

HOUSE JOURNAL

EIGHTY-FOURTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

SIXTY-EIGHTH DAY — TUESDAY, MAY 12, 2015

The house met at 12:34 p.m. and, at the request of the speaker, was called to order by Representative Sheets.

The roll of the house was called and a quorum was announced present (Record 918).

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; Dukes; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Isaac; Israel; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

SB 1135 - RECOMMITTED

Representative Moody moved to recommit **SB 1135** to the Committee on Criminal Jurisprudence.

The motion prevailed.

COMMITTEE GRANTED PERMISSION TO MEET

Representative S. Thompson requested permission for the Committee on Local and Consent Calendars to meet while the house is in session, at 12:50 p.m. today, in 3W.9, to consider pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Local and Consent Calendars, 12:50 p.m. today, 3W.9, for a formal meeting, to consider pending business.

LEAVES OF ABSENCE GRANTED

On motion of Representative S. Thompson and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

RULES SUSPENDED

Representative S. Thompson moved to suspend all necessary rules to take up and consider at this time, on third reading and final passage, the bills on the local, consent, and resolutions calendar which were considered on the previous legislative day.

The motion prevailed.

MOTION FOR ONE RECORD VOTE

On motion of Representative Burkett and by unanimous consent, the house agreed to use the first record vote taken for all those bills on the local, consent, and resolutions calendar that require a record vote on third reading and final passage, with the understanding that a member may record an individual vote on any bill with the journal clerk.

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR THIRD READING

The following bills which were considered on second reading on the previous legislative day on the local, consent, and resolutions calendar were laid before the house, read third time, and passed by the following record vote (members registering votes and the results of the vote are shown following the bill number).

(Record 919): 144 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; 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; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schubert; 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; Sheets(C).

Absent — Dukes; Hunter; Schofield; Shaheen.

STATEMENTS OF VOTE

When Record No. 919 was taken, I was in the house but away from my desk. I would have voted yes.

Schofield

When Record No. 919 was taken, I was in the house but away from my desk. I would have voted yes.

Shaheen

HB 480

SB 1522 (Rinaldi, Stickland, and Tinderholt - no) (141 - 3 - 2)

SB 317

HB 855

HB 884

HB 1128

HB 1306

HB 1364

SB 817 (Bell requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 1549 (Tinderholt - no) (143 - 1 - 2)

HB 1628 (Stickland and E. S. Turner - no) (142 - 2 - 2) (Bell requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 1807 (C. Anderson, Flynn, Tinderholt, E. S. Turner, and Zedler - no) (139 - 5 - 2)

HB 1923 (Bell requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

SB 1021

HB 2076

HB 2265

HB 2345 (Flynn and Zedler - no) (142 - 2 - 2)

HB 2379

SB 1593 (Harless and Springer - no) (142 - 2 - 2)

HB 2540

HB 2598

HB 2710 (Rinaldi - no) (143 - 1 - 2)

HB 2722 (Burrows, Huberty, Klick, Leach, Phillips, Rinaldi, Schaefer, and Tinderholt - no) (136 - 8 - 2)

SB 272 (Phillips, Schaefer, Stickland, and Tinderholt - no) (140 - 4 - 2)

HB 2763 (Goldman, Huberty, Isaac, Klick, Leach, Phillips, Rinaldi, Schaefer, Simmons, Simpson, Stickland, Tinderholt, E. S. Turner, and Zedler - no) (130 - 14 - 2) (Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 2985

SB 1820 (Krause and Simpson - no) (142 - 2 - 2)

SB 1072

HB 3122 (C. Anderson, Flynn, Simpson, and Zedler - no) (140 - 4 - 2)

HB 3167

HB 3186 (Simpson - no) (143 - 1 - 2)

SB 1470

SB 1451 (Rinaldi, Schaefer, Stickland, Tinderholt, E. S. Turner, and M. White - no) (138 - 6 - 2)

HB 3424 (Krause, Phillips, Stickland, and M. White - no) (140 - 4 - 2)

SB 1077

HB 3438

SB 1233

SB 1626 (C. Anderson, Flynn, Krause, Phillips, Simpson, Tinderholt, M. White, and Zedler - no) (136 - 8 - 2) (Bell requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3577 (Goldman, Schaefer, Simmons, Stickland, Tinderholt, and E. S. Turner - no) (138 - 6 - 2) (Bell and Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3651 (Krause, Phillips, Rinaldi, Schaefer, Simpson, Stickland, Tinderholt, and M. White - no) (136 - 8 - 2)

HB 3772 (Burrows, Krause, Leach, Phillips, Rinaldi, Schaefer, Simpson, Stickland, and E. S. Turner - no) (135 - 9 - 2)

HB 3836

HB 4046

HB 4059

HB 4103 (Burrows, Stickland, and Tinderholt - no) (141 - 3 - 2)

HB 4104 (Simpson - no) (143 - 1 - 2)

HB 4130

HB 4139

HB 4141

HB 4147 (Flynn and Zedler - no) (142 - 2 - 2)

HB 4153 (Flynn and Zedler - no) (142 - 2 - 2)

HB 4154 (Flynn and Zedler - no) (142 - 2 - 2)

SB 2031

HB 4183

HB 451 (Schaefer - no) (143 - 1 - 2)

HB 1005 (C. Anderson, Flynn, and Zedler - no) (141 - 3 - 2)

HB 1559 (Phillips, Rinaldi, Schaefer, Simpson, Stickland, Tinderholt, and M. White - no) (137 - 7 - 2)

HB 1783 (Krause, Leach, Schaefer, Stickland, Tinderholt, and M. White - no) (138 - 6 - 2)

HB 1995 (Flynn, Krause, and Zedler - no) (141 - 3 - 2)

HB 2282 (Flynn - no) (143 - 1 - 2)

HB 2550 (Goldman, Isaac, Leach, Phillips, Rinaldi, Schaefer, Simmons, Simpson, Stickland, Tinderholt, E. S. Turner, and M. White - no) (132 - 12 - 2) (Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

SB 1931

HB 2772 (Flynn, Rinaldi, Simpson, Stickland, Tinderholt, M. White, and Zedler - no) (137 - 7 - 2)

HB 2974 (Isaac, Stickland, and Tinderholt - no) (141 - 3 - 2)

HB 3319 (Flynn, Krause, Schaefer, Simpson, Stickland, Tinderholt, M. White, and Zedler - no) (136 - 8 - 2)

HB 3390 (Phillips, Schaefer, Stickland, Tinderholt, and M. White - no) (139 - 5 - 2)

HB 3467 (Flynn, Isaac, Phillips, Rinaldi, Schaefer, Simpson, Stickland, Tinderholt, M. White, and Zedler - no) (134 - 10 - 2)

HB 3595 (Burrows, Krause, Leach, Phillips, Rinaldi, Simpson, Stickland, and Tinderholt - no) (136 - 8 - 2)

HB 3615 (Burrows, Leach, Phillips, Rinaldi, Stickland, and Tinderholt - no) (138 - 6 - 2)

HB 3796 (Flynn, Leach, Rinaldi, Schaefer, Stickland, Tinderholt, and Zedler - no) (137 - 7 - 2)

HB 3888

HB 4175 (Goldman, Krause, Leach, Rinaldi, Schaefer, Simmons, Simpson, Stickland, Tinderholt, E. S. Turner, and M. White - no) (133 - 11 - 2) (Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3364 (Stickland and Tinderholt - no) (142 - 2 - 2)

REGULAR ORDER OF BUSINESS SUSPENDED

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

GENERAL STATE CALENDAR**HOUSE BILLS****THIRD READING**

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

HB 1446 ON THIRD READING

(by Dale, Márquez, Herrero, Moody, Fallon, et al.)

HB 1446, A bill to be entitled An Act relating to reimbursement of certain medical costs for victims of certain sex offenses.

HB 1446 was passed by (Record 920): 144 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; 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, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smith; Smithee; 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; Sheets(C).

Absent — Dukes; King, S.; Spitzer; Stephenson.

STATEMENT OF VOTE

When Record No. 920 was taken, I was in the house but away from my desk. I would have voted yes.

Spitzer

**HB 2712 ON THIRD READING
(by Geren and Bohac)**

HB 2712, A bill to be entitled An Act relating to the temporary exemption of certain tangible personal property related to large data center projects from the sales and use tax.

HB 2712 was passed by (Record 921): 114 Yeas, 26 Nays, 3 Present, not voting.

Yeas — Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Blanco; Bohac; Bonnen, D.; Burkett; Burns; Burrows; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Crownover; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Herrero; Howard; Huberty; Hunter; Isaac; Israel; Johnson; Keffer; Keough; King, K.; King, S.; King, T.; Koop; Kuempel; Landgraf; Larson; Laubenberg; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Sheffield; Simmons; Smith; Smithee; Spitzer; Springer; Stephenson; Thompson, S.; Turner, C.; VanDeaver; Vo; Walle; White, J.; Workman; Wray; Zerwas.

Nays — Bernal; Bonnen, G.; Button; Craddick; Cyrier; Giddings; Kacal; King, P.; Krause; Leach; Metcalf; Meyer; Miles; Parker; Rinaldi; Sanford; Schaefer; Shaheen; Simpson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; Turner, S.; White, M.; Zedler.

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

Absent — Allen; Dukes; Farrar; Hernandez; Hughes; Klick; Wu.

STATEMENTS OF VOTE

When Record No. 921 was taken, I was in the house but away from my desk. I would have voted yes.

Allen

When Record No. 921 was taken, I was shown voting yes. I intended to vote no.

R. Anderson

When Record No. 921 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 921 was taken, I was shown voting no. I intended to vote yes.

Button

When Record No. 921 was taken, I was shown voting yes. I intended to vote no.

Frank

When Record No. 921 was taken, I was in the house but away from my desk. I would have voted yes.

Hughes

When Record No. 921 was taken, I was shown voting yes. I intended to vote no.

Keough

When Record No. 921 was taken, I was shown voting no. I intended to vote yes.

Parker

When Record No. 921 was taken, I was shown voting yes. I intended to vote no.

Phillips

When Record No. 921 was taken, I was shown voting yes. I intended to vote no.

Spitzer

When Record No. 921 was taken, I was shown voting yes. I intended to vote no.

Springer

HB 3277 ON THIRD READING **(by Dutton)**

HB 3277, A bill to be entitled An Act relating to the authority of the office of independent ombudsman with the Texas Juvenile Justice Department in regard to juveniles in custody in certain facilities not operated solely for children committed to the department.

HB 3277 was passed by (Record 922): 104 Yeas, 37 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Bernal; Blanco; Bohac; Burkett; Burns; Canales; Clardy; Coleman; Collier; Cook; Crownover; Dale; Davis, S.; Deshotel; Dutton; Faircloth; Farias; Farrar; Fletcher; Flynn; Frank; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra;

Guillen; Gutierrez; Hernandez; Herrero; Howard; Huberty; Hughes; Hunter; Israel; Johnson; Keffer; King, P.; King, S.; King, T.; Klick; Koop; Krause; Larson; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Paul; Peña; Phillips; Pickett; Raney; Raymond; Riddle; Rodríguez, E.; Rodríguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, S.; Tinderholt; Turner, C.; Turner, S.; VanDeaver; Vo; Walle; White, M.; Wray; Wu; Zerwas.

Nays — Anderson, R.; Ashby; Aycok; Bell; Bonnen, D.; Bonnen, G.; Burrows; Button; Capriglione; Craddick; Cyrier; Darby; Elkins; Fallon; Frullo; Harless; Isaac; Kacal; Keough; King, K.; Kuempel; Landgraf; Leach; Metcalf; Murr; Otto; Parker; Phelan; Price; Rinaldi; Schubert; Shaheen; Thompson, E.; Turner, E.S.; Villalba; Workman; Zedler.

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

Absent — Davis, Y.; Dukes; Farney; Laubenberg; Paddie; Reynolds; White, J.

STATEMENTS OF VOTE

When Record No. 922 was taken, I was shown voting yes. I intended to vote no.

Larson

When Record No. 922 was taken, I was shown voting yes. I intended to vote present, not voting.

Morrison

When Record No. 922 was taken, I was in the house but away from my desk. I would have voted no.

Paddie

When Record No. 922 was taken, I was shown voting yes. I intended to vote no.

Phillips

When Record No. 922 was taken, I was shown voting yes. I intended to vote no.

Smith

HB 549 ON THIRD READING (by Johnson, et al.)

HB 549, A bill to be entitled An Act relating to certain duties of the Commission on Jail Standards regarding visitation periods for county jail prisoners.

HB 549 was passed by (Record 923): 94 Yeas, 49 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Burkett; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cyrier; Davis, S.; Deshotel; Dutton; Farias; Farrar; Flynn; Frank; Galindo; Geren; Giddings; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Huberty; Hunter; Isaac; Israel; Johnson; Keffer; Keough; King, S.; King, T.; Koop; Krause; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Meyer; Miles; Minjarez; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Otto; Peña; Phillips; Pickett; Raney; Raymond; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schaefer; Schofield; Sheffield; Simmons; Simpson; Spitzer; Stickland; Thompson, S.; Tinderholt; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; Wu; Zedler; Zerwas.

Nays — Anderson, C.; Ashby; Aycok; Bonnen, G.; Burns; Burrows; Craddick; Crownover; Dale; Darby; Elkins; Faircloth; Fallon; Farney; Fletcher; Frullo; Goldman; Kacal; King, K.; King, P.; Klick; Kuempel; Landgraf; Larson; Laubenberg; Leach; Metcalf; Miller, D.; Miller, R.; Morrison; Murr; Paddie; Parker; Paul; Phelan; Price; Riddle; Sanford; Schubert; Shaheen; Smith; Smithee; Springer; Stephenson; Thompson, E.; Turner, E.S.; White, M.; Workman; Wray.

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

Absent — Cook; Davis, Y.; Dukes; Hughes; Reynolds.

STATEMENTS OF VOTE

When Record No. 923 was taken, I was shown voting yes. I intended to vote no.

D. Bonnen

When Record No. 923 was taken, I was in the house but away from my desk. I would have voted yes.

Cook

When Record No. 923 was taken, I was in the house but away from my desk. I would have voted yes.

Y. Davis

When Record No. 923 was taken, I was shown voting yes. I intended to vote no.

Gonzales

When Record No. 923 was taken, I was in the house but away from my desk. I would have voted yes.

Hughes

When Record No. 923 was taken, I was shown voting yes. I intended to vote no.

S. King

When Record No. 923 was taken, I was shown voting no. I intended to vote yes.

Laubenberg

When Record No. 923 was taken, I was shown voting yes. I intended to vote no.

Phillips

When Record No. 923 was taken, I was in the house but away from my desk. I would have voted yes.

Reynolds

HB 580 ON THIRD READING
(by Wu, Guerra, Minjarez, and Guillen)

HB 580, A bill to be entitled An Act relating to the statute of limitations for aggravated assault.

HB 580 was passed by (Record 924): 86 Yeas, 61 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Bernal; Blanco; Bohac; Canales; Capriglione; Coleman; Collier; Cook; Crownover; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Farias; Farrar; Fletcher; Giddings; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Herrero; Howard; Hunter; Israel; Johnson; Keffer; King, S.; King, T.; Kuempel; Larson; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Meyer; Miles; Minjarez; Moody; Muñoz; Murphy; Murr; Naishat; Nevárez; Oliveira; Paddie; Peña; Phelan; Phillips; Pickett; Price; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schaefer; Schofield; Shaheen; Sheffield; Simpson; Springer; Stephenson; Thompson, S.; Tinderholt; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, M.; Wu; Zerwas.

Nays — Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Clardy; Craddick; Cyrier; Dale; Darby; Elkins; Faircloth; Fallon; Farney; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Huberty; Isaac; Kacal; Keough; King, K.; King, P.; Klick; Koop; Krause; Landgraf; Laubenberg; Leach; Metcalf; Miller, D.; Miller, R.; Morrison; Otto; Parker; Paul; Raney; Riddle; Rinaldi; Sanford; Schubert; Simmons; Smith; Smithee; Spitzer; Stickland; Thompson, E.; Turner, E.S.; White, J.; Workman; Wray; Zedler.

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

Absent — Hughes.

STATEMENTS OF VOTE

When Record No. 924 was taken, I was in the house but away from my desk. I would have voted no.

Hughes

When Record No. 924 was taken, I was shown voting yes. I intended to vote no.

Springer

HB 1457 ON THIRD READING
(by Blanco and Guillen)

HB 1457, A bill to be entitled An Act relating to designation of an employee within certain state agencies as a veterans liaison.

HB 1457 was passed by (Record 925): 141 Yeas, 3 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; 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; 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; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; 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.

Nays — Rinaldi; Schofield; Stickland.

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

Absent — Dukes; Giddings; McClendon; Naishtat.

HB 3944 ON THIRD READING
(by T. King and Moody)

HB 3944, A bill to be entitled An Act relating to judicial review of final orders arising out of nutritional programs administrated by the Texas Department of Agriculture.

HB 3944 was passed by (Record 926): 146 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; 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; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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; Sheets(C).

Absent — Dukes; Paul.

STATEMENT OF VOTE

When Record No. 926 was taken, I was in the house but away from my desk. I would have voted yes.

Paul

HB 18 ON THIRD READING (by Aycock)

HB 18, A bill to be entitled An Act relating to college and career readiness training for certain public school counselors.

HB 18 was passed by (Record 927): 136 Yeas, 9 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; 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; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Sheffield; Simmons; Smith; Smithee; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Isaac; Krause; Rinaldi; Shaheen; Simpson; Spitzer; Stickland; Tinderholt; Turner, E.S.

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

Absent — Dukes; McClendon; Murphy.

STATEMENT OF VOTE

When Record No. 927 was taken, I was shown voting yes. I intended to vote no.

Schaefer

HB 460 ON THIRD READING (by Bell, Wray, Moody, and Price)

HB 460, A bill to be entitled An Act relating to the issuance of a search warrant for taking a blood specimen from certain persons suspected of committing certain intoxication offenses.

HB 460 was passed by (Record 928): 126 Yeas, 18 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burrows; Button; 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; Huberty; Hunter; Israel; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Koop; Kuempel; Landgraf; Larson; Laubenberg; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Simmons; Smith; Smithee; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Bernal; Burns; Canales; Faircloth; Hughes; Isaac; Keough; Klick; Krause; Leach; Rinaldi; Schaefer; Simpson; Spitzer; Stickland; Tinderholt; White, J.; White, M.

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

Absent — Dukes; McClendon; Muñoz.

STATEMENT OF VOTE

When Record No. 928 was taken, I was in the house but away from my desk. I would have voted yes.

Muñoz

HB 3380 ON THIRD READING**(by Y. Davis)**

HB 3380, A bill to be entitled An Act relating to the grounds for and process by which an elected officer of a home-rule municipality may be removed from office.

The vote of the house was taken on the passage of **HB 3380** and the vote was announced yeas 69, nays 74.

A verification of the vote was requested and was granted.

The roll of those voting yea and nay was again called and the verified vote resulted, as follows (Record 929): 62 Yeas, 80 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Bernal; Blanco; Canales; Coleman; Collier; Davis, S.; Davis, Y.; Deshotel; Dutton; Farias; Farrar; Fletcher; Galindo; Geren; Giddings; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Israel; Johnson; Keffer; King, S.; King, T.; Koop; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Miles; Minjarez; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Stephenson; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Wu.

Nays — Anderson, C.; Anderson, R.; Ashby; Aycock; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Elkins; Faircloth; Fallon; Farney; Flynn; Frank; Frullo; Goldman; Gonzales; Huberty; Hughes; Isaac; Kacal; Keough; King, K.; King, P.; Klick; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Murr; Otto; Parker; Paul; Peña; Phelan; Phillips; Price; Raney; Riddle; Rinaldi; Sanford; Schaefer; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

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

Absent — Bell; Clardy; Dukes; Herrero; Hunter; Paddie.

The chair stated that **HB 3380** failed to pass by the above vote. (The vote was reconsidered on May 13, and **HB 3380** was passed by Record No. 986.)

STATEMENTS OF VOTE

When Record No. 929 was taken, I was shown voting yes. I intended to vote no.

S. Davis

When Record No. 929 was taken, I was shown voting yes. I intended to vote no.

Galindo

When Record No. 929 was taken, I was temporarily out of the house chamber. I would have voted no.

Hunter

When Record No. 929 was taken, I was shown voting yes. I intended to vote no.

Keffer

When Record No. 929 was taken, I was shown voting yes. I intended to vote no.

S. King

When Record No. 929 was taken, I was shown voting yes. I intended to vote no.

Koop

When Record No. 929 was taken, I was shown voting yes. I intended to vote no.

Murphy

When Record No. 929 was taken, I was temporarily out of the house chamber. I would have voted no.

Paddie

LEAVES OF ABSENCE GRANTED

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

Dale on motion of Villalba.

Gonzales on motion of Villalba.

HB 2185 ON THIRD READING

(by Clardy, et al.)

HB 2185, A bill to be entitled An Act relating to the execution of a search warrant for taking a DNA specimen.

HB 2185 was passed by (Record 930): 124 Yeas, 16 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Crownover; Cyrier; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; González; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hunter; Israel; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Koop; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison;

Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smith; Smithee; Stephenson; Thompson, E.; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Craddick; Hughes; Isaac; Keough; Klick; Krause; Rinaldi; Rodriguez, E.; Sanford; Schaefer; Spitzer; Springer; Stickland; Tinderholt; Turner, E.S.; White, J.

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

Absent, Excused, Committee Meeting — Dale; Gonzales.

Absent — Ashby; Dukes; Guerra; Herrero; Paddie; Thompson, S.

STATEMENTS OF VOTE

When Record No. 930 was taken, I was excused to attend a committee meeting. I would have voted yes.

Dale

When Record No. 930 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

HB 3184 ON THIRD READING (by McClendon, Keough, et al.)

HB 3184, A bill to be entitled An Act relating to the establishment, operation, and funding of victim-offender mediation programs; authorizing fees.

HB 3184 was passed by (Record 931): 87 Yeas, 52 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Bernal; Blanco; Burkett; Burns; Canales; Coleman; Collier; Cook; Crossover; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Faircloth; Farias; Farrar; Frank; Frullo; Galindo; Giddings; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Hunter; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, S.; King, T.; Larson; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Meyer; Miles; Miller, D.; Minjarez; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Otto; Peña; Pickett; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Shaheen; Sheffield; Simpson; Spitzer; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Vo; Walle; White, J.; White, M.; Wu; Zerwas.

Nays — Anderson, R.; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burrows; Button; Capriglione; Craddick; Cyrier; Elkins; Fallon; Fletcher; Flynn; Geren; Goldman; Huberty; Hughes; Isaac; King, P.; Klick; Koop; Krause; Kuempel; Landgraf; Laubenberg; Metcalf; Miller, R.; Murr; Parker; Paul; Phelan;

Phillips; Price; Rinaldi; Sanford; Schaefer; Schubert; Simmons; Smith; Smithee; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; Villalba; Workman; Wray; Zedler.

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

Absent, Excused, Committee Meeting — Dale; Gonzales.

Absent — Ashby; Clardy; Dukes; Farney; Herrero; Morrison; Paddie.

STATEMENTS OF VOTE

When Record No. 931 was taken, I was shown voting yes. I intended to vote no.

C. Anderson

When Record No. 931 was taken, I was excused to attend a committee meeting. I would have voted no.

Dale

When Record No. 931 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 931 was taken, I was shown voting yes. I intended to vote no.

Larson

When Record No. 931 was taken, I was in the house but away from my desk. I would have voted no.

Morrison

When Record No. 931 was taken, my vote failed to register. I would have voted no.

Paddie

(Gonzales now present)

HB 1000 ON THIRD READING (by Zerwas and Faircloth)

HB 1000, A bill to be entitled An Act relating to state support for general academic teaching institutions in this state.

HB 1000 was passed by (Record 932): 125 Yeas, 15 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; 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; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Farias; Farney; Farrar; Fletcher; Flynn; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Harless; Hernandez; Howard; Huberty; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; King, K.; King, P.; King,

S.; King, T.; Klick; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Simmons; Smith; Smithee; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Bell; Fallon; Frank; Hughes; Keough; Krause; Metcalf; Rinaldi; Schaefer; Simpson; Spitzer; Stickland; Tinderholt; Turner, E.S.; White, M.

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

Absent, Excused, Committee Meeting — Dale.

Absent — Dukes; Faircloth; Gutierrez; Herrero; Koop; Paddie; White, J.

STATEMENTS OF VOTE

When Record No. 932 was taken, I was excused to attend a committee meeting. I would have voted yes.

Dale

When Record No. 932 was taken, I was in the house but away from my desk. I would have voted yes.

Faircloth

When Record No. 932 was taken, I was in the house but away from my desk. I would have voted yes.

J. White

(Dale now present)

HB 309 ON THIRD READING

(by J. White)

HB 309, A bill to be entitled An Act relating to a study on the feasibility and potential costs and benefits of implementing a pay-for-performance contract program for certain juvenile justice programs and services.

HB 309 was passed by (Record 933): 136 Yeas, 5 Nays, 2 Present, not voting.

Yeas — Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycok; 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; Faircloth; Fallon; Farias; Farney; Farrar; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hughes; Hunter; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simmons; Smith; Smithee; Spitzer; Stephenson; 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.

Nays — Isaac; Rinaldi; Simpson; Springer; Stickland.

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

Absent — Allen; Bohac; Dukes; Fletcher; Herrero; Paddie; Raney.

HB 3402 ON THIRD READING
(by Smith)

HB 3402, A bill to be entitled An Act relating to the authority of a venue district to act as an endorsing municipality or endorsing county for purposes of games or event trust funds; authorizing a fee.

HB 3402 was passed by (Record 934): 121 Yeas, 21 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; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farrar; Flynn; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Koop; Kuempel; Landgraf; Larson; Laubenberg; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schubert; Sheffield; Simmons; Smith; Smithee; Stephenson; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zerwas.

Nays — Burrows; Fallon; Fletcher; Frank; Hughes; Klick; Krause; Leach; Rinaldi; Schaefer; Schofield; Shaheen; Simpson; Spitzer; Springer; Stickland; Tinderholt; Turner, E.S.; White, J.; White, M.; Zedler.

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

Absent — Dukes; Farney; Herrero; Paddie; Paul; Thompson, E.

STATEMENTS OF VOTE

When Record No. 934 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 934 was taken, I was in the house but away from my desk. I would have voted yes.

Paul

HB 3193 ON THIRD READING

(by Bernal)

HB 3193, A bill to be entitled An Act relating to consideration of location of a bidder's or offeror's principal place of business in awarding certain municipal contracts.

HB 3193 was passed by (Record 935): 96 Yeas, 47 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Ashby; Aycock; Bernal; Blanco; Bonnen, D.; Burkett; Button; Canales; Clardy; Coleman; Collier; Cook; Crownover; Cyrier; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Faircloth; Farias; Farrar; Frullo; Galindo; Geren; Giddings; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hunter; Israel; Johnson; Kacal; Keffer; King, S.; King, T.; Koop; Kuempel; Landgraf; Laubenberg; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Otto; Paul; Peña; Phelan; Phillips; Pickett; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schubert; Sheffield; Simmons; Simpson; Smith; Spitzer; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Wray; Wu; Zerwas.

Nays — Anderson, C.; Anderson, R.; Bell; Bohac; Bonnen, G.; Burns; Burrows; Capriglione; Craddick; Dale; Fallon; Fletcher; Flynn; Frank; Goldman; Gonzales; Hughes; Isaac; Keough; King, K.; King, P.; Klick; Krause; Larson; Leach; Metcalf; Meyer; Murr; Parker; Price; Rinaldi; Schaefer; Schofield; Shaheen; Smithee; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Zedler.

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

Absent — Dukes; Elkins; Farney; Herrero; Paddie.

STATEMENTS OF VOTE

When Record No. 935 was taken, I was shown voting yes. I intended to vote no.

Crownover

When Record No. 935 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 935 was taken, I was shown voting yes. I intended to vote no.

Wray

HB 644 ON THIRD READING
(by Canales and Minjarez)

HB 644, A bill to be entitled An Act relating to the contents of a search warrant and to the offense of tampering with a governmental record consisting of a search warrant.

HB 644 was passed by (Record 936): 141 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; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farias; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simmons; 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; Sheets(C).

Absent — Dukes; Farney; Herrero; Paddie; Raney; Rose; Simpson.

STATEMENT OF VOTE

When Record No. 936 was taken, I was in the house but away from my desk. I would have voted yes.

Simpson

HB 882 ON THIRD READING
(by R. Miller)

HB 882, A bill to be entitled An Act relating to the director and assistant director of the Texas Military Preparedness Commission.

HB 882 was passed by (Record 937): 136 Yeas, 8 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; 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; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; Keough; 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; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Simmons; Smith; Smithee; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Krause; Rinaldi; Schaefer; Simpson; Spitzer; Stickland; Tinderholt; Turner, E.S.

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

Absent — Dukes; Herrero; Paddie; Rodriguez, J.

HB 1318 ON THIRD READING

(by Button, Johnson, Springer, C. Anderson, Leach, et al.)

HB 1318, A bill to be entitled An Act relating to the eligibility of presidential general election debates for distributions from a Major Events trust fund.

HB 1318 was passed by (Record 938): 90 Yeas, 54 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Ashby; Bell; Bernal; Blanco; Burkett; Button; Capriglione; Clardy; Coleman; Collier; Dale; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Flynn; Galindo; Giddings; Gonzales; González; Guillen; Gutierrez; Hernandez; Howard; Hunter; Isaac; Israel; Johnson; Kacal; Keough; King, K.; King, P.; King, S.; King, T.; Koop; Kuempel; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Metcalf; Meyer; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Naishtat; Nevárez; Oliveira; Otto; Paul; Peña; Pickett; Price; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Rose; Sanford; Sheffield; Smith; Smithee; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Villalba; Vo; Walle; Wray; Wu; Zerwas.

Nays — Anderson, R.; Aycock; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Cook; Craddick; Crownover; Cyrier; Darby; Fallon; Fletcher; Frank; Frullo; Geren; Goldman; Guerra; Harless; Huberty; Hughes; Keffer; Klick; Krause; Landgraf; Larson; McClendon; Miles; Murphy; Murr; Parker; Phelan; Phillips; Raney; Rinaldi; Romero; Schaefer; Schofield; Schubert; Shaheen; Simmons; Simpson; Spitzer; Springer; Stickland; Tinderholt; Turner, E.S.; Turner, S.; VanDeaver; White, J.; White, M.; Workman; Zedler.

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

Absent — Canales; Dukes; Herrero; Paddie.

STATEMENTS OF VOTE

When Record No. 938 was taken, I was temporarily out of the house chamber. I would have voted yes.

Canales

When Record No. 938 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 938 was taken, I was shown voting yes. I intended to vote no.

Keough

HB 1300 ON THIRD READING (by Capriglione and Fallon)

HB 1300, A bill to be entitled An Act relating to eligibility requirements for admission of certain persons to educator preparation programs.

HB 1300 was passed by (Record 939): 141 Yeas, 2 Nays, 2 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; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer;

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

Nays — Stickland; White, J.

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

Absent — Allen; Dukes; Giddings; Herrero; Paddie.

STATEMENT OF VOTE

When Record No. 939 was taken, I was shown voting no. I intended to vote yes.

J. White

HB 1424 ON THIRD READING

(by Lozano, Wu, and Guillen)

HB 1424, A bill to be entitled An Act relating to the designation of certain synthetic compounds to Penalty Group 2 or 2-A of the Texas Controlled Substances Act; increasing penalties for certain persons convicted of the manufacture and delivery of controlled substances.

HB 1424 was passed by (Record 940): 145 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; 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; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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; Sheets(C).

Absent — Dukes; Herrero; Paddie.

LEAVE OF ABSENCE GRANTED

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

Herrero on motion of Walle.

HB 3519 ON THIRD READING

(by Guerra, Zerwas, Laubenberg, Lucio, Sheffield, et al.)

HB 3519, A bill to be entitled An Act relating to the use of home telemonitoring services under Medicaid.

HB 3519 was passed by (Record 941): 143 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; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; Keough; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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; Sheets(C).

Absent, Excused — Herrero.

Absent — Dukes; Dutton; King, K.; Paddie.

HB 3077 ON THIRD READING

(by Zerwas, Price, Darby, Kacal, and Longoria)

HB 3077, A bill to be entitled An Act relating to emergency medical air transportation funding.

HB 3077 was passed by (Record 942): 116 Yeas, 28 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Aycock; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Button; Canales; Capriglione; Clardy; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Flynn; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra;

Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hunter; Israel; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Kuempel; Landgraf; Larson; Laubenberg; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Peña; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Sheffield; Simmons; Smith; Smithee; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; Villalba; Vo; Walle; Wray; Wu; Zerwas.

Nays — Anderson, R.; Ashby; Bell; Burns; Burrows; Fallon; Frank; Hughes; Isaac; Keough; Krause; Leach; Paul; Phillips; Rinaldi; Sanford; Schaefer; Shaheen; Simpson; Spitzer; Stickland; Tinderholt; Turner, E.S.; VanDeaver; White, J.; White, M.; Workman; Zedler.

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

Absent, Excused — Herrero.

Absent — Coleman; Dukes; Paddie.

STATEMENTS OF VOTE

When Record No. 942 was taken, I was shown voting yes. I intended to vote no.

C. Anderson

When Record No. 942 was taken, my vote failed to register. I would have voted yes.

Paddie

HB 2745 ON THIRD READING

(by Capriglione, Guillen, Alonzo, Simpson, and Springer)

HB 2745, A bill to be entitled An Act relating to the frequency restrictions on charitable raffles.

HB 2745 was passed by (Record 943): 139 Yeas, 4 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; 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; Gutierrez; Harless; Hernandez; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan;

Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Wray; Wu; Zedler; Zerwas.

Nays — Phillips; Rinaldi; Simmons; Workman.

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

Absent, Excused — Herrero.

Absent — Dukes; Guillen; Paddie; Turner, E.S.

STATEMENTS OF VOTE

When Record No. 943 was taken, I was in the house but away from my desk. I would have voted yes.

Guillen

When Record No. 943 was taken, my vote failed to register. I would have voted no.

E. S. Turner

HB 3024 ON THIRD READING (by Guerra)

HB 3024, A bill to be entitled An Act relating to coordination of dental benefits under certain insurance policies.

HB 3024 was passed by (Record 944): 115 Yeas, 26 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Ashby; Aycock; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Fletcher; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hunter; Israel; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Kuempel; Landgraf; Larson; Laubenberg; Longoria; Lozano; Lucio; Márquez; Martinez; McClendon; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schubert; Sheffield; Simmons; Smith; Smithee; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zerwas.

Nays — Anderson, R.; Bell; Bonnen, D.; Fallon; Flynn; Hughes; Isaac; Keough; Krause; Leach; Metcalf; Phillips; Rinaldi; Schaefer; Schofield; Shaheen; Simpson; Spitzer; Springer; Stephenson; Stickland; Tinderholt; Turner, E.S.; White, J.; White, M.; Zedler.

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

Absent, Excused — Herrero.

Absent — Bernal; Capriglione; Dukes; Martinez Fischer; Paddie.

STATEMENT OF VOTE

When Record No. 944 was taken, my vote failed to register. I would have voted no.

Capriglione

HB 3404 ON THIRD READING

(by S. Thompson)

HB 3404, A bill to be entitled An Act relating to a study on providing care to veterans with post-traumatic stress disorder.

HB 3404 was passed by (Record 945): 135 Yeas, 8 Nays, 2 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycocock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; 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; Howard; Huberty; Hughes; Isaac; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Sheffield; Simpson; Smith; Smithee; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Bonnen, G.; Klick; Rinaldi; Shaheen; Simmons; Spitzer; Stickland; Tinderholt.

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

Absent, Excused — Herrero.

Absent — Alonzo; Dukes; Hunter; Paddie.

STATEMENTS OF VOTE

When Record No. 945 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 945 was taken, I was shown voting yes. I intended to vote no.

E. S. Turner

HB 2096 ON THIRD READING

(by Button, D. Bonnen, Gonzales, Martinez Fischer, Parker, et al.)

HB 2096, A bill to be entitled An Act relating to the temporary exemption of certain tangible personal property related to certain multi-user data centers from the sales and use tax.

HB 2096 was passed by (Record 946): 96 Yeas, 45 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Ashby; Bell; Bernal; Blanco; Bonnen, D.; Burkett; Button; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Flynn; Frullo; Galindo; Geren; Gonzales; González; Guerra; Guillen; Gutierrez; Hernandez; Howard; Huberty; Isaac; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Landgraf; Larson; Laubenberg; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Parker; Paul; Peña; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, J.; Romero; Rose; Sheffield; Simmons; Smith; Smithee; Springer; Turner, C.; Vo; Workman; Wray; Wu; Zerwas.

Nays — Anderson, R.; Aycock; Bohac; Bonnen, G.; Burns; Burrows; Canales; Cyrier; Fletcher; Frank; Giddings; Goldman; Harless; Hughes; Krause; Leach; McClendon; Metcalf; Meyer; Miles; Murr; Oliveira; Otto; Phelan; Phillips; Rinaldi; Rodriguez, E.; Sanford; Schaefer; Schofield; Schubert; Shaheen; Simpson; Spitzer; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, E.S.; Turner, S.; VanDeaver; Walle; White, J.; White, M.; Zedler.

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

Absent, Excused — Herrero.

Absent — Dukes; Hunter; King, S.; Paddie; Stephenson.

STATEMENTS OF VOTE

When Record No. 946 was taken, I was shown voting yes. I intended to vote no.

Geren

When Record No. 946 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 946 was taken, I was shown voting yes. I intended to vote no.

Keough

When Record No. 946 was taken, I was shown voting yes. I intended to vote no.

Naishtat

HB 2498 ON THIRD READING
(by Zerwas and Martinez)

HB 2498, A bill to be entitled An Act relating to a compact with other states regarding the licensure of emergency medical services personnel and the authority of those personnel to perform job duties in this state and other states.

HB 2498 was passed by (Record 947): 134 Yeas, 10 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; 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; 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.; Minjarez; 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; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Simmons; Smith; Smithee; Springer; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; Workman; Wray; Wu; Zedler; Zerwas.

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

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

Absent, Excused — Herrero.

Absent — Dukes; Miles; Stephenson.

HB 3938 ON THIRD READING
(by Longoria)

HB 3938, A bill to be entitled An Act relating to single premium term life insurance offered in connection with certain consumer loans.

HB 3938 was passed by (Record 948): 143 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; 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; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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; Sheets(C).

Absent, Excused — Herrero.

Absent — Bernal; Dukes; Paddie; Stephenson.

STATEMENT OF VOTE

When Record No. 948 was taken, I was in the house but away from my desk. I would have voted no.

Bernal

HB 207 ON THIRD READING

(by Leach, Canales, Shaheen, Moody, and Simpson)

HB 207, A bill to be entitled An Act relating to creating the offense of voyeurism; providing a penalty.

HB 207 was passed by (Record 949): 141 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; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Harless; Hernandez; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney;

Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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; Sheets(C).

Absent, Excused — Herrero.

Absent — Davis, Y.; Dukes; Gutierrez; King, S.; Nevárez; Paddie.

HB 118 ON THIRD READING
(by Flynn and Guillen)

HB 118, A bill to be entitled An Act relating to a fee waiver for a combination resident hunting and fishing license for certain military personnel.

HB 118 was passed by (Record 950): 143 Yeas, 1 Nays, 3 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; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Simmons; 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.

Nays — Simpson.

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

Absent, Excused — Herrero.

Absent — Dukes; Miles.

HB 849 ON THIRD READING
(by Paddie, D. Bonnen, Springer, T. King, Bohac, et al.)

HB 849, A bill to be entitled An Act relating to an exemption from the sales tax for firearms and hunting supplies for a limited period.

Representative Paddie moved to postpone consideration of **HB 849** until 1:45 p.m. today.

The motion prevailed.

HB 1278 ON THIRD READING

(by Hughes, Fletcher, R. Anderson, Dutton, Herrero, et al.)

HB 1278, A bill to be entitled An Act relating to financial assistance paid to the survivors of certain law enforcement officers, firefighters, and other public employees killed in the line of duty.

HB 1278 was passed by (Record 951): 146 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; 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; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Johnson; Kacal; Keffler; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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; Sheets(C).

Absent, Excused — Herrero.

Absent — Dukes.

HB 852 ON THIRD READING

(by Sanford)

HB 852, A bill to be entitled An Act relating to the creation of a joint interim committee to study and make recommendations regarding the storage of biometric identifiers.

HB 852 was passed by (Record 952): 142 Yeas, 4 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; 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; Howard; Huberty; Hughes; Hunter; 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.; Minjarez; 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; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Isaac; Rinaldi; Stickland; Tinderholt.

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

Absent, Excused — Herrero.

Absent — Dukes.

HB 1346 ON THIRD READING (by Alonzo)

HB 1346, A bill to be entitled An Act relating to the representation of certain indigent applicants for a writ of habeas corpus.

HB 1346 was passed by (Record 953): 133 Yeas, 12 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; 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; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; Vo; Walle; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Aycok; Craddick; Faircloth; Hughes; Miller, R.; Murr; Riddle; Rinaldi; Springer; VanDeaver; Villalba; White, J.

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

Absent, Excused — Herrero.

Absent — Dukes; Hunter.

STATEMENT OF VOTE

When Record No. 953 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

HB 1238 ON THIRD READING

(by D. Bonnen)

HB 1238, A bill to be entitled An Act relating to requirements for construction and maintenance work zones; amending provisions subject to a criminal penalty.

HB 1238 was passed by (Record 954): 138 Yeas, 6 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; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; 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.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Miller, R.; Riddle; Rinaldi; Schaefer; Stickland; Tinderholt.

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

Absent, Excused — Herrero.

Absent — Davis, Y.; Dukes; Paddie.

HB 1371 ON THIRD READING

(by Dutton, Naishtat, Wu, and Burkett)

HB 1371, A bill to be entitled An Act relating to certain functions of the office of consumer affairs in the Health and Human Services Commission.

HB 1371 was passed by (Record 955): 129 Yeas, 16 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; 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; Dukes; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Koop; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Parker; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Vo; Walle; White, J.; Wray; Wu; Zedler; Zerwas.

Nays — Anderson, R.; Bell; Burrows; Klick; Krause; Paul; Rinaldi; Schaefer; Shaheen; Springer; Stickland; Tinderholt; Turner, E.S.; Villalba; White, M.; Workman.

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

Absent, Excused — Herrero.

Absent — Hughes; Paddie.

STATEMENTS OF VOTE

When Record No. 955 was taken, I was shown voting yes. I intended to vote no.

C. Anderson

When Record No. 955 was taken, I was in the house but away from my desk. I would have voted yes.

Hughes

HB 2067 ON THIRD READING (by Oliveira)

HB 2067, A bill to be entitled An Act relating to the rescission or waiver of an acceleration of the maturity date of certain debt secured by a lien on real property.

HB 2067 was passed by (Record 956): 145 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; 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; Howard; Huberty; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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; Sheets(C).

Absent, Excused — Herrero.

Absent — Dukes; Hughes.

STATEMENT OF VOTE

When Record No. 956 was taken, I was in the house but away from my desk. I would have voted yes.

Hughes

HB 22 ON THIRD READING

(by S. Davis)

HB 22, A bill to be entitled An Act relating to the powers and duties of the Texas Ethics Commission; creating a criminal offense.

HB 22 was passed by (Record 957): 121 Yeas, 25 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Ashby; Aycock; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hunter; Israel; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Koop; Kuempel; Landgraf; Larson; Laubenberg; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; 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; Rose; Schubert; Sheffield; Simmons; Smith; Smithee; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zerwas.

Nays — Anderson, R.; Bell; Burns; Elkins; Faircloth; Hughes; Isaac; Keough; Klick; Krause; Leach; Metcalf; Rinaldi; Sanford; Schaefer; Schofield; Shaheen; Simpson; Spitzer; Stickland; Tinderholt; Turner, E.S.; White, J.; White, M.; Zedler.

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

Absent, Excused — Herrero.

Absent — Dukes.

STATEMENTS OF VOTE

When Record No. 957 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 957 was taken, I was shown voting yes. I intended to vote no.

Flynn

When Record No. 957 was taken, I was shown voting no. I intended to vote yes.

Metcalf

HB 2894 ON THIRD READING (by Lozano)

HB 2894, A bill to be entitled An Act relating to the election of certain county bail bond board members.

HB 2894 was passed by (Record 958): 139 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Hernandez; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; 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.

Nays — Murr; Phillips; Stickland.

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

Absent, Excused — Herrero.

Absent — Bonnen, D.; Davis, Y.; Dukes; Geren; Harless.

POSTPONED BUSINESS

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

HB 849 ON THIRD READING

(by Paddie, D. Bonnen, Springer, T. King, Bohac, et al.)

HB 849, A bill to be entitled An Act relating to an exemption from the sales tax for firearms and hunting supplies for a limited period.

HB 849 was read third time earlier today and was postponed until this time.

HB 849 was passed by (Record 959): 110 Yeas, 36 Nays, 2 Present, not voting.

Yeas — Alvarado; Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Deshotel; Elkins; Faircloth; Fallon; Farias; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guerra; Guillen; Harless; Hernandez; 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; McClendon; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Muñoz; Murphy; Murr; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Riddle; Rinaldi; Schaefer; Schofield; Schubert; Shaheen; 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; Anchia; Bernal; Blanco; Collier; Davis, Y.; Dutton; Farrar; Giddings; González; Gutierrez; Howard; Israel; Johnson; Márquez; Martinez; Martinez Fischer; Miles; Minjarez; Moody; Naishtat; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Sheffield; Simpson; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Wu.

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

Absent, Excused — Herrero.

Absent — Dukes.

STATEMENT OF VOTE

When Record No. 959 was taken, I was shown voting no. I intended to vote yes.

Sanford

**GENERAL STATE CALENDAR
SENATE BILLS
THIRD READING**

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

**SB 487 ON THIRD READING
(S. Thompson - House Sponsor)**

SB 487, A bill to be entitled An Act relating to postconviction forensic DNA analysis.

SB 487 was passed by (Record 960): 137 Yeas, 2 Nays, 3 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, R.; Ashby; Aycock; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Canales; 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; 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, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Bell; Phillips.

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

Absent, Excused — Herrero.

Absent — Alonzo; Anderson, C.; Button; Dukes; Miller, D.; Riddle; Turner, S.

STATEMENTS OF VOTE

When Record No. 960 was taken, I was in the house but away from my desk. I would have voted yes.

Button

When Record No. 960 was taken, my vote failed to register. I would have voted yes.

D. Miller

SB 888 ON THIRD READING
(S. Turner - House Sponsor)

SB 888, A bill to be entitled An Act relating to the appeal of waiver of jurisdiction and transfer to criminal court in juvenile cases.

SB 888 was passed by (Record 961): 144 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; 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.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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; Sheets(C).

Absent, Excused — Herrero.

Absent — Anderson, C.; Davis, Y.; Dukes.

SB 733 ON THIRD READING
(Workman - House Sponsor)

SB 733, A bill to be entitled An Act relating to the authority of certain political subdivisions to change the date of their general elections.

SB 733 was passed by (Record 962): 142 Yeas, 0 Nays, 3 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; Capriglione; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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; Canales; Sheets(C).

Absent, Excused — Herrero.

Absent — Davis, Y.; Deshotel; Dukes; Rose.

SB 1108 ON THIRD READING
(Deshotel - House Sponsor)

SB 1108, A bill to be entitled An Act relating to the creation of regional emergency communication districts; authorizing a fee.

SB 1108 was passed by (Record 963): 144 Yeas, 2 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; 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; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Simpson; Stickland.

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

Absent, Excused — Herrero.

Absent — Dukes.

SB 42 ON THIRD READING
(Sheffield - House Sponsor)

SB 42, A bill to be entitled An Act relating to the selection process for student members of the board of regents of a state university or state university system.

Representative Sheffield moved to postpone consideration of **SB 42** until 2:10 p.m. today.

The motion prevailed.

SB 1128 ON THIRD READING
(S. Davis - House Sponsor)

SB 1128, A bill to be entitled An Act relating to certain diagnostic testing during pregnancy.

SB 1128 was passed by (Record 964): 143 Yeas, 4 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; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; 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.; Minjarez; 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; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simmons; Smith; Smithee; Springer; Stephenson; 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.

Nays — Rinaldi; Simpson; Spitzer; Stickland.

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

Absent, Excused — Herrero.

STATEMENT OF VOTE

When Record No. 964 was taken, I was shown voting yes. I intended to vote no.

Schaefer

SB 805 ON THIRD READING
(Raney and Guillen - House Sponsors)

SB 805, A bill to be entitled An Act relating to the employment of individuals qualified for a veteran's employment preference.

Amendment No. 1

Representatives R. Miller, Smith, Farias, Sheets, Schaefer, and Tinderholt offered the following amendment to **SB 805**:

Amend **SB 805** (house committee printing) on third reading on page 4 by striking lines 15 through 20 and substituting the following:

(a) Each state agency shall establish a goal of hiring, in full-time positions at the agency, a number of veterans equal to at least 20 ~~[An individual whose duty is to appoint or employ individuals for a public entity or public work of this state shall give preference in hiring to individuals entitled to a veteran's employment preference so that at least 40]~~ percent of the total

Amendment No. 1 was adopted.

SB 805, as amended, was passed by (Record 965): 134 Yeas, 11 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; 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; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Kuempel; Landgraf; Larson; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; 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; Rose; Schofield; Schubert; Shaheen; Sheffield; Simmons; Smith; Smithee; Spitzer; Springer; Thompson, E.; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Anderson, R.; Capriglione; Craddick; Krause; Laubenberg; Rinaldi; Sanford; Schaefer; Simpson; Stickland; Tinderholt.

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

Absent, Excused — Herrero.

Absent — Dukes; Stephenson.

STATEMENTS OF VOTE

When Record No. 965 was taken, I was shown voting no. I intended to vote yes.

Krause

When Record No. 965 was taken, I was shown voting no. I intended to vote yes.

Sanford

SB 425 ON THIRD READING
(G. Bonnen - House Sponsor)

SB 425, A bill to be entitled An Act relating to health care information provided by and notice of facility fees charged by certain freestanding emergency medical care facilities.

SB 425 was passed by (Record 966): 138 Yeas, 5 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; 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; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Smith; Smithee; Spitzer; Springer; Stephenson; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Rinaldi; Simpson; Stickland; Tinderholt; White, M.

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

Absent, Excused — Herrero.

Absent — Dukes; Phillips; Simmons; Thompson, E.

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).

SB 899 ON THIRD READING
(Stephenson - House Sponsor)

SB 899, A bill to be entitled An Act relating to the regulation of money services businesses; affecting the prosecution of a criminal offense.

SB 899 was passed by (Record 967): 128 Yeas, 16 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Ashby; Aycock; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Burkett; Burns; Burrows; 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; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Koop; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; 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; Rose; Sanford; Schubert; Sheffield; Simmons; Smith; Smithee; Springer; Stephenson; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Vo; Walle; White, M.; Workman; Wray; Wu; Zerwas.

Nays — Anderson, R.; Fallon; Hughes; Krause; Rinaldi; Schaefer; Schofield; Shaheen; Simpson; Spitzer; Stickland; Tinderholt; Turner, E.S.; Villalba; White, J.; Zedler.

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

Absent, Excused — Herrero.

Absent — Bonnen, G.; Dukes; Klick.

SB 97 ON THIRD READING
(Alvarado, Collier, Guillen, Isaac, Paddie, et al. - House Sponsors)

SB 97, A bill to be entitled An Act relating to regulation of the sale, distribution, possession, use, and advertising of e-cigarettes, cigarettes, and tobacco products.

SB 97 was passed by (Record 968): 119 Yeas, 24 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Ashby; Aycock; Bernal; Blanco; Bohac; Bonnen, D.; Burkett; Burns; Burrows; Canales; 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; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Koop;

Kuempel; Landgraf; Larson; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Paul; Peña; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Sheffield; Simmons; Smith; Smithee; Springer; Thompson, E.; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zedler.

Nays — Bell; Bonnen, G.; Button; Capriglione; Goldman; Hughes; Keough; Klick; Krause; Laubenberg; Metcalf; Parker; Phillips; Rinaldi; Sanford; Schaefer; Shaheen; Simpson; Spitzer; Stickland; Tinderholt; Turner, E.S.; White, J.; White, M.

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

Absent, Excused — Herrero.

Absent — Anderson, C.; Dukes; Stephenson; Zerwas.

STATEMENTS OF VOTE

When Record No. 968 was taken, I was in the house but away from my desk. I would have voted yes.

C. Anderson

When Record No. 968 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 968 was taken, I was shown voting no. I intended to vote yes.

Goldman

When Record No. 968 was taken, I was shown voting no. I intended to vote yes.

Metcalf

When Record No. 968 was taken, I was in the house but away from my desk. I would have voted yes.

Stephenson

When Record No. 968 was taken, my vote failed to register. I would have voted yes.

Zerwas

HB 2819 ON THIRD READING (by Deshotel)

HB 2819, A bill to be entitled An Act relating to improvement projects of the Sabine-Neches Navigation District of Jefferson County, Texas; providing authority to issue anticipation notes and time warrants.

HB 2819 was passed by (Record 969): 143 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; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rinaldi; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; 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; Sheets(C).

Absent, Excused — Herrero.

Absent — Clardy; Dukes; Rodriguez, E.; Stephenson.

POSTPONED BUSINESS

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

HB 3787 ON SECOND READING

(by G. Bonnen)

HB 3787, A bill to be entitled An Act relating to a claim filing period and contractual limitations period in certain property insurance policies.

HB 3787 was read second time on May 11 and was postponed until 7 p.m. May 11.

Amendment No. 1

Representative J. Rodriguez offered the following amendment to **HB 3787**:

Amend **HB 3787** (house committee printing) on page 1, line 22, by striking "one year" and substituting "two years".

Amendment No. 1 was adopted.

Amendment No. 2

Representative J. Rodriguez offered the following amendment to **HB 3787**:

Amend **HB 3787** (house committee printing) on page 1, line 23, between "claim" and the underlined period, by inserting "unless there is a reasonable basis for the insured's failure to file a claim within that time period".

LEAVE OF ABSENCE GRANTED

Pursuant to a previous motion, the following member was granted leave of absence temporarily for today to attend a meeting of the Conference Committee on **HB 1**:

Ashby on motion of Geren.

HB 3787 - (consideration continued)

Pursuant to Rule 5, Section 28 of the House Rules, Representative Gutierrez requested an extension of speaking time on Amendment No. 2.

The request was not granted by (Record 970): 57 Yeas, 84 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Aycock; Bernal; Blanco; Bonnen, D.; Canales; Coleman; Collier; Darby; Davis, S.; Davis, Y.; Dutton; Farias; Farrar; Geren; Giddings; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Israel; Keffer; King, T.; Longoria; Lucio; Martinez; Martinez Fischer; McClendon; Miles; Minjarez; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Otto; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Wu.

Nays — Anderson, C.; Anderson, R.; Bell; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Goldman; Gonzales; Huberty; Hughes; Isaac; Kacal; Keough; King, K.; King, P.; King, S.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller, D.; Miller, R.; Morrison; Murr; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; Raney; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

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

Absent, Excused — Herrero.

Absent, Excused, Committee Meeting — Ashby.

Absent — Deshotel; Dukes; Hunter; Márquez.

STATEMENT OF VOTE

When Record No. 970 was taken, I was in the house but away from my desk. I would have voted yes.

Hunter

(Speaker in the chair)

Representative Huberty moved to reconsider the vote by which the motion to extend speaking time on Amendment No. 2 was not granted by Record No. 970.

The motion to reconsider prevailed by (Record 971): 99 Yeas, 39 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Aycock; Bernal; Blanco; Bonnen, D.; Button; Canales; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Farias; Farney; Farrar; Frullo; Galindo; Geren; Giddings; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Israel; Johnson; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Koop; Kuempel; Larson; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; Metcalf; Meyer; Miles; Miller, D.; Minjarez; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schubert; Sheets; Sheffield; Simpson; Smith; Smithee; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Vo; Walle; Workman; Wray; Wu; Zerwas.

Nays — Anderson, C.; Anderson, R.; Bohac; Burns; Burrows; Capriglione; Cyrier; Fallon; Fletcher; Flynn; Frank; Goldman; Hughes; Isaac; Keough; Klick; Krause; Landgraf; Laubenberg; Leach; Miller, R.; Murr; Paul; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Shaheen; Simmons; Spitzer; Springer; Stickland; Thompson, E.; Tinderholt; Villalba; White, J.; White, M.; Zedler.

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

Absent, Excused — Herrero.

Absent, Excused, Committee Meeting — Ashby.

Absent — Bell; Bonnen, G.; Burkett; Dukes; Hunter; McClendon; Morrison; Turner, E.S.

STATEMENTS OF VOTE

When Record No. 971 was taken, I was shown voting yes. I intended to vote no.

Parker

When Record No. 971 was taken, I was shown voting no. I intended to vote yes.

Simmons

When Record No. 971 was taken, I was in the house but away from my desk. I would have voted no.

E. S. Turner

Representative G. Bonnen moved to postpone consideration of **HB 3787** until 2:45 p.m. today.

The motion prevailed.

CSHB 1069 ON SECOND READING
(by E. Rodriguez)

CSHB 1069, A bill to be entitled An Act relating to services for persons who are deaf or hard of hearing and certification requirements for interpreters for persons who are deaf or hard of hearing; providing an administrative penalty; requiring a fee and changing the rate of a fee; requiring an occupational certification.

CSHB 1069 was read second time on May 5, postponed until May 8, postponed until May 11, and was again postponed until 5 a.m. today.

Representative E. Rodriguez moved to postpone consideration of **CSHB 1069** until 6 p.m. today.

The motion prevailed.

HB 2769 ON SECOND READING
(by E. Rodriguez and Lucio)

HB 2769, A bill to be entitled An Act relating to the date of expiration of a certain pilot revolving loan program established under the loanstar revolving loan program to provide for energy efficiency measures and renewable energy technology for certain organizations.

HB 2769 was read second time on April 16, postponed until April 20, postponed until April 22, postponed until April 28, postponed until May 4, postponed until May 11, and was again postponed until 5 a.m. today.

Representative E. Rodriguez moved to postpone consideration of **HB 2769** until 6 p.m. today.

The motion prevailed.

CSHB 506 ON SECOND READING
(by E. Rodriguez)

CSHB 506, A bill to be entitled An Act relating to the issuance of tax-supported bonds by certain school districts and increasing the tax rate limitation on the issuance of those bonds.

CSHB 506 was read second time on May 6, postponed until 6 a.m. May 8, postponed until 3 p.m. May 8, postponed until May 11, and was again postponed until 5 a.m. today.

Representative E. Rodriguez moved to postpone consideration of **CSHB 506** until 6 p.m. today.

The motion prevailed.

CSHB 3113 ON SECOND READING
(by Gonzales and Schaefer)

CSHB 3113, A bill to be entitled An Act relating to the authority of certain municipalities to pledge revenue from the municipal hotel occupancy tax for the payment of obligations related to hotel projects.

CSHB 3113 was read second time on May 11 and was postponed until 5 a.m. today.

Amendment No. 1

On behalf of Representative S. King, Representative Gonzales offered the following amendment to **CSHB 3113**:

Amend **CSHB 3113** (house committee printing) as follows:

(1) On page 1, line 10, between "counties," and "a municipality", strike "or".

(2) On page 1, line 12, between "River" and "may", insert ", or a municipality with a population of 110,000 or more that is located in a county with a population of less than 132,000".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Schaefer offered the following amendment to **CSHB 3113**:

Amend **CSHB 3113** (house committee printing) as follows:

(1) Strike the recital to SECTION 1 of the bill (page 1, lines 6-7) and substitute "Section 351.102, Tax Code, is amended by amending Subsection (b) and adding Subsection (c-1) to read as follows:".

(2) On page 1, line 14, strike "or that will be owned by".

(3) On page 1, line 17, between "municipality," and "and", insert "or from a hotel project that is owned by or located on land owned by or that will be owned by a municipality with a population of 96,000 or more that is located in a county that contains the headwaters of the San Gabriel River,".

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

(c-1) Notwithstanding Subsection (c), a municipality with a population of 96,000 or more that is located in a county that borders Lake Palestine may only pledge funds received under Subsection (c) for the payment of bonds authorized to be issued under Subsection (a) for the construction of a publicly owned convention center facility.

Amendment No. 2 was adopted.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Frullo requested permission for the Committee on Insurance to meet while the house is in session, at 2:50 p.m. today, in 1W.14, to consider **SB 332, SB 654, SB 956, SB 1554**, and pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Insurance, 2:50 p.m. today, 1W.14, for a formal meeting, to consider **SB 332, SB 654, SB 956, SB 1554**, and pending business.

CSHB 3113 - (consideration continued)

Representative Gonzales moved to postpone consideration of **CSHB 3113** until 4:39 p.m. today.

The motion prevailed.

SB 684 ON SECOND READING (G. Bonnen - House Sponsor)

SB 684, A bill to be entitled An Act relating to the designation of certain optometrists, therapeutic optometrists, and ophthalmologists as preferred providers.

SB 684 was considered in lieu of **HB 963**.

SB 684 was read second time.

Amendment No. 1

Representative Muñoz offered the following amendment to **SB 684**:

Amend **SB 684** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering the subsequent SECTIONS accordingly:

SECTION _____. Subchapter D, Chapter 1451, Insurance Code, is amended by adding Section 1451.156 to read as follows:

Sec. 1451.156. PROHIBITED CONDUCT. (a) A managed care plan may not directly or indirectly:

(1) control or attempt to control the professional judgment, manner of practice, or practice of an optometrist or therapeutic optometrist;

(2) employ an optometrist or therapeutic optometrist if part of the optometrist's or therapeutic optometrist's duties involves the practice of optometry or therapeutic optometry;

(3) pay an optometrist or therapeutic optometrist for a service not provided;

(4) restrict or limit an optometrist's or therapeutic optometrist's choice of sources or suppliers of services or materials, including optical laboratories used by the optometrist or therapeutic optometrist to provide services or materials to a patient; or

(5) require an optometrist or therapeutic optometrist to disclose a patient's confidential or protected health information unless the disclosure is authorized by the patient or permitted without authorization under the Health Insurance Portability and Accountability Act of 1996 (42 U.S.C. Section 1320d et seq.) or under Section 602.053.

(b) Subsection (a)(3) does not prohibit the use of capitation as a method of payment.

(c) Subsection (a)(4) does not restrict or limit a managed care plan's determination of specific amounts of coverage or reimbursement for the use of network or out-of-network suppliers or laboratories.

(d) This section shall be liberally construed to prevent managed care plans from controlling or attempting to control the professional judgment, manner of practice, or practice of an optometrist or therapeutic optometrist.

SECTION _____. Section 1451.156, Insurance Code, as added by this Act, applies only to a contract between a managed care plan issuer and an optometrist or therapeutic optometrist entered into or renewed, or a managed care plan delivered, issued for delivery, or renewed, on or after September 1, 2015. A contract entered into or renewed, or a plan delivered, issued for delivery, or renewed, before September 1, 2015, is governed by the law as it existed immediately before that date, and that law is continued in effect for that purpose.

Amendment No. 1 was adopted.

SB 684, as amended, was passed to third reading.

HB 963 - LAID ON THE TABLE SUBJECT TO CALL

Representative G. Bonnen moved to lay **HB 963** on the table subject to call.

The motion prevailed.

CSHB 2039 ON SECOND READING (by Burkett and Guillen)

CSHB 2039, A bill to be entitled An Act relating to the exclusion of certain information from the Department of Family and Protective Services central registry of child abuse or neglect cases and the report of certain information regarding those cases to the legislature.

CSHB 2039 was read second time on May 5 and was postponed until 7 a.m. today.

Representative Burkett moved to postpone consideration of **CSHB 2039** until 7 a.m. tomorrow.

The motion prevailed.

SB 42 ON THIRD READING (Sheffield - House Sponsor)

SB 42, A bill to be entitled An Act relating to the selection process for student members of the board of regents of a state university or state university system.

SB 42 was read third time earlier today and was postponed until this time.

SB 42 was passed by (Record 972): 125 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Aycock; 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; Faircloth; Fallon; Farias;

Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hughes; Hunter; Isaac; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Koop; Kuempel; Landgraf; Larson; Laubenberg; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schubert; Sheets; Sheffield; Simmons; Smith; Smith; Stephenson; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; Workman; Wray; Wu; Zerwas.

Nays — Anderson, R.; Krause; Leach; Rinaldi; Schaefer; Schofield; Shaheen; Simpson; Spitzer; Springer; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; White, M.; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Herrero.

Absent, Excused, Committee Meeting — Ashby.

Absent — Bell; Bernal; Dukes; Elkins; Klick; Raney.

STATEMENT OF VOTE

When Record No. 972 was taken, I was in the house but away from my desk. I would have voted yes.

Bernal

CSHB 2114 ON SECOND READING

(by Murphy, Bohac, Harless, Villalba, Fallon, et al.)

CSHB 2114, A bill to be entitled An Act relating to the repeal of the inheritance tax.

CSHB 2114 was read second time on May 5, postponed until May 7, postponed until May 11, and was again postponed until 7:59 a.m. today.

Representative Murphy moved to postpone consideration of **CSHB 2114** until 9:55 a.m. Thursday, May 14.

The motion prevailed.

SB 678 ON SECOND READING

(Simmons - House Sponsor)

SB 678, A bill to be entitled An Act relating to coordinated county transportation authorities.

SB 678 was considered in lieu of **CSHB 1944**.

SB 678 was read second time.

SB 678 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE CANALES: I'm looking at your bill, representative, and I understand it's bracketed. I do have a concern with the amount of liability—the aggregate liability for mass transit is only \$125 million.

REPRESENTATIVE SIMMONS: Yeah, and this is something they agreed on between Denton County and BNSF. Now what it doesn't do, if you read further into the bill—and again, I'm not a lawyer—it doesn't limit it on gross negligence and things like that. It also doesn't limit it on what's available under the federal railway law when I read the analysis.

CANALES: Your intent in this bill is not for this to be a statewide—a precedent that you're trying to say statewide.

SIMMONS: No, sir.

CANALES: This is actually agreed language between the people in your county?

SIMMONS: That is correct.

SB 678 was passed to third reading.

CSHB 1944 - LAID ON THE TABLE SUBJECT TO CALL

Representative Simmons moved to lay **CSHB 1944** on the table subject to call.

The motion prevailed.

**HB 2688 ON SECOND READING
(by Workman, Krause, and Larson)**

HB 2688, A bill to be entitled An Act relating to a common characteristic or use project in a public improvement district in certain municipalities.

HB 2688 was read second time on May 8 and was postponed until 8 a.m. today.

Representative Workman moved to postpone consideration of **HB 2688** until 9:54 a.m. Thursday, May 14.

The motion prevailed.

**SB 268 ON SECOND READING
(Anchia - House Sponsor)**

SB 268, A bill to be entitled An Act relating to the duties of a magistrate to inform an arrested person of consequences of a plea of guilty or nolo contendere.

SB 268 was considered in lieu of **HB 559**.

SB 268 was read second time.

Representative Anchia moved to postpone consideration of **SB 268** until 6 a.m. Monday, May 18.

The motion prevailed.

HB 559 - LAID ON THE TABLE SUBJECT TO CALL

Representative Anchia moved to lay **HB 559** on the table subject to call.

The motion prevailed.

REMARKS ORDERED PRINTED

Representative Collier moved to print remarks between Representative Simmons and Representative Canales on **SB 678**.

The motion prevailed.

LEAVES OF ABSENCE GRANTED

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

G. Bonnen on motion of Geren.

Frullo on motion of Geren.

Guerra on motion of Geren.

Meyer on motion of Geren.

Muñoz on motion of Geren.

Paul on motion of Geren.

Sheets on motion of Geren.

Vo on motion of Geren.

Workman on motion of Geren.

SB 66 ON SECOND READING
(Crownover and Herrero - House Sponsors)

SB 66, A bill to be entitled An Act relating to the use of epinephrine auto-injectors on public school and open-enrollment charter school campuses and at or in transit to or from off-campus school events.

SB 66 was considered in lieu of **CSHB 2847**.

SB 66 was read second time.

Amendment No. 1

Representative Crownover offered the following amendment to **SB 66**:

Amend **SB 66** (house committee report) by striking all below the enacting clause and substituting the following:

SECTION 1. This Act shall be known as the Cameron Espinosa Act.

SECTION 2. Chapter 38, Education Code, is amended by adding Subchapter E to read as follows:

SUBCHAPTER E. MAINTENANCE, ADMINISTRATION, AND DISPOSAL
OF EPINEPHRINE AUTO-INJECTORS

Sec. 38.201. DEFINITIONS. In this subchapter:

(1) "Advisory committee" means the committee established under Section 38.202.

(2) "Anaphylaxis" means a sudden, severe, and potentially life-threatening allergic reaction that occurs when a person is exposed to an allergen.

(3) "Epinephrine auto-injector" means a disposable medical drug delivery device that contains a premeasured single dose of epinephrine that is intended to be used to treat anaphylaxis.

(4) "Physician" means a person who holds a license to practice medicine in this state.

(5) "School personnel" means an employee of a school district or open-enrollment charter school. The term includes a member of the board of trustees of a school district or the governing body of an open-enrollment charter school.

Sec. 38.202. ADVISORY COMMITTEE: ESTABLISHMENT AND COMPOSITION. (a) The commissioner of state health services shall establish an advisory committee to examine and review the administration of epinephrine auto-injectors to a person experiencing an anaphylactic reaction on a campus of a school district or an open-enrollment charter school.

(b) The advisory committee shall be composed of members appointed by the commissioner of state health services. In making appointments, the commissioner shall ensure that:

(1) a majority of the members are physicians with expertise in treating anaphylaxis, including physicians who specialize in the fields of pediatrics, allergies, asthma, and immunology; and

(2) at least one member is a registered nurse employed by a school district or open-enrollment charter school as a school nurse.

(c) A member of the advisory committee serves at the pleasure of the commissioner of state health services.

(d) A vacancy on the advisory committee is filled by the commissioner of state health services in the same manner as other appointments to the advisory committee.

Sec. 38.203. ADVISORY COMMITTEE: PRESIDING OFFICER. The advisory committee shall elect a presiding officer.

Sec. 38.204. ADVISORY COMMITTEE: COMPENSATION AND EXPENSES. Members of the advisory committee serve without compensation but are entitled to reimbursement for travel expenses.

Sec. 38.205. ADVISORY COMMITTEE: APPLICABILITY OF OTHER LAW. Chapter 2110, Government Code, does not apply to the advisory committee.

Sec. 38.206. ADVISORY COMMITTEE: OPEN MEETINGS. Meetings of the advisory committee are subject to Chapter 551, Government Code.

Sec. 38.207. ADVISORY COMMITTEE: DUTIES. The advisory committee shall advise the commissioner of state health services on:

(1) the storage and maintenance of epinephrine auto-injectors on school campuses;

(2) the training of school personnel and school volunteers in the administration of an epinephrine auto-injector; and

(3) a plan for one or more school personnel members or school volunteers trained in the administration of an epinephrine auto-injector to be on each school campus.

Sec. 38.208. MAINTENANCE AND ADMINISTRATION OF EPINEPHRINE AUTO-INJECTORS. (a) Each school district and open-enrollment charter school may adopt and implement a policy regarding the maintenance, administration, and disposal of epinephrine auto-injectors at each campus in the district or school.

(b) If a policy is adopted under Subsection (a), the policy:

(1) must provide that school personnel and school volunteers who are authorized and trained may administer an epinephrine auto-injector to a person who is reasonably believed to be experiencing anaphylaxis on a school campus; and

(2) may provide that school personnel and school volunteers who are authorized and trained may administer an epinephrine auto-injector to a person who is reasonably believed to be experiencing anaphylaxis at an off-campus school event or while in transit to or from a school event.

(c) The commissioner of state health services, in consultation with the commissioner of education, and with advice from the advisory committee, shall adopt rules regarding the maintenance, administration, and disposal of an epinephrine auto-injector at a school campus subject to a policy adopted under Subsection (a). The rules must establish:

(1) the number of epinephrine auto-injectors available at each campus;

(2) the process for each school district and open-enrollment charter school to check the inventory of epinephrine auto-injectors at regular intervals for expiration and replacement; and

(3) the amount of training required for school personnel and school volunteers to administer an epinephrine auto-injector.

(d) Each school district and open-enrollment charter school that adopts a policy under Subsection (a) must require that each campus have one or more school personnel members or school volunteers authorized and trained to administer an epinephrine auto-injector present during all hours the campus is open.

(e) The supply of epinephrine auto-injectors at each campus must be stored in a secure location and be easily accessible to school personnel and school volunteers authorized and trained to administer an epinephrine auto-injector.

Sec. 38.209. REPORT ON ADMINISTERING EPINEPHRINE AUTO-INJECTOR. (a) Not later than the 10th business day after the date a school personnel member or school volunteer administers an epinephrine auto-injector in accordance with a policy adopted under Section 38.208(a), the school shall report the information required under Subsection (b) to:

(1) the school district or the charter holder if the school is an open-enrollment charter school;

(2) the physician or other person who prescribed the epinephrine auto-injector;

(3) the commissioner of education; and

(4) the commissioner of state health services.

(b) The report required under this section must include the following information:

(1) the age of the person who received the administration of the epinephrine auto-injector;

(2) whether the person who received the administration of the epinephrine auto-injector was a student, a school personnel member or school volunteer, or a visitor;

(3) the physical location where the epinephrine auto-injector was administered;

(4) the number of doses of epinephrine auto-injector administered;

(5) the title of the person who administered the epinephrine auto-injector; and

(6) any other information required by the commissioner of education.

Sec. 38.210. TRAINING. (a) Each school district and open-enrollment charter school that adopts a policy under Section 38.208(a) is responsible for training school personnel and school volunteers in the administration of an epinephrine auto-injector.

(b) Training required under this section must:

(1) include information on:

(A) recognizing the signs and symptoms of anaphylaxis;

(B) administering an epinephrine auto-injector;

(C) implementing emergency procedures, if necessary, after administering an epinephrine auto-injector; and

(D) properly disposing of used or expired epinephrine auto-injectors; and

(2) be provided in a formal training session or through online education and be completed annually.

(c) Each school district and open-enrollment charter school shall maintain records on the training required under this section.

Sec. 38.211. PRESCRIPTION OF EPINEPHRINE AUTO-INJECTORS.

(a) A physician or person who has been delegated prescriptive authority under Chapter 157, Occupations Code, may prescribe epinephrine auto-injectors in the name of a school district or open-enrollment charter school.

(b) A physician or other person who prescribes epinephrine auto-injectors under Subsection (a) shall provide the school district or open-enrollment charter school with a standing order for the administration of an epinephrine auto-injector to a person reasonably believed to be experiencing anaphylaxis.

(c) The standing order under Subsection (b) is not required to be patient-specific, and the epinephrine auto-injector may be administered to a person without a previously established physician-patient relationship.

(d) Notwithstanding any other provisions of law, supervision or delegation by a physician is considered adequate if the physician:

(1) periodically reviews the order; and

(2) is available through direct telecommunication as needed for consultation, assistance, and direction.

(e) An order issued under this section must contain:

- (1) the name and signature of the prescribing physician or other person;
- (2) the name of the school district or open-enrollment charter school to which the order is issued;
- (3) the quantity of epinephrine auto-injectors to be obtained and maintained under the order; and
- (4) the date of issue.

(f) A pharmacist may dispense an epinephrine auto-injector to a school district or open-enrollment charter school without requiring the name or any other identifying information relating to the user.

Sec. 38.212. NOTICE TO PARENTS. If a school district or open-enrollment charter school implements a policy under this subchapter for the maintenance, administration, and disposal of epinephrine auto-injectors, the district or school shall provide written notice to a parent or guardian of each student enrolled in the district or school. Notice required under this section must be provided before the policy is implemented by the district or school and before the start of each school year.

Sec. 38.213. GIFTS, GRANTS, AND DONATIONS. A school district or open-enrollment charter school may accept gifts, grants, donations, and federal and local funds to implement this subchapter.

Sec. 38.214. RULES. Except as otherwise provided by this subchapter, the commissioner of education and the commissioner of state health services shall jointly adopt rules necessary to implement this subchapter.

Sec. 38.215. IMMUNITY FROM LIABILITY. (a) A person who in good faith takes, or fails to take, any action under this subchapter is immune from civil or criminal liability or disciplinary action resulting from that action or failure to act, including:

- (1) issuing an order for epinephrine auto-injectors;
- (2) supervising or delegating the administration of an epinephrine auto-injector;
- (3) possessing, maintaining, storing, or disposing of an epinephrine auto-injector;
- (4) prescribing an epinephrine auto-injector;
- (5) dispensing an epinephrine auto-injector;
- (6) administering, or assisting in administering, an epinephrine auto-injector;
- (7) providing, or assisting in providing, training, consultation, or advice in the development, adoption, or implementation of policies, guidelines, rules, or plans; or
- (8) undertaking any other act permitted or required under this subchapter.

(b) The immunities and protections provided by this subchapter are in addition to other immunities or limitations of liability provided by law.

(c) Notwithstanding any other law, this subchapter does not create a civil, criminal, or administrative cause of action or liability or create a standard of care, obligation, or duty that provides a basis for a cause of action for an act or omission under this subchapter.

(d) A cause of action does not arise from an act or omission described by this section.

(e) A school district or open-enrollment charter school and school personnel and school volunteers are immune from suit resulting from an act, or failure to act, under this subchapter, including an act or failure to act under related policies and procedures.

(f) An act or failure to act by school personnel or a school volunteer under this subchapter, including an act or failure to act under related policies and procedures, is the exercise of judgment or discretion on the part of the school personnel or school volunteer and is not considered to be a ministerial act for purposes of liability of the school district or open-enrollment charter school.

SECTION 3. Section 38.0151, Education Code, is amended by adding Subsection (f) to read as follows:

(f) A school district or open-enrollment charter school that provides for the maintenance, administration, and disposal of epinephrine auto-injectors under Subchapter E is not required to comply with this section.

SECTION 4. This Act applies beginning with the 2015-2016 school year.

SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2015.

Amendment No. 1 was adopted.

SB 66, as amended, was passed to third reading.

CSHB 2847 - LAID ON THE TABLE SUBJECT TO CALL

Representative Crownover moved to lay **CSHB 2847** on the table subject to call.

The motion prevailed.

REMARKS ORDERED PRINTED

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

The motion prevailed. [Please refer to the Day 67c journal for the text of the parliamentary inquiry.]

HB 2351 ON SECOND READING

(by Harless, Kuempel, Kacal, Geren, et al.)

HB 2351, A bill to be entitled An Act relating to conflicts of interest and discrimination policies for an ethics or medical committee review of an advance directive.

HB 2351 was read second time on May 7 and was postponed until 10 a.m. today.

Representative Harless moved to postpone consideration of **HB 2351** until 10 a.m. tomorrow.

The motion prevailed.

CSHB 1066 ON SECOND READING
(by Goldman)

CSHB 1066, A bill to be entitled An Act relating to the regulation of certain motor vehicle auctions.

CSHB 1066 was read second time on May 1, postponed until May 8, and was again postponed until 10 a.m. today.

Representative Goldman moved to postpone consideration of **CSHB 1066** until 3 p.m. today.

The motion prevailed.

CSHB 3048 ON SECOND READING
(by Deshotel)

CSHB 3048, A bill to be entitled An Act relating to the creation and operations of health care provider participation programs in certain municipalities.

CSHB 3048 was read second time on May 8 and was postponed until 10 a.m. today.

Representative Deshotel moved to postpone consideration of **CSHB 3048** until 3:45 p.m. today.

The motion prevailed.

GENERAL STATE CALENDAR
HOUSE BILLS
SECOND READING

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

CSHB 678 ON SECOND READING
(by S. Turner, Otto, and Phelan)

CSHB 678, A bill to be entitled An Act relating to advance notice regarding the housing of sexually violent predators at a new location in various counties of this state.

CSHB 678 was passed to engrossment.

(Márquez in the chair)

SB 389 ON SECOND READING
(Blanco - House Sponsor)

SB 389, A bill to be entitled An Act relating to the placement of military occupational specialty codes on certain notices of state agency employment openings.

SB 389 was considered in lieu of **HB 1340**.

SB 389 was passed to third reading.

HB 1340 - LAID ON THE TABLE SUBJECT TO CALL

Representative Blanco moved to lay **HB 1340** on the table subject to call.

The motion prevailed.

HB 1136 ON SECOND READING
(by Israel)

HB 1136, A bill to be entitled An Act relating to the creation of the Transportation Safety and Access Advisory Committee.

Representative Howard moved to postpone consideration of **HB 1136** until 10 a.m. Saturday, July 4.

The motion prevailed.

HB 1390 ON SECOND READING
(by S. Thompson)

HB 1390, A bill to be entitled An Act relating to remedies for discrimination by a public employer against a public employee in connection with a claim for workers' compensation.

HB 1390 was passed to engrossment. (Phillips and Rinaldi recorded voting no.)

HB 1267 ON SECOND READING
(by S. Thompson, Naishtat, et al.)

HB 1267, A bill to be entitled An Act relating to the eligibility of certain persons for the supplemental nutrition assistance program.

Representative S. Thompson moved to postpone consideration of **HB 1267** until 5 p.m. today.

The motion prevailed.

CSHB 1513 ON SECOND READING
(by Fletcher)

CSHB 1513, A bill to be entitled An Act relating to the minimum size of a tract of land used to raise or keep bees in order for the tract to be eligible for appraisal for ad valorem tax purposes as qualified open-space land.

(Muñoz and Sheets now present)

CSHB 1513 was passed to engrossment.

CSHB 1403 ON SECOND READING
(by Sheets, C. Turner, and Fallon)

CSHB 1403, A bill to be entitled An Act relating to the scope and contents of an expert report for a health care liability claim.

Amendment No. 1

Representative S. Thompson offered the following amendment to **CSHB 1403**:

Amend **CSHB 1403** on page 1, line 17, by striking SECTION 2 in its entirety and renumbering the subsequent SECTIONS appropriately.

Amendment No. 1 was adopted.

(Workman now present)

CSHB 1403, as amended, was passed to engrossment.

(Fruzzo and Paul now present)

HB 1668 ON SECOND READING
(by Workman, Oliveira, Simmons, et al.)

HB 1668, A bill to be entitled An Act relating to the status of a subcontractor as an employee for the purposes of workers' compensation insurance coverage.

HB 1668 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE WORKMAN: This bill seeks to clarify a conflict in the Labor Code by allowing for the use of OCIPs under Section 406.122, and I move passage.

REPRESENTATIVE REYNOLDS: Representative Workman, I know me and you were talking a little bit about this, and I wanted to establish some legislative intent behind this bill. Could you explain to the body what is your purpose or intent behind this legislation?

WORKMAN: There is a court case. Currently under statute of the Labor Code there are two sections—one is 406.122, which applies to the traditional workers' comp process on construction sites and then there is Section 406.123 which relates to OCIPs. And there is a current court case which stated that those two provisions of the Labor Code are in conflict. Our bill simply adds language so that if an agreement is signed to allow the use of OCIPs then the 406.123 applies.

REYNOLDS: Was that the Entergy case?

WORKMAN: It is not the Entergy case, no. It's a case out of Corpus Christi relating to—let me see, I can tell you what the case is—it's TIC Energy.

REYNOLDS: *TIC v. Martin*?

WORKMAN: Yes.

REYNOLDS: Now, Representative Workman, do you think that if this bill is passed, that it's going to limit workers' ability to file workers' comp claims?

WORKMAN: It will have no effect at all on the ability of workers to file any kind of workers' compensation claim.

REYNOLDS: Is it going to—so how is it going to change current law?

WORKMAN: Well, it's just going to provide that if there is an OCIP agreement that that portion of the Labor Code will apply, and it will remove the conflict that's currently been raised by the Third Circuit Court of Appeals.

REYNOLDS: And is that agreement—it has to be between the general contractor and the subcontractor?

WORKMAN: Well, it would be between the premises owner and the general contractor and the subcontractors.

REYNOLDS: So all three, basically, have to agree?

WORKMAN: That's correct.

REYNOLDS: Okay, and then if they do, would they then be able to file a workers' comp claim?

WORKMAN: Certainly.

REPRESENTATIVE COLLIER: I just want to make sure I understand what you just told Representative Reynolds. So if the subcontractor injures the general contractor's employee, and they have workers' comp, the employee of the general contractor can get the workers' comp and sue the subcontractor?

WORKMAN: This doesn't have anything to do with tort. This is strictly about workers' compensation. So in your scenario the injured employee would be able to file a workers' comp claim.

COLLIER: With the general contractor's workers' comp carrier, right?

WORKMAN: If it's under an OCIP, they would file a workers' comp claim under the owner-controlled insurance program.

COLLIER: Okay, but does it also prevent—my understanding is that you're making the subcontractor a pseudo-employer of the general contractor's employee.

WORKMAN: No, it doesn't have anything to do with that.

COLLIER: So the general contractor's employer can sue for damages if there's a claim for negligence or so forth?

WORKMAN: What you said was the general contractor's employer.

COLLIER: Employee.

WORKMAN: Again, this doesn't have anything to do with tort; this is strictly workers' comp. If it's an employee of the general contractor, he will file a claim under workers' comp.

COLLIER: With the general contractor's workers' comp coverage?

WORKMAN: With the owner-controlled insurance program's workers' comp policy.

COLLIER: Okay, but does this bill affect a pending case in court—that *TIC v. Martin*?

WORKMAN: It does not affect the case other than we believe it will clear up the confusion about that.

COLLIER: Well, is it going to overturn the court decision from the Court of Appeals?

WORKMAN: I don't believe that it would overturn anything—I'm not a lawyer so I couldn't tell you that for sure. But I think it would put into policy what is intended by the current Labor Code.

COLLIER: But the Court of Appeals, in the decision in *Martin*—they made a decision in January—they filed an appeal with the Texas Supreme Court, and it's over exactly what your bill addresses. Isn't that correct?

WORKMAN: Yes, it is.

COLLIER: All right. So we are usurping the court's authority to make a decision in a case, and we are going to substitute it with legislation on a pending case?

WORKMAN: Let me point out that my friend and colleague on the floor, Roland Gutierrez, said on May 7, "there is nothing that precludes the legislature of this body, or of the federal government, at any level, to say we are going to solve a problem before the courts do. There's nothing that precludes us. If anything, it is more efficient act in which government should operate."

COLLIER: But it seems like the defendants in the case are working both angles. They are going through the court and now they're asking us, the legislature, to make a decision for them.

WORKMAN: The defendants haven't come to us at all. This is strictly to try to clear up the confusion in the Labor Code that the court pointed out.

COLLIER: Do you think it's right for every time somebody gets a bad decision in court that they come to the legislature and ask for a decision?

WORKMAN: Representative Collier, this doesn't have anything to do with bad decisions. This has to do with the confusion in the language of the Labor Code, and this is strictly clearing that up.

COLLIER: Okay, so there's no immunity for the subcontractor? The subcontractor is still liable for injuries that it causes to the general contractor's employees?

WORKMAN: Again, it doesn't have anything to do with tort claims; it's strictly about workers' comp.

COLLIER: But is the answer yes or no?

WORKMAN: The answer is I'm not a lawyer so I can't answer you with complete certainty. But I can tell you that what we're trying to do is clear up the Labor Code relating to workers' compensation—not a tort issue.

COLLIER: Is it your intent, by filing this bill, to prohibit a general contractor's employee from being able to file a claim for damages against the subcontractor who causes their harm?

WORKMAN: It is not my intent to prohibit any tort action that may come about as a result of an injury.

REPRESENTATIVE HUBERTY: So let's just make sure that we're clear. I know they were leading you down a trail there, but let's go back to the beginning. Your bill, very simply, deals with workers' compensation for the employees within the OCIP plan. Do I have that right?

WORKMAN: That is correct. It is strictly a workers' comp issue.

HUBERTY: And you as a contractor in your past life, and current life, have dealt with this over the years, correct?

WORKMAN: I have.

HUBERTY: Okay, and so you recognize that there is a potential conflict in the statute, and so you're trying to solve some of that statute. Is that correct?

WORKMAN: The court has said that there is a conflict between these two provisions of the Labor Code, and we're trying to clear that up.

HUBERTY: And so while we're not trying to pick one group over this, you're just making sure that an employee—whether he's a subcontractor, contractor, general contractor, wherever that employee's falling—that he is provided a benefit in the event of an injury. Is that correct?

WORKMAN: That's correct. It's to ensure that every worker on the job gets covered by workers' comp.

HUBERTY: And making sure that the policy's there in effect at that particular time so that we don't have a situation where perhaps they're having to come back to the state or something along those lines. Is that correct?

WORKMAN: That is correct.

REMARKS ORDERED PRINTED

Representative Collier moved to print all remarks on **HB 1668**.

The motion prevailed.

HB 1668 - POINT OF ORDER

Representative Martinez Fischer raised a point of order against further consideration of **HB 1668** under Rule 4, Section 18 of the House Rules on the grounds that the committee minutes are incomplete.

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. 19).

HB 1668 - (consideration continued)**HB 1668 - POINT OF ORDER DISPOSITION**

The point of order was withdrawn.

Representative Workman moved to postpone consideration of **HB 1668** until 3:45 p.m. today.

The motion prevailed.

CSHB 1670 ON SECOND READING

(by Sheets, Hernandez, Spitzer, Zerwas, et al.)

CSHB 1670, A bill to be entitled An Act relating to the possession and removal of a placenta from a hospital or birthing center.

CSHB 1670 was passed to engrossment.

SB 461 ON SECOND READING

(Parker - House Sponsor)

SB 461, A bill to be entitled An Act relating to false or misleading packaging, labeling, or advertising of certain abusable synthetic substances; providing civil penalties; creating a criminal offense.

SB 461 was considered in lieu of **HB 1955**.

Representative Parker moved to postpone consideration of **SB 461** until 12 p.m. Monday, May 18.

The motion prevailed.

HB 1955 - LAID ON THE TABLE SUBJECT TO CALL

Representative Parker moved to lay **HB 1955** on the table subject to call.

The motion prevailed.

SB 622 ON SECOND READING

(Laubenberg and Zedler - House Sponsors)

SB 622, A bill to be entitled An Act relating to the physician assistant board.

SB 622 was considered in lieu of **HB 2081**.

SB 622 was passed to third reading.

HB 2081 - LAID ON THE TABLE SUBJECT TO CALL

Representative Laubenberg moved to lay **HB 2081** on the table subject to call.

The motion prevailed.

CSHB 1998 ON SECOND READING

(by Coleman, G. Bonnen, and Walle)

CSHB 1998, A bill to be entitled An Act relating to the definition of "non-physician mental health professional" for purposes of the Texas Mental Health Code.

Amendment No. 1

Representatives Walle and G. Bonnen offered the following amendment to **CSHB 1998**:

Amend **CSHB 1998** (house committee printing) as follows:

- (1) On page 1, line 17, strike "or" and substitute "[~~or~~]".
- (2) On page 1, between lines 19 and 20, insert the following:
(vi) a licensed physician assistant; or

Amendment No. 1 was adopted.

Amendment No. 2

Representatives Walle and G. Bonnen offered the following amendment to **CSHB 1998**:

Amend **CSHB 1998** (house committee report) on page 1 by striking lines 20-23, and substituting the following:

(B) a person:

(i) whose practice does not include diagnosis or psychological services of the type typically performed by:

(a) a psychologist licensed to practice in this state and designated as a health-service provider;

(b) a registered nurse with a master's or doctoral degree in psychiatric nursing;

(c) a licensed clinical social worker;

(d) a licensed professional counselor licensed to practice in this state; or

(e) a licensed marriage and family therapist licensed to practice in this state; and

(ii) who is a licensed occupational therapist or a licensed physician assistant licensed to practice in this state.

(Ashby now present)

Amendment No. 2 was adopted.

CSHB 1998, as amended, was passed to engrossment.

HB 3190 ON SECOND READING
(by Villalba)

HB 3190, A bill to be entitled An Act relating to persons authorized to direct, consent to, or disapprove a trustee's decisions.

Amendment No. 1

Representative Villalba offered the following amendment to **HB 3190**:

Amend **HB 3190** (house committee printing) as follows:

(1) On page 1, between lines 14 and 15, insert the following appropriately lettered subsection:

() This section does not apply to a charitable trust as defined by Section 123.001.

(2) Redesignate subsections in added Section 114.0031, Property Code, and any cross-references to those subsections, appropriately.

(3) On page 3, strike line 17.

(4) On page 3, lines 19-20, strike "Section 114.0031, Property Code, as added by this Act, applies" and substitute "the changes in law made by this Act apply".

(5) On page 3, lines 23-24, strike "or by an advisor described by Section 114.0031, Property Code, as added by this Act" and substitute "or other person with respect to the trust".

(6) Strike page 3, line 25, through page 4, line 3, and substitute "(b) An action taken".

(7) Insert the following appropriately numbered SECTION to read as follows:

SECTION _____. Section 114.003, Property Code, is amended to read as follows:

Sec. 114.003. POWERS TO DIRECT: CHARITABLE TRUSTS. (a) In this section, "charitable trust" has the meaning assigned by Section 123.001.

(a-1) The terms of a charitable trust may give a trustee or other person a power to direct the modification or termination of the trust.

(b) If the terms of a charitable trust give a person the power to direct certain actions of the trustee, the trustee shall act in accordance with the person's direction unless:

(1) the direction is manifestly contrary to the terms of the trust; or

(2) the trustee knows the direction would constitute a serious breach of a fiduciary duty that the person holding the power to direct owes to the beneficiaries of the trust.

(c) A person, other than a beneficiary, who holds a power to direct with respect to a charitable trust is presumptively a fiduciary required to act in good faith with regard to the purposes of the trust and the interests of the beneficiaries. The holder of a power to direct with respect to a charitable trust is liable for any loss that results from a breach of the person's fiduciary duty.

(8) Renumber SECTIONS of the bill appropriately.

(Meyer now present)

Amendment No. 1 was adopted.

HB 3190, as amended, was passed to engrossment by (Record 973): 84 Yeas, 49 Nays, 2 Present, not voting.

Yeas — Anchia; Anderson, C.; Anderson, R.; Aycok; Blanco; Bonnen, D.; Burkett; Burns; Burrows; Button; Capriglione; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Elkins; Faircloth; Fallon; Farney; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Guillen; Harless; Howard; Huberty; Isaac; Israel; Kacal; Keffer; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Leach; Metcalf; Meyer; Miller, D.; Minjarez; Morrison; Murphy; Murr; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips;

Pickett; Raney; Rinaldi; Sanford; Schaefer; Schubert; Shaheen; Sheets; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; Villalba; White, M.; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Ashby; Bernal; Canales; Clardy; Coleman; Collier; Davis, Y.; Dutton; Farias; Farrar; Giddings; González; Gutierrez; Hernandez; Johnson; Keough; Larson; Longoria; Lozano; Lucio; Martinez; Martinez Fischer; Miles; Miller, R.; Moody; Muñoz; Naishtat; Nevárez; Oliveira; Price; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Stephenson; Thompson, S.; Turner, C.; Turner, S.; VanDeaver; Walle; Workman; Wu.

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

Absent, Excused — Herrero.

Absent, Excused, Committee Meeting — Bonnen, G.; Guerra; Vo.

Absent — Bell; Bohac; Deshotel; Dukes; Fletcher; Hughes; Hunter; Laubenberg; McClendon; Sheffield; White, J.

STATEMENTS OF VOTE

When Record No. 973 was taken, I was shown voting no. I intended to vote yes.

Ashby

When Record No. 973 was taken, I was in the house but away from my desk. I would have voted yes.

Bohac

When Record No. 973 was taken, I was in the house but away from my desk. I would have voted yes.

Fletcher

When Record No. 973 was taken, I was in the house but away from my desk. I would have voted yes.

Hughes

When Record No. 973 was taken, I was in the house but away from my desk. I would have voted yes.

Hunter

When Record No. 973 was taken, I was in the house but away from my desk. I would have voted yes.

Sheffield

(G. Bonnen and Guerra now present)

CSHB 3093 ON SECOND READING

(by Guillen)

CSHB 3093, A bill to be entitled An Act relating to the value of a residential dwelling that may be offered or awarded as a prize at a charitable raffle.

CSHB 3093 was passed to engrossment.

CSHB 3987 ON SECOND READING
(by Farney, Guillen, and Schubert)

CSHB 3987, A bill to be entitled An Act relating to programs in public schools designed to facilitate planning and saving for higher education and facilitate personal financial literacy instruction.

CSHB 3987 was passed to engrossment.

HB 3439 ON SECOND READING
(by Riddle)

HB 3439, A bill to be entitled An Act relating to the donation of property from a state agency to an assistance organization or a local governmental entity.

HB 3439 was passed to engrossment.

CSSB 359 ON SECOND READING
(Workman - House Sponsor)

CSSB 359, A bill to be entitled An Act relating to the authority of a peace officer to apprehend a person for emergency detention and the authority of certain facilities and physicians to temporarily detain a person with mental illness.

CSSB 359 was considered in lieu of **HB 3677**.

CSSB 359 was passed to third reading. (Bell recorded voting no.)

HB 3677 - LAID ON THE TABLE SUBJECT TO CALL

Representative Workman moved to lay **HB 3677** on the table subject to call.

The motion prevailed.

CSHB 3777 ON SECOND READING
(by Collier, Capriglione, Klick, and C. Turner)

CSHB 3777, A bill to be entitled An Act relating to the establishment and governance of certain regional transportation authorities.

Amendment No. 1

Representative Capriglione offered the following amendment to **CSHB 3777**:

Amend **CSHB 3777** (house committee report) as follows:

(1) On page 3, lines 21 and 22, strike "Sections 452.562(a), (b), and (c), Transportation Code, are amended" and substitute "Section 452.562, Transportation Code, is amended by amending Subsections (a), (b), and (c) and adding Subsection (c-1)".

(2) On page 4, between lines 19 and 20, insert the following:

(c-1) The voting members of the board shall appoint one or more members of the legislature who represent an area included in the authority to serve, consistent with the Texas Constitution, in advisory positions to the board. A member appointed under this subsection:

(1) may not participate in a vote of the board; and

(2) is not entitled to receive compensation for service with the board.

Amendment No. 1 was adopted.

(Vo now present)

Amendment No. 2

Representative Romero offered the following amendment to **CSHB 3777**:

Amend **CSHB 3777** (house committee report) as follows:

(1) On page 3, lines 21 and 22, strike "Sections 452.562(a), (b), and (c), Transportation Code, are amended" and substitute "Section 452.562, Transportation Code, is amended by amending Subsections (a), (b), and (c) and adding Subsection (h)".

(2) On page 4, between lines 19 and 20, insert the following:

(h) In making appointments to the board, the governing body of a principal municipality shall, to the greatest extent practicable, select persons who accurately reflect the racial and ethnic composition of the principal municipality.

AMENDMENT NO. 2 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE COLLIER: Representative Romero, I just looked at your amendment, and I do have a question—because in this particular amendment you say you want to amend Subsections (a), (b), and (c) and add Subsection (h). However, there is no (d), (e), (f), and (g).

REPRESENTATIVE ROMERO: Well, that would be Lege Council that did that, Representative Collier.

COLLIER: I just wanted to see if you were trying to reserve it for something else. I wasn't sure.

ROMERO: No, ma'am. Not at all. Simply just to add that requirement in statute.

COLLIER: So this would actually be (d).

ROMERO: That would be up to Lege Council. If you want, I can ask them and see whether or not they need to make that (d). I can't answer that question for you, Representative Collier.

COLLIER: Okay, because there's no (h); there's no (d), (e), (f), and (g) in there. So I was trying to figure out where this goes in the subchapter. But I do have some questions about your amendment. Do you know the racial and ethnic makeup of the city of Fort Worth, which is the principal municipality you mention in your amendment?

ROMERO: It's approximately 59 percent minority—the city of Fort Worth.

COLLIER: But are you talking about each racial makeup, like African American, Latino, Asian? What is your intent?

ROMERO: Total minority makeup of the city. And in the language it says the governing body of a principal municipality shall to the greatest extent practicable. So it's still up to the body. They can still decide how—it's not going to be one-and-a-half persons. If it's 18 percent, it can be two or three. It's still up to the

board. This just places it in statute, Representative Collier, just given that Fort Worth, while they do a lot, they haven't quite been representative of the makeup to this point.

COLLIER: I just want to make sure that I understand—because if we're going to give them a guideline, I want to make sure that they can follow it with the intent that it was filed for. So it was your intent for the total racial—

ROMERO: I think it gives them lots of flexibility when it says to the greatest extent practicable.

COLLIER: I understand that you're not making it mandatory, but I just want to make sure that we understand—it's the total racial and ethnic makeup. It's not individual racial profiling. It's only for the total. So you're saying, right now it's 59 percent minority in Fort Worth. And so all you're saying is that of the 11 board members, 59 percent would need to be minority—and you're not specifying which minority.

ROMERO: That's correct. That would still be up to the board. I think they can do a good enough job.

COLLIER: Okay, I just wanted to make sure for purposes of legislative intent. What is the racial and ethnic makeup of the board now?

ROMERO: Right now there are two African Americans, one Hispanic, and the rest are Anglo—of nine members.

COLLIER: I know, but you said ethnic. So do you have their ethnicity?

ROMERO: There would be approximately 30 percent.

COLLIER: Is the board 30 percent racial and ethnic?

ROMERO: No, the city of Fort Worth is over 50 percent, Representative Collier.

COLLIER: But I just asked you what the board was. What is the board right now? What is the racial and ethnic makeup of the board right now?

ROMERO: A little over 30 percent.

COLLIER: A little over 30 percent?

ROMERO: Correct.

COLLIER: Okay, and so you want to move that up to 59 percent?

ROMERO: And however the population grows—the city of Fort Worth being the principal municipality—the language would state that to the best extent practicable they would appoint boards based upon that percentage.

COLLIER: And it's only on the total minority.

ROMERO: That's correct.

COLLIER: Not individual racial makeups or ethnic makeups. So say for instance, the city of Fort Worth—

ROMERO: Representative Collier, you're an attorney, and I don't know how that legal language would be construed in a court of law. But I think that you—

COLLIER: But that's why I'm asking you for your purpose. You filed the amendment. I just want to get intent ready, get the intent down.

ROMERO: My intent would be that the laws decide—whether or not they determine racial makeup be based upon Latino, Asian, and/or female, which right now the city of Fort Worth has zero females. Not one female on the board.

COLLIER: That's not in your amendment. Your amendment says racial and ethnic. If you want to add gender we can do that, too.

ROMERO: I would love it if we added gender. That would be very important to me—that they meet all of the requirements.

COLLIER: But I just want to make sure that you're not picking that you should have six Latinos, four blacks—

ROMERO: No, I'm not.

COLLIER: You're just saying the total board should be 59 percent minority, whether you choose what minority group it is. Right?

ROMERO: They can make that decision.

COLLIER: Is that correct?

ROMERO: Yes, ma'am.

Amendment No. 2 failed of adoption by (Record 974): 45 Yeas, 95 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Bernal; Blanco; Canales; Coleman; Collier; Davis, Y.; Deshotel; Dutton; Farias; Farrar; Giddings; Guerra; Guillen; Gutierrez; Hernandez; Howard; Israel; Johnson; King, T.; Longoria; Lucio; Márquez(C); Martinez; Miles; Minjarez; Moody; Naishtat; Nevárez; Oliveira; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Wu.

Nays — Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Button; Capriglione; Clardy; Cook; Craddick; Crownover; Cyrier; Dale; Darby; Davis, S.; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; González; 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; Price; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, E.; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker.

Absent, Excused — Herrero.

Absent — Burrows; Dukes; Martinez Fischer; McClendon; Muñoz; Raney; Rose; Sheffield.

Amendment No. 3

Representative Romero offered the following amendment to **CSHB 3777**:

Amend **CSHB 3777** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 452.201(a), Transportation Code, is amended to read as follows:

(a) An authority consisting of one subregion governed by a subregional board created under Subchapter N or O may establish a program reasonably designed to increase the participation of minority and women-owned business enterprises in contracts awarded by the authority. If the program is established, the board shall provide a program outlining acceptable assistance to be given minority and women-owned business enterprises in the area served by the authority to achieve the purposes of the program.

Amendment No. 3 was adopted. (Rinaldi recorded voting no.)

CSHB 3777, as amended, was passed to engrossment.

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 3846 ON SECOND READING

(by Smithee, Fallon, and Rinaldi)

CSHB 3846, A bill to be entitled An Act relating to the confidentiality of certain information regarding procedures and substances used in the execution of a convict.

Representative Smithee moved to postpone consideration of **CSHB 3846** until 9 a.m. tomorrow.

The motion prevailed.

HB 3248 ON SECOND READING

(by Y. Davis and Guillen)

HB 3248, A bill to be entitled An Act relating to state agency procedures and policies to protect and properly destroy certain information that identifies an individual.

HB 3248 was passed to engrossment.

CSHB 3043 ON SECOND READING

(by S. Thompson)

CSHB 3043, A bill to be entitled An Act relating to the licensing and regulation of a journeyman lineman.

Amendment No. 1

Representative Workman offered the following amendment to **CSHB 3043**:

Amend **CSHB 3043** (house committee printing) as follows:

(1) On page 1, line 11, strike "enters a" and substitute "reaches the transformer for the".

(2) On page 2, line 12, strike "enters a" and substitute "reaches the transformer for the".

Amendment No. 1 was withdrawn.

REMARKS ORDERED PRINTED

Representative Canales moved to print remarks between Representative Romero and Representative Collier on **CSHB 3777**.

The motion prevailed.

CSHB 3043 - (consideration continued)

CSHB 3043 was passed to engrossment.

CSHB 3039 ON SECOND READING

(by Darby)

CSHB 3039, A bill to be entitled An Act relating to requiring certain metal building, roof, and component retailers to register with the comptroller; imposing a civil penalty; authorizing a fee.

Representative Darby moved to postpone consideration of **CSHB 3039** until 10 a.m. Saturday, July 4.

The motion prevailed.

ADDRESS BY REPRESENTATIVE KACAL

The chair recognized Representative Kacal who addressed the house, speaking as follows:

I just want you to know that today McLennan County Community College beat Odessa, Mr. Landgraf, to go to the Junior College Baseball World Series in Grand Junction, Colorado. So congratulations to MCC's baseball team.

POSTPONED BUSINESS

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

CSHB 1066 ON SECOND READING

(by Goldman)

CSHB 1066, A bill to be entitled An Act relating to the regulation of certain motor vehicle auctions.

CSHB 1066 was read second time on May 1, postponed until 10 a.m. today, postponed until 3 p.m. today, and was again postponed until this time.

CSHB 1066 was passed to engrossment.

HB 1668 ON SECOND READING

(by Workman, Oliveira, Simmons, et al.)

HB 1668, A bill to be entitled An Act relating to the status of a subcontractor as an employee for the purposes of workers' compensation insurance coverage.

HB 1668 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Dutton offered the following amendment to **HB 1668**:

Amend **HB 1668** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. The change in law made by this Act does not affect any civil remedy available to an employee of a general contractor.

REMARKS ORDERED PRINTED

Representative Kacal moved to print his remarks regarding the McLennan County Community College baseball team.

The motion prevailed.

HB 1668 - (consideration continued)

Representative Workman moved to table Amendment No. 1.

The motion to table prevailed by (Record 975): 95 Yeas, 40 Nays, 2 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Aycock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Cook; Craddick; Cyrier; Dale; Darby; Davis, S.; Elkins; Faircloth; Fallon; Farney; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Goldman; Gonzales; Harless; Huberty; Hughes; Hunter; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller, D.; Miller, R.; Murphy; Murr; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; 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; Alonzo; Alvarado; Anchia; Bernal; Blanco; Canales; Coleman; Collier; Davis, Y.; Deshotel; Dutton; Farias; Farrar; Giddings; González; Guerra; Gutierrez; Hernandez; Howard; Johnson; King, T.; Longoria; Lucio; Martinez; Miles; Minjarez; Moody; Muñoz; Nevárez; Reynolds; Rodriguez, J.; Romero; Rose; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Wu.

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

Absent, Excused — Herrero.

Absent — Crownover; Dukes; Guillen; King, S.; Martinez Fischer; McClendon; Morrison; Naishtat; Pickett; Raney; Raymond; Rodriguez, E.

STATEMENT OF VOTE

When Record No. 975 was taken, my vote failed to register. I would have voted yes.

Crownover

HB 1668 - POINT OF ORDER

Representative Martinez Fischer raised a point of order against further consideration of **HB 1668** under Rule 4, Section 18 of the House Rules on the grounds that the committee minutes are incomplete.

The point of order was withdrawn.

Representative Workman moved to postpone consideration of **HB 1668** until 4:30 p.m. today.

The motion prevailed.

**GENERAL STATE CALENDAR
(consideration continued)****CSHB 3028 ON SECOND READING
(by Frullo)**

CSHB 3028, A bill to be entitled An Act relating to regulation of certain conduct by discount health care program operators, or concerning discount health care programs, that relates to prescription drugs or prescription drug benefits; authorizing administrative and civil penalties.

Amendment No. 1

Representatives Frullo and Bohac offered the following amendment to **CSHB 3028**:

Amend **CSHB 3028** (house committee printing) as follows:

(1) On page 1, line 9, between "REQUIREMENTS." and "It is an", insert "(a)".

(2) On page 1, between lines 20 and 21, insert the following:

(b) A discount health care program operator is not legally liable for any act or omission of an agent of the operator in violation of Subsection (a).

Amendment No. 1 was adopted.

CSHB 3028, as amended, was passed to engrossment.

**HB 2346 ON SECOND READING
(by Pickett)**

HB 2346, A bill to be entitled An Act relating to granting limited state law enforcement authority to commissioned law enforcement officers of a Federal Reserve bank.

HB 2346 was passed to engrossment. (Rinaldi recorded voting no.)

CSHB 2271 ON SECOND READING
(by Sheffield, Y. Davis, Zerwas, and Klick)

CSHB 2271, A bill to be entitled An Act relating to a pilot program for donation and redistribution of certain unused prescription medications; authorizing a fee.

Representative Sheffield moved to postpone consideration of **CSHB 2271** until 5 p.m. today.

The motion prevailed.

CSHB 2392 ON SECOND READING
(by Anchia and Keffer)

CSHB 2392, A bill to be entitled An Act relating to the establishment of a residential energy efficiency loan program.

Representative Anchia moved to postpone consideration of **CSHB 2392** until 4:45 p.m. today.

The motion prevailed.

CSHB 2398 ON SECOND READING
(by J. White)

CSHB 2398, A bill to be entitled An Act relating to the establishment of judicial donation trust funds to assist needy children and families appearing before justice and municipal courts, dismissal of charges related to school attendance, and expunction of truancy records.

CSHB 2398 was passed to engrossment.

CSHB 2524 ON SECOND READING
(by Coleman)

CSHB 2524, A bill to be entitled An Act relating to legal services provided by a district or county attorney to county and precinct officials.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today to attend a meeting of the Committee on Calendars:

Hunter on motion of Lozano.

CSHB 2524 - (consideration continued)

CSHB 2524 was passed to engrossment.

CSHB 2486 ON SECOND READING
(by Keffer, Lucio, and Fallon)

CSHB 2486, A bill to be entitled An Act relating to the right of a person to enter the person's residence or former residence accompanied by a peace officer to recover certain personal property; creating an offense.

Amendment No. 1

Representative Keffer offered the following amendment to **CSHB 2486**:

Amend **CSHB 2486** (house committee printing) as follows:

(1) On page 2, line 18, strike "and".

(2) On page 2, line 21, strike the underlined period, and substitute "; and".

(3) On page 2, between lines 21 and 22, insert the following:

(6) include a lease or other documentary evidence that shows the applicant is currently or was formerly authorized to occupy the residence.

(4) On page 3, line 11, strike "and".

(5) On page 3, line 14, strike the underlined period, and substitute "; and".

(6) On page 3, between lines 14 and 15, insert the following:

(4) the applicant is currently or was formerly authorized to occupy the residence according to a lease or other documentary evidence.

(7) On page 4, between lines 17 and 18, insert the following appropriately numbered section into added Chapter 24A, Property Code, and renumber existing sections of the chapter, and cross-references to those sections, as necessary:

Sec. 24A. . IMMUNITY FROM LIABILITY. A landlord or a landlord's agent who permits or facilitates entry into a residence in accordance with a court order issued under this chapter is not civilly or criminally liable for an act or omission that arises in connection with permitting or facilitating the entry.

Amendment No. 1 was adopted.

CSHB 2486, as amended, was passed to engrossment.

CSHB 2465 ON SECOND READING
(by Smith)

CSHB 2465, A bill to be entitled An Act relating to the licensing and regulation of plumbers; amending provisions subject to a criminal penalty.

Representative Smith moved to postpone consideration of **CSHB 2465** until 10 a.m. Saturday, July 4.

The motion prevailed.

HB 2544 ON SECOND READING
(by Lozano and Schubert)

HB 2544, A bill to be entitled An Act relating to adverse possession of real property by a cotenant heir against other cotenant heirs.

Representative Lozano moved to postpone consideration of **HB 2544** until 4:31 p.m. today.

The motion prevailed.

CSHB 2950 ON SECOND READING
(by Klick, Price, Fallon, Crownover, et al.)

CSHB 2950, A bill to be entitled An Act relating to the Task Force on Infectious Disease Preparedness and Response.

Representative Klick moved to postpone consideration of **CSHB 2950** until 4:45 p.m. today.

The motion prevailed.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Smithee requested permission for the Committee on Judiciary and Civil Jurisprudence to meet while the house is in session, at 4:40 p.m. today, in 1W.14, to consider pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Judiciary and Civil Jurisprudence, 4:40 p.m. today, 1W.14, for a formal meeting, to consider pending business.

HB 2739 ON SECOND READING

(by Capriglione, Simmons, Goldman, Fallon, et al.)

HB 2739, A bill to be entitled An Act relating to the use of a concealed handgun license as valid proof of personal identification.

LEAVE OF ABSENCE GRANTED

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

E. Thompson on motion of D. Bonnen.

HB 2739 - (consideration continued)

HB 2739 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE WU: Does your bill—anywhere in your bill—explicitly create a new cause of action? A civil cause of action?

REPRESENTATIVE CAPRIGLIONE: A municipal cause of action? What do you mean exactly? Can you say the question again? I've got the bill in front of me now.

WU: Does your bill create a new civil cause of action? Meaning does your bill allow someone to sue someone in court? Does it say anywhere in there that it does?

CAPRIGLIONE: No.

WU: To be clear, your bill does not explicitly create a new civil cause of action or new way to file a lawsuit?

CAPRIGLIONE: No.

WU: Is it your intent in this legislation—for your legislation—to create a new way to file a lawsuit?

CAPRIGLIONE: Not a civil lawsuit, no.

(Speaker pro tempore in the chair)

REMARKS ORDERED PRINTED

Representative Wu moved to print remarks between Representative Capriglione and Representative Wu.

The motion prevailed.

HB 2739 was passed to engrossment.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 3).

**CSHB 2835 ON SECOND READING
(by S. King)**

CSHB 2835, A bill to be entitled An Act relating to the name of the program serving certain persons with special health care needs and prioritizing services provided under the program.

Amendment No. 1

Representative S. King offered the following amendment to **CSHB 2835**:

Amend **CSHB 2835** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Not later than September 1, 2019, the name of the Children with Special Health Care Needs Program operated under Chapter 35, Health and Safety Code, must be updated in applicable rules and reference materials, publications, and electronic media to reflect the change in law made by this Act. Before that date, the name of the program must be changed in applicable rules and reference materials, publications, and electronic media only when proposing, adopting, or amending the rules and when publishing new or amended reference materials, publications, or electronic media.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Coleman offered the following amendment to **CSHB 2835**:

Amend **CSHB 2835** (house committee printing) on page 4 of the bill by striking lines 15 through 21 and substituting the following:

(c-1) To the extent allowed by federal law, the executive commissioner shall adopt rules requiring the department to give priority for services provided under the program to an eligible person who is placed on a waiting list under Subsection (c) based the following criteria in order of importance:

- (1) the acuity of the person's medical condition;
- (2) whether the person is a United States citizen or a qualified alien as that term is defined by 8 U.S.C. Section 1641(b);
- (3) the amount of time the person has been on the waiting list; and
- (4) any other factors considered relevant by the department.

Amendment No. 2 was adopted.

CSHB 2835 - REMARKS

REPRESENTATIVE HOWARD: I just wanted to ask a few questions about the program itself, and I appreciate you accepting that amendment. I think it makes it more palatable to some of us. This particular program, Children with Special Health Care Needs—it is Department of State Health Services, right?

REPRESENTATIVE S. KING: That's correct.

HOWARD: And it's been around quite a while. It was originally the Crippled Children's Program?

S. KING: That's correct.

HOWARD: Is it true that every state in the union has such a program, and that each state must spend at least 30 percent of its Title V Maternal and Child Health Block Grant funds on the Children with Special Health Care Needs?

S. KING: I cannot speak to that accurately. I know this is a block grant funding move. Whether or not it's Maternal and Child Health within that block grant I can't say specifically. That may be accurate.

HOWARD: Well, it is my understanding that under federal law and regulation that a Title V funded program cannot discriminate regarding eligibility for services based on immigration status.

S. KING: That is correct, and so the eligibility is not discrimination with regard to this because this does not take place, in any way, in the initial block grant funding. This is only on the waitlist, and that is within the purview of the federal government to allow that.

HOWARD: What you've done, though, is you have at least taken into account the child's medical status and urgency of need.

S. KING: That's correct. That's the first priority.

HOWARD: Is it accurate that as of this past October 2014, that HHSC reported 464 children were waiting for these services and that DSHS then allocated funds to reduce the list by 450 kids?

S. KING: That's correct.

HOWARD: But then by January 2015, the waiting list had climbed back up to 178.

S. KING: Right, there has to be a maintenance of effort by the State of Texas but it has to be more release money from the block grant process. The waitlist now, I think, is about 187, perhaps.

HOWARD: The funding proposals in the budget to reduce the waiting list for 2016-2017—is it correct that this chamber proposed an increase to funds serving an additional 186 clients who are now on the waiting list? And that the senate did not propose funding any reduction in the waiting list? Are you aware of that?

S. KING: That's possible. I'm not on Appropriations, so I don't know the exact introduction of funding for that specific population, but I would certainly accept the fact that you're telling me that is so. This has nothing to do with that, but if that's the case, it may be.

HOWARD: Is it your understanding that if the Children with Special Health Care Needs waiting list grows to the high numbers that we had in 2014, that some children waiting may not be able to receive services in 2016?

S. KING: I think that's always the chance when you have a limited amount of money and a pool of revenue to serve a certain population. Yes, I think that's always a possibility. There again, this is not denying services in any way. This is only dealing with the waitlist as you delineated as well. And first and foremost, as Representative Coleman said in his amendment, that medical acuity is the first parameter to discuss.

HOWARD: Just as a commentary that I don't know if you'll agree with or not. I will ask you if you do. We've had lots of discussions this session on funding of border operations, on tax cuts, a variety of things that have been, apparently, priorities for some in terms of our budget appropriations. We have waiting lists of clients within our Health and Human Services, do we not? This being one of them that ends up having—that we could look at also funding those areas to reduce those waiting lists and, in fact, eliminate those waiting lists.

S. KING: Certainly, that's always the choice of the appropriators that are looking at that—to prioritize the needs. Yes, you are correct on that.

HOWARD: Well, I appreciate your allowing the amendment to go on.

S. KING: Representative Coleman and I discussed that—as you and I both know he's an expert in so many areas—and we were talking about it, and I said well, do you think this would be a reasonable thing? And we talked about it, and this was his proposal, and I heartily agree with his amendment.

CSHB 2835, as amended, was passed to engrossment. (Bernal recorded voting no.)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today to attend a meeting of the Committee on Judiciary and Civil Jurisprudence:

Laubenberg on motion of T. King.

POSTPONED BUSINESS

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

HB 2891 ON SECOND READING (by Otto, Murr, and Fallon)

HB 2891, A bill to be entitled An Act relating to certain reporting requirements for taxable entities.

HB 2891 was read second time on May 6, postponed until May 8, and was again postponed until the end of that day's calendar.

Amendment No. 1

Representative Otto offered the following amendment to **HB 2891**:

Amend **HB 2891** (house committee printing) as follows:

(1) Add the following appropriately numbered SECTION to the bill:

SECTION _____. Section 4.156, Business Organizations Code, is amended to read as follows:

Sec. 4.156. FILING FEES: PROFESSIONAL ASSOCIATIONS. For a filing by or for a professional association, the secretary of state shall impose the following fees:

(1) for filing a certificate of formation or an application for registration as a foreign professional association, \$750; and

(2) ~~for filing an annual statement, \$35; and~~

~~(3)~~ for filing any other instrument, the fee provided for the filing of a similar instrument under Section 4.152.

(2) Strike page 1, line 12, through page 2, line 1.

(3) On page 4, strike lines 8 through 20 and substitute the following appropriately numbered SECTIONS:

SECTION _____. Section 302.012, Business Organizations Code, is repealed.

SECTION _____. (a) Section 153.301, Business Organizations Code, as amended by this Act, applies only to a report required to be filed on or after the effective date of this Act. A report required to be filed before the effective date of this Act is governed by the law in effect on the date the report is due, and the former law is continued in effect for that purpose.

(b) Section 4.156, Business Organizations Code, as amended by this Act, and Section 302.012, Business Organizations Code, as repealed by this Act, apply only to an annual statement required to be filed on or after the effective date of this Act. An annual statement required to be filed before the effective date of this Act is governed by the law in effect on the date the statement is due, and the former law is continued in effect for that purpose.

SECTION _____. This Act takes effect January 1, 2016.

(4) Renumber the SECTIONS of the bill appropriately.

Amendment No. 1 was adopted.

HB 2891, as amended, was passed to engrossment.

GENERAL STATE CALENDAR

(consideration continued)

CSHB 65 ON SECOND READING

(by McClendon, Naishtat, Zerwas, Coleman, et al.)

CSHB 65, A bill to be entitled An Act relating to disease control pilot programs to reduce the risk of certain communicable diseases; authorizing fees.

Amendment No. 1

Representative Wu offered the following amendment to **CSHB 65**:

Amend **CSHB 65** (house committee printing) as follows:

(1) On page 5, lines 9-10, in SECTION 4 of the bill, strike "It is an exception to the application of Subsections (a) and (b) that the person" and substitute "Subsections (a) and (b) do not apply to a person who".

(2) On page 5, lines 15-16, in SECTION 4 of the bill, strike "It is an exception to the application of Subsections (a) and (b) that the person" and substitute "Subsections (a) and (b) do not apply to a person who".

(3) On page 5, lines 19-20, in SECTION 4 of the bill, strike "It is an exception to the application of Subsections (a) and (b) that the person" and substitute "Subsections (a) and (b) do not apply to a person who".

Amendment No. 1 was adopted.

CSHB 65, as amended, was passed to engrossment by (Record 976): 92 Yeas, 37 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Aycock; Bernal; Blanco; Burns; Burrows; Button; Canales; Coleman; Collier; Cook; Craddick; Crownover; Cyrier; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Farias; Farney; Farrar; Flynn; Frank; Frullo; Galindo; Geren; Giddings; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, S.; Klick; Koop; Kuempel; Larson; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; McClendon; Meyer; Miller, D.; Minjarez; Moody; Muñoz; Murphy; Naishtat; Nevárez; Oliveira; Paul; Peña; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schubert; Sheffield; Simpson; Smith; Smithee; Stephenson; Stickland; Thompson, S.; Turner, C.; Turner, S.; Villalba; Vo; Walle; Workman; Wu; Zedler; Zerwas.

Nays — Anderson, C.; Anderson, R.; Bell; Bohac; Bonnen, G.; Burkett; Capriglione; Dale; Elkins; Fallon; Fletcher; Goldman; Gonzales; King, P.; Krause; Landgraf; Leach; Metcalf; Miller, R.; Murr; Paddie; Phelan; Phillips; Price; Riddle; Rinaldi; Sanford; Schofield; Shaheen; Sheets; Simmons; Spitzer; Springer; VanDeaver; White, J.; White, M.; Wray.

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

Absent, Excused — Herrero; Thompson, E.

Absent, Excused, Committee Meeting — Hunter; Laubenberg.

Absent — Ashby; Clardy; Dukes; Faircloth; Hughes; Isaac; King, T.; Miles; Morrison; Otto; Parker; Raney; Schaefer; Tinderholt; Turner, E.S.

STATEMENTS OF VOTE

When Record No. 976 was taken, I was in the house but away from my desk. I would have voted no.

Ashby

When Record No. 976 was taken, I was shown voting yes. I intended to vote no.

Crownover

When Record No. 976 was taken, my vote failed to register. I would have voted no.

Faircloth

When Record No. 976 was taken, I was shown voting yes. I intended to vote no.

Farney

When Record No. 976 was taken, I was shown voting yes. I intended to vote no.

Guillen

When Record No. 976 was taken, my vote failed to register. I would have voted no.

Hughes

When Record No. 976 was taken, my vote failed to register. I would have voted no.

Isaac

When Record No. 976 was taken, I was shown voting yes. I intended to vote no.

Larson

When Record No. 976 was taken, I was in the house but away from my desk. I would have voted yes.

Miles

When Record No. 976 was taken, I was in the house but away from my desk. I would have voted no.

Morrison

When Record No. 976 was taken, I was in the house but away from my desk. I would have voted no.

Parker

When Record No. 976 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 976 was taken, I was in the house but away from my desk. I would have voted yes.

Raney

When Record No. 976 was taken, I was in the house but away from my desk. I would have voted no.

Schaefer

When Record No. 976 was taken, I was shown voting yes. I intended to vote no.

Smithee

When Record No. 976 was taken, I was shown voting no. I intended to vote yes.

Spitzer

When Record No. 976 was taken, I was in the house but away from my desk. I would have voted yes.

Tinderholt

When Record No. 976 was taken, I was temporarily out of the house chamber. I would have voted no.

E. S. Turner

When Record No. 976 was taken, I was shown voting yes. I intended to vote no.

Workman

FIVE-DAY POSTING RULE SUSPENDED

Representative Coleman moved to suspend the five-day posting rule and all necessary rules to allow the Committee on County Affairs to consider **HB 4212** at 8 a.m. Thursday, May 14 in E2.016.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

County Affairs, 8 a.m. Thursday, May 14, E2.016, for a public hearing, to consider **HB 4212** and the previously posted agenda.

(Speaker in the chair)

CSHB 114 ON SECOND READING

(by Flynn, Dale, Shaheen, Parker, Capriglione, et al.)

CSHB 114, A bill to be entitled An Act relating to the issuance of certain capital appreciation bonds by political subdivisions.

Amendment No. 1

Representative Flynn offered the following amendment to **CSHB 114**:

Amend **CSHB 114** (house committee printing) on page 3, line 12, between "purchase" and the colon, by inserting "the following items, unless an item has an expected useful life, determined based on the depreciable life of the asset under the Internal Revenue Code of 1986, that exceeds the bond's maturity date".

(Laubenberg now present)

Amendment No. 1 was adopted.

CSHB 114, as amended, was passed to engrossment by (Record 977): 140 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; Howard; Huberty; Hughes; Isaac; Israel; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raymond; Riddle; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Spitzer; Springer; Stephenson; Stickland; 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 — Herrero; Thompson, E.

Absent, Excused, Committee Meeting — Hunter.

Absent — Dukes; Johnson; Nevárez; Raney; Reynolds; Smithee.

STATEMENTS OF VOTE

When Record No. 977 was taken, I was in the house but away from my desk. I would have voted yes.

Reynolds

When Record No. 977 was taken, I was in the house but away from my desk. I would have voted yes.

Smithee

REMARKS ORDERED PRINTED

Representative Howard moved to print remarks between Representative S. King and Representative Howard on **CSHB 2835**.

The motion prevailed.

FIVE-DAY POSTING RULE SUSPENDED

Representative Cook moved to suspend the five-day posting rule and all necessary rules to allow the Committee on State Affairs to consider **SB 19**, **SB 35**, **SB 668**, **SB 776**, **SB 913**, **SB 933**, **SB 1105**, and **SB 1296** at 8:15 a.m. tomorrow in JHR 140.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

State Affairs, 8:15 a.m. tomorrow, JHR 140, for a public hearing, to consider **SB 19, SB 35, SB 668, SB 776, SB 913, SB 933, SB 1105, and SB 1296.**

POSTPONED BUSINESS

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

**CSHB 2950 ON SECOND READING
(by Klick, Price, Fallon, Crownover, et al.)**

CSHB 2950, A bill to be entitled An Act relating to the Task Force on Infectious Disease Preparedness and Response.

CSHB 2950 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Klick offered the following amendment to **CSHB 2950**:

Amend **CSHB 2950** (house committee report), on page 4, between lines 20 and 21, by inserting the following:

Sec. 81.408. INFECTIOUS DISEASE EMERGENCY PREPAREDNESS FACILITIES AT HEALTH CARE-RELATED INSTITUTIONS. (a) If the task force adopts a comprehensive plan under Section 81.402, the commission may enter into contracts or agreements to assist in the establishment of infectious disease emergency preparedness facilities at health care-related institutions in this state, consistent with the comprehensive plan, if the task force finds that the contracts or agreements are necessary to implement the comprehensive plan. The contracts or agreements may provide for payment by the commission to develop and equip infectious disease emergency preparedness facilities, consistent with the comprehensive plan, at health care-related institutions in this state, as well as for materials, equipment, services, or other items the commission considers necessary to implement this section.

(b) This section expires September 1, 2017.

Amendment No. 1 was adopted.

CSHB 2950, as amended, was passed to engrossment.

**GENERAL STATE CALENDAR
(consideration continued)****CSHB 2131 ON SECOND READING
(by S. Davis, Zerwas, and Burkett)**

CSHB 2131, A bill to be entitled An Act relating to the designation of centers of excellence to achieve healthy fetal outcomes in this state.

Amendment No. 1

Representative S. Davis offered the following amendment to **CSHB 2131**:

Amend **CSHB 2131** (house committee printing) as follows:

(1) On page 1, line 11, strike "Fetal Diagnosis and Therapy Advisory Council" and substitute "Perinatal Advisory Council established under Section 241.187"

(2) On page 1, lines 20-21, strike "Fetal Diagnosis and Therapy Advisory Council, shall adopt rules establishing the criteria" and substitute "Perinatal Advisory Council, shall adopt the rules".

(3) Strike page 1, line 24, through page 2, line 5, and substitute the following:

Sec. 32.072. SUBCOMMITTEE. (a) The department, in consultation with the Perinatal Advisory Council, shall appoint a subcommittee of that advisory council to advise the advisory council and the department on the development of rules related to the designations made by the department under this subchapter. As part of its duties under this subsection, the subcommittee specifically shall advise the advisory council and the department regarding the criteria necessary for a health care entity in this state to receive a designation under this subchapter."

(b) The subcommittee must consist of individuals with

(4) On page 2, line 7, strike "advisory council" and substitute "subcommittee".

(5) On page 2, line 8, strike "advisory council" and substitute "subcommittee".

(6) On page 2, line 18, between "neonatal care" and the underlined semicolon, insert "in accordance with the rules established under Section 241.183(a)(1)".

(7) On page 3, strike lines 3-12 and substitute the following:

(1) implement and maintain a cohesive multidisciplinary structure for its health care team;

(2) monitor short-term and long-term patient diagnostic and therapeutic outcomes; and

(3) provide to the department annual reports containing aggregate data on short-term and long-term diagnostic and therapeutic outcomes as requested or required by the department and make those reports available to the public.

(8) On page 3, line 16, strike "December 1, 2015" and substitute "March 1, 2018".

(9) On page 3, line 17, strike "2016" and substitute "2018".

Amendment No. 1 was adopted.

CSHB 2131, as amended, was passed to engrossment.

CSHB 1733 ON SECOND READING
(by Smithee)

CSHB 1733, A bill to be entitled An Act relating to automobile liability insurance for transportation network company drivers.

Amendment No. 1

Representative Smithee offered the following amendment to **CSHB 1733**:

Amend **CSHB 1733** (house committee printing) as follows:

(1) On page 2, strike lines 2-3 and substitute the following:
term does not include:

(A) a shared expense carpool or vanpool arrangement or service; or
(B) transportation provided using a taxicab, limousine, or similar
for-hire vehicle.

(2) On page 2, line 8, immediately after the period, add the following:
The term does not include an entity arranging nonemergency medical
transportation under a contract with the state or a managed care organization for
individuals qualifying for Medicaid or Medicare.

(3) On page 4, strike lines 6-13 and substitute the following:
not engaged in a prearranged ride, the automobile insurance policy must provide:

(1) the following minimum amounts of liability insurance coverage:
(A) \$50,000 for bodily injury to or death for each person in an
incident;

(B) \$100,000 for bodily injury to or death of a person per incident;
and

(C) \$25,000 for damage to or destruction of property of others in
an incident;

(2) uninsured or underinsured motorist coverage where required by
Section 1952.101; and

(3) personal injury protection coverage where required by
Section 1952.152.

(4) On page 4, strike lines 17-19 and substitute the following:
provide, at a minimum:

(1) coverage with a total aggregate limit of liability of \$1 million for
death, bodily injury, and property damage for each incident;

(2) uninsured or underinsured motorist coverage where required by
Section 1952.101; and

(3) personal injury protection coverage where required by
Section 1952.152.

(5) On page 7, lines 10-11, strike "September 1, 2015" and substitute
"January 1, 2016".

(6) On page 8, between lines 23-24, insert the following:
Sec. 1954.155. PAYMENT OF CERTAIN CLAIMS. If there is a lien on a
personal vehicle and the transportation network company's insurer covers a claim
arising out of an incident that occurred during a prearranged ride, the insurer shall
issue payment for the claim:

(1) directly to the person who is repairing the vehicle; or
(2) jointly to the owner of the personal vehicle and the primary
lienholder.

(7) On page 8, line 24, strike "September 1, 2015" and substitute
"January 1, 2016".

Amendment No. 1 was adopted.

CSHB 1733, as amended, was passed to engrossment by (Record 978): 133
Yeas, 6 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; 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.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Harless; Hernandez; Howard; Huberty; Hughes; 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.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Smith; Smithee; Springer; Stephenson; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Wray; Wu; Zedler; Zerwas.

Nays — Isaac; Rinaldi; Schaefer; Simpson; Stickland; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Herrero; Thompson, E.

Absent, Excused, Committee Meeting — Hunter.

Absent — Anderson, R.; Bell; Davis, Y.; Dukes; Reynolds; Spitzer; Workman.

STATEMENTS OF VOTE

When Record No. 978 was taken, I was in the house but away from my desk. I would have voted yes.

R. Anderson

When Record No. 978 was taken, I was in the house but away from my desk. I would have voted yes.

Reynolds

When Record No. 978 was taken, I was in the house but away from my desk. I would have voted yes.

Spitzer

When Record No. 978 was taken, I was in the house but away from my desk. I would have voted yes.

Workman

CSHB 1268 ON SECOND READING**(by Frank, Burkett, Raymond, Rose, and Price)**

CSHB 1268, A bill to be entitled An Act relating to monetary assistance by the Department of Family and Protective Services provided to foster parents and relative or designated caregivers for day-care services.

CSHB 1268 was passed to engrossment.

CSHB 867 ON SECOND READING**(by Hernandez, S. King, Farias, Blanco, Martinez Fischer, et al.)**

CSHB 867, A bill to be entitled An Act relating to the establishment and operation of the Texas Women Veterans Program.

CSHB 867 was passed to engrossment.

POSTPONED BUSINESS

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

HB 1267 ON SECOND READING**(by S. Thompson, Naishtat, et al.)**

HB 1267, A bill to be entitled An Act relating to the eligibility of certain persons for the supplemental nutrition assistance program.

HB 1267 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representatives Simmons and S. King offered the following amendment to **HB 1267**:

Amend **HB 1267** (house committee report) on page 1 by striking lines 7-14 and substituting the following:

Sec. 33.018. SNAP ELIGIBILITY FOLLOWING CERTAIN CRIMINAL CONVICTIONS. (a) As authorized by 21 U.S.C. Section 862a(d)(1) and except as provided by this section, 21 U.S.C. Section 862a(a)(2) does not apply in determining the eligibility of any person for the supplemental nutrition assistance program.

(b) 21 U.S.C. Section 862a(a)(2) applies in determining the eligibility for the supplemental nutrition assistance program of a person who has been convicted of, and released on parole or placed on community supervision for, any felony offense that has as an element the possession, use, or distribution of a controlled substance, as defined in 21 U.S.C. Section 802, if the person violates any condition of that parole or community supervision. A person described by this subsection is ineligible for the supplemental nutrition assistance program only for a two-year period beginning on the date the person is found to have violated the condition of parole or community supervision, as authorized by 21 U.S.C. Section 862a(d)(1)(B).

(c) A person who is finally convicted of two or more felony offenses, regardless of the elements of those offenses, is ineligible for the supplemental nutrition assistance program.

Amendment No. 1 was adopted.

HB 1267, as amended, was passed to engrossment by (Record 979): 104 Yeas, 37 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Ashby; Aycock; Bernal; Blanco; Bonnen, G.; Burkett; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Farias; Farney; Farrar; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Hernandez; Howard; Huberty; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; Klick; Koop; Kuempel; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Márquez; Martínez; Metcalf; Meyer; Miles; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Naishtat; Oliveira; Otto; Paddie; Parker; Peña; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Stephenson; Thompson, S.; Turner, C.; Turner, S.; Villalba; Vo; Walle; White, J.; Wray; Wu; Zerwas.

Nays — Anderson, R.; Bell; Bohac; Bonnen, D.; Burns; Burrows; Button; Craddick; Faircloth; Fallon; Fletcher; Flynn; Gutierrez; Harless; Hughes; Isaac; Krause; Martinez Fischer; Murr; Nevárez; Paul; Phillips; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Spitzer; Springer; Stickland; Tinderholt; Turner, E.S.; VanDeaver; White, M.; Workman; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Herrero; Thompson, E.

Absent, Excused, Committee Meeting — Hunter.

Absent — Dukes; Elkins; King, T.; McClendon; Miller, D.

STATEMENTS OF VOTE

When Record No. 979 was taken, I was shown voting no. I intended to vote yes.

Isaac

When Record No. 979 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 979 was taken, I was shown voting yes. I intended to vote no.

Parker

GENERAL STATE CALENDAR
(consideration continued)
HB 1396 ON SECOND READING
(by Workman)

HB 1396, A bill to be entitled An Act relating to strict construction of certain statutes that create or define criminal offenses and penalties.

Amendment No. 1

Representative Workman offered the following amendment to **HB 1396**:

Amend **HB 1396** (house committee report) as follows:

(1) On page 1, line 13, strike "strictly construed against the government and".

(2) On page 1, lines 14-15, strike "susceptible to more than one objectively reasonable interpretation" and substitute "ambiguous on its face or as applied to the case".

(3) On line 19, between "Penal Code" and the underlined period, insert "or under the Texas Controlled Substances Act".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Moody offered the following amendment to **HB 1396**:

Amend **HB 1396** (house committee report) on page 1 of the bill, between lines 19 and 20, by inserting the following:

(d) The ambiguity of a part of a statute or rule to which this section applies is a matter of law to be resolved by the judge.

Amendment No. 2 was adopted.

Amendment No. 3

Representative Krause offered the following amendment to **HB 1396**:

Amend **HB 1396** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. (a) A commission is created to study and review all penal laws of this state other than criminal offenses:

- (1) under the Penal Code;
- (2) under Chapter 481, Health and Safety Code; or
- (3) related to the operation of a motor vehicle.

(b) The commission shall:

- (1) evaluate all laws described by Subsection (a) of this section; and
- (2) make recommendations to the legislature regarding the repeal of laws that are identified as being unnecessary, unclear, duplicative, overly broad, or otherwise insufficient to serve the intended purpose of the law.

(c) The commission is composed of nine members appointed as follows:

- (1) two members appointed by the governor;
- (2) two members appointed by the lieutenant governor;

(3) two members appointed by the speaker of the house of representatives;

(4) two members appointed by the chief justice of the Supreme Court of Texas; and

(5) one member appointed by the presiding judge of the Texas Court of Criminal Appeals.

(d) The officials making appointments to the commission under Subsection (c) of this section shall ensure that the membership of the commission includes representatives of all areas of the criminal justice system, including prosecutors, defense attorneys, judges, legal scholars, and relevant business interests.

(e) The governor shall designate one member of the commission to serve as the presiding officer of the commission.

(f) A member of the commission is not entitled to compensation or reimbursement of expenses.

(g) The commission shall meet at the call of the presiding officer.

(h) Not later than November 1, 2016, the commission shall report the commission's findings and recommendations to the governor, the lieutenant governor, the speaker of the house of representatives, the Supreme Court of Texas, the Texas Court of Criminal Appeals, and the standing committees of the house of representatives and the senate with primary jurisdiction over criminal justice. The commission shall include in its recommendations any specific statutes that the commission recommends revising or repealing.

(i) Not later than November 1, 2015, the governor, the lieutenant governor, the speaker of the house of representatives, the chief justice of the Supreme Court of Texas, and the presiding judge of the Texas Court of Criminal Appeals shall appoint the members of the commission created under this section.

(j) The commission is abolished and this section expires December 31, 2016.

Amendment No. 3 was adopted.

HB 1396, as amended, was passed to engrossment. (Bernal recorded voting no.)

CSHB 1842 ON SECOND READING

(by Aycock, Dutton, Bohac, E. Rodriguez, and Farney)

CSHB 1842, A bill to be entitled An Act relating to the intervention in and sanction of a public school that has received an academically unsuccessful performance rating for at least two consecutive school years.

Amendment No. 1

Representative Aycock offered the following amendment to **CSHB 1842**:

Amend **CSHB 1842** (house committee printing) as follows:

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

SECTION _____. Subchapter E, Chapter 39, Education Code, is amended by adding Section 39.1071 to read as follows:

Sec. 39.1071. TRANSITIONAL INTERVENTIONS AND SANCTIONS.

(a) For a campus that received an academically unacceptable performance rating for the 2013-2014, 2014-2015, and 2015-2016 school years, the commissioner may apply the interventions and sanctions authorized by this chapter as this chapter existed on January 1, 2015, to the campus.

(b) If a campus described under Subsection (a) receives an academically unacceptable performance rating for the 2016-2017 and 2017-2018 school years, the commissioner shall apply the interventions and sanctions authorized by Section 39.107(e) to the campus.

(c) For a campus that received an academically acceptable performance rating for the 2013-2014 school year and an academically unacceptable performance rating for the 2014-2015 and 2015-2016 school years, the commissioner shall apply the interventions and sanctions authorized by Section 39.107(a) to the campus.

(d) If a campus described under Subsection (c) receives an academically unacceptable performance rating for the 2016-2017, 2017-2018, and 2018-2019 school years, the commissioner shall apply the interventions and sanctions authorized by Section 39.107(e) to the campus.

(e) The commissioner may adopt rules as necessary to implement this section.

(f) This section expires September 1, 2020.

(2) Strike page 11, line 17, through page 12, line 5, and substitute the following appropriately numbered SECTION:

SECTION _____. This Act applies to the academic performance ratings issued to public school campuses beginning with the 2015-2016 school year.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Aycok offered the following amendment to **CSHB 1842**:

Amend **CSHB 1842** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 39.112(e), Education Code, is amended to read as follows:

(e) A board of managers shall, during the period of the appointment, order the election of members of the board of trustees of the district in accordance with applicable provisions of law. The board of trustees does not assume any powers or duties after the election until the appointment of the board of managers expires. Not [At the direction of the commissioner but not] later than the second anniversary of the date the board of managers of a district was appointed, the commissioner shall notify the board of managers and the board of trustees of the date on which the appointment of the board of managers will expire, which may not be later than the 180th day [shall order an election of members of the district board of trustees. The election must be held on a uniform election date on which an election of district trustees may be held under Section 41.001, Election Code, that is at least 180 days] after the date of the notice [the election was ordered].

On the expiration of the appointment of the board of managers [~~qualification of members for office~~], the board of trustees assumes all of the powers and duties assigned to a board of trustees by law, rule, or regulation.

Amendment No. 2 was adopted.

Amendment No. 3

Representative E. Rodriguez offered the following amendment to **CSHB 1842**:

Amend **CSHB 1842** (house committee printing) in amended Section 39.107, Education Code, by adding the following appropriately lettered subsections and relettering subsequent subsections of Section 39.107, Education Code, and cross-references to those subsections accordingly:

() A campus turnaround plan developed under this section may permit a campus to operate as a community school. A plan to operate as a community school must include, in addition to the other requirements of this section, strategies and programs to coordinate academic, social, and health services and reduce barriers to learning through partnerships and service coordination.

() A campus that elects to operate as a community school under a campus turnaround plan must:

(1) establish a school community partnership team, composed of the members required under Section 11.251 and additional community representatives, to coordinate with the campus intervention team for the campus;

(2) establish a partnership with a lead community-based organization that has experience in developing and implementing a community school plan; and

(3) designate a school district employee or an employee of a community-based organization with experience in developing and implementing a community school plan as the community school coordinator for the campus, whose duties must include the recruitment and coordination of services from community partners.

Amendment No. 3 was adopted. (Rinaldi recorded voting no.)

Amendment No. 4

Representative K. King offered the following amendment to **CSHB 1842**:

Amend **CSHB 1842** (house committee printing) on page 4, lines 4-6, by striking "may request that a regional education service center provide assistance in the development and implementation of a campus turnaround plan" and substituting the following:

"may:

(1) request that a regional education service center provide assistance in the development and implementation of a campus turnaround plan; or

(2) partner with an institution of higher education to develop and implement a campus turnaround plan"

Amendment No. 4 was adopted.

Amendment No. 5

Representative Frank offered the following amendment to **CSHB 1842**:

Amend **CSHB 1842** (house committee report) as follows:

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

SECTION _____. (a) Section 12.101(b-4), Education Code, is amended to read as follows:

(b-4) Notwithstanding Section 12.114, approval of the commissioner under that section is not required for establishment of a new open-enrollment charter school campus if the requirements of this subsection [~~including the absence of commissioner disapproval under Subdivision (3);~~] are satisfied. A charter holder having an accreditation status of accredited and at least 50 percent of its student population in grades assessed under Subchapter B, Chapter 39, or at least 50 percent of the students in the grades assessed having been enrolled in the school for at least three school years may establish one or more new campuses under an existing charter held by the charter holder if:

(1) the charter holder is currently evaluated under the standard accountability procedures for evaluation under Chapter 39 and received a district rating in the highest or second highest performance rating category under Subchapter C, Chapter 39, for three of the last five years with at least 75 percent of the campuses rated under the charter also receiving a rating in the highest or second highest performance rating category and with no campus with a rating in the lowest performance rating category in the most recent ratings;

(2) the charter holder provides written notice to the commissioner of the establishment of any campus under this subsection in the time, manner, and form provided by rule of the commissioner; and

(3) not later than the 60th day after the date the charter holder provides written notice under Subdivision (2), the commissioner does not provide written notice to the charter holder that the commissioner has determined that the charter holder does not satisfy the requirements of this section [~~of disapproval of a new campus under this section~~].

(b) The heading to Section 12.116, Education Code, is amended to read as follows:

Sec. 12.116. PROCEDURE FOR REVOCATION, ~~[OR]~~ MODIFICATION OF GOVERNANCE, OR DENIAL OF RENEWAL.

(c) Section 12.116, Education Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) The commissioner shall adopt an informal procedure to be used for:

(1) revoking the charter of an open-enrollment charter school or for reconstituting the governing body of the charter holder as authorized by Section 12.115; and

(2) denying the renewal of a charter of an open-enrollment charter school as authorized by Section 12.1141(c).

(a-1) The procedure adopted under Subsection (a) for the denial of renewal of a charter under Section 12.1141(c) or the revocation of a charter or reconstitution of a governing body of a charter holder under Section 12.115(a)

must allow representatives of the charter holder to meet with the commissioner to discuss the commissioner's decision and must allow the charter holder to submit additional information to the commissioner relating to the commissioner's decision. In a final decision issued by the commissioner, the commissioner shall provide a written response to any information the charter holder submits under this subsection.

(d) This section applies beginning with the 2015-2016 school year.

(2) On page 12, line 1, between "section" and the comma, insert "or as otherwise provided by this Act".

Amendment No. 5 was adopted.

Amendment No. 6

Representative Deshotel offered the following amendment to **CSHB 1842**:

Amend **CSHB 1842** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS accordingly:

SECTION _____. Section 39.106, Education Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) If a campus performance is below any standard under Section 39.054(e), the commissioner shall assign a campus intervention team. A campus intervention team shall:

(1) conduct, with the involvement and advice of the school community partnership team, if applicable:

(A) a targeted on-site needs assessment relevant to an area of insufficient performance of the campus as provided by Subsection (b); or

(B) if the commissioner determines necessary, a comprehensive on-site needs assessment, using the procedures provided by Subsection (b);

(2) recommend appropriate actions as provided by Subsection (c);

(3) assist in the development of a targeted improvement plan;

(4) conduct a public meeting at the campus with the campus principal, the members of the campus-level planning and decision-making committee established under Section 11.251, parents of students attending the campus, and community members residing in the district to review the campus performance rating and solicit input for the development of the targeted improvement plan;

(5) assist the campus in submitting the targeted improvement plan to the board of trustees for approval and presenting the plan in a public hearing as provided by Subsection (e-1); and

(6) [~~(5)~~] assist the commissioner in monitoring the progress of the campus in implementing the targeted improvement plan.

(a-1) The campus intervention team must provide written notice of the public meeting required by Subsection (a)(4) to the parents of students attending the campus and post notice of the meeting on the Internet website of the campus. The notice must include the date, time, and place of the meeting.

Amendment No. 6 was adopted.

Amendment No. 7

Representatives Sheets, Anchia, Meyer, Koop, Rose, Giddings, Burkett, and Tinderholt offered the following amendment to **CSHB 1842**:

Amend **CSHB 1842** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter C, Chapter 11, Education Code, is amended by adding Section 11.0511 to read as follows:

Sec. 11.0511. STUDENT TRUSTEE FOR CERTAIN DISTRICTS. (a) This section applies only to a school district described by Section 11.065(a) that includes a school under the campus turnaround plan.

(b) Notwithstanding Section 11.051(b), the board of trustees of a school district may adopt a resolution establishing as a nonvoting member a student trustee position as provided by this section.

(c) For a student trustee position under this section, the board shall adopt a policy that establishes:

(1) the term of the student trustee position;

(2) the procedures for selecting a student trustee, including the method for filling a vacancy; and

(3) the procedures for removal of a student trustee.

(d) A student is eligible to serve as a student trustee if the student is enrolled in the student's junior or senior year of high school and is considered in good standing academically and under the district code of conduct.

(e) The board shall adopt a policy regarding student trustee:

(1) participation, other than voting, in board deliberations, subject to Subsection (f); and

(2) access to information, documents, and records, consistent with the Family Educational Rights and Privacy Act of 1974 (20 U.S.C. Section 1232g).

(f) A student trustee may not participate in a closed session of a board meeting in which any issue related to a personnel matter is considered.

(g) A student trustee is not entitled to receive compensation or reimbursement of the student trustee's expenses for services on the board.

(h) A school district may grant to a student who fulfills the requirements of service of a student trustee not more than one academic course credit in a subject area determined appropriate by the district.

Amendment No. 7 was adopted.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Alvarado requested permission for the Committee on Urban Affairs to meet while the house is in session, at 6:15 p.m. today, in 1W.14, to consider **SB 607**, **SB 789**, and **SB 837**.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Urban Affairs, 6:15 p.m. today, 1W.14, for a formal meeting, to consider **SB 607**, **SB 789**, and **SB 837**.

Higher Education, 8 a.m. tomorrow, E2.014, for a public hearing, to consider **SB 1351** and the previously posted agenda.

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 1351** at 8 a.m. tomorrow in E2.014.

The motion prevailed.

CSHB 1842 - (consideration continued)

CSHB 1842, as amended, was passed to engrossment. (Bell and Rinaldi recorded voting no.)

POSTPONED BUSINESS

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

HB 2544 ON SECOND READING

(by Lozano and Schubert)

HB 2544, A bill to be entitled An Act relating to adverse possession of real property by a cotenant heir against other cotenant heirs.

HB 2544 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Lozano offered the following amendment to **HB 2544**:

Amend **HB 2544** (house committee printing) as follows:

- (1) On page 1, line 10, strike "simultaneously".
- (2) On page 1, line 11, strike "identical".
- (3) On page 3, line 18, strike "evidence" and substitute "an attestation".
- (4) On page 4, strike lines 19-24 and reletter the subsequent subsections accordingly.
- (5) On page 5, between lines 1 and 2, insert the following appropriately numbered SECTION and renumber SECTIONS of the bill accordingly:

SECTION _____. Section 16.0265, Civil Practice and Remedies Code, as added by this Act, applies only to a cotenant heir who acquires an undivided ownership interest in real property on the death of a person who dies on or after September 1, 2015.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Lozano offered the following amendment to **HB 2544**:

Amend **HB 2544** (house committee printing) by adding the following new subsection, appropriately lettered, and reletter subsections of Section 16.0265, Civil Practice and Remedies Code, and cross-references to those subsections accordingly:

() This section applies only to the acquisition of an interest of other cotenant heirs in the surface estate of real property by adverse possession.

Amendment No. 2 was adopted.

HB 2544, as amended, was passed to engrossment.

GENERAL STATE CALENDAR
(consideration continued)

CSHB 177 ON SECOND READING

(by Zedler, Flynn, Geren, C. Anderson, Zerwas, et al.)

CSHB 177, A bill to be entitled An Act relating to the research, collection, and use of adult stem cells.

CSHB 177 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE ZEDLER: **CSHB 177** allows us to continue the research, development, and, most importantly, the treatment, utilizing adult stem cells. Basically what we wanted to be able to do is continue to cure people like Rick Hardcastle in this type of bill.

REPRESENTATIVE TINDERHOLT: Representative Zedler, I just want to make something very clear to the body, and I'm guessing, because you're pro-life as well, these are adult stem cells. They are usually taken through the belly button or things like that, right?

ZEDLER: Exactly, adult stem cells, but it has nothing to do with embryonic stem cells one way or the other.

TINDERHOLT: I just wanted to clarify that before we vote.

ZEDLER: Yes, this is strictly adult stem cells.

CSHB 177 was passed to engrossment.

CSHB 1091 ON SECOND READING
(by Schofield and Clardy)

CSHB 1091, A bill to be entitled An Act relating to special three-judge district courts convened to hear certain cases.

(Sheets in the chair)

CSHB 1091 - POINT OF ORDER

Representative E. Rodriguez raised a point of order against further consideration of **CSHB 1091** under Rule 4, Section 32(c)(5) of the House Rules on the grounds that the committee report is incorrect.

The point of order was withdrawn.

REMARKS ORDERED PRINTED

Representative Keough moved to print all remarks on **CSHB 177**.

The motion prevailed.

CSHB 1091 - (consideration continued)

Representative Schofield moved to postpone consideration of **CSHB 1091** until 6:45 p.m. today.

The motion prevailed.

CSHB 1485 ON SECOND READING

(by E. Rodriguez, Harless, Miles, C. Turner, Isaac, et al.)

CSHB 1485, A bill to be entitled An Act relating to the establishment of a grocery access investment fund program.

Representative E. Rodriguez moved to postpone consideration of **CSHB 1485** until 5 a.m. tomorrow.

The motion prevailed.

HB 1630 ON SECOND READING

(by Romero)

HB 1630, A bill to be entitled An Act relating to certain limitations on settlement agreements with a governmental unit.

Amendment No. 1

Representative Romero offered the following amendment to **HB 1630**:

Amend **HB 1630** (house committee report) on page 2, by striking lines 1 and 2, and substituting the following:

(d) A provision in a settlement agreement that is in violation of Subsection (b)(2) is void and unenforceable.

Amendment No. 1 was adopted.

Amendment No. 2

On behalf of Representative Sheets, Representative Krause offered the following amendment to **HB 1630**:

Amend **HB 1630** (house committee report), on page 2, between lines 4 and 5, by inserting the following:

(f) evidence of furnishing or offering or promising to furnish or accepting or offering or promising to accept, a valuable consideration in compromising or attempting to compromise a claim against a governmental unit which was disputed as to either validity or amount is not admissible to prove liability for or invalidity of the claim or its amount. Evidence of conduct or statements made in compromise negotiations is likewise not admissible. This section does not require the exclusion of any evidence otherwise discoverable merely because it is presented in the course of compromise negotiations. This section also does not require exclusion when the evidence is offered for another purpose, such as

proving bias or prejudice or interest of a witness or a party, negating a contention of undue delay, or proving an effort to obstruct a criminal investigation or prosecution.

Amendment No. 2 was adopted.

HB 1630, as amended, was passed to engrossment. (C. Anderson recorded voting no.)

HB 1829 ON SECOND READING
(by E. Thompson)

HB 1829, A bill to be entitled An Act relating to increasing the punishment for assault committed against certain sports participants.

Amendment No. 1

On behalf of Representative E. Thompson, Representative G. Bonnen offered the following amendment to **HB 1829**:

Amend **HB 1829** (house committee report) on page 1 as follows:

(1) On line 8, strike "[⌘]" and substitute "⌘".

(2) Strike lines 9 through 15 and substitute the following:

(1) a Class A misdemeanor if the offense is committed under Subsection (a)(3) against an elderly individual or disabled individual, as those terms are defined by Section 22.04; or

(2) a Class B misdemeanor if the offense is committed by any [⌘] person, other than [~~who is not~~] a sports

Amendment No. 1 was adopted.

HB 1829, as amended, was passed to engrossment by (Record 980): 129 Yeas, 9 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Ashby; Aycock; Bell; 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.; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Gutierrez; Harless; Hernandez; Howard; Isaac; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Koop; Krause; Kuempel; Landgraf; Larson; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; 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; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smith; Smithee; Springer; Stephenson; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Burrows; Guillen; Hughes; Israel; Rinaldi; Spitzer; Stickland; Tinderholt; White, J.

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

Absent, Excused — Herrero; Thompson, E.

Absent, Excused, Committee Meeting — Hunter.

Absent — Anderson, R.; Deshotel; Dukes; Huberty; Klick; Laubenberg; White, M.

STATEMENTS OF VOTE

When Record No. 980 was taken, I was in the house but away from my desk. I would have voted yes.

R. Anderson

When Record No. 980 was taken, I was shown voting yes. I intended to vote no.

Bell

When Record No. 980 was taken, I was shown voting yes. I intended to vote no.

Button

When Record No. 980 was taken, I was shown voting yes. I intended to vote no.

Collier

When Record No. 980 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 980 was taken, I was shown voting yes. I intended to vote no.

Schaefer

CSHB 2187 ON SECOND READING

(by Smith, Morrison, Cook, S. Turner, Phelan, et al.)

CSHB 2187, A bill to be entitled An Act relating to the regulation of metal recycling entities; imposing an administrative penalty; amending provisions subject to a criminal penalty.

Amendment No. 1

Representative K. King offered the following amendment to **CSHB 2187**:

Amend **CSHB 2187** (house committee report) as follows:

(1) On page 7, strike lines 16 and 17, substitute the following appropriately numbered subdivisions, and renumber subsequent subdivisions accordingly:

() cash if the seller has been issued a cash transaction card under Section 1956.0382, unless the metal recycling entity is prohibited from paying in cash under Section 1956.038(b);

() debit card if the seller has been issued a cash transaction card under Section 1956.0382;

(2) On page 9, line 5, after the semicolon, strike "and".

(3) On page 9, between lines 5 and 6, insert the following appropriately numbered subdivisions and renumber subsequent subdivisions accordingly:

() a digital photograph of the seller that accurately depicts the seller's entire face;

() an identifying number that is unique to the individual card;
and

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

SECTION _____. Section 1956.036, Occupations Code, is amended by amending Subsection (a) and adding Subsection (d-1) to read as follows:

(a) Except as provided by Subsections (b) and (d), not later than the close of business on a metal recycling entity's second working day after the date of the purchase or other acquisition of material for which a record is required under Section 1956.033, the entity shall send an electronic transaction report to the department via the department's Internet website. Except as provided by Subsection (d-1), the [The] report must contain the information required to be recorded under Section 1956.033.

(d-1) A metal recycling entity is not required to include in a transaction report required by this section:

(1) the amount of the purchase; or

(2) a copy of the documentation described by Section 1956.0381(b).

(5) On page 10, line 25, between "Occupations Code," and "committed", insert "as amended by this Act,".

Amendment No. 1 was adopted.

CSHB 2187, as amended, was passed to engrossment by (Record 981): 124 Yeas, 19 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Aycok; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burrows; Button; Canales; Capriglione; Coleman; Collier; Cook; Crownover; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Galindo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Hernandez; Howard; Huberty; Hughes; Isaac; Israel; Johnson; Kacal; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Larson; Leach; Longoria; Lozano; Lucio; Márquez; Martinez; Martinez Fischer; McClendon; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Murphy; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Riddle; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Thompson, S.; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Ashby; Burkett; Burns; Clardy; Craddick; Elkins; Frank; Frullo; Harless; Kuempel; Landgraf; Metcalf; Muñoz; Murr; Rinaldi; Schaefer; Stickland; Tinderholt; White, M.

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

Absent, Excused — Herrero; Thompson, E.

Absent, Excused, Committee Meeting — Hunter.

Absent — Dukes; Laubenberg.

STATEMENTS OF VOTE

When Record No. 981 was taken, I was shown voting yes. I intended to vote no.

C. Anderson

When Record No. 981 was taken, I was shown voting no. I intended to vote yes.

Metcalf

When Record No. 981 was taken, I was shown voting yes. I intended to vote no.

Shaheen

When Record No. 981 was taken, I was shown voting no. I intended to vote yes.

Tinderholt

When Record No. 981 was taken, I was shown voting no. I intended to vote yes.

M. White

POSTPONED BUSINESS

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

HB 3787 ON SECOND READING (by G. Bonnen)

HB 3787, A bill to be entitled An Act relating to a claim filing period and contractual limitations period in certain property insurance policies.

HB 3787 was read second time on May 11 and was postponed until 7 p.m. May 11. **HB 3787** was laid out as postponed business earlier today, amendments were offered and disposed of, and **HB 3787** was postponed until this time. Amendment No. 2 was pending at the time of postponement.

Representative G. Bonnen moved to postpone consideration of **HB 3787** until 7:45 p.m. today.

The motion prevailed.

SB 1387 ON SECOND READING (Deshotel - House Sponsor)

SB 1387, A bill to be entitled An Act relating to the creation and operations of health care provider participation programs in certain municipalities.

SB 1387 was considered in lieu of **CSHB 3048**.

SB 1387 was read second time and was passed to third reading.

CSHB 3048 - LAID ON THE TABLE SUBJECT TO CALL

Representative Deshotel moved to lay **CSHB 3048** on the table subject to call.

The motion prevailed.

HB 1668 ON SECOND READING

(by Workman, Oliveira, Simmons, et al.)

HB 1668, A bill to be entitled An Act relating to the status of a subcontractor as an employee for the purposes of workers' compensation insurance coverage.

HB 1668 was read second time earlier today, an amendment was offered and disposed of, and **HB 1668** was postponed until this time.

Representative Krause moved to postpone consideration of **HB 1668** until 7:15 p.m. today.

The motion prevailed.

CSHB 3113 ON SECOND READING

(by Gonzales and Schaefer)

CSHB 3113, A bill to be entitled An Act relating to the authority of certain municipalities to pledge revenue from the municipal hotel occupancy tax for the payment of obligations related to hotel projects.

CSHB 3113 was read second time on May 11, was postponed until 5 a.m. today, amendments were offered and disposed of, and **CSHB 3113** was again postponed until this time.

Representative Gonzales moved to postpone consideration of **CSHB 3113** until 8 p.m. today.

The motion prevailed.

CSHB 2392 ON SECOND READING

(by Anchia and Keffer)

CSHB 2392, A bill to be entitled An Act relating to the establishment of a residential energy efficiency loan program.

CSHB 2392 was read second time earlier today and was postponed until this time.

Amendment No. 1

Representative Keffer offered the following amendment to **CSHB 2392**:

Amend **CSHB 2392** (house committee report) on page 1, between lines 22 and 23, by inserting the following:

(d) Money from the general revenue fund may not be appropriated for the purpose of implementing the program established under this section.

Amendment No. 1 was adopted.

Amendment No. 2

Representative Keffer offered the following amendment to **CSHB 2392**:

Amend **CSHB 2392** (house committee report) as follows:

(1) On page 1, line 14, strike "emissions reduction" and substitute "energy savings".

(2) On page 1, strike lines 16 through 22 and substitute the following:

(c) The State Energy Conservation Office annually shall evaluate the effectiveness of the program established under this section and quantify energy savings realized as a result of the program.

(3) Strike SECTION 2 of the bill (page 1, line 23 through page 2, line 9) and renumber subsequent SECTIONS of the bill accordingly.

Amendment No. 2 was adopted.

CSHB 2392, as amended, was passed to engrossment by (Record 982): 100 Yeas, 36 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Ashby; Aycock; Bernal; Blanco; Bonnen, G.; Burkett; Burns; Burrows; Canales; Clardy; Coleman; Collier; Cook; Craddick; Crownover; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Faircloth; Farias; Farney; Farrar; Frullo; Geren; Giddings; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Hernandez; Howard; Huberty; Israel; Johnson; Keffer; Keough; King, K.; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Larson; Longoria; Lozano; Lucio; Márquez; Martínez; Martínez Fischer; Metcalf; Meyer; Miles; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Paddie; Parker; Peña; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Simmons; Smith; Smithee; Springer; Stephenson; Turner, C.; Turner, S.; VanDeaver; Villalba; Vo; Walle; Wu; Zerwas.

Nays — Anderson, R.; Bell; Bonnen, D.; Capriglione; Cyrier; Elkins; Fallon; Flynn; Frank; Galindo; Hughes; Isaac; Kacal; Laubenberg; Leach; Miller, R.; Otto; Paul; Phillips; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Simpson; Spitzer; Stickland; Tinderholt; Turner, E.S.; White, J.; White, M.; Workman; Wray; Zedler.

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

Absent, Excused — Herrero; Thompson, E.

Absent, Excused, Committee Meeting — Hunter.

Absent — Anderson, C.; Bohac; Button; Dukes; Fletcher; Harless; McClendon; Miller, D.; Thompson, S.

STATEMENTS OF VOTE

When Record No. 982 was taken, I was in the house but away from my desk. I would have voted yes.

C. Anderson

When Record No. 982 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 982 was taken, I was shown voting no. I intended to vote yes.

Galindo

When Record No. 982 was taken, I was shown voting yes. I intended to vote no.

Geren

When Record No. 982 was taken, I was in the house but away from my desk. I would have voted no.

Harless

When Record No. 982 was taken, I was shown voting yes. I intended to vote no.

Parker

CSHB 2271 ON SECOND READING
(by Sheffield, Y. Davis, Zerwas, and Klick)

CSHB 2271, A bill to be entitled An Act relating to a pilot program for donation and redistribution of certain unused prescription medications; authorizing a fee.

CSHB 2271 was read second time earlier today and was postponed until this time.

Representative Sheffield moved to postpone consideration of **CSHB 2271** until 8 p.m. today.

The motion prevailed.

CSHB 506 ON SECOND READING
(by E. Rodriguez)

CSHB 506, A bill to be entitled An Act relating to the issuance of tax-supported bonds by certain school districts and increasing the tax rate limitation on the issuance of those bonds.

CSHB 506 was read second time on May 6, postponed until 6 a.m. May 8, postponed until 3 p.m. May 8, postponed until May 11, postponed until 5 a.m. today, and was again postponed until this time.

Representative E. Rodriguez moved to postpone consideration of **CSHB 506** until 6 a.m. tomorrow.

The motion prevailed.

CSHB 1069 ON SECOND READING
(by E. Rodriguez)

CSHB 1069, A bill to be entitled An Act relating to services for persons who are deaf or hard of hearing and certification requirements for interpreters for persons who are deaf or hard of hearing; providing an administrative penalty; requiring a fee and changing the rate of a fee; requiring an occupational certification.

CSHB 1069 was read second time on May 5, postponed until May 8, postponed until May 11, postponed until 5 a.m. today, and was again postponed until this time.

Representative E. Rodriguez moved to postpone consideration of **CSHB 1069** until 6 a.m. tomorrow.

The motion prevailed.

HB 2769 ON SECOND READING
(by E. Rodriguez and Lucio)

HB 2769, A bill to be entitled An Act relating to the date of expiration of a certain pilot revolving loan program established under the loanstar revolving loan program to provide for energy efficiency measures and renewable energy technology for certain organizations.

HB 2769 was read second time on April 16, postponed until April 20, postponed until April 22, postponed until April 28, postponed until May 4, postponed until May 11, postponed until 5 a.m. today, and was again postponed until this time.

Representative E. Rodriguez moved to postpone consideration of **HB 2769** until 6 a.m. tomorrow.

The motion prevailed.

CSHB 1091 ON SECOND READING
(by Schofield and Clardy)

CSHB 1091, A bill to be entitled An Act relating to special three-judge district courts convened to hear certain cases.

CSHB 1091 was read second time earlier today and was postponed until this time.

CSHB 1091 - POINT OF ORDER

Representative E. Rodriguez raised a point of order against further consideration of **CSHB 1091** under Rule 4, Section 32(c)(5) of the House Rules on the grounds that the committee report is incorrect.

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

Representative E. Rodriguez raised a point of order pursuant to Rule 4, Section 32(c)(5) of the House Rules arguing that committee report must contain a statement of substantial differences between the complete substitute and the original bill. Representative E. Rodriguez states that the comparison of the original to the substitute in the report as it relates to Section 1 of the bill, specifically Section 22A.001 of the Government Code, is insufficient because there is a substantial difference that is not highlighted or annotated, thus rendering the document substantially or materially misleading. The point of order is respectfully overruled.

Pursuant to Rule 4, Section 32(c)(5) of the House Rules, the bill analysis must contain only a statement of substantial differences and a complete committee substitute and the original bill. This is accomplished since the 83rd Legislative Session by side-by-side comparison of the original bill and the committee substitute. Representative E. Rodriguez asserts that Section 22A.001 was substantially different because the original allows the State of Texas to originate the claim that leads to the three-judge panel, while the substitute says that the State of Texas must be the defendant in the claim. In reviewing the original bill and the committee substitute, the chair notes that Representative E. Rodriguez's statements are true—but both of his statements are true of both versions of the bill and do not constitute a difference between the original and the substitute. Both the original and the substitute allow for the attorney general to petition for a three-judge panel only when a state, a state officer, or state agency is a defendant. And both also allow for this to happen in a suit filed by any party: the original does so by using the phrase "a claim. . . filed by any party," while the substitute uses the language "any suit filed," without any limitation regarding who files the suit. The substance of these provisions is the same in both versions. Having reviewed the bill and the comparison carefully, the chair determines that Representative E. Rodriguez has not identified a violation of Rule 4, Section 32(c)(5) of the House Rules.

Representative Schofield moved to postpone consideration of **CSHB 1091** until 5 a.m. tomorrow.

The motion prevailed.

GENERAL STATE CALENDAR
(consideration continued)
HB 2578 ON SECOND READING
(by Price and Faircloth)

HB 2578, A bill to be entitled An Act relating to the efficiency and consolidation of powers and duties within the health and human services system.

HB 2578 was passed to engrossment.

SB 373 ON SECOND READING
(Rose - House Sponsor)

SB 373, A bill to be entitled An Act relating to increased oversight by the Department of State Health Services of hospitals that commit certain violations.

SB 373 was considered in lieu of **HB 938**.

(Speaker in the chair)

Amendment No. 1

Representative Rose offered the following amendment to **SB 373**:

Amend **SB 373** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. This Act may be cited as the Margaret Joy Thomas Act.

Amendment No. 1 was adopted.

SB 373, as amended, was passed to third reading. (C. Anderson, Bell, and Phillips recorded voting no.)

HB 938 - LAID ON THE TABLE SUBJECT TO CALL

Representative Rose moved to lay **HB 938** on the table subject to call.

The motion prevailed.

CSHB 1150 ON SECOND READING
(by J. White, Stickland, Hughes, et al.)

CSHB 1150, A bill to be entitled An Act relating to the sale of fireworks on and before certain holidays; affecting a provision subject to a criminal penalty.

CSHB 1150 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE J. WHITE: This is a great Texas bill which allows the sale of fireworks on Texas Independence Day, San Jacinto Day, and Memorial Day.

REPRESENTATIVE CANALES: Mr. White, I do think this is a great Texas bill, but just for legislative intent—I know that there's several kinds of fireworks that are available and then classified. So does this involve chasers, cones, Black Cats? Are they covered under your bill? Does this cover all fireworks?

J. WHITE: The fireworks that are allowed to be sold on all the other days that are in statute now will be sold on these days as well.

CANALES: So this doesn't in particular identify different fireworks. It just makes sure that all fireworks are available.

J. WHITE: Right, on those days. Yes. This is just adding to the statute.

CSHB 1150 was passed to engrossment.

CSHB 1125 ON SECOND READING
(by González)

CSHB 1125, A bill to be entitled An Act relating to a study on the availability of natural gas utility service in certain counties.

Representative González moved to postpone consideration of **CSHB 1125** until 12 p.m. tomorrow.

The motion prevailed.

CSHB 1532 ON SECOND READING
(by Geren)

CSHB 1532, A bill to be entitled An Act relating to quarterly reporting of political contributions and expenditures by certain candidates, officeholders, and political committees; adding provisions subject to a criminal penalty.

Amendment No. 1

Representatives Goldman, Capriglione, and Simmons offered the following amendment to **CSHB 1532**:

Amend **CSHB 1532** (house committee printing) as follows:

(1) On page 1, line 18, strike "Subsection (c)" and substitute "Subsections (c), (d), and (e)".

(2) On page 1, insert the following between lines 22 and 23:

(d) If a candidate or officeholder, or any other person, loans money to the campaign of a candidate or officeholder who files quarterly reports under this chapter, the candidate or officeholder shall, at the time the candidate or officeholder reports the loan, provide the authority with whom the candidate or officeholder is required to file reports under this chapter with evidence that the money was actually deposited in an account in which the candidate or officeholder holds political contributions.

(e) Evidence submitted under Subsection (d) is considered part of a report for purposes of public inspection under Section 254.0402.

Amendment No. 1 was adopted.

(Hunter now present)

CSHB 1532, as amended, was passed to engrossment.

HB 1132 ON SECOND READING
(by Workman)

HB 1132, A bill to be entitled An Act relating to the regulation of certain policy forms used for insuring certain large risks.

HB 1132 was passed to engrossment. (Bell recorded voting no.)

POSTPONED BUSINESS

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

HB 1668 ON SECOND READING
(by Workman, Oliveira, Simmons, et al.)

HB 1668, A bill to be entitled An Act relating to the status of a subcontractor as an employee for the purposes of workers' compensation insurance coverage.

HB 1668 was read second time earlier today, an amendment was offered and disposed of, **HB 1668** was postponed until 4:30 p.m. today, and was again postponed until this time.

HB 1668 - POINT OF ORDER

Representative Martinez Fischer raised a point of order against further consideration of **HB 1668** under Rule 4, Section 18 of the House Rules on the grounds that the committee minutes are incomplete.

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

Representative Martinez Fischer raised a point of order against further consideration of **HB 1668** under Rule 4, Section 18 of the House Rules on the grounds that the minutes from the Committee on Business and Industry from April 28, 2015, are inaccurate. The point of order is sustained.

Rule 4, Section 18 of the House Rules requires each committee to "keep complete minutes of the proceedings in committee. . . ." Rule 4, Section 18(a) of the House Rules. Specifically, he complains that the corrected minutes of the April 7 meeting do not comply with the rules in that they show the minutes of the April 7 meeting were corrected on both April 23, 2015, and April 28, 2015, while the minutes from the April 28 meeting do not indicate any correction being made to the April 7 meeting. Representative Martinez Fischer has provided us with the corrected minutes of the April 7 meeting, the April 23 meeting, and the April 28 meeting. Although the minutes of the April 23 meeting do show that the minutes of the April 7 meeting were corrected on that day, an examination of the minutes of the April 28 meeting indicates that there were not corrections to the April 7 meeting. This error renders both the April 7 and April 28 minutes misleading and inaccurate. Inaccuracy in the minutes of a committee meeting is "especially harmful to this body because they constitute the only written record of house committee proceedings. As such, they should be corrected and held to the highest standards of accuracy." 80 H.J. Reg. 2536-2537 (2007) (Dunnam point of order on **HB 1801**). The point of order is, therefore, sustained.

HB 1668 was returned to the Committee on Business and Industry.

**GENERAL STATE CALENDAR
(consideration continued)****HB 1308 ON SECOND READING
(by Schofield, Israel, and Reynolds)**

HB 1308, A bill to be entitled An Act relating to the method of returning a ballot to be voted by mail.

Amendment No. 1

Representative Nevárez offered the following amendment to **HB 1308**:

Amend **HB 1308** (house committee report) on page 1, lines 17 through 19, by striking "A voter who delivers a marked ballot in person must present an acceptable form of identification described by Section 63.0101.".

Representative Schofield moved to table Amendment No. 1.

The motion to table prevailed by (Record 983): 98 Yeas, 42 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Aycocock; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; 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; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Price; Rane; Riddle; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Sheffield; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Tinderholt; Turner, E.S.; VanDeaver; Villalba; White, J.; White, M.; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Bernal; Blanco; Coleman; Davis, Y.; Deshotel; Dutton; Farias; Farrar; Giddings; González; Guerra; Guillen; Gutierrez; Howard; Israel; Johnson; King, T.; Márquez; Martinez; Martinez Fischer; Miles; Minjarez; Moody; Muñoz; Naishtat; Nevárez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Thompson, S.; Turner, C.; Turner, S.; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Herrero; Thompson, E.

Absent — Collier; Dukes; Hernandez; Longoria; Lucio; McClendon; Rose.

STATEMENT OF VOTE

When Record No. 983 was taken, my vote failed to register. I would have voted no.

Collier

HB 1308 was passed to engrossment. (Bernal recorded voting no.)

(Márquez in the chair)

HB 1543 ON SECOND READING

(by Alvarado, Lucio, and Guillen)

HB 1543, A bill to be entitled An Act relating to the creation of the Advisory Council on Hispanic Affairs in the office of the governor.

Representative Alvarado moved to postpone consideration of **HB 1543** until 8 a.m. tomorrow.

The motion prevailed.

CSHB 1810 ON SECOND READING

(by Giddings)

CSHB 1810, A bill to be entitled An Act relating to the sale of prison-made products to certain persons.

Amendment No. 1

Representative Giddings offered the following amendment to **CSHB 1810**:

Amend **CSHB 1810** (house committee report) on page 3 as follows:

- (1) On line 21, strike "Department" and substitute "Board".
- (2) On line 22, strike "(e)" and substitute "(f)".

Amendment No. 1 was adopted.

CSHB 1810, as amended, was passed to engrossment.

**SB 679 ON SECOND READING
(Burkett - House Sponsor)**

SB 679, A bill to be entitled An Act relating to public meetings of joint airport boards.

SB 679 was considered in lieu of **HB 1913**.

SB 679 was passed to third reading.

HB 1913 - LAID ON THE TABLE SUBJECT TO CALL

Representative Burkett moved to lay **HB 1913** on the table subject to call.

The motion prevailed.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Hunter requested permission for the Committee on Calendars to meet while the house is in session, at 7:50 p.m. today, in 3W.9, to set a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Calendars, 7:50 p.m. today, 3W.9, for a formal meeting, to set a calendar.

CSHB 283 ON SECOND READING

(by Fallon, Márquez, Capriglione, E. Rodriguez, et al.)

CSHB 283, A bill to be entitled An Act relating to the requirement that certain governmental bodies make audio and video recordings of open meetings available on the Internet.

Amendment No. 1

Representative Fallon offered the following amendment to **CSHB 283**:

Amend **CSHB 283** (house committee printing) on page 3, line 18, by striking "September 1, 2015" and substituting "January 1, 2016".

Amendment No. 1 was adopted.

Amendment No. 2

Representative Fallon offered the following amendment to **CSHB 283**:

Amend **CSHB 283** (house committee printing) as follows:

- (1) On page 1, line 13, strike "or 453" and substitute "453, or 460".

(2) On page 1, lines 15 through 17, strike "or a county commissioners court or elected governing body of a home-rule municipality for a county or municipality that has a population of 50,000 or more" and substitute "an elected governing body of a home-rule municipality that has a population of 50,000 or more, or a county commissioners court for a county that has a population of 100,000 or more".

Amendment No. 2 was adopted.

LEAVES OF ABSENCE GRANTED

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

Alonzo on motion of Lozano.

Cook on motion of Lozano.

S. Davis on motion of Lozano.

Geren on motion of Lozano.

Giddings on motion of Lozano.

Harless on motion of Lozano.

Huberty on motion of Lozano.

Johnson on motion of Lozano.

K. King on motion of Lozano.

Lucio on motion of Lozano.

Price on motion of Lozano.

Riddle on motion of Lozano.

E. Rodriguez on motion of Lozano.

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

Hunter on motion of Lozano.

Larson on motion of Lozano.

CSHB 283 - (consideration continued)

CSHB 283 - REMARKS

REPRESENTATIVE RAYMOND: Mr. Fallon, do you think it's important for all citizens to have the opportunity to participate in government?

REPRESENTATIVE FALLON: Absolutely, Chairman Raymond.

RAYMOND: That's all? Absolutely?

FALLON: Well, I think it is very important because the more people that participate in government the better government will be. I think Thomas Jefferson talked about democracies can thrive if we have an active citizenry.

RAYMOND: Would you agree with me that many people who would like to attend government meetings just aren't able to?

FALLON: As you know there are folks that, of course, maybe lack the resources to attend meetings and drive across a city that can take an hour, or a large county, or somebody that's elderly or infirm, or people that are flat out busy or on shift work.

RAYMOND: Some may be unable to attend because they lack transportation, for example, right?

FALLON: Yes, chairman, absolutely.

RAYMOND: Maybe they're homebound due to illness or injury, or they are elderly.

FALLON: Yes, absolutely.

RAYMOND: So is it fair to say that your bill will allow our most vulnerable citizens, who can't make these types of council meetings or school board meetings, the opportunity to remain invested in their community?

FALLON: Absolutely, I agree with that.

REMARKS ORDERED PRINTED

Representative Raymond moved to print remarks between Representative Fallon and Representative Raymond.

The motion prevailed.

CSHB 283, as amended, was passed to engrossment by (Record 984): 128 Yeas, 2 Nays, 2 Present, not voting.

Yeas — Allen; 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; Craddick; Crownover; Cyrier; Darby; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farias; Farney; Farrar; Fletcher; Flynn; Frank; Frullo; Galindo; Goldman; Gonzales; González; Guerra; Guillen; Gutierrez; Hernandez; Howard; Hughes; Isaac; Israel; Kacal; Keffer; Keough; King, P.; King, S.; King, T.; Klick; Koop; Krause; Kuempel; Landgraf; Laubenberg; Leach; Longoria; Lozano; Martinez; Martinez Fischer; McClendon; Metcalf; Meyer; Miles; Miller, D.; Miller, R.; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Naishtat; Nevárez; Oliveira; Otto; Paddie; Parker; Paul; Peña; Phelan; Phillips; Pickett; Raney; Raymond; Reynolds; Rinaldi; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheets; Simmons; Simpson; Smith; Smithee; Spitzer; Springer; Stephenson; Stickland; Thompson, S.; Tinderholt; Turner, C.; Turner, E.S.; Turner, S.; VanDeaver; Villalba; Vo; Walle; White, J.; White, M.; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Dale; Sheffield.

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

Absent, Excused — Herrero; Thompson, E.

Absent, Excused, Committee Meeting — Alonzo; Cook; Davis, S.; Geren; Giddings; Harless; Huberty; Hunter; Johnson; King, K.; Larson; Lucio; Price; Riddle; Rodriguez, E.

Absent — Dukes.

STATEMENT OF VOTE

When Record No. 984 was taken, I was shown voting yes. I intended to vote no.

Metcalf

POSTPONED BUSINESS

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

HB 3787 ON SECOND READING

(by G. Bonnen)

HB 3787, A bill to be entitled An Act relating to a claim filing period and contractual limitations period in certain property insurance policies.

HB 3787 was read second time on May 11 and was postponed until 7 p.m. May 11. **HB 3787** was laid out as postponed business earlier today, amendments were offered and disposed of, **HB 3787** was postponed until 2:45 p.m. today, and was again postponed until this time. Amendment No. 2 was pending at the time of postponement.

Amendment No. 2 was withdrawn.

Amendment No. 3

Representative G. Bonnen offered the following amendment to **HB 3787**:

Amend **HB 3787** (house committee printing) on page 1, line 17, between "claim" and the semicolon, by inserting the following:
"if the insurer has notified the insured by certified mail, return receipt requested, that the insurer has accepted or rejected the claim and has notified the insured in writing that the insured must file suit on the claim within two years of the date the insurer accepted or rejected the claim"

Amendment No. 3 was adopted.

Amendment No. 4

Representative G. Bonnen offered the following amendment to **HB 3787**:

Amend **HB 3787** (house committee printing) as follows:

(1) On page 1, between lines 23 and 24, insert the following new subsections:

(c) Subject to Subsection (d), the commissioner, using existing resources, may on a showing of good cause extend the deadline for providing notice of a claim prescribed by Subsection (a).

(d) The extension of a deadline under Subsection (c) may not exceed 120 days.

(e) For purposes of Subsection (c), "good cause" includes military deployment.

(2) Reletter subsequent subsections of added Section 2301.011, Insurance Code, and cross references to those subsections, accordingly.

(Cook, S. Davis, Giddings, Harless, Huberty, Johnson, Lucio, Price, and E. Rodriguez now present)

Amendment No. 4 - Point of Order

Representative Martinez Fischer raised a point of order against further consideration of Amendment No. 4 under Rule 11, Section 2 and Rule 11, Section 3 of the House Rules on the grounds that the amendment is not germane to the bill and the amendment would change the original purpose of the bill.

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

Representative Martinez Fischer raised two points of order against further consideration of **HB 3787** pursuant to Rule 11, Section 2 and Rule 11, Section 3 of the House Rules on the grounds that the amendment by Representative G. Bonnen on Amendment No. 4 is either not germane or changes the original purpose of the bill. The points of order are respectfully overruled.

An amendment to a bill must be germane to the bill and must not change the bill's original purpose. Rule 11, Section 2 and Rule 11, Section 3 of the House Rules. **HB 3787** provides for a deadline by which first-party claims must be filed by allowing commercial and residential property insurance carriers to provide for a contractual limitations period for filing suit for these claims under an insurance policy. Amendment No. 4 would allow for an extension of that contractual limitations period for up to 120 days upon a showing of good cause. Because both the bill and the amendment relate to and have the purpose of defining a contractual deadline by which first-party claims under commercial and residential property insurance policies must be filed, the amendment is germane and does not change the bill's purpose. Therefore, having reviewed the amendment, the bill, and the House Rules, the chair determines that Amendment No. 4 does not violate Rule 11, Section 2 or Rule 11, Section 3 of the House Rules.

(Alonzo, Geren, K. King, and Riddle now present)

HB 3787 - POINT OF ORDER

Representative Martinez Fischer raised a point of order against further consideration of **HB 3787** under Rule 4, Section 32(c) of the House Rules on the grounds that the bill analysis is incorrect.

The point of order was withdrawn.

Representative G. Bonnen moved to postpone consideration of **HB 3787** until 11 p.m. today.

The motion prevailed.

HB 3380 - NOTICE GIVEN

Pursuant to the provisions of Rule 7, Section 37(c) of the House Rules, Representative Capriglione gave notice that a member would, in one hour, move to reconsider the vote by which **HB 3380** failed to pass by Record No. 929.

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

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

**HR 2546 - ADOPTED
(by Miles)**

Representative Miles moved to suspend all necessary rules to take up and consider at this time **HR 2546**.

The motion prevailed.

The following resolution was laid before the house:

HR 2546, Commemorating the 50th anniversary of the Houston Chapter of Top Ladies of Distinction.

HR 2546 was adopted.

ADJOURNMENT

Representative Geren moved that the house adjourn until 9 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 8:30 p.m., adjourned until 9 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

SB 12 to Energy Resources.

SB 374 to State Affairs.

SB 722 to Economic and Small Business Development.

SB 813 to Juvenile Justice and Family Issues.

SB 821 to Juvenile Justice and Family Issues.

SB 848 to Public Health.

SB 963 to Natural Resources.
SB 983 to Public Health.
SB 998 to Special Purpose Districts.
SB 1001 to Special Purpose Districts.
SB 1002 to Special Purpose Districts.
SB 1005 to Special Purpose Districts.
SB 1022 to Judiciary and Civil Jurisprudence.
SB 1168 to Business and Industry.
SB 1242 to Environmental Regulation.
SB 1252 to State Affairs.
SB 1267 to Judiciary and Civil Jurisprudence.
SB 1315 to Urban Affairs.
SB 1317 to Criminal Jurisprudence.
SB 1437 to General Investigating and Ethics.
SB 1510 to County Affairs.
SB 1583 to Public Health.
SB 1585 to Public Health.
SB 1650 to Investments and Financial Institutions.
SB 1781 to State Affairs.
SB 2038 to Special Purpose Districts.

SIGNED BY THE SPEAKER

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

Senate List No. 19

SB 172, SB 173, SB 435, SB 449, SB 458, SB 473, SB 503, SB 574, SB 660, SB 947, SB 970, SB 971, SB 1093, SB 1117, SB 1366, SB 1666, SB 1753, SB 1791

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, May 12, 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:

HB 275 Ashby SPONSOR: Nichols
Relating to the exemption from ad valorem taxation of farm products.

HB 658 Zerwas SPONSOR: Kolkhorst
Relating to the creation of a campus of the Texas State Technical College System in Fort Bend County.

HB 903 Capriglione SPONSOR: Taylor, Van
Relating to the investment of a percentage of the economic stabilization fund balance in excess of the sufficient balance.

HB 941 Hernandez SPONSOR: Perry
Relating to the creation of DNA records for the DNA database system.
(Amended)

HB 1606 Burkett SPONSOR: Hinojosa
Relating to the continuation and functions of the Texas Workforce Investment Council, including assumption of the duties of the Texas Skill Standards Board.

HB 1678 Raymond SPONSOR: Schwertner
Relating to the continuation and functions of the Governor's Committee on People with Disabilities.

HB 1679 Raymond SPONSOR: Birdwell
Relating to the continuation of the Texas Council for Developmental Disabilities.

HB 1945 Bonnen, Greg SPONSOR: Hancock
Relating to the provision of direct primary care.
(Amended)

HB 3327 Alvarado SPONSOR: Huffman
Relating to a grant program to fund domestic violence high risk teams.

HCR 114 Johnson SPONSOR: West
Recognizing the Operation Blue Shield initiative.

SB 309 Campbell
Relating to public access to boundary, financial, and tax rate information of certain political subdivisions.

SB 1169 Campbell
Relating to suicide prevention training for educators in public schools.

SB 1229 Seliger
Relating to restrictions on the use of credit card payments to settle claims for health care services.

SB 1259 Rodríguez
Relating to the development of an individualized education program for a child in public school.

SB 2065

Estes

Relating to the rights of certain religious organizations and individuals relating to a marriage that violates a sincerely held religious belief.

SCR 39

Hinojosa

Urging Hidalgo County to reduce its tax rate upon establishment of the Hidalgo County Healthcare District.

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, May 12, 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:

HB 505

Rodriguez, Eddie

SPONSOR: Estes

Relating to a prohibition of limitations on the number of dual credit courses or hours in which a public high school student may enroll.

HB 744

Huberty

SPONSOR: Creighton

Relating to the purchase of certain insurance by public school districts.

HB 1246

Koop

SPONSOR: Hall

Relating to the methods of delivery for required financial statement forms sent to certain municipal officeholders and candidates for municipal office.

(Committee Substitute)

HB 1378

Flynn

SPONSOR: Bettencourt

Relating to the fiscal transparency of political subdivisions.

(Committee Substitute)

HB 1769

Zerwas

SPONSOR: Uresti

Relating to requirements for assisted living facility license applicants.

HB 2213

Metcalf

SPONSOR: Creighton

Relating to the tow rotation list in certain counties.

HB 3633

Herrero

SPONSOR: West

Relating to reimbursement for the costs of legal services provided to an indigent defendant in a criminal case.

HCR 34

Raymond

SPONSOR: Zaffirini

Directing DPS to name the new crime lab in Laredo the Oscar "O. J." Hale Crime Lab.

SB 830 Kolkhorst

Relating to the creation of an independent ombudsman for children and youth in foster care.

SB 1004 Bettencourt

Relating to courses and programs offered jointly by certain public junior colleges and independent school districts.

SB 1058 Hinojosa

Relating to the reporting of criminal history record information of educators and other public school employees who engage in certain misconduct.

SB 1497 Taylor, Van

Relating to a requirement that a school district or open-enrollment charter school terminate certain employees convicted of certain offenses.

SB 1899 Campbell

Relating to the regulation of emergency medical services.

SJR 8 Zaffirini

Proposing a constitutional amendment authorizing the legislature to require a court to provide notice to the attorney general of a challenge to the constitutionality of a state statute and authorizing the legislature to prescribe a waiting period before the court may enter a judgment holding the statute unconstitutional.

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 3

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, May 12, 2015 - 3

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

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

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 310 Campbell

Relating to procedures and requirements for the issuance of certificates of obligation.

SB 1882 Zaffirini

Relating to a bill of rights for wards under guardianship.

SB 2057

Taylor, Van

Relating to the creation of the Double R Municipal Utility Districts Nos. 1 and 2 of Hunt County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

May 11

Agriculture and Livestock - **SB 880, SB 1204, SB 1339**

Business and Industry - **SB 652**

County Affairs - **HCR 111, SB 871, SB 1281, SB 1587, SB 2034**

Criminal Jurisprudence - **HB 538, HB 794, HB 1108, HB 1655, HB 2165, HB 2319, HB 3388, HB 3553, HB 3884, HB 4071, SB 1135, SB 1902**

Culture, Recreation, and Tourism - **HB 1979, HB 2206, HCR 108, SB 1522**

Defense and Veterans' Affairs - **HB 3935**

Elections - **HB 2381, HB 2775, HB 3379**

Emerging Issues In Texas Law Enforcement, Select - **HB 3790**

Higher Education - **HB 119, HB 1384, HB 1611, HB 3670, SB 685, SB 686, SB 1470**

Homeland Security and Public Safety - **SB 1934**

Human Services - **HB 620, HB 1041, HB 1880, HB 3672, SB 206**

Insurance - **HB 694, HB 1206, HB 1732, HB 2348, HB 2979, HB 3194, HB 3986, SB 481, SB 498, SB 684, SB 782, SB 783, SB 844, SB 1008, SB 1107**

Investments and Financial Services - **HB 858, HB 1750**

Judiciary and Civil Jurisprudence - **HB 1438, HB 3079, HB 3432, HB 3996, HB 4199**

Juvenile Justice and Family Issues - **HB 1782, HB 1825, HB 2159, HB 3852, SB 817, SB 888, SB 949, SB 1931**

Licensing and Administrative Procedures - **HB 770, HB 1844, HB 2235, HB 2262, HB 2720**

Natural Resources - **HB 3340, SB 1148**

Public Education - **HB 233, HB 279, HB 731, HB 1536, HB 2251, HB 3746, HB 3896, SB 66, SB 934**

Special Purpose Districts - **HB 4136, HB 4176, HB 4178, HB 4179, HB 4187, HB 4202, HB 4203, HB 4204, HB 4205, HB 4206, HB 4208, HB 4211**

State Affairs - **HB 3197, HCR 107**

Transportation - **HB 457, HB 2818, HB 3593, SB 754**

Urban Affairs - **HB 2426, SB 1574, SB 1593**

Ways and Means - **HB 1003, HB 1987, HB 3064, HB 3732**

ENGROSSED

May 11 - HB 14, HB 19, HB 30, HB 91, HB 96, HB 227, HB 257, HB 258, HB 281, HB 382, HB 452, HB 530, HB 633, HB 634, HB 635, HB 648, HB 659, HB 830, HB 839, HB 866, HB 939, HB 988, HB 991, HB 1026, HB 1083, HB 1096, HB 1101, HB 1119, HB 1166, HB 1170, HB 1171, HB 1187, HB 1200, HB 1264, HB 1295, HB 1425, HB 1431, HB 1436, HB 1449, HB 1455, HB 1458, HB 1492, HB 1623, HB 1626, HB 1629, HB 1633, HB 1663, HB 1692, HB 1702, HB 1723, HB 1724, HB 1743, HB 1790, HB 1930, HB 1949, HB 1982, HB 2014, HB 2055, HB 2100, HB 2219, HB 2257, HB 2300, HB 2302, HB 2313, HB 2349, HB 2391, HB 2407, HB 2448, HB 2549, HB 2595, HB 2610, HB 2621, HB 2632, HB 2644, HB 2665, HB 2683, HB 2696, HB 2704, HB 2752, HB 2776, HB 2794, HB 2811, HB 2830, HB 2851, HB 2896, HB 2920, HB 2946, HB 2965, HB 3056, HB 3057, HB 3089, HB 3220, HB 3298, HB 3302, HB 3307, HB 3311, HB 3348, HB 3356, HB 3387, HB 3405, HB 3433, HB 3453, HB 3512, HB 3547, HB 3576, HB 3596, HB 3603, HB 3605, HB 3628, HB 3658, HB 3724, HB 3736, HB 3880, HB 3901, HB 3902, HB 3982, HB 4062, HB 4069, HB 4077, HB 4097, HB 4112, HB 4128, HB 4140, HB 4149, HB 4156, HB 4159, HB 4160, HB 4189, HCR 35, HJR 79

ENROLLED

May 11 - HB 181, HB 1051, HCR 116

