; McClendon; Naishtat; Phillips; Thompson, S.; Workman.

STATEMENTS OF VOTE

When Record No. 313 was taken, I was in the house but away from my desk. I would have voted yes.

Alonzo

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Capriglione

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Crownover

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Frank

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Galindo

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Geren

When Record No. 313 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Koop

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 313 was taken, I was in the house but away from my desk. I would have voted yes.

Naishtat

When Record No. 313 was taken, my vote failed to register. I would have voted no.

Phillips

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Smithee

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Stephenson

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Villalba

When Record No. 313 was taken, I was shown voting yes. I intended to vote no.

Zerwas

CSHB 3308 ON SECOND READING
(by Flynn)

CSHB 3308, A bill to be entitled An Act relating to the regulation of state trust companies.

CSHB 3308 was passed to engrossment.

CSHB 2066 ON SECOND READING
(by Oliveira and Fallon)

CSHB 2066, A bill to be entitled An Act relating to the rescission of nonjudicial foreclosure sales.

CSHB 2066 was passed to engrossment.

HB 2113 ON SECOND READING
(by Murphy and S. King)

HB 2113, A bill to be entitled An Act relating to the taxation of fireworks.

HB 2113 was passed to engrossment.

CSHB 2360 ON SECOND READING
(by S. Thompson)

CSHB 2360, A bill to be entitled An Act relating to the licensing and regulation of certain residential educational child-care facilities serving victims of human trafficking.

CSHB 2360 - POINT OF ORDER

Representative Stickland raised a point of order against further consideration of **CSHB 2360** under Rule 8, Section 1(d) of the House Rules on the grounds that the bill caption is inaccurate.

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

Representative Stickland raised a point of order against further consideration of **CSHB 2360** under Rule 8, Section 1(d) of the House Rules on the grounds that bill caption does not give adequate notice of the bill's licensing implications. The point of order is respectfully overruled.

Under Rule 8, Section 1(d) of the House Rules, "A house bill that would. . .expand an existing requirement to additional individuals or entities must include a short statement at the end of its title or caption indicating the general effect of the bill on the occupation or profession. . . ." Rule 8, Section 1(d) of the House Rules. **CSHB 2360** requires certain residential educational facilities to comply with the licensing requirements of Subsection (a) [~~of Section 42.041 of the Human Resources Code~~] and all department rules and minimum standards. . . . TEX. HUM. RES. CODE ANN. § 42.041 (West 2013). The bill's caption reads: "relating to the licensing and regulation of certain residential educational child-care facilities serving victims of human trafficking." Representative Stickland asserts that this caption does not provide adequate notice that the bill expands a licensing requirement to additional entities.

Although **CSHB 2360** requires certain residential educational facilities to comply with the licensing requirements of Subsection (a), it does not compel them to obtain a license. Absent a requirement that these facilities obtain a license, certificate, registration, permit, or other authorization, the bill is not subject to the caption requirement of Rule 8, Section 1(d) of the House Rules. 84 H.J. Reg. 1403-1404 (2015) (Stickland points of order on **CSHB 4**).

CSHB 2360 was passed to engrossment. (Cyrier, Fallon, Kacal, Laubenberg, Metcalf, Phelan, Rinaldi, E. S. Turner, J. White, and Wray recorded voting no.)

**GENERAL STATE CALENDAR
SENATE BILLS
SECOND READING**

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

**CSSB 149 ON SECOND READING
(Huberty - House Sponsor)**

CSSB 149, A bill to be entitled An Act relating to alternative methods for satisfying certain public high school graduation requirements, including the use of individual graduation committees.

Amendment No. 1

Representative Huberty offered the following amendment to **CSSB 149**:

Amend **CSSB 149** (house committee printing) on page 2, line 10, by striking "the student's school counselor" and substituting "the department chair or lead teacher supervising the teacher described by Subdivision (2)".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Huberty offered the following amendment to **CSSB 149**:

Amend **CSSB 149** (house committee report) on page 3, lines 18-20, by striking "a student must successfully complete the curriculum requirements identified by the State Board of Education under Section 28.025(a)" and substituting the following:

a student must successfully complete the curriculum requirements required for high school graduation:

(1) identified by the State Board of Education under Section 28.025(a);

or

(2) as otherwise provided by the transition plan adopted by the commissioner under Section 28.025(h)

Amendment No. 2 was adopted.

Amendment No. 3

Representative Walle offered the following amendment to **CSSB 149**:

Amend **CSSB 149** (house committee report) as follows:

(1) On page 1, line 22, strike "one course" and substitute "two courses".

(2) On page 2, line 7, strike "the" and substitute "each".

(3) On page 3, line 26, strike "the" and substitute "each".

(4) On page 4, line 13, strike "in the" and substitute "in each".

(5) On page 4, line 16, strike "in the" and substitute "in each".

(6) On page 4, line 19, strike "on the" and substitute "on each".

(7) On page 7, lines 19-20, strike "an end-of-course assessment instrument" and substitute "end-of-course assessment instruments".

Amendment No. 3 was adopted.

Amendment No. 4

Representative Deshotel offered the following amendment to **CSSB 149**:

Amend **CSSB 149** (house committee report) as follows:

(1) On page 1, line 17, strike "Sections 28.0258 and 28.0259" and substitute "Sections 28.0258, 28.02581, and 28.0259".

(2) On page 6, after line 27, insert the following:

Sec. 28.02581. INDIVIDUALIZED GRADUATION COMMITTEE REVIEW FOR CERTAIN STUDENTS WHO ARE NO LONGER ENROLLED.

(a) This section applies only to a student who:

(1) is no longer enrolled in high school;

(2) successfully completed the curriculum requirements for high school graduation applicable to the student during the period the student was enrolled in high school; and

(3) failed to comply with any end-of-course assessment instrument performance requirements for not more than one course applicable to the student during the period the student was enrolled in high school.

(b) The commissioner shall adopt rules to establish a procedure under which the school district that the student attended during the student's 12th grade year, on request by the student, shall establish an individualized graduation committee to determine whether the student may qualify to graduate in the same manner as a student qualifies to graduate under Section 28.0258.

(c) This section expires September 1, 2017.

Amendment No. 4 was adopted.

CSSB 149, as amended, was passed to third reading. (C. Anderson and J. White recorded voting no.)

FIVE-DAY POSTING RULE SUSPENDED

Representative Guillen moved to suspend the five-day posting rule to allow the Committee on Culture, Recreation, and Tourism to consider **HCR 95** at 2 p.m. or upon adjournment today in E1.010.

The motion prevailed.

Representative Smithee moved to suspend the five-day posting rule to allow the Committee on Judiciary and Civil Jurisprudence to consider **HB 3747**.

The motion prevailed.

Representative Pickett moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Transportation to consider **HB 4004**.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Culture, Recreation, and Tourism, 2 p.m. or upon adjournment today, E1.010, for a public hearing, to consider **HCR 95** and the previously posted agenda.

Judiciary and Civil Jurisprudence, 2 p.m. or upon adjournment today, E2.026, for a public hearing, to consider **HB 3747** and previously posted bills.

Corrections, upon adjournment today, Desk 98, for a formal meeting, to consider pending business.

FIVE-DAY POSTING RULE SUSPENDED

Representative Huberty moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Public Education, Subcommittee on Educator Quality, to consider **HB 1373**.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Public Education, Subcommittee on Educator Quality, 8:30 a.m. Thursday, April 23, E1.026, for a public hearing, to consider **HB 1373**.

CORRECTIONS IN REFERRAL

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.)

(Simmons in the chair)

FIVE-DAY POSTING RULE SUSPENDED

Representative Pickett moved to suspend the five-day posting rule and all necessary rules to allow the Committee on Transportation to consider **HB 3151** at 8 a.m. Thursday, April 23 in E2.012.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Transportation, 8 a.m. Thursday, April 23, E2.012, for a public hearing, to consider **HB 3151**, **HB 4004**, and the previously posted agenda.

ADJOURNMENT

Representatives Guillen, Israel, Bell, and all members who are Texas A&M former students moved that the house adjourn until 10 a.m. tomorrow in memory of Alberto Byington, Sr., of Falfurrias, Jessica Hollis of Austin, David Anderson of Wichita Falls, and in commemoration of those being honored during Aggie Muster ceremonies.

The motion prevailed.

The house accordingly, at 1:02 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

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

HB 3596 (By Huberty and Nevárez), Relating to school safety and the prevention of school violence.

To Homeland Security and Public Safety.

MESSAGES FROM THE SENATE

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

Message No. 1

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, April 21, 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 3 Birdwell

Relating to the powers and duties of the Texas Department of Public Safety, military and law enforcement training, and the investigation, prosecution, punishment, and prevention of certain offenses; creating an offense and increasing a criminal penalty; authorizing fees.

SB 268 Watson

Relating to the duties of a magistrate to inform an arrested person of consequences of a plea of guilty or nolo contendere.

SB 473 Perry

Relating to defenses and exceptions to the prosecution of the criminal offense of the possession, manufacture, transport, repair, or sale of certain prohibited explosive weapons, firearms, and related items.

- SB 503** Perry
Relating to financial assistance to local governmental entities affected by the realignment of defense jobs or facilities.
- SB 521** Fraser
Relating to the period for which the Texas Commission on Environmental Quality may grant or renew an emergency authorization relating to the use of state water.
- SB 914** Kolkhorst
Relating to a council on long-term care facility surveys and informal dispute resolution.
- SB 950** Uresti
Relating to certain procedural measures in a suit affecting a parent-child relationship to protect a child against child neglect or physical or sexual abuse.
- SB 953** Birdwell
Relating to an exemption for certain persons who sell signs from the requirement to be licensed as an electrician.
- SB 1056** Hinojosa
Relating to the eligibility for indigent status for purposes of the driver responsibility program.
- SB 1071** Hinojosa
Relating to requiring notice of the scheduling of an execution date and the issuance of a warrant of execution.
- SB 1364** Kolkhorst
Relating to electronic filing of certain reports; providing a penalty.
- SB 1366** Kolkhorst
Relating to the allocation to the Parks and Wildlife Department of the proceeds from taxes imposed on the sale, storage, or use of sporting goods.
- SB 1385** Schwertner
Relating to the authorization of the imposition of administrative penalties on providers participating in certain Medicaid waiver programs.
- SB 1406** Schwertner
Relating to the protection of certain children through the operation of the child safety check alert list.
- SB 1420** Hancock
Relating to notices of appraised value sent to property owners by the chief appraisers of appraisal districts.
- SB 1522** Estes
Relating to designating the fourth Saturday in July as National Day of the Cowboy.
- SB 1714** Zaffirini

Relating to the release of student academic information by a public institution of higher education for certain purposes and the manner in which the information is used.

SB 1766 Creighton

Relating to exemptions from certain regulation for small honey production operations.

SB 1791 Ellis

Relating to disclosures on selection or modification of an account by a customer of a financial institution.

SB 1879 Zaffirini

Relating to the allocation of certain grants from the fund for veterans' assistance.

SCR 34 Creighton

Directing the Texas Water Development Board to conduct a feasibility study on the use of brackish groundwater sources in Montgomery County.

SJR 52 Campbell

Proposing a constitutional amendment repealing the requirement that state officers elected by voters statewide reside in the state capital.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 20

Appropriations - **HB 3330**

Business and Industry - **HB 492, HB 1390, HB 1621, HB 2076, HB 2466, HB 2706, HB 2771**

Corrections - **HB 2189, HB 2547**

Culture, Recreation, and Tourism - **HB 3266, HB 3842**

Defense and Veterans' Affairs - **HB 923**

Economic and Small Business Development - **HB 26, HB 28, HB 1292**

General Investigating and Ethics - **HB 23, HB 1539, HB 3517**

Government Transparency and Operation - **HB 15, HB 2682, HB 3680**

Homeland Security and Public Safety - **HB 716, HB 872, HB 1190, HB 2246, HB 2269, HB 2583, HB 2680, HB 2999, HB 4030, HB 4061**

Human Services - **HB 2656, HB 2990, HB 3092**

Insurance - **HB 533, HB 574, HB 1730, HB 3872, HB 3910**

Investments and Financial Services - **HB 831, HB 1626, HB 1628, HB 1752, HB 3555, HB 3619**

Juvenile Justice and Family Issues - **HB 2053**

Land and Resource Management - **HB 2879**

Licensing and Administrative Procedures - **HB 3982**

Natural Resources - **HB 200, HB 1421, HB 1902, HB 2031, HB 2767, HB 3858, HB 4168**

Public Education - **HB 2349**

Public Health - **HB 175, HB 606, HB 635, HB 1661, HB 1924, HB 2267, HB 2584, HB 2897, HB 3333, HR 922**

Special Purpose Districts - **HB 1111, HB 1372, HB 1819, HB 2091, HB 2092, HB 2883, HB 3099, HB 4126**

State and Federal Power and Responsibility, Select - **HB 98, HCR 91, HR 704**

Urban Affairs - **HB 2917**

ENGROSSED

April 20 - HB 40, HB 612, HB 789