

HOUSE JOURNAL

EIGHTY-FIFTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-FOURTH DAY — TUESDAY, APRIL 4, 2017

The house met at 10:03 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 138).

Present — Mr. Speaker(C); Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Absent, Excused — Bonnen, D.; Bonnen, G.; Keough.

Absent — Dukes.

The speaker recognized Representative Hunter who introduced Michael Mulvey, bishop, Diocese of Corpus Christi, Corpus Christi, who offered the invocation.

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

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today to attend a funeral:

D. Bonnen on motion of Geren.

G. Bonnen on motion of Geren.

CAPITOL PHYSICIAN

The speaker recognized Representative Larson who presented Dr. Mitchell Finnie of San Antonio as the "Doctor for the Day."

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

(Cyrier in the chair)

REGULAR ORDER OF BUSINESS SUSPENDED

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

MESSAGES FROM THE SENATE

Messages from the senate were received at this time (see the addendum to the daily journal, Messages from the Senate, Message Nos. 1 and 2).

HR 406 - INTRODUCTION OF GUEST

The chair recognized Representative Burrows who introduced Glen Robertson, former mayor of Lubbock.

RESOLUTIONS ADOPTED

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

The motion prevailed.

The following resolutions were laid before the house:

HR 1044 (by Holland, Geren, S. Davis, and Burkett), Recognizing April 4, 2017, as REALTOR Appreciation Day at the State Capitol.

HR 1199 (by Morrison), Commemorating the 100th anniversary of the Texas Department of Transportation.

HR 1201 (by Springer), Recognizing April 4, 2017, as Catholic Faith in Action Advocacy Day at the State Capitol.

HR 1202 (by Gooden), Recognizing April 4, 2017, as Southwestern Christian College Day at the State Capitol.

HR 1215 (by Gooden), Congratulating Dr. Ervin D. Seamster Jr. on his appointment as president of Southwestern Christian College.

HR 1224 (by Hunter), Recognizing April 4, 2017, as Port Aransas Day at the State Capitol.

HR 1236 (by Hunter), Commending the Port Aransas ISD on its accomplishments during the 2015-2016 and the 2016-2017 school years.

The resolutions were adopted.

On motion of Representative Lucio, the names of all the members of the house were added to the resolutions as signers thereof, with the understanding that a member may remove his or her name from any resolution.

HR 1201 - INTRODUCTION OF GUESTS

The chair recognized Representative Springer who introduced representatives of the Texas Catholic Conference of Bishops.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Darby requested permission for the Select Committee on State and Federal Power and Responsibility to meet while the house is in session, at 10:45 a.m. today, in 3W.9, to consider pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Select Committee on State and Federal Power and Responsibility, 10:45 a.m. today, 3W.9, for a formal meeting, to consider pending business.

HR 1199 - INTRODUCTION OF GUESTS

The chair recognized Representative Morrison who introduced representatives of the Texas Department of Transportation.

HR 1044 - INTRODUCTION OF GUESTS

The chair recognized Representative Holland who introduced representatives of the Texas Association of REALTORS.

HR 1090 - ADOPTED (by Guillen)

Representative Guillen moved to suspend all necessary rules to take up and consider at this time **HR 1090**.

The motion prevailed.

The following resolution was laid before the house:

HR 1090, In memory of Flavio Rene Gonzalez.

HR 1090 was read and was unanimously adopted by a rising vote.

On motion of Representatives Flynn, Fallon, C. Anderson, and Krause, the names of all the members of the house were added to **HR 1090** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Guillen who introduced family members of Flavio Rene Gonzalez.

(Speaker in the chair)

**MAJOR STATE CALENDAR
HOUSE BILLS
SECOND READING**

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

**CSHB 10 ON SECOND READING
(by Price, G. Bonnen, Rose, Muñoz, Coleman, et al.)**

CSHB 10, A bill to be entitled An Act relating to access to and benefits for mental health conditions and substance use disorders.

CSHB 10 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE KRAUSE: Mr. Chairman, I appreciate the hard work that you put into this as well, and as we just discussed over at your desk, I just wanted to maybe flesh that out. I know there are some concerns and worries about maybe what this bill entails, especially Subchapter F. It looked like, to some of us, that this was creating a new mandate on those plans that didn't already have this coverage stated under that. Is it your understanding that this does create a mandate, a new state mandate, to get us in compliance with federal law?

REPRESENTATIVE PRICE: No, that's not correct, and I'm glad you brought that up, because that is a common misconception. I'll direct your attention to page 6 at the bottom of the bill where the subchapter in question applies only to a health benefit plan that provides coverage for both mental health and physical health. So if a plan in Texas provides that—and we are not requiring that a plan do require it—but if it does require it, then it must comply with both state and federal parity laws, most of which exist right now. And what we will do is create an enforcement obligation or requirement in the bill, so TDI can do more than it's doing now to help the consumers navigate that process.

So I want to be absolutely clear. The Texas Association of Health Plans testified for this bill, which I don't believe they would have done had it required them to be subject to a new mandate. What we're doing is providing a navigation process and framework for consumers to navigate, so that the laws that already exist are enforced. And if there are violations, there is someone in Texas that they can go to, and we can collect data to better help them in the future.

KRAUSE: So this wouldn't make an insurance company carry more coverage or insure people for more coverage than they currently are right now.

PRICE: That's correct. No, it doesn't do that, and that's why there would be, for instance, no rise in premiums. That's baked into the premium already. This is coverage if they are already authoring health insurance coverage for mental health. That wouldn't change. And there's no requirement, even though there's language in this bill later on that is subject to the part I just read, that if you didn't read the whole bill, maybe you'd think it applies to plans that don't offer it. It only applies to plans that currently offer that coverage.

KRAUSE: And so as you just said, you don't anticipate any premiums rising even though insurance companies really might have to extend more coverage or do more coverage under this than they are doing right now?

PRICE: That would be up to them. If they choose to provide coverage that they are not providing today, that would be up to them.

KRAUSE: So it could increase the premiums but not necessarily because of Subchapter F?

PRICE: Well, not because of this bill. That would be a business decision, I guess, on behalf of the health plans. But if they are already providing this coverage, we want it enforced. We want the employers, frankly, to get what they are paying for.

KRAUSE: And at the end of this day, if this bill passes, we're not going to have a state mandate out there that if we were to repeal certain federal health care laws or reform the way we are doing that, we are not going to be stuck with a mandate that maybe we wouldn't have wanted otherwise. This doesn't take away our flexibility from reforming the same way the federal government is going to?

PRICE: I think if you're referring to the Affordable Care Act, for instance, we could repeal that, and the parity would still exist. The parity laws that were established in 2008 and signed by President Bush, former Governor Bush, would have to be specifically repealed for a parity to go away. But frankly, I think that the likelihood is very small because, as I mentioned, employers and individuals alike like to have this coverage. They like the continuity of being able to get the care that they believe they are entitled to and paying for. So we could get a block grant—we could do a lot of things that would not affect the existence of parity in this state and nationally.

KRAUSE: So even though the ACA amended parts of that 2008 bill signed by President Bush, it didn't amend it enough where it would have an effect. If we repealed that completely, then we would have this on the books.

PRICE: No, it refined and extended some coverage to different types of plans, but it was really enforcing what was passed in 2008.

REMARKS ORDERED PRINTED

Representative Stickland moved to print remarks between Representative Price and Representative Krause.

The motion prevailed.

CSHB 10 was passed to engrossment by (Record 139): 130 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Blanco; Bohac; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospér; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Martínez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr;

Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Biedermann; Cain; Hefner; Krause; Lang; Rinaldi; Schaefer; Schofield; Shaheen; Stickland; Swanson; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bonnen, D.; Bonnen, G.; Keough.

Absent — Bell; Dukes; Gervin-Hawkins; Wilson.

STATEMENTS OF VOTE

When Record No. 139 was taken, my vote failed to register. I would have voted no.

Bell

When Record No. 139 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

When Record No. 139 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 139 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

GENERAL STATE CALENDAR HOUSE BILLS SECOND READING

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

HB 1619 ON SECOND READING (by Shine)

HB 1619, A bill to be entitled An Act relating to the prosecution and punishment of certain outdoor burning violations.

Amendment No. 1

Representative Cyrier offered the following amendment to **HB 1619**:

Amend **HB 1619** (house committee report) as follows:

(1) On page 1, line 6, strike "Subsection (f)" and substitute "Subsections (f) and (g)".

(2) On page 1, between lines 15 and 16, insert the following:

(g) Notwithstanding Section 7.002, Water Code, the provisions of this section and rules adopted under this section may be enforced by a peace officer as described by Article 2.12, Code of Criminal Procedure.

Amendment No. 1 was adopted.

HB 1619, as amended, was passed to engrossment.

HB 630 ON SECOND READING
(by Howard)

HB 630, A bill to be entitled An Act relating to the Internet broadcast and archiving of open meetings of the Health and Human Services Commission, health and human services agencies, and related advisory entities.

HB 630 was passed to engrossment.

HB 544 ON SECOND READING
(by C. Anderson, Ashby, et al.)

HB 544, A bill to be entitled An Act relating to the use of the rural water assistance fund.

HB 544 was passed to engrossment.

HB 1062 ON SECOND READING
(by Gooden)

HB 1062, A bill to be entitled An Act relating to the governing board of the Trinity Valley Community College District.

HB 1062 was passed to engrossment.

HB 402 ON SECOND READING
(by Huberty)

HB 402, A bill to be entitled An Act relating to money used by certain counties for the low-income vehicle repair assistance, retrofit, and accelerated vehicle retirement program and local initiative air quality projects.

Amendment No. 1

Representatives Rinaldi, Villalba, Koop, R. Anderson, Burkett, Meyer, and Button offered the following amendment to **HB 402**:

Amend **HB 402** (house committee report) on page 2, line 24, by striking "four million" and substituting "2.2 million".

Amendment No. 2

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

Amend Amendment No. 1 by Rinaldi to **HB 402** on page 1, line 2, by striking "2.2 million" and substituting "900,000".

Amendment No. 2 was adopted. (The vote was reconsidered later today, and Amendment No. 2 was withdrawn.)

(Paddie in the chair)

Amendment No. 2 - Vote Reconsidered

Representative Leach moved to reconsider the vote by which Amendment No. 2 was adopted.

The motion to reconsider prevailed.

Amendment No. 2 was withdrawn.

Amendment No. 3

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

Amend Amendment No. 1 by Rinaldi to **HB 402** on page 1, line 2, by striking "2.2 million" and substituting "650,000".

Amendment No. 3 was withdrawn.

Amendment No. 1 was withdrawn.

Representative Huberty moved to postpone consideration of **HB 402** until 12 p.m. tomorrow.

The motion prevailed.

(Deshotel in the chair)

COMMITTEES GRANTED PERMISSION TO MEET

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

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Human Services, during bill referral today, 3W.9, for a formal meeting, to consider pending business.

Economic and Small Business Development, during bill referral today, 1W.14, for a formal meeting, to consider pending business.

FIVE-DAY POSTING RULE SUSPENDED

Representative Parker moved to suspend the five-day posting rule to allow the Committee on Investments and Financial Services to consider **HB 3233** and **HB 3367** at 2 p.m. or upon adjournment today in E2.010.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Investments and Financial Services, 2 p.m. or upon adjournment today, E2.010, for a public hearing, to consider **HB 3233**, **HB 3367**, and the previously posted agenda.

Rules and Resolutions, during bill referral today, 1W.14, for a formal meeting, to set a calendar.

(Dukes now present)

**HR 172 - PREVIOUSLY ADOPTED
(by Pickett)**

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

HR 172, Commemorating the 50th anniversary of the national championship win by The University of Texas at El Paso men's basketball team.

PROVIDING FOR ADJOURNMENT

At 11:59 a.m., Representative Kacal moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

(J. Johnson in the chair)

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

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. Pursuant to Rule 1, Section 4 of the House Rules, the chair at this time corrected the referral of measures to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Flynn in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 12:17 p.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

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

List No. 1

HB 2756 (By Cook), Relating to certain procedures for tax redeterminations and refund claims.

To Ways and Means.

HB 3308 (By Kuempel), Relating to certain vehicle protection products.

To Business and Industry.

HB 3317 (By Moody), Relating to the provision of counseling services by certain providers under Medicaid and reimbursement for those services.

To Public Health.

HB 3320 (By Frank), Relating to financial accounting and reporting requirements for this state and political subdivisions of this state.

To Government Transparency and Operation.

HB 3323 (By Deshotel and Huberty), Relating to the evaluation of and improvements to the quality of the Texas Workforce Commission's subsidized child care program.

To Economic and Small Business Development.

HB 3324 (By E. Rodriguez and Capriglione), Relating to the establishment of a grocery access investment fund program.

To Economic and Small Business Development.

HB 3326 (By Huberty), Relating to job order contracting by governmental entities.

To Government Transparency and Operation.

HB 3329 (By Paddie), Relating to regulation of electricians by local governments.

To Licensing and Administrative Procedures.

HB 3333 (By Isaac), Relating to permits for certain injection wells that are part of an aquifer storage and recovery project that transect a portion of the Edwards Aquifer.

To Natural Resources.

HB 3334 (By Lozano), Relating to a restriction on the types of oil and gas wastes that may be disposed of in a surface pit without a permit issued by the Railroad Commission of Texas.

To Energy Resources.

HB 3342 (By Parker), Relating to prelicensing education requirements for a residential mortgage loan originator license.

To Investments and Financial Institutions.

HB 3346 (By Longoria), Relating to the music, film, television, and multimedia production industry.

To Appropriations.

HB 3352 (By Coleman), Relating to civil penalties against subdividers of land.

To County Affairs.

HB 3387 (By K. King), Relating to a defense against a libel claim based on the claimant's status as a public official or public figure.

To State Affairs.

HB 3388 (By K. King), Relating to certain limitations on a journalist's qualified privilege not to testify; creating a civil penalty.

To State Affairs.

HB 3391 (By Geren), Relating to the creation of a specialty court for certain public safety employees who commit a criminal offense; imposing fees for participation and testing, counseling, and treatment.

To Judiciary and Civil Jurisprudence.

HB 3393 (By Pickett), Relating to the extension of fees and surcharges providing revenue to the Texas emissions reduction plan fund.

To Environmental Regulation.

HB 3399 (By Keough), Relating to a study by the Geo-Technology Research Institute on existing and potential programs to improve energy efficiency.

To State Affairs.

HB 3434 (By Koop), Relating to requirements for building construction contracts entered into by public school districts.

To Public Education.

HB 3460 (By VanDeaver), Relating to the movement of vehicles transporting sealed ocean cargo shipping containers; authorizing a fee.

To International Trade and Intergovernmental Affairs.

HB 3482 (By Hinojosa), Relating to clarifying the law regarding local government prohibitions or restrictions on the sale or use of a container or package.

To Urban Affairs.

HB 3488 (By Hinojosa), Relating to authorizing the formation of public benefit corporations.

To Economic and Small Business Development.

HB 3494 (By Shine and Villalba), Relating to a demonstration program for real-time processing of workers' compensation authorizations of payment for medical services and medical bills.

To Appropriations.

HB 3503 (By Thierry), Relating to the financial abuse of elderly persons; creating criminal offenses.

To Investments and Financial Institutions.

HB 3514 (By Gervin-Hawkins), Relating to restorative justice initiatives.

To Ways and Means.

HB 3636 (By Hunter), Relating to the promotion of the cruise industry in this state by the Texas Economic Development and Tourism Office.

To Select Texas Ports, Innovation, and Infrastructure.

HB 3650 (By Hunter), Relating to the promotion and development of the cruise industry in this state.

To Select Texas Ports, Innovation, and Infrastructure.

HB 3659 (By Geren), Relating to state agency contracting.

To Appropriations.

HB 3718 (By Farrar), Relating to the regulation of certain limited service pregnancy resource centers.

To State Affairs.

HB 3754 (By Lambert), Relating to waiving fees for an original commercial driver's license for veterans.

To Defense and Veterans' Affairs.

HB 3757 (By Schofield), Relating to a waiver of the statute of limitations in the prosecution of offenses against public administration, including ethics offenses.

To General Investigating and Ethics.

HB 3808 (By Clardy), Relating to student loan repayment assistance for certain mental health professionals.

To Higher Education.

HB 3867 (By Smithee), Relating to unconscionable prices charged by certain health care facilities for medical care.

To Business and Industry.

HB 3870 (By Smithee), Relating to required disclosures by certain health care facilities.

To Public Health.

HB 3899 (By Neave), Relating to rest breaks for employees of certain contractors with a governmental entity; providing an administrative penalty.

To Business and Industry.

HB 3902 (By S. Thompson), Relating to commencement and prosecution of certain actions by and to investigations conducted by district and county attorneys under the Deceptive Trade Practices-Consumer Protection Act.

To Business and Industry.

HB 3906 (By Frullo), Relating to the declaration of a local state of disaster.

To Defense and Veterans' Affairs.

HB 3909 (By Lucio), Relating to the powers and duties of a commissioners court to levy and collect taxes on behalf of a navigation district.

To Ways and Means.

HB 3913 (By Shine and Cyrier), Relating to retainage requirements for certain public works construction projects.

To Urban Affairs.

HB 3916 (By Fallon), Relating to the ineligibility of educators or certain other school personnel for benefits from certain public retirement systems because of a conviction for an offense the victim of which is a student.

To Public Education.

HB 3924 (By González), Relating to regulation by certain counties of lots in platted subdivisions that have remained undeveloped for 25 years or more.

To County Affairs.

HB 3929 (By Lucio), Relating to the employment of certain persons with disabilities.

To Economic and Small Business Development.

HB 3940 (By Walle), Relating to the sale of a motor vehicle with an open product recall.

To Licensing and Administrative Procedures.

HB 3947 (By Laubenberg), Relating to judicial review of certain regulations that apply to state licensees.

To Judiciary and Civil Jurisprudence.

HB 3953 (By Uresti), Relating to penalties for intoxicated manslaughter

To Criminal Jurisprudence.

HB 3963 (By Gonzales), Relating to limitations on the issuance of certain one-time merit payments by state agencies under the direction of an elected officer.

To General Investigating and Ethics.

HB 4021 (By Deshotel), Relating to the financing of ports in the state.

To Select Texas Ports, Innovation, and Infrastructure.

HB 4059 (By Larson), Relating to the transfer of certain property from The University of Texas System to the Parks and Wildlife Department.

To Land and Resource Management.

HB 4088 (By Faircloth), Relating to the sunset review of navigation districts.

To Select Texas Ports, Innovation, and Infrastructure.

HB 4090 (By Klick), Relating to advance directives or health care or treatment decisions made by or on behalf of patients.

To State Affairs.

HB 4110 (By Coleman), Relating to grants to establish or expand community collaboratives for services to persons experiencing homelessness or mental illness and county government planning for community collaboratives.

To County Affairs.

HB 4142 (By Coleman), Relating to counties and other governmental entities operations regarding behavioral health.

To County Affairs.

HB 4178 (By Cook), Relating to disclosure of certain health care costs and shared savings between certain health benefit plans and state employees.

To State Affairs.

HB 4212 (By Coleman), Relating to the renewal of the Texas Health Care Transformation and Quality Improvement Program waiver under Medicaid.

To Appropriations.

HB 4214 (By Coleman), Relating to Medicaid funding in this state, including the federal government's participation in that funding.

To Appropriations.

HB 4217 (By Farrar), Relating to energy resources planning for electric generation in ERCOT.

To State Affairs.

HB 4218 (By Coleman), Relating to health benefit plan coverage in this state.

To Insurance.

HB 4221 (By Elkins), Relating to requiring owners of sanitary sewer systems to report the current condition of a system's infrastructure to the Texas Commission on Environmental Quality.

To Natural Resources.

HB 4229 (By Arévalo), Relating to the state contribution to the Teacher Retirement System of Texas.

To Appropriations.

HB 4234 (By Arévalo), Relating to a cost-of-living adjustment applicable to certain benefits paid by the Teacher Retirement System of Texas.

To Appropriations.

HB 4237 (By Moody), Relating to mental health first aid training for university employees.

To Public Health.

HB 4239 (By Muñoz and Smithee), Relating to regulation of title insurance rates.

To Insurance.

HB 4240 (By White), Relating to a prohibition on the consideration of revenue anticipated to be derived from criminal fines in planning for the state budget.

To Appropriations.

HB 4241 (By Raymond), Relating to measures to ensure certain adopted students are informed regarding their eligibility for tuition and fee exemptions at certain institutions of higher education.

To Higher Education.

HB 4252 (By Anchia), Relating to the abolition of the Office of State-Federal Relations.

To International Trade and Intergovernmental Affairs.

HB 4254 (By Blanco), Relating to the hours per workweek implemented by the Department of Public Safety.

To Homeland Security and Public Safety.

HB 4256 (By Blanco), Relating to the jurisdiction of courts in criminal matters involving allegations of sexual assault by a member of the state military forces.

To Defense and Veterans' Affairs.

HB 4260 (By Farrar), Relating to the regulation of men's health and safety; creating a civil penalty for unregulated masturbatory emissions.

To State Affairs.

HB 4262 (By Blanco), Relating to a restriction on the expenditure of state money by a state agency for the purpose of border security.

To Homeland Security and Public Safety.

HB 4271 (By Hernandez), Relating to the creation of the East Houston Management District; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

To Special Purpose Districts.

HB 4282 (By Bell), Relating to the powers, duties, and governance of the Westwood Magnolia Parkway Improvement District; authorizing assessments.

To Special Purpose Districts.

HB 4284 (By Price), Relating to the jurisdiction of the statutory county courts of Potter County in family law matters.

To Juvenile Justice and Family Issues.

HB 4289 (By Zerwas), Relating to the compensation of and reimbursement of expenses of the directors of the Aliana Management District.

To Special Purpose Districts.

HB 4292 (By Zerwas), Relating to the powers and duties of the Fort Bend County Municipal Management District No. 1; authorizing the imposition of a tax.

To Special Purpose Districts.

HB 4304 (By Workman), Relating to restrictions on habitat conservation plans in Travis County.

To Culture, Recreation, and Tourism.

HCR 78 (By Hunter), Requesting the creation of a joint interim committee to study the development of a cruise industry on the South Texas coast.

To Select Texas Ports, Innovation, and Infrastructure.

HCR 88 (By Raymond), Urging Congress to revise funding formulas for Targeted Infrastructure Capability grants to emphasize threat assessment rather than population.

To International Trade and Intergovernmental Affairs.

HCR 94 (By S. Thompson), Declaring opposition to the enactment or enforcement of a law requiring the revocation or suspension of the driver's license of any individual convicted of a drug offense.

To Transportation.

HCR 98 (By Blanco), Urging Congress and the president to reject the imposition of an import tax or border adjustment tax on trade with Mexico.

To International Trade and Intergovernmental Affairs.

HJR 109 (By Burns), Proposing a constitutional amendment allowing the voters to remove elected officials finally convicted of a felony from office by means of a recall election.

To State Affairs.

HR 1233 (By Keough), Congratulating Ryan Gable of Montgomery County on his selection as the 2015-2016 Constable of the Year by the Justices of the Peace and Constables Association.

To Rules and Resolutions.

HR 1234 (By Villalba), Recognizing April 6, 2017, as Dallas County Republican Women Day at the State Capitol.

To Rules and Resolutions.

HR 1235 (By Flynn), Commemorating the 2017 summit of CFA Societies Texas.

To Rules and Resolutions.

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

HB 2460 (By Deshotel), Relating to the board of commissioners of the Port of Beaumont Navigation District of Jefferson County.

To Select Texas Ports, Innovation, and Infrastructure.

HB 2936 (By Deshotel), Relating to the administration of the Port of Port Arthur Navigation District of Jefferson County, including the authority to impose taxes.

To Select Texas Ports, Innovation, and Infrastructure.

HB 2952 (By Deshotel), Relating to the powers and duties of the Sabine-Neches Navigation District of Jefferson County.

To Select Texas Ports, Innovation, and Infrastructure.

MESSAGES FROM THE SENATE

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

Message No. 1

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, April 4, 2017

The Honorable Speaker of the House

House Chamber
Austin, Texas

Mr. Speaker:

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

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 95 Dale SPONSOR: Taylor, Larry
In memory of Richard "Mack" Machowicz of Pearland.

THE SENATE HAS PASSED THE FOLLOWING MEASURES:
LOCAL AND UNCONTESTED CALENDAR

SB 73 Nelson
Relating to leave policy and procedures for state employees.

SB 74 Nelson
Relating to the provision of certain behavioral health services to children, adolescents, and their families under a contract with a managed care organization.

SB 77 Nelson
Relating to involuntary termination of parental rights based on sexual assault of the child's other parent and the child support obligations of the parent whose rights were terminated.

SB 79 Nelson
Relating to the production of public information available on a publicly accessible website.

SB 80 Nelson
Relating to certain required reports prepared by state agencies and other governmental entities.

SB 94 Hall
Relating to a ribbon for certain members of the military forces who served in support of operations to secure the Texas border.

SB 102 Hall
Relating to general officers within the state military department.

SB 138 Taylor, Van
Relating to the exemption from range instruction for certain persons applying to obtain a license to carry a handgun.

SB 139 Taylor, Van
Relating to the applicability of adverse licensing, listing, or registration decisions by certain health and human services agencies.

SB 227 Huffman
Relating to certain substances listed in Penalty Group 2 of the Texas Controlled Substances Act.

SB 263 Perry

Relating to the handgun proficiency required to obtain or renew a license to carry a handgun.

SB 325 Burton

Relating to the procedure for expunction of arrest records and files for certain persons who are tried for an offense and subsequently acquitted.

SB 327 Burton

Relating to the authority of a court to return certain fees to a person who is the subject of an order of nondisclosure of criminal history record information.

SB 377 Perry

Relating to the Texas Achieving a Better Life Experience (ABLE) Program.

SB 395 Campbell

Relating to the prosecution of the offense of operation of unmanned aircraft over correctional facility or critical infrastructure facility.

SB 396 Zaffirini

Relating to the designation of a portion of Interstate Highway 10 in Guadalupe County as the Texas Game Warden Teyran "Ty" Patterson Memorial Highway.

SB 402 Zaffirini

Relating to notice provided to persons with disabilities regarding the eligibility of persons with disabilities to use certain public transportation services.

SB 404 Kolkhorst

Relating to prohibiting certain health care practitioners from providing alcoholic beverages to certain persons; imposing an administrative penalty.

SB 491 Watson

Relating to the statewide preceptorship program in family medicine.

SB 510 Zaffirini

Relating to the confidentiality of certain home address information in ad valorem tax appraisal records.

SB 532 Nelson

Relating to information collected about and purchases of information technology by governmental entities.

SB 546 Kolkhorst

Relating to the quality of water provided by public drinking water supply systems to state supported living centers.

SB 566 Perry

Relating to the qualifications for a person conducting an adoption evaluation.

SB 579 Taylor, Van

Relating to the use of epinephrine auto-injectors on private school campuses and at or in transit to or from off-campus school events.

SB 581 Whitmire

Relating to the requirements for a change of name for a person with a final felony conviction or a person required to register as a sex offender.

SB 582 Whitmire

Relating to the discharge of a prisoner from a county jail.

SB 634 Estes

Relating to reporting requirements for certain skills development fund workforce training program providers.

SB 657 Zaffirini

Relating to the filing of oaths of office and signed statements by certain judicial officers and judicial appointees with the secretary of state.

SB 712 Hinojosa

Relating to the duration of certain protective orders against family violence.

SB 719 Zaffirini

Relating to requiring the Texas Higher Education Coordinating Board to collect and study data on the participation of persons with intellectual disabilities in workforce education programs.

SB 726 Seliger

Relating to elections held by the Panhandle Groundwater Conservation District.

SB 751 Campbell

Relating to the confidentiality of certain information of and the abolishment date of the military base realignment and closure task force.

SB 763 Huffman

Relating to the composition of the Texas Historical Commission.

SB 769 Watson

Relating to the issuance of specialty license plates for recipients of the Combat Medical Badge.

SB 826 Taylor, Larry

Relating to the sequencing of required English language arts courses and mathematics courses in schools.

SB 854 Nelson

Relating to the purchase of food and beverages by the Texas Division of Emergency Management for certain persons.

SB 864 Perry

Relating to the procedure for obtaining a right to use state water if the applicant proposes an alternative source of water that is not state water.

SB 865 Perry

Relating to a groundwater conservation district's use of electronic fund transfers.

SB 881 Uresti

Relating to the board of directors of the Maverick County Hospital District.

SB 920 Whitmire

Relating to access to a residence or former residence to retrieve personal property, including access based on danger of family violence.

SB 936 Huffman

Relating to the creation of a joint interim committee to undertake a study of the public retirement systems of this state.

SB 998

West

Relating to the statute of limitations for the offense of exploitation of a child, elderly individual, or disabled individual.

SB 1002

Hancock

Relating to accounting principles applicable to pension and other postemployment benefit expenses for electric utilities.

SB 1024

Nelson

Relating to the use of certain lighting equipment on emergency management or airport security vehicles.

SB 1066

Schwertner

Relating to meeting the graduate medical education needs of new medical degree programs offered by public institutions of higher education.

SB 1078

Burton

Relating to the offense of leaving a motor vehicle unattended.

SB 1091

Seliger

Relating to limitations on courses that may be offered for dual credit by school districts and public institutions of higher education.

SB 1099

Perry

Relating to the designation of a portion of U.S. Highway 84 as the Trooper Jonathan Thomas McDonald Memorial Highway.

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, April 4, 2017 - 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:

SB 248

Schwertner

Relating to the dissolution of a special utility district after the transfer of all obligations and services.

SB 252

Taylor, Van

Relating to prohibiting governmental contracts with a company doing business with Iran, Sudan, or a foreign terrorist organization.

- SB 528** Birdwell
Relating to the term of a chief administrative law judge.
- SB 667** Zaffirini
Relating to establishing a guardianship compliance program.
- SB 680** Hancock
Relating to step therapy protocols required by a health benefit plan in connection with prescription drug coverage.
- SB 745** Kolkhorst
Relating to the exemption of certain services performed by certain employees from the sales and use tax.
- SB 790** Miles
Relating to the continuation of the women's health advisory committee.
- SB 1096** Zaffirini
Relating to guardianships; authorizing a fee.
- SB 1172** Perry
Relating to the regulation of seed by a political subdivision.
- SB 1557** Kolkhorst
Relating to the administration of gasoline and diesel fuel motor fuels taxes and the fee on the delivery of certain petroleum products.
- SJR 27** Taylor, Van
Proposing a constitutional amendment repealing county authority to provide for manual labor poor houses and farms.
- Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 3

Business and Industry - **HB 1470**

County Affairs - **HB 1093**

Defense and Veterans' Affairs - **HB 66, HB 865, HCR 56**

General Investigating and Ethics - **HB 776, HB 791, HB 1378**

Government Transparency and Operation - **HB 9, HB 347, HB 1251, HB 1605**

Homeland Security and Public Safety - **HB 893, HB 912, HB 1345, HB 1699**

Human Services - **HB 1917, HB 2373**

Insurance - **HB 490, HB 1559**

Public Health - **HB 13, HB 970, HB 1600**

Transportation - **HB 100**