

HOUSE JOURNAL

EIGHTY-FIFTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FORTY-SIXTH DAY — THURSDAY, APRIL 6, 2017

The house met at 9:03 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 148).

Present — Mr. Speaker(C); Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospser; Craddick; Cyrier; Dale; Darby; Davis, S.; 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; 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 — Keough.

Absent — Davis, Y.; Dukes; Reynolds.

The speaker recognized Representative G. Bonnen who introduced Mark Hughes, pastor, Greater Life Church, Webster, who offered the invocation.

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

CAPITOL PHYSICIAN

The speaker recognized Representative Paddie who presented Dr. Keith Miller of Center as the "Doctor for the Day."

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

(Kuempel in the chair)

CORRECTIONS IN REFERRAL

Pursuant to Rule 1, Section 4 of the House Rules, the chair at this time corrected the referral of measures to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

MESSAGE FROM THE SENATE

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

HR 153 - INTRODUCTION OF GUESTS

The chair recognized Representative S. Davis who introduced representatives of the Texas Federation of Republican Women.

LEAVE OF ABSENCE GRANTED

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

S. Thompson on motion of C. Anderson.

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 1177 (by Springer), Honoring Cooke County Republican Women on the Texas Federation of Republican Women's Texas Legislative Day at the Capitol.

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

HR 1246 (by Villalba), Commemorating the 100th anniversary of Walnut Hill Elementary School in Dallas.

HR 1249 (by Rose), Recognizing April 2017 as Minority Cancer Awareness Month.

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 814 - INTRODUCTION OF GUESTS

The chair recognized Representative Nevárez who introduced the Honorable Pete Gallego, Chancellor Brian McCall, and representatives of Sul Ross State University.

HR 1249 - INTRODUCTION OF GUESTS

The chair recognized Representative Rose who introduced participants in Minority Cancer Awareness Month.

HR 801 - PREVIOUSLY ADOPTED
(by Nevárez)

The chair laid out the following previously adopted resolution:

HR 801, In memory of Lionel W. Ramos of Alpine.

(Kacal in the chair)

CONGRATULATORY AND MEMORIAL CALENDAR

On motion of Representative Lucio and by unanimous consent, the house agreed to dispense with the reading of the resolutions on the congratulatory calendar, with the understanding that the resolutions will be recorded in the journal.

HCR 74 (by Stephenson), Paying tribute to the sacrifice of U.S. Navy Seaman Johnnie David Hutchins during World War II and honoring his family.

HCR 76 (by Stephenson), Paying tribute to the life of U.S. Army Master Sergeant Roy Perez Benavidez.

HCR 81 (by Clardy), Commending mental health professionals for their contributions to the state on the occasion of National Mental Health Month.

HCR 93 (by Collier), Recognizing members of the AEIC Power Delivery Committee for their dedication to electric reliability research and best practices.

HCR 111 (by Shine), Commemorating the 75th anniversary of Fort Hood.

HCR 114 (by Hefner), Congratulating Pastor Robbie Keith Caldwell on his 50 years in the ministry.

HCR 115 (by Dean), Commemorating the 100th anniversary of Boy Scout Troop No. 201 in Longview.

HCR 116 (by Workman), Commemorating the 20th anniversary of the Greater Austin Crime Commission.

HR 1058 (by Herrero), Congratulating Samuel Brehm of Richard King High School in Corpus Christi on being part of the 2017 regional Science Bowl high school championship team.

HR 1059 (by Herrero), Congratulating Hunter Adams of Richard King High School in Corpus Christi on being part of the 2017 regional Science Bowl high school championship team.

HR 1060 (by Herrero), Congratulating William Johnson of Richard King High School in Corpus Christi on coaching the 2017 regional Science Bowl high school championship team.

HR 1061 (by Herrero), Congratulating Christopher Fan of Richard King High School in Corpus Christi on being part of the 2017 regional Science Bowl high school championship team.

HR 1062 (by Herrero), Congratulating Darren Rodrigues of Richard King High School in Corpus Christi on being part of the 2017 regional Science Bowl high school championship team.

HR 1063 (by Herrero), Congratulating William Nacci of Richard King High School in Corpus Christi on being part of the 2017 regional Science Bowl high school championship team.

HR 1064 (by Herrero), Congratulating Walker Perkins on his selection as a 2017 H-E-B Excellence in Education Rising Star Award finalist.

HR 1065 (by Herrero), Congratulating Ray Harrison on his retirement as harbormaster of Port Corpus Christi.

HR 1066 (by Roberts), Congratulating the Klein Forest High School boys' basketball team on its accomplishments in the 2016-2017 season.

HR 1067 (by Herrero), Commemorating the 80th anniversary of the Nueces Electric Cooperative in 2018.

HR 1073 (by Frullo), Commemorating the 50th anniversary of Goodwill Industries of Lubbock.

HR 1074 (by Frullo), Congratulating Evelyn Davies on her receipt of the 2017 YWCA Mary Nell Strong Community Service Award.

HR 1075 (by Frullo), Congratulating Rachel Klein of Girl Scout Troop No. 6756 on receiving the Girl Scout Gold Award.

HR 1076 (by Frullo), Congratulating Harriet Davis of Girl Scout Troop No. 6839 on earning the Girl Scout Gold Award.

HR 1077 (by Frullo), Congratulating Bryla Birdwell of Girl Scout Troop No. 6756 on her receipt of the Girl Scout Gold Award.

HR 1078 was previously adopted.

HR 1081 (by Button), Congratulating Richard Hwang and Joan He on their marriage.

HR 1082 (by White), Congratulating Josh Clarke on his appointment to the board of the Chester Independent School District.

HR 1083 (by Murr), Congratulating Callie duPerier Apffel on earning the title of 2015 WPRA World Champion Barrel Racer.

HR 1086 (by Button), Congratulating Bob L. Townsend on his retirement from the Richardson City Council.

HR 1088 (by Y. Davis), Congratulating the Duncanville High School girls' basketball team on winning the 2017 UIL 6A state championship.

HR 1122 (by Neave), Honoring IGNITE for encouraging young women to pursue positions of political leadership.

HR 1123 (by Herrero), Recognizing Behavioral Health Center of Nueces County employees for their service.

HR 1124 (by Herrero), Congratulating Diane Lowrance on her retirement as chief executive officer of the Behavioral Health Center of Nueces County.

HR 1125 (by Herrero), Commending Hausman Foods in Corpus Christi on its many decades of service to the local community.

HR 1126 (by White), Congratulating the members of the Bob Belt family on their selection as parade marshals for the 74th Tyler County Dogwood Festival.

HR 1127 (by White), Congratulating Chase Nalley on being sworn in as a deputy of the Tyler County Sheriff's Office.

HR 1130 (by Turner), Commemorating the 29th Annual NAACP Grand Prairie Freedom Fund Scholarship Banquet.

HR 1133 (by Lucio), Congratulating the Los Fresnos High School girls' powerlifting team on winning the 2017 Texas High School Women's Powerlifting Association Class 6A championship.

HR 1136 (by Herrero), Honoring Roger Valentine on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1137 (by Herrero), Honoring Andy Alaniz on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1138 (by Herrero), Honoring David Castro on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1139 (by Herrero), Honoring Jose Noe Mendez on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1140 (by Herrero), Honoring Ramiro L. Esquivel on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1141 (by Herrero), Honoring Dan McLaughlin on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1142 (by Herrero), Honoring Jesus M. Martinez on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1143 (by Herrero), Honoring Ram Chavez on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1144 (by Herrero), Honoring Robert Callejo on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1145 (by Herrero), Honoring Dennis A. Galloway on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1146 (by Herrero), Honoring Arnold P. Leal on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1147 (by Herrero), Honoring Richard Thomas Rinche on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1148 (by Herrero), Honoring Johnny R. Fernandez on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1149 (by Herrero), Honoring Ysrael Ramirez on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1150 (by Herrero), Honoring Tom Rendon on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1151 (by Herrero), Honoring Skyler J. E. Barker on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1152 (by Herrero), Honoring Jeremy A. Holmes on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1153 (by Herrero), Honoring Martin A. Longoria on the occasion of his recognition by Chapter 598 of the Military Order of the Purple Heart.

HR 1156 (by Lucio), Congratulating Edna-Mae Mata on joining the Brownsville Police Department.

HR 1161 (by White and Bailes), Congratulating Edward "Bubba" Miller of Huntsville on being named Mr. East Texas 2017.

HR 1162 (by Lucio), Congratulating Daniel Breeden Elementary School in Brownsville on its success in the Learning Ally Great Reading Games.

HR 1165 (by Darby), Commemorating the 50th anniversary of the Concho Valley Council of Governments.

HR 1167 (by Y. Davis), Honoring Gaylon Clark of Austin for serving as Pastor of the Day for the Texas House of Representatives.

HR 1168 (by K. King), Commemorating the Breast Fest Charity Cook-Off in Lubbock.

HR 1171 (by Workman), Congratulating Dr. J. Kie Bowman of Hyde Park Baptist Church in Austin on his 20th pastoral anniversary.

HR 1172 (by González), Commending Carey Antwine for her service to El Paso.

HR 1176 was previously adopted.

HR 1177 was previously adopted.

HR 1178 (by Springer), Commending Brittan Brock for making sandwiches for firefighters in the Texas Panhandle.

HR 1179 (by Springer), Commemorating the 125th anniversary of St. Peter's Parish in Lindsay.

HR 1183 (by Howard), Recognizing May 3, 2017, as Moonlight Tower Day.

The resolutions were adopted.

The following memorial resolutions were laid before the house:

HR 190 (by Pickett), In memory of Nelda McQuien Laney of Hale Center.

HR 1068 (by Craddick), In memory of former state representative Jack Harvey Harris.

HR 1069 (by Frullo), In memory of Louise Hopkins Underwood of Lubbock.

HR 1070 (by Frullo), In memory of David Abbott of Idalou.

HR 1071 (by Frullo), In memory of Jonanna Young George of Lubbock.

HR 1080 (by Herrero), In memory of Everardo O. "Everett" Torres.

HR 1084 (by Murr), In memory of C. Maye Neal Strange of Georgetown.

HR 1085 (by Schofield), In memory of Sam Houston IV of Katy.

HR 1089 (by Lucio), In memory of Corrections Officer Mari A. Johnson of the Texas Department of Criminal Justice.

HR 1091 (by Lucio), In memory of Officer Justin R. Scherlen of the Amarillo Police Department.

HR 1092 (by Lucio), In memory of Jailer Robert E. Ransom of the Gregg County Sheriff's Office.

HR 1093 (by Lucio), In memory of Detention Officer Tronoski D. Jones of the Harris County Sheriff's Office.

HR 1094 (by Lucio), In memory of Chief Darrell L. Allen of the Marlin Police Department.

HR 1095 (by Lucio), In memory of Officer Calvin "Mark" McCullers Jr. of the Southern Methodist University Police Department.

HR 1096 (by Lucio), In memory of Officer David S. Hofer of the Euless Police Department.

HR 1097 (by Lucio), In memory of Patrolman David Ortiz of the El Paso Police Department.

HR 1098 (by Lucio), In memory of Sergeant Korby Lee Kennedy of the San Angelo Police Department.

HR 1099 (by Lucio), In memory of Corrections Officer Christopher Davis of the Texas Department of Criminal Justice.

HR 1100 (by Lucio), In memory of Sergeant Christopher Dan Kelley of the Hutto Police Department.

HR 1101 (by Lucio), In memory of Corrections Officer Timothy Davison of the Texas Department of Criminal Justice.

HR 1102 (by Lucio), In memory of Sergeant William Karl Keesee of the Texas Department of Public Safety.

HR 1103 (by Lucio), In memory of Deputy Sheriff Darren Goforth of the Harris County Sheriff's Office.

HR 1104 (by Lucio), In memory of Trooper Jeffrey D. Nichols of the Texas Department of Public Safety.

HR 1105 (by Lucio), In memory of Border Patrol Agent Jose D. Barraza of the U.S. Department of Homeland Security.

HR 1106 (by Lucio), In memory of Officer Endy N. Ekpanya of the Pearland Police Department.

HR 1107 (by Lucio), In memory of Sergeant Stacey A. Baumgartner of the Patton Village Police Department.

HR 1108 (by Lucio), In memory of Sergeant Michael J. Smith of the Dallas Police Department.

HR 1109 (by Lucio), In memory of Officer Michael L. Krol of the Dallas Police Department.

HR 1110 (by Lucio), In memory of Officer Patricio E. Zamarripa of the Dallas Police Department.

HR 1111 (by Lucio), In memory of Officer Brent A. Thompson of the Dallas Area Rapid Transit Police Department.

HR 1112 (by Lucio), In memory of Senior Corporal Lorne B. Ahrens of the Dallas Police Department.

HR 1113 (by Lucio), In memory of Officer Richard K. Martin of the Houston Police Department.

HR 1114 (by Lucio), In memory of Senior Police Officer Amir Abdul-Khaliq Jr. of the Austin Police Department.

HR 1115 (by Lucio), In memory of Officer Marco A. Zarate of the Bellaire Police Department.

HR 1116 (by Lucio), In memory of Patrolman Adrian Arellano of the El Paso Police Department.

HR 1117 (by Lucio), In memory of Deputy Sheriff Kenneth H. Maltby of the Eastland County Sheriff's Office.

HR 1118 (by Lucio), In memory of Deputy Constable Jeffrey Emmons Radford of the Bell County Constable's Office.

HR 1119 (by Lucio), In memory of Assistant Commander Kenneth J. Starrs of the South Texas Specialized Crimes and Narcotics Task Force.

HR 1120 (by Lucio), In memory of Detective Benjamin E. Marconi of the San Antonio Police Department.

HR 1121 (by Lucio), In memory of Corrections Officer Eligio Ruiz Garcia Jr. of the Texas Department of Criminal Justice.

HR 1129 (by Turner), In memory of Bobby Kenneth Steen of Grand Prairie.

HR 1131 (by Herrero), In memory of Nadia Renee Guerra of Corpus Christi.

HR 1157 (by Fallon), In memory of Detective Jerry Walker of Little Elm.

HR 1158 (by Fallon), In memory of Gerald Dale Gaus of Lewisville.

HR 1160 (by Lucio), In memory of the Honorable Guadalupe Ayala of San Benito.

HR 1163 (by Giddings), In memory of Dallas civil rights activist Roy H. Williams.

HR 1166 (by Y. Davis), In memory of Dallas civil rights activist Roy H. Williams.

HR 1185 (by Herrero), In memory of Luis Manuel Cedillo of Banquete.

The resolutions were unanimously adopted by a rising vote.

(Speaker in the chair)

**EMERGENCY CALENDAR
SENATE BILLS
SECOND READING**

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

**CSSB 1 ON SECOND READING
(Zerwas - House Sponsor)**

CSSB 1, General Appropriations Bill.

Representative Zerwas moved to postpone consideration of **CSSB 1** until after second reading consideration of **HB 2**.

The motion prevailed.

**GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING**

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

**HB 1021 ON THIRD READING
(by Smithee and Farrar)**

HB 1021, A bill to be entitled An Act relating to county law libraries.

HB 1021 was passed by (Record 149): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; 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; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Davis, Y.; Dukes; Reynolds.

STATEMENTS OF VOTE

When Record No. 149 was taken, I was temporarily out of the house chamber. I would have voted yes.

Y. Davis

When Record No. 149 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

When Record No. 149 was taken, I was temporarily out of the house chamber. I would have voted yes.

Reynolds

HB 1729 ON THIRD READING

(by Neave, S. Thompson, S. Davis, Price, Moody, et al.)

HB 1729, A bill to be entitled An Act relating to establishing and funding a grant program for testing evidence collected in relation to sexual assaults or other sex offenses; authorizing voluntary contributions.

HB 1729 was passed by (Record 150): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; 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, 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; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Davis, Y.; Dukes; Johnson, E.; Muñoz; Reynolds.

STATEMENTS OF VOTE

When Record No. 150 was taken, I was temporarily out of the house chamber. I would have voted yes.

Y. Davis

When Record No. 150 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

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

Muñoz

When Record No. 150 was taken, I was temporarily out of the house chamber. I would have voted yes.

Reynolds

HB 890 ON THIRD READING

(by Geren, Gutierrez, Minjarez, Holland, and Lambert)

HB 890, A bill to be entitled An Act relating to providing information to the public and to purchasers of real property regarding the impact of military installations.

HB 890 was passed by (Record 151): 133 Yeas, 9 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospér; Craddick; Cyrier; Dale; Darby; Davis, S.; 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; Larson; Laubenberg; Leach; Longoria; Lozano; 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; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

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

STATEMENTS OF VOTE

When Record No. 151 was taken, I was temporarily out of the house chamber. I would have voted yes.

Y. Davis

When Record No. 151 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

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

Lucio

When Record No. 151 was taken, I was temporarily out of the house chamber. I would have voted yes.

Reynolds

HB 2379 ON THIRD READING

(by Price, Raymond, Burkett, and Rose)

HB 2379, A bill to be entitled An Act relating to the provision of legal services to the office of inspector general of the Health and Human Services Commission.

HB 2379 was passed by (Record 152): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; 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; 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; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Davis, Y.; Dukes; Lucio; Reynolds.

STATEMENTS OF VOTE

When Record No. 152 was taken, I was temporarily out of the house chamber. I would have voted yes.

Y. Davis

When Record No. 152 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

When Record No. 152 was taken, I was temporarily out of the house chamber. I would have voted yes.

Reynolds

HB 678 ON THIRD READING

(by Wu)

HB 678, A bill to be entitled An Act relating to the procedure for the entering of a plea or a stipulation of evidence by a child subject to a determinate sentence.

HB 678 was passed by (Record 153): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; 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; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Davis, Y.; Dukes; Reynolds.

STATEMENTS OF VOTE

When Record No. 153 was taken, I was temporarily out of the house chamber. I would have voted yes.

Y. Davis

When Record No. 153 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

When Record No. 153 was taken, I was temporarily out of the house chamber. I would have voted yes.

Reynolds

HB 1829 ON THIRD READING
(by Geren)

HB 1829, A bill to be entitled An Act relating to the preservation, maintenance, and improvement of the Capitol and the Capitol grounds.

HB 1829 was passed by (Record 154): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; 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; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Davis, Y.; Dukes; Reynolds.

STATEMENTS OF VOTE

When Record No. 154 was taken, I was temporarily out of the house chamber. I would have voted yes.

Y. Davis

When Record No. 154 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

When Record No. 154 was taken, I was temporarily out of the house chamber. I would have voted yes.

Reynolds

HB 1227 ON THIRD READING
(by Smithee)

HB 1227, A bill to be entitled An Act relating to the transparency of certain information related to prescription drug coverage provided by certain health benefit plans.

HB 1227 was passed by (Record 155): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; 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; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Davis, Y.; Dukes; Reynolds.

STATEMENTS OF VOTE

When Record No. 155 was taken, I was temporarily out of the house chamber. I would have voted yes.

Y. Davis

When Record No. 155 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

When Record No. 155 was taken, I was temporarily out of the house chamber. I would have voted yes.

Reynolds

HB 1697 ON THIRD READING

(by Price, Burkett, Sheffield, S. Thompson, Longoria, et al.)

HB 1697, A bill to be entitled An Act relating to the establishment of a pediatric health tele-connectivity resource program for rural Texas.

(Y. Davis now present)

HB 1697 was passed by (Record 156): 140 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; 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; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Biedermann; Cain; Rinaldi; Stickland; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Dukes; Reynolds.

STATEMENTS OF VOTE

When Record No. 156 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

When Record No. 156 was taken, I was temporarily out of the house chamber. I would have voted yes.

Reynolds

HB 284 ON THIRD READING**(by Springer)**

HB 284, A bill to be entitled An Act relating to authorization for certain health care facilities to secure residents with wheelchair self-release seat belts.

HB 284 was passed by (Record 157): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; 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; 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; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Dukes; Leach; Reynolds.

STATEMENTS OF VOTE

When Record No. 157 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

When Record No. 157 was taken, I was in the house but away from my desk. I would have voted yes.

Leach

When Record No. 157 was taken, I was temporarily out of the house chamber. I would have voted yes.

Reynolds

HB 402 ON THIRD 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.

(Reynolds now present)

HB 402 was passed by (Record 158): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Crier; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Dukes.

STATEMENT OF VOTE

When Record No. 158 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

EMERGENCY CALENDAR HOUSE BILLS SECOND READING

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

CSHB 2 ON SECOND READING (by Zerwas)

CSHB 2, A bill to be entitled An Act relating to making supplemental appropriations and giving direction and adjustment authority regarding appropriations.

Amendment No. 1

Representatives Isaac and Romero offered the following amendment to **CSHB 2**:

Floor Packet Page No. 3

Amend **CSHB 2** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. TEXAS ALCOHOLIC BEVERAGE COMMISSION. (a) The Texas Alcoholic Beverage Commission may not spend money appropriated to the agency by Chapter 1281 (**HB 1**), Acts of the 84th Legislature, Regular Session, 2015 (the General Appropriations Act), for use during the state fiscal biennium ending August 31, 2017:

(1) for travel outside the state, other than for bona fide and documented law enforcement or investigative activities; or

(2) to attend or participate in an event, training, conference, class, or similar activity outside the state.

(b) The Texas Alcoholic Beverage Commission and employees of the commission may not accept payments from or spending authority on behalf of any trade, professional, or industry organization for any purpose or in any form, including a travel subsidy, payment of travel or other expenses for conference presenters, prepaid meals, or lodging.

Amendment No. 1 was adopted.

CSHB 2, as amended, was passed to engrossment by (Record 159): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Dukes; White.

STATEMENTS OF VOTE

When Record No. 159 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

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

White

POSTPONED BUSINESS

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

**CSSB 1 ON SECOND READING
(Zerwas - House Sponsor)**

CSSB 1, General Appropriations Bill.

CSSB 1 was read second time earlier today and was postponed until this time.

PARLIAMENTARY INQUIRY

REPRESENTATIVE SCHOFIELD: Mr. Speaker, is it correct that a vote to authorize the expenditure of money from the economic stabilization fund requires a two-thirds vote of the members present?

SPEAKER STRAUS: Mr. Schofield, if you're spending it not in the current biennium, then it's a two-thirds vote.

SCHOFIELD: My inquiry involves at what stage of the process that vote is required. Assuming that ESF funds stay in the committee substitute to **SB 1**, does a vote to pass the committee substitute to **SB 1** authorize an expenditure of ESF funds? Or, knowing that there will be a conference committee report that will be the final bill, is it a vote on the conference committee report that authorizes the expenditure of ESF funds?

SPEAKER: Mr. Schofield, you need two-thirds vote on final passage.

SCHOFIELD: And would that be on the conference committee report?

SPEAKER: Two-thirds vote on final passage out of the house.

SCHOFIELD: So does that mean that a member could vote today for the committee substitute on **SB 1** with the idea of authorizing the conferees to go forward and craft the final budget with the senate without having actually authorized expenditure of any particular amount from the ESF, knowing that he is not voting on the final bill today?

SPEAKER: If this bill went to conference, a final passage of that bill would also require a two-thirds vote.

CSSB 1 - REMARKS

RINALDI: Mr. Chairman, thank you for all the work you have done on the budget. I really appreciate everything that you've done. I know it's a tough task and something that we're very much appreciative of. Just a question about the Foundation School Program deferral. So this budget spends \$2.5 billion from ESF, correct?

ZERWAS: That's correct—balance is with \$2.5 billion ESF funding.

RINALDI: And it also contains a contingency appropriation for the Foundation School Program in 2018-2019, deferring the FSP payment from the last month of fiscal year 2019 to the first month of fiscal year 2020, correct?

ZERWAS: That's correct. That has to be voted on.

RINALDI: And this is something we've done in the past as a body, correct?

ZERWAS: Several times, yes, sir.

RINALDI: And 2011 is most recent?

ZERWAS: We did it in 2011 and several times prior to that, yes.

RINALDI: So under this budget, we would make 23 foundation school fund payments in fiscal year 2018-2019, correct?

ZERWAS: Correct.

RINALDI: Is the intent to make 25 payments in fiscal year 2020-2021 or to include that single payment in a supplemental when we come back?

ZERWAS: The payment will occur, I believe, in September. That's where the extra payment will be picked up. So instead of paying it in August, it'll be paid in September.

RINALDI: So the intent is not to come back and do a supplemental for that single payment?

ZERWAS: When we come back next session?

RINALDI: Yes.

ZERWAS: No, that's a decision this body makes. It does not have to be returned immediately when we come back. It's actually—the term people like to use is kick the can down the road, and that has been done. But we have always been very responsible in obviously truing that up, because we can't do it until it has been trued up.

RINALDI: So the two possibilities are: We come back and do a supplemental when we come back next biennium, or we include it in the next fiscal year budget and do 25 payments from the Foundation School Program.

ZERWAS: Correct, somewhere you have to pick it up.

RINALDI: But last time we included it in a supplemental, correct?

ZERWAS: Last time, we tried it up from ESF in 2013 with the amount that we basically turned over into the next legislative year.

RINALDI: So last time, we did true it up in a supplemental using ESF funds. So if we did the exact same thing this time—we came back, we did a supplemental in order to pay off that foundation school fund payment—and we anticipate the BRE is correct, and we have what the comptroller is projecting we have in terms of revenue, then we would be spending \$2.5 billion ESF out of this budget plus the \$1.8 billion Foundation School Program payment for \$4.3 billion out of the rainy day fund, correct?

ZERWAS: Well I don't know that we can make any decision on what the next legislature would do in terms of how we true that up, if we even true it up. To your point though, when we do come back, the options available to us—do you true it up with what we are obviously hopeful of is surplus revenue, which is how we really met most of the supplemental needs in the 2013 session where Medicaid was significantly shorted. And so it's not an automatic that you would have to use ESF in order to true that up, and it's not an automatic that you have to true it up at all during that subsequent session.

RINALDI: But we would have to make 25 foundation school fund payments in the previous session unless you did the exact same thing and pushed forward, correct?

ZERWAS: Correct. You can't take another deferral. You have to true it up before you can do that.

RINALDI: And last time, we did an ESF payment in a supplemental, right?

ZERWAS: I think we did. We used the ESF for two purposes at that time. We used it for the water funding initiative that the speaker led. And then we also used it to true up the amount of the school foundation. So that would be—I'm presuming that is in the supplemental—so it could have been used in two places.

RINALDI: So if we don't do that, and we push off the payment, we are setting a baseline for next budget that's at least \$3.6 billion higher, because we'll have the payment we have to make up, and then we have an additional payment that's not in this budget cycle, correct?

ZERWAS: Right, and again, it's if you choose to make up that payment. That's not something that the body has to do if fiscal circumstances are such that it's not the right time. And again, we have done that, where we have kicked the can down the road more than a couple of sessions.

RINALDI: One other area I just wanted to address is Medicaid, which we had talked about before, and I really appreciate you speaking to me offline as well about this. So the Medicaid removes \$1 billion for federal flexibility. Is there any detail as to how to achieve those savings in the budget?

ZERWAS: Right. It's meant to be written like it is. You will see an amendment today that will give a lot more detail in terms of what we don't want to have happen with that flexibility rider. And I think that's incredibly important, and I want the body to be very tuned into that particular amendment. The details as to

what we accomplish are vague, and they really are a reflection of the relationship that the governor and the commissioner have developed with the new administration in Washington. There are things that we have been denied in terms of federal funding that we really feel strong about and may be on the table for us.

For instance, you and I talked about this when we chose to do the women's health program ourselves, because the feds were going to require us to use providers in that program that we didn't feel were appropriate. We basically cut 90 percent of the funding—federal funding—as a consequence of that. We now have a much friendlier ear in that area. That could be a \$200 million play right there alone. And that is a decision that could be made by Secretary Price, who we know is from Georgia and is kind of a bit friendlier to places like the State of Texas.

RINALDI: Just one more question. I guess my concern is that we're putting ourselves in a minimum \$8.1 billion hole here, because we have \$5.3 billion, with the \$1 billion federal flexibility if it's not met, plus the \$3.6 billion, plus the \$2.5 billion—or, I'm sorry, \$2.5 billion, plus the \$1.8 billion in Foundation School Program payment—plus the \$1 billion in federal flexibility, plus we're setting a new baseline of \$2.8 billion higher, with no assurances that oil prices will recover in the near future. What's the best guarantee you can provide that we are not actually putting ourselves in an \$8 billion hole?

ZERWAS: I can't give you any guarantee of that at all. What I can say is that I think the state's economy is growing. It's growing at a clip that I think will very much serve the needs of Texans. I'm very hopeful, but I don't have any kind of a crystal ball for sure to say we don't end up in a hole that you described. I think it is unlikely, based on the conversations that we've had with people who spend their whole lives thinking about these things, and they largely exist over at the comptroller's office.

I think, Representative Rinaldi, if you look at this budget, it's a very conservative budget. It spends over \$1 billion less than what we will spend this year. So this budget this year is going to come in at \$108 billion of general revenue, general revenue-dedicated. We are going to vote a budget out today that is going to be \$106.8 billion, not far off the mark where the senate is, frankly. They also said there was a need for \$2.5 billion somewhere. We are incredibly conservative in this budget to try to get us through this two-year period of time. I don't think we create a hole that we can't, basically, come back from strong. And the other thing to remember is that we're probably going to put about \$800 million a year back into the ESF, and that's even after we pulled money off to support transportation. So the State of Texas is strong. We're in a little bit of a rough spot from an economic point of view, but we are doing well. And by passing this budget, I think we will do incredibly well and will really set the stage for prosperity in the future.

REMARKS ORDERED PRINTED

Representative Stickland moved to print remarks between Representative Rinaldi and Representative Zerwas.

The motion prevailed.

Representative Schofield moved to print remarks between the speaker and Representative Schofield.

The motion prevailed.

Amendment No. 1

Representative Tinderholt offered the following amendment to **CSSB 1**:
Floor Packet Page No. 3

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

(1) Strike the Article I appropriations to the Commission on the Arts (page I-1) for the state fiscal years ending August 31, 2018, and August 31, 2019.

(2) Following the appropriations to the Commission on the Arts, strike all riders for the state fiscal years ending August 31, 2018, and August 31, 2019 (pages I-2 to I-3).

(3) Adjust totals and methods of financing appropriately.

Representative Longoria moved to table Amendment No. 1.

The motion to table prevailed by (Record 160): 116 Yeas, 29 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Blanco; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Faircloth; Farrar; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, P.; King, T.; Koop; Kuempel; Lambert; Larson; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Bell; Biedermann; Bohac; Burns; Cain; Dale; Elkins; Fallon; Flynn; Frank; Hefner; Isaac; Klick; Krause; Landgraf; Lang; Laubenberg; Leach; Murr; Paul; Rinaldi; Sanford; Schaefer; Schofield; Shaheen; Stickland; Swanson; Tinderholt; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Dukes; Stephenson.

STATEMENTS OF VOTE

When Record No. 160 was taken, I was shown voting no. I intended to vote yes.

Bell

When Record No. 160 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

When Record No. 160 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 160 was taken, I was shown voting yes. I intended to vote no.

Roberts

When Record No. 160 was taken, I was shown voting yes. I intended to vote no.

Springer

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

Stephenson

When Record No. 160 was taken, I was shown voting yes. I intended to vote no.

Wilson

Amendment No. 2

Representative Zerwas offered the following amendment to **CSSB 1**:
Floor Packet Page No. 213

Amend **CSSB 1** as follows:

(1) On page III-59, delete Rider 5 in the bill pattern for The University of Texas System Administration and insert the following rider:

5. Stroke Clinical Research. Out of the funds appropriated above to The University of Texas System in Strategy C.1.2, Stroke Clinical Research, \$4,500,000 in general revenue over the biennium at The University of Texas System is for the administration of the statewide stroke clinical research network, Stroke System of Care Coordination (Lone Star Stroke).

(2) On page III-71, delete Rider 5 in the bill pattern for The University of Texas at Austin and insert the following rider:

5. Readiness Project. Out of funds appropriated above to Strategy C.1.1, Readiness, \$3,000,000 shall be used to establish a statewide program to create and deploy modular courses to improve college readiness, reduce the need for developmental education, and improve student success, to be developed by a consortium of universities from multiple university systems and community

colleges organized by The University of Texas at Austin. The courses would incorporate college readiness assignments based on the state college and career readiness standards that have been developed and field tested by faculty and instructional support staff from Texas A&M University, The University of Texas at Austin, public junior colleges, and public school districts. The courses should use diagnostic assessments and advanced technology to determine students' specific needs, include open-source instructional materials, include professional development institutes and online resources for instructors, and incorporate the best available research about how students learn complex material. The courses may be designed so that they can be deployed as dual credit courses. Any unexpended balances remaining as of August 31, 2018 are hereby appropriated for the fiscal year beginning September 1, 2018.

(3) On page VI-47, in the bill pattern for the Texas Railroad Commission strike the word "Appropriation" in the title of Riders 9 and 13.

(4) On page IX-84, in Section 17.13 Appropriations for Selected State Agencies and Programs, under Trusteed Programs within the Office of the Governor, and for the Governor's University Research Initiative strike "\$15,200,000" and insert "\$15,000,000."

(5) On page IX-84, in Section 17.13 Appropriations for Selected State Agencies and Programs, under Trusteed Programs within the Office of the Governor, for Disaster Grants strike "\$15,000,000" and insert "\$15,200,000."

Amendment No. 2 was adopted.

Amendment No. 3

Representative Minjarez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 4

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

(1) In Article I of the bill, in the appropriations to the Office of the Attorney General (page I-3), reduce the appropriations for Strategy A.1.1, Legal Services, by \$10,750,000 in the fiscal year ending August 31, 2018, and by \$10,750,000 in the fiscal year ending August 31, 2019.

(2) In Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), insert the following appropriately numbered rider:

_____. Additional Funding for Improvements to Foster Care Services. In addition to other amounts appropriated to the Department of Family and Protective Services, the amount of \$10,750,000 is appropriated from general revenue to the agency for the fiscal year ending August 31, 2018, and \$10,750,000 is appropriated from general revenue to the agency for the fiscal year ending August 31, 2019, to provide for costs associated with improvements to foster care services provided by the Department of Family and Protective Services.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 3 was adopted by (Record 161): 82 Yeas, 61 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Ashby; Bernal; Blanco; Canales; Clardy; Coleman; Collier; Cook; Cortez; Cospes; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Farrar; Flynn; Geren; Gervin-Hawkins; Giddings; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Kacal; King, K.; King, T.; Koop; Kuempel; Lambert; Larson; Longoria; Lozano; Lucio; Martinez; Minjarez; Moody; Morrison; Muñoz; Neave; Nevárez; Oliveira; Ortega; Paddie; Parker; Perez; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Shine; Stucky; Thierry; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; Wu; Zerwas.

Nays — Anchia; Anderson, C.; Anderson, R.; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Button; Cain; Capriglione; Craddick; Cyrier; Dale; Elkins; Faircloth; Fallon; Frank; Frullo; Goldman; Gonzales; Hefner; Isaac; King, P.; Klick; Krause; Landgraf; Lang; Laubenberg; Leach; Metcalf; Meyer; Miller; Murphy; Murr; Oliverson; Paul; Phillips; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Simmons; Smithee; Springer; Stephenson; Stickland; Swanson; Thompson, E.; Tinderholt; White; Wilson; Workman; Wray; Zedler.

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

Absent, Excused — Keough; Thompson, S.

Absent — Arévalo; Burkett; Dukes.

STATEMENTS OF VOTE

When Record No. 161 was taken, I was shown voting no. I intended to vote yes.

Anchia

When Record No. 161 was taken, I was shown voting no. I intended to vote yes.

R. Anderson

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

Burkett

When Record No. 161 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 161 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

When Record No. 161 was taken, I was shown voting no. I intended to vote yes.

Gonzales

When Record No. 161 was taken, I was shown voting no. I intended to vote yes.

Meyer

When Record No. 161 was taken, I was shown voting yes. I intended to vote no.

Parker

Amendment No. 4

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

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

(1) In Article I of the bill, in the appropriations to the Office of the Attorney General, increase the amount appropriated from the general revenue fund for Strategy D.1.1, Medicaid Investigation (page I-4), by the amount of \$2,483,684 for the state fiscal year ending August 31, 2018, and by the amount of \$2,350,564 for the state fiscal year ending August 31, 2019.

(2) In Article IV of the bill, in the appropriations to the Judiciary Section, Comptroller's Department (page IV-33), strike Strategy D.1.10, Fraud Investigations, and the appropriations made for that strategy for each year of the state fiscal biennium beginning September 1, 2017.

(3) In Article IV of the bill, following the appropriations to the Judiciary Section, Comptroller's Department (page IV-36), strike Rider 11 (Fraud Investigations) and renumber subsequent riders accordingly.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 5

Representative Schofield offered the following amendment to Amendment No. 4:

Amend Amendment No. 4 by Schofield to **CSSB 1** on lines 4-5 by striking "D.1.1 Medicaid Investigation" and replace with "A.1.1, Legal Services".

Add a new appropriately numbered budget rider to the Office of the Attorney General bill pattern to read as follows:

"Rider No. ____ Out of funds appropriated above in Strategy A.1.1, Legal Services, the amount of \$2,483,684 in the state fiscal year ending August 31, 2018 and the amount of \$2,350,564 in the state fiscal year ending August 31, 2019 shall be dedicated to Medicaid fraud investigations and enforcement, above the amount expended for Medicaid fraud investigations and enforcement in the 2016-2017 biennium."

Amendment No. 5 was adopted.

(Dukes now present)

Representative Longoria moved to table Amendment No. 4, as amended.

The motion to table prevailed by (Record 162): 107 Yeas, 36 Nays, 1 Present, not voting.

Yeas — Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Bailes; Bernal; Blanco; Bonnen, D.; Burkett; Burns; Button; Canales; Capriglione; Coleman; Collier; Cook; Cortez; Cospser; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Farrar; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, P.; King, T.; Koop; Kuempel; Lambert; Landgraf; Larson; Laubenberg; Longoria; Lozano; Lucio; Martinez; Meyer; Miller; Moody; Morrison; Muñoz; Murr; Neave; Nevárez; Oliveira; Ortega; Paddie; Parker; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Shine; Simmons; Smithee; Springer; Stucky; Thierry; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zerwas.

Nays — Ashby; Bell; Biedermann; Bohac; Bonnen, G.; Burrows; Cain; Clardy; Craddick; Elkins; Faircloth; Fallon; Hefner; Klick; Krause; Lang; Leach; Metcalf; Murphy; Oliverson; Paul; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Stephenson; Stickland; Swanson; Thompson, E.; Tinderholt; White; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Allen; Gervin-Hawkins; Guillen; Minjarez.

STATEMENT OF VOTE

When Record No. 162 was taken, I was shown voting yes. I intended to vote no.

Springer

Amendment No. 6

Representative Simmons offered the following amendment to **CSSB 1**:
Floor Packet Page No. 7

Amend **CSSB 1** as follows:

(1) On page I-5, in Rider 2, Capital Budget, of the bill pattern of the Office of the Attorney General, strike Subdivision d.(1) "Converted PeopleSoft Licenses" and the related appropriation amounts of \$57,055 in fiscal year 2018 and \$57,055 in fiscal year 2019 and make a corresponding reduction to the appropriation amounts in the appropriate strategy or strategies for the total amounts of \$57,055 in fiscal year 2018 and \$57,055 in fiscal year 2019 in the appropriate methods of finance.

(2) On page I-18, in Rider 2, Capital Budget, of the bill pattern of the Comptroller of Public Accounts, strike Subdivision b.(1) "ProjectONE/Centralized Accounting and Payroll/Personnel System (CAPPS)" and the related appropriation amounts of \$47,942,669 in fiscal year 2018 and \$47,942,669 in fiscal year 2019 and make a corresponding reduction to the

appropriation amounts in the appropriate strategy or strategies for the total amounts of \$47,942,669 in fiscal year 2018 and \$47,942,669 in fiscal year 2019 in the appropriate methods of finance.

(3) On page II-43, in Rider 2, Capital Budget, of the bill pattern of the Health and Human Services Commission, strike Subdivision f. "Centralized Accounting and Payroll/Personnel System (CAPPS)" and all items under Subdivision f. and the related appropriation amounts of \$13,307,109 in fiscal year 2018 and \$13,352,111 in fiscal year 2019; and make a corresponding reduction to the appropriation amounts in the appropriate strategy or strategies for the total amounts of \$13,307,109 in fiscal year 2018 and \$13,352,111 in fiscal year 2019 in the appropriate methods of finance.

(4) On page III-5, in Rider 2, Capital Budget, of the bill pattern of the Texas Education Agency, strike Subdivision c. "Centralized Accounting and Payroll/Personnel System (CAPPS)" and all items under Subdivision c. and the related appropriation amounts of \$994,281 in fiscal year 2018 and \$994,281 in fiscal year 2019; and make a corresponding reduction to the appropriation amounts in the appropriate strategy or strategies for the total amounts of \$994,281 in fiscal year 2018 and \$994,281 in fiscal year 2019 in the appropriate methods of finance.

(5) On page III-32, in Rider 2, Capital Budget, of the bill pattern of the Teacher Retirement System, strike Subdivision b.(8) "Centralized Accounting and Payroll/Personnel System (CAPPS) - Enterprise Resource Planning (ERP) Project" and the related appropriation amounts of \$2,400,000 in fiscal year 2018 and \$2,400,000 in fiscal year 2019 and make a corresponding reduction to the appropriation amounts in the appropriate strategy or strategies for the total amounts of \$2,400,000 in fiscal year 2018 and \$2,400,000 in fiscal year 2019 in the appropriate methods of finance.

(6) On page VII-5, in Rider 2, Capital Budget, of the bill pattern of the Department of Housing and Community Affairs, strike Subdivision c.(1) "PeopleSoft Financials Annual Maintenance" and the related appropriation amounts of \$55,000 in fiscal year 2018 and \$55,000 in fiscal year 2019 and make a corresponding reduction to the appropriation amounts in the appropriate strategy or strategies for the total amounts of \$55,000 in fiscal year 2018 and \$55,000 in fiscal year 2019 in the appropriate methods of finance.

(7) On page VII-19, in Rider 2, Capital Budget, of the bill pattern of the Department of Transportation, strike Subdivision g. "Centralized Accounting and Payroll/Personnel System (CAPPS)" and all items under Subdivision g. and the related appropriation amounts of \$7,788,512 in fiscal year 2018 and \$7,788,512 in fiscal year 2019; and make a corresponding reduction to the appropriation amounts in the appropriate strategy or strategies for the total amounts of \$7,788,512 in fiscal year 2018 and \$7,788,512 in fiscal year 2019 in the appropriate methods of finance.

(8) On page VII-34, in Rider 2, Capital Budget, of the bill pattern of the Texas Workforce Commission, strike Subdivision e. "Centralized Accounting and Payroll/Personnel System (CAPPS)" and all items under Subdivision e. and the related appropriation amounts of \$387,460 in fiscal year 2018 and \$387,459 in

fiscal year 2019; and make a corresponding reduction to the appropriation amounts in the appropriate strategy or strategies for the total amounts of \$387,460 in fiscal year 2018 and \$387,459 in fiscal year 2019 in the appropriate methods of finance.

(9) On page IX-84 through page IX-87, in the table of Subdivision 1) of Section 17.13, Appropriations for Selected State Agencies and Programs, strike:

a. "Centralized Accounting and Payroll/Personnel System" under the Office of the Attorney General and the related appropriation of \$3,992,421;

b. "Centralized Accounting and Payroll/Personnel System" under the Texas Ethics Commission and the related appropriation of \$40,000 and 1.0 full time equivalent in fiscal year 2019;

c. "Centralized Accounting and Payroll/Personnel System" under the Public Finance Authority and the related appropriation of \$127,411 and 0.5 full time equivalent in fiscal year 2018 and 1.0 full time equivalent in fiscal year 2019;

d. "Centralized Accounting and Payroll/Personnel System" under the Historical Commission and the related appropriation of \$513,500 and 2.0 full time equivalents in fiscal year 2018 and 2.0 full-time-equivalents in fiscal year 2019;

e. "Centralized Accounting and Payroll/Personnel System" under the Secretary of State and the related appropriation of \$165,000 and 2.0 full time equivalents in fiscal year 2018;

f. "Centralized Accounting and Payroll/Personnel System" under the Veterans Commission and the related appropriation of \$280,168 and 3.0 full time equivalents in fiscal year 2018 and 3.0 full-time-equivalents in fiscal year 2019;

g. "Centralized Accounting and Payroll/Personnel System" under the School for the Blind and Visually Impaired and the related appropriation of \$299,489 and 5.0 full time equivalents in fiscal year 2019;

h. "Centralized Accounting and Payroll/Personnel System" under the School for the Deaf and the related appropriation of \$210,000;

i. "Centralized Accounting and Payroll/Personnel System" under the Alcoholic Beverage Commission and the related appropriation of \$144,730 and 1.0 full time equivalent in fiscal year 2018;

j. "Centralized Accounting and Payroll/Personnel System" under the Department of Public Safety and the related appropriation of \$2,645,651 and 12.0 full time equivalents in fiscal year 2018 and 12.0 full time equivalents in fiscal year 2019;

k. "Centralized Accounting and Payroll/Personnel System" under the Department of Agriculture and the related appropriation of \$353,865 and 3.0 full time equivalents in fiscal year 2019;

l. "Centralized Accounting and Payroll/Personnel System" under the Parks and Wildlife Department and the related appropriation of \$801,955 and 6.0 full time equivalents in fiscal year 2018 and 3.0 full time equivalents in fiscal year 2019;

m. "Centralized Accounting and Payroll/Personnel System" under the Water Development Board and the related appropriation of \$1,299,900 and 6.0 full time equivalents in fiscal year 2019;

n. "Centralized Accounting and Payroll/Personnel System" under the Department of Licensing and Regulation and the related appropriation of \$108,336 and 1.0 full time equivalent in fiscal year 2018 and 1.0 full time equivalent in fiscal year 2019;

o. "Centralized Accounting and Payroll/Personnel System" under the Executive Council of Physical Therapy and Occupational Therapy Examiners and the related appropriation of \$31,500; and

p. "Centralized Accounting and Payroll/Personnel System" under the Board of Veterinary Medical Examiners and the related appropriation of \$104,000 and 1.0 full time equivalent in fiscal year 2018 and 1.0 full time equivalent in fiscal year 2019.

(10) On page IX-88, in Section 17.13, Appropriations for Selected State Agencies and Programs, strike Subdivision 9) and the related appropriations of \$106,153 to the Office of the Attorney General and \$7,697,029 to the Department of Transportation.

Amendment No. 6 was withdrawn.

Amendment No. 7

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

Floor Packet Page No. 13

Amend **CSSB 1** as follows:

Amend the Office of the Attorney General Bill Pattern within Article I by adding the following appropriately numbered rider and re-number subsequent riders.

_____ . Full-Time Equivalent Positions Intern Exemption. The number of Full-Time Equivalent (FTE) positions held by undergraduate, law school, graduate students, or post-graduate fellowship recipients in temporary positions (up to twelve months) shall be exempt from Article IX, Sec.6.10. Limitation on State Employment Levels. This provision will not change the cap on the Number of FTE for the Office of the Attorney General (OAG) listed elsewhere in this Act. OAG shall provide to the Legislative Budget Board, the governor, the Comptroller of Public Accounts, and the State Auditor's Office a report of the number of FTEs associated with the Intern Program each fiscal year of the biennium.

Amendment No. 7 was adopted.

Amendment No. 8

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

Floor Packet Page No. 15

Amend **CSSB 1** (house committee printing) in Article I of the bill by adding the following appropriately numbered rider after the appropriations to the Comptroller of Public Accounts:

_____. Prohibition on Use of Appropriated Money for School Choice Programs. Money appropriated to the Comptroller of Public Accounts by this Act may not be used to pay for or support a school voucher, education savings account, or tax credit scholarship program or a similar program through which a child may use state money for nonpublic education.

Amendment No. 9

Representatives VanDeaver, Herrero, K. King, and Kacal offered the following amendment to Amendment No. 8:

Amend Amendment No. 8 by Herrero by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Part 17, Article IX (page IX-77):

_____. Prohibition on Use of Appropriated Money for School Choice Programs. Money appropriated by this Act may not be used to pay for or support a school voucher, education savings account, or tax credit scholarship program or a similar program through which a child may use state money for nonpublic primary or secondary education.

Amendment No. 9 was adopted by (Record 163): 104 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bonnen, D.; Burkett; Burns; Burrows; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Cyrier; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Flynn; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, T.; Koop; Kuempel; Lambert; Landgraf; Longoria; Lozano; Lucio; Martinez; Metcalf; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Ortega; Paddie; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Shine; Smithee; Springer; Stephenson; Thierry; Turner; Uresti; VanDeaver; Vo; Walle; White; Workman; Wray; Wu; Zerwas.

Nays — Anderson, C.; Biedermann; Bohac; Bonnen, G.; Button; Cain; Craddick; Dale; Dean; Elkins; Faircloth; Fallon; Frank; Goldman; Hefner; Isaac; King, P.; Klick; Krause; Lang; Larson; Laubenberg; Leach; Meyer; Oliverson; Parker; Paul; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Simmons; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; Villalba; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

STATEMENTS OF VOTE

When Record No. 163 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 163 was taken, I was shown voting yes. I intended to vote no.

Murphy

When Record No. 163 was taken, I was shown voting no. I intended to vote yes.

Schubert

When Record No. 163 was taken, I was shown voting no. I intended to vote yes.

Stucky

Amendment No. 8 - Point of Order

Representative Villalba raised a point of order against further consideration of Amendment No. 8, as amended, under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

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

Under Rule 8, Section 4 of the House Rules, "[a] general law may not be changed by the provisions in an appropriations bill." Explanatory Note 2 to Rule 8, Section 4 states further that "a rider to an appropriations bill may detail, restrict, or limit the expenditure of appropriated funds, but may not enact or amend general law." The amendment would have prohibited use of appropriated money to pay for or support certain types of programs that would allow a child to use state money for nonpublic primary or secondary education.

Representative Villalba contends that the amendment would bind the hands of future legislatures who might want to enact such programs. Representative Herrero responds that since the budget act only affects this legislature, and expires at the end of the biennium, by its terms, it cannot bind the hand of future legislatures, but merely directs the use of funds for the term of the budget proposed in **CSSB 1**.

Having further examined the amendment and general law, the chair finds that the amendment did not change or conflict with general law, but merely details, limits, or restricts the expenditure of funds. See 81 H.J. Reg. 1517-1518. Accordingly, the point of order is respectfully overruled.

Amendment No. 10

Representative Cain offered the following amendment to Amendment No. 8:

Amend Amendment No. 8 by Herrero to **CSSB 1** (page 15 of the prefiled amendment packet) on page 1, line 8, between "child" and "may", by inserting ", other than a child who is a member of a household with a total annual income that

is at or below 175 percent of the income guidelines necessary to qualify for the national free or reduced-price lunch program established under 42 U.S.C. Section 1751 et seq.,".

Representative Herrero moved to table Amendment No. 10.

The motion to table prevailed by (Record 164): 117 Yeas, 27 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bonnen, D.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddock; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Farrar; Flynn; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, P.; King, T.; Koop; Kuempel; Lambert; Landgraf; Larson; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Shaheen; Sheffield; Shine; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Vo; Walle; White; Workman; Wray; Wu; Zerwas.

Nays — Anderson, C.; Biedermann; Bohac; Bonnen, G.; Cain; Elkins; Faircloth; Fallon; Frank; Goldman; Hefner; Isaac; Klick; Lang; Laubenberg; Leach; Murphy; Parker; Paul; Schaefer; Simmons; Stickland; Swanson; Tinderholt; Villalba; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Guillen; Krause; Sanford.

STATEMENTS OF VOTE

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

Krause

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

Sanford

Amendment No. 8, as amended, was adopted by (Record 165): 103 Yeas, 44 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bonnen, D.; Burkett; Burns; Burrows; Canales; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; González; Gooden; Guerra; Guillen; Gutierrez;

Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, T.; Koop; Kuempel; Lambert; Landgraf; Longoria; Lozano; Lucio; Martinez; Metcalf; Miller; Minjarez; Moody; Muñoz; Murr; Neave; Nevárez; Oliveira; Ortega; Paddie; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Shine; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Vo; Walle; White; Wray; Wu; Zerwas.

Nays — Anderson, C.; Biedermann; Bohac; Bonnen, G.; Button; Cain; Capriglione; Craddick; Dale; Elkins; Faircloth; Fallon; Goldman; Gonzales; Hefner; Isaac; King, P.; Klick; Krause; Lang; Larson; Laubenberg; Leach; Meyer; Morrison; Murphy; Oliverson; Parker; Paul; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Simmons; Stickland; Swanson; Tinderholt; Villalba; Wilson; Workman; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

STATEMENTS OF VOTE

When Record No. 165 was taken, I was shown voting yes. I intended to vote no.

Frank

When Record No. 165 was taken, I was shown voting no. I intended to vote yes.

Schubert

When Record No. 165 was taken, I was shown voting no. I intended to vote yes.

Villalba

REASON FOR VOTE

This session, several schools in the district are facing significant cuts to their budgets with the expiration of ASATR. Other schools continue to be underfunded because of inequities in the formula that disfavor small rural schools. It is a tight budget cycle. I am focused on dedicating those limited education dollars in a manner that best funds the needs of District 83, which is why I voted for the amendment.

I also recognize that other districts face different challenges and desire to increase the use of charter schools, provide funds to private schools for children with special needs, or come up with options that would not work well in District 83. My vote on this amendment is not intended to be commentary on the merit, or lack of merit, of how these programs would or would not meet the needs of those districts.

Burrows

Amendment No. 11

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

Floor Packet Page No. 16

Amend **CSSB 1** (house committee report) in Article I of the bill, following the appropriations to the Comptroller of Public Accounts (page I-17), by adding the following appropriately numbered rider:

_____. Report on Fiscal Impact of Pending Suits Against the State. (a) The Comptroller of Public Accounts shall collaborate with the Legislative Budget Board to produce a report on the range of potential fiscal impacts to the state that could result from a judgment entered against the state in any suit against the state, a state agency, or a state official that is pending at the time of the report's publication.

(b) Not later than December 1, 2018, the comptroller shall deliver the report produced under Subsection (a) to the governor, lieutenant governor, speaker of the house of representatives, House Appropriations Committee, and Senate Finance Committee.

Amendment No. 11 - Point of Order

Representative Schofield raised a point of order against further consideration of Amendment No. 11 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 12

Representative Howard offered the following amendment to Amendment No. 11:

Amend Amendment No. 11 by Howard to **CSSB 1** (page 16 of the prefiled amendment packet) as follows:

(1) On page 1, line 6 of the amendment, strike "The Comptroller of Public Accounts" and substitute "Using funds appropriated to the Comptroller of Public Accounts under Strategy A.3.1, Taxpayer Information, the comptroller".

(2) On page 1, line 11, between "publication" and the period, insert "or any other pending suit that the comptroller determines may have a substantial impact to the fiscal health of the state".

Amendment No. 12 was adopted.

Amendment No. 11, as amended, was adopted by (Record 166): 93 Yeas, 51 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Arévalo; Ashby; Bailes; Bernal; Blanco; Bonnen, D.; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Farrar; Flynn; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, T.; Klick; Kuempel; Lambert; Larson; Longoria; Lozano; Lucio;

Martinez; Minjarez; Moody; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Perez; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schubert; Sheffield; Shine; Stucky; Thierry; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; Wray; Wu; Zerwas.

Nays — Anderson, R.; Bell; Biedermann; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Cospers; Craddick; Cyrier; Dale; Elkins; Faircloth; Fallon; Frank; Goldman; Hefner; Isaac; King, P.; Koop; Krause; Landgraf; Lang; Laubenberg; Leach; Metcalf; Meyer; Miller; Morrison; Murr; Parker; Phillips; Rinaldi; Roberts; Sanford; Schofield; Shaheen; Simmons; Smithee; Springer; Stephenson; Stickland; Swanson; Tinderholt; White; Wilson; Workman; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Paul; Schaefer; Thompson, E.

STATEMENTS OF VOTE

When Record No. 166 was taken, I was shown voting yes. I intended to vote no.

C. Anderson

When Record No. 166 was taken, I was in the house but away from my desk. I would have voted no.

Schaefer

Amendment No. 13

Representative Blanco offered the following amendment to **CSSB 1**:
Floor Packet Page No. 19

Amend **CSSB 1** (house committee printing) in Article I of the bill, following the appropriations for the Comptroller of Public Accounts (page I-17), by adding the following rider:

_____. Report on Economic Impact of Persons Not Lawfully Present in the United States. (a) Out of funds appropriated above, the Comptroller of Public Accounts shall conduct a study on the economic costs and benefits to the state resulting from the presence in this state of persons who are not lawfully present in the United States.

(b) Not later than September 1, 2018, the comptroller shall publish a report containing the findings of the study conducted under Subsection (a) on the Comptroller's Internet website and shall distribute the report to the governor, lieutenant governor, and each member of the legislature.

Representative Longoria moved to table Amendment No. 13.

The motion to table prevailed by (Record 167): 94 Yeas, 51 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Guerra; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; King, K.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Metcalf; Meyer; Miller; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Raymond; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Lucio; Martinez; Minjarez; Moody; Morrison; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Guillen; King, P.

STATEMENT OF VOTE

When Record No. 167 was taken, my vote failed to register. I would have voted no.

Guillen

Amendment No. 14

Representative Blanco offered the following amendment to **CSSB 1**:
Floor Packet Page No. 20

Amend **CSSB 1** (house committee printing) in Article I of the bill, following the appropriations to the Comptroller of Public Accounts, by adding the following appropriately numbered rider to read as follows:

_____. Report on Economic Impact of Federal Border Adjustment Tax. (a) Out of funds appropriated above, the Comptroller of Public Accounts shall study and report on the estimated impact of a 20 percent federal tax on goods imported from other countries for sale in the United States on:

- (1) this state's economy;
- (2) employment in this state; and
- (3) the availability of funds appropriated by this Act.

(b) Not later than October 1, 2018, the Comptroller of Public Accounts shall post the report required by this section on the comptroller's Internet website and submit the report to the governor, the lieutenant governor, the speaker of the house of representatives, the Legislative Budget Board, and the presiding officers of the house committee on appropriations and the senate finance committee.

(Kuempel in the chair)

Representative Longoria moved to table Amendment No. 14.

The motion to table prevailed by (Record 168): 75 Yeas, 70 Nays, 2 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Burns; Button; Cain; Clardy; Cook; Cosper; Craddick; Cyrier; Darby; Davis, S.; Elkins; Faircloth; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Kacal; King, K.; Klick; Koop; Krause; Lambert; Landgraf; Lang; Larson; Longoria; Lozano; Metcalf; Miller; Morrison; Murphy; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Smithee; Stephenson; Stickland; Stucky; Swanson; Tinderholt; VanDeaver; Villalba; White; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Canales; Capriglione; Coleman; Collier; Cortez; Dale; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Fallon; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Isaac; Israel; Johnson, E.; Johnson, J.; King, T.; Laubenberg; Leach; Lucio; Martinez; Meyer; Minjarez; Moody; Muñoz; Murr; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Simmons; Springer; Thierry; Thompson, E.; Turner; Uresti; Vo; Walle; Wilson; Wu.

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

Absent, Excused — Keough; Thompson, S.

Absent — King, P.

STATEMENT OF VOTE

When Record No. 168 was taken, I was shown voting no. I intended to vote yes.

Isaac

Amendment No. 15

Representative Turner offered the following amendment to **CSSB 1**:
Floor Packet Page No. 14

Amend **CSSB 1** (house committee report) in Article I of the bill, following the appropriations to the Office of the Attorney General, by adding an appropriately numbered rider to read as follows:

_____. Expenses Resulting from Congressional Redistricting Litigation. None of the funds appropriated to the Office of the Attorney General by this Act may be spent for the purpose of appealing the decision regarding congressional redistricting rendered by the United States District Court for the Western District of Texas in Perez v. Abbott.

AMENDMENT NO. 15 - REMARKS

REPRESENTATIVE ANCHIA: So thank you, Chairman Turner, for bringing this amendment. Am I correct that the current redistricting cases pending here in Texas involve claims that their rights, their voting rights specifically, are being violated under the U.S. Constitution and the Voting Rights Act?

REPRESENTATIVE TURNER: Yes, Representative Anchia, that's correct. The state house, state senate, and congressional boundaries were all challenged—after being redrawn in 2011—by both Hispanic and African American Texans claiming that violations of the Constitution and the Voting Rights Act had occurred. All three maps at various times have been ruled by the federal courts to violate both the Voting Rights Act and the United States Constitution. The voting rights claims against the senate map were settled after the state was forced to remove the discriminatory features a few years ago. While the house and congressional plans were slightly reconfigured by the legislature in 2013, our state leadership failed to make the significant changes needed to remove voting rights violations, so legal claims against the state have persisted and continue to this day.

Late last month, a three-judge federal court with jurisdiction over the case again ruled that the congressional plan drawn in 2011 violates the voting rights of minority Texans and confirmed that many of these illegal features persist in the current map that we're under today. And we're expecting a similar ruling to be issued by the court very soon on the state house map, as you know. And if the attorney general continues to relentlessly resist this ruling, file appeals and other motions that drag out the litigation, our citizens will be the ones that continue to bear the burden of the high court costs. Moreover, millions of Texas citizens will continue to have their voting rights violated.

ANCHIA: Mr. Chairman, am I also correct that in the most recent court ruling related to the congressional map that you just alluded to, the court found that not only did the congressional plan have a discriminatory effect against Hispanic and African American Texans, but the plan was adopted by the legislature with an intent to discriminate?

TURNER: Yes, unfortunately, that's exactly right. The court found violations of the federal voting rights law in several parts of the state and then reinforced the severity of those violations by ruling that they were the result of an intentional effort to undermine the voting rights of minority Texans. In fact, the recent ruling on the congressional redistricting plan marks at least the fourth time—the fourth time—that a federal court has ruled that a redistricting plan or a voter ID law adopted by the Texas Legislature and signed by the governor since just 2011—the last six years, four times—has intentionally violated the voting rights

of Texas citizens. And it is quite possible, after we see a ruling from the court on the state house map, that we'll have five of those shameful rulings. Sadly, no other state in the nation has been found by the courts to have intentionally discriminated against the voting rights of its citizens over the last five years than Texas. We have been the worst of the worst, unfortunately.

ANCHIA: Thank you for raising that, Mr. Chairman. And just so I understand what your amendment does, it seeks to withhold funds from the attorney general to file and pursue appeals against adverse rulings by federal courts in redistricting. Now, given that the courts, as you correctly pointed out, have consistently ruled that redistricting plans violate, both in effect and intent, the voting rights of Hispanic and African American Texans, isn't it true that appeals filed by the attorney general and other legal maneuvers to resist the rulings by these courts amount to use of state funds to protect and perpetuate not only discriminatory effect but discriminatory intent against Texas citizens who the attorney general has a duty to protect?

TURNER: You're exactly right, and this is the exact purpose of my amendment. For more than five years now, the state attorney general's office, under two attorneys general—former Attorney General Abbott, current Attorney General Paxton—have expended millions of taxpayer dollars to protect and defend redistricting laws and voter ID laws that courts have ruled violate the basic voting rights of Texas citizens under the Constitution and the Voting Rights Act. Even court findings of intentional discrimination have not been enough to convince this attorney general to drop his appeals and end his defense of these discriminatory laws.

The legislature, unfortunately, already bears the scars of these federal rulings of intentional discrimination. A yes vote on this amendment is an action to begin healing those wounds and perhaps begin to fade those scars from past actions. Conversely, I want to make sure members understand what a no vote means. It worsens those wounds and reinforces the mistakes of the past. Make no mistake, a no vote on this amendment will signal to the attorney general that he has the approval of this legislature and support of our state house to continue to defend discriminatory laws that hurt millions of Texans, of our constituents.

ANCHIA: And we're not talking about trivial matters here related to a budget. We are talking about fundamental voting rights that are the cornerstone of our democracy. We're still arguing in courts about illegal maps that were adopted originally in 2011, and today it is 2017. Is that not correct?

TURNER: That's exactly right. We're six years into this decade, it's more than half over, and we are operating under maps that have been found to be intentionally discriminatory to African American and Hispanic voters across the State of Texas. It's time that this legislature take action and say we are no longer going to tolerate this, and we need to correct the wrongs of the past.

REPRESENTATIVE PHILLIPS: I move to oppose this bill and to quickly move to table the amendment. I voted for those maps. I didn't intend to discriminate. I want the attorney general to still fight for those of us that felt like we were doing

the right thing for Texas—under the Constitution, under the law—and join me in showing that we did not discriminate. We didn't intend to. I disavow that. Did anybody here intend to discriminate against minorities when we voted that? That's what we were just told. They were saying that we intentionally did that; we had an intent to do that. I reject that. I want the attorney general to continue to fight for that.

REPRESENTATIVE NEVÁREZ: Larry, do I have to bring the e-mails that the federal judge perused to come to a ruling so we can talk about what the intent was by the authors and the people working on the bill? I'm not speaking to you specifically, but if you want to make a general accusation or a general charge about what discrimination is and isn't with respect to this litigation, if we need to pour over and get these e-mails and then talk about this amendment more, we can bring them down here. We can put them up here—exhibit A, exhibit B, exhibit C—regarding intent to discriminate. Do we need to do that?

PHILLIPS: You can do whatever you want to, Representative Nevárez. There was no intent by me to do that and, I don't think, of the other good people of this body.

ANCHIA: Representative Phillips, I want to make sure I understood you correctly when you suggested that this body was being told that there was intentional discrimination. What you were really talking about are the federal judges that were both appointed by a republican and a democratic president, right? Because they're the ones who issued the ruling.

PHILLIPS: I'm not going to get into a debate about the judges and what they did or didn't do. I just said that is what y'all were saying. And I don't want to say that we shouldn't have our attorneys general stand up and do their job, which is to defend the Constitution.

ANCHIA: But do you deny that a republican appointee and a democratic appointee said that there was intentional effect and intent in the drawing of the maps? Again, this is not Chairman Turner and me saying this. To lay the proper predicate, we were not telling this body that there was discrimination. We were simply articulating what now four courts have said about the Texas Legislature, republican and democratic appointees. So I want to make sure that when you're talking about how you're being told, you also mention that you're being told by federal courts.

PHILLIPS: What the courts said speak for themselves in the opinions. They say what they say. I'm telling you I want the attorney general to continue to fight for what I believe was the truth, as there was not that intent—certainly not by me and certainly not by the good people I know that voted for that bill on this floor. You can debate that issue. It isn't a partisan issue, and that's what we are continuing to make it. This was an issue that we voted for.

ANCHIA: I agree that it was not partisan because MALC is a bipartisan organization with successful plaintiffs in that litigation, and both a republican and democratic appointee have made that point. So I just want to say, we're not telling

you anything other than reporting on what federal courts have said, and I hope you would acknowledge that. If you disagree with the federal courts, that's fine. In fact, do you disagree with them? I imagine you do.

PHILLIPS: Well, let me just say this, Mr. Anchia, so we don't continue this on. We've got a long night. I believe that the attorney general has a constitutional duty to defend what we passed, and I just want to continue to fund that. That's it.

ANCHIA: Okay. Do you not agree that the attorney general has a constitutional duty to protect the voting rights of Texans? Is that not his constitutional duty? Or is it simply to protect the discriminatory intent of the legislature as articulated by the federal judges?

Representative Phillips moved to table Amendment No. 15.

TURNER: Members, I appreciate the time we've spent on this, but this is a serious issue. As Representative Anchia said a minute ago, there is nothing more fundamental than people's basic voting rights. And this legislature, unfortunately, has passed laws that have been found four times in the last six years to be intentionally discriminatory against minority voters, and we're expecting to have a fifth such ruling here probably in a matter of weeks. This can't continue. This is not acceptable. It is not acceptable to draw maps intentionally designed to crack and pack minority voters—splitting up minority voters to dilute their voting strength, packing them into districts to condense their voting strength. If this legislature is serious about what members say, that we have no intent to discriminate, that we have no desire to disenfranchise anyone, then we will send a strong message to the attorney general that we want to discontinue this ongoing fight in federal court.

ANCHIA: Chairman Turner, I heard Representative Phillips say that it is the attorney general's constitutional duty to defend the discriminatory actions of the house. Do you agree that that is the constitutional duty of the attorney general?

TURNER: No, I believe the constitutional duty of the attorney general is to defend the Constitution, first and foremost. When you have laws that violate the Constitution, it would seem like you would no longer defend those laws.

ANCHIA: In defending the Constitution, when you have federal court rulings—again this is not you and me saying this, this is four federal courts now that have found either discriminatory effect or discriminatory intent in the actions of this legislature, which have ruled that the maps we currently operate under unconstitutional, and we're talking about the U.S. Constitution—do you not believe that it is the duty of the attorney general, in fact, to follow the Constitution and follow the dictates of the federal courts?

TURNER: I believe absolutely it is. I believe our attorney general, as the chief law enforcement officer of the state, should be the one to tell us when our laws are in danger of violating the Constitution. Especially after a court, four courts in this case, have found those laws to be intentionally discriminatory, that attorney general should cease to defend discriminatory laws, and that's all this amendment would do.

ANCHIA: Representative Dukes was reminding me that oftentimes we think of intentional discrimination and we think that's all in old-timey black and white film that we might see on the movie channel or in documentaries from a long, long time ago, but this is happening in real time. These are contemporary actions, are they not?

TURNER: They are, unfortunately. This is not, unfortunately, some remnant from the 1950s or the 1960s. This has happened in this decade—in the 21st century laws that have been consistently found to discriminate against minority Texans.

REPRESENTATIVE DUKES: Chairman Turner, on the issue of the attorney general representing the decision of this legislative body on a matter that the federal courts have determined as intentionally discriminatory, when has it been that an entity, a state, a locale has been aware that they truly intentionally were discriminating, especially when—let's say we consider The University of Texas and its proclivity at the time for preventing African Americans from attending The University of Texas School of Law. Did this legislative body, the ones who were here then, understand that they were discriminating?

TURNER: That's a great point, Representative Dukes, and that's another unfortunately shameful episode from our state's past. I'm not advised if any members that are presently here were in the legislature at that time, but I think, to that point, it took a federal court to desegregate The University of Texas School of Law. It wasn't elected officials who did it or the board of regents who did it. It was a federal court, just like in *Brown v. Board of Education* and other significant court rulings in our past. And the same is here, too. A federal court has had to step in and enforce the law and enforce the Constitution against maps it has found to be intentionally discriminatory and a violation of the Constitution and the Voting Rights Act.

DUKES: Are you aware that when the courts ruled in *Sweatt v. Painter*, that this legislative body, instead of allowing African Americans to attend The University of Texas, they put a library on East 12th Street here in Austin—a little bitty library in the basement of a home—where the African Americans were to, per se, attend law school?

TURNER: I do recall that episode, Representative Dukes, and it's a shameful and sad vestige of the separate but equal doctrine that this country operated under for far too many years, because we know that separate is not equal.

DUKES: Correct, separate is not equal. And that is part of the reason that we have Texas Southern, part of the reason that we have PV, was because this legislative body did not realize how much it was discriminating. Yet the courts were trying to indicate so. Wouldn't you agree that maybe it's time that we agree with the courts, with their indication that intentional discrimination perhaps did exist in the plan based on the techniques that were utilized—not what was in the heart of anyone who voted—but in the techniques, the mechanics of RedApp?

TURNER: Absolutely, and I think that through multiple court proceedings and trials, the evidence showed that. As Representative Nevárez spoke to earlier, the e-mails and other documents showed that intent to discriminate.

REPRESENTATIVE DUTTON: Are you aware of the difference between direct evidence and indirect evidence?

TURNER: I'm not an attorney as you are, Chairman Dutton, so I won't try to explain legal terms.

DUTTON: Well, the only reason I ask is because generally to prove intent, we prove intent with something other than direct evidence, because nobody ever admits intent, particularly when it comes to things like intent to discriminate. So that's why I ask.

The motion to table prevailed by (Record 169): 90 Yeas, 55 Nays, 2 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Clardy; Cook; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; King, K.; King, P.; Klick; Koop; Krause; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Capriglione; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

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

Absent, Excused — Keough; Thompson, S.

Absent — Bell.

STATEMENTS OF VOTE

When Record No. 169 was taken, I was in the house but away from my desk. I would have voted yes.

Bell

When Record No. 169 was taken, I was shown voting no. I intended to vote yes.

Capriglione

REMARKS ORDERED PRINTED

Representative Walle moved to print all remarks on Amendment. No. 15.

The motion prevailed.

Amendment No. 16

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

Floor Packet Page No. 24

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

(1) Increase the appropriations from the general revenue fund to the Texas Facilities Commission for Strategy B.2.1, Facilities Operations (page I-38), by the amount of \$1,500,000 for each year of the state fiscal biennium ending August 31, 2019.

(2) Reduce the appropriations from the general revenue fund to the Facilities Commission for Strategy B.2.3, Utilities (page I-38), by the amount of \$1,500,000 for each year of the state fiscal biennium ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 16 was withdrawn.

Amendment No. 17

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

Floor Packet Page No. 27

Amend **CSSB 1** as follows:

(1) On page I-44, in the bill pattern for the Texas Public Finance Authority reduce the general revenue fund appropriation in the Method of Financing by \$147,868 in fiscal year 2018 and by \$147,868 in fiscal year 2019.

(2) On page I-44, in the bill pattern for the Texas Public Finance Authority add an additional Method of Financing item styled "Revenue Bond Proceeds" in the amount of \$147,868 in fiscal year 2018 and \$147,868 in fiscal year 2019.

(3) On page I-46 in the bill pattern for the Texas Public Finance Authority, amend the current Rider 5, Appropriation and Transfer Authority for Revenue Commercial Paper Programs: Payments and Administrative Fees, to read as follows:

5. Appropriation and Transfer Authority for Revenue Commercial Paper Programs: Payments and Administrative Fees. The Texas Public Finance Authority is appropriated balances held in and revenue accruing to the General Revenue-Dedicated State Lease Fund Account No. 0507 and the interest and sinking funds associated with the Texas Public Finance Authority revenue commercial paper programs for the purpose of making debt service and other payments in accordance with applicable laws, rules, and covenants pertaining to the respective revenue commercial paper programs. Unexpended balances in, and accruing to, the Texas Public Finance Authority revenue commercial paper program funds, including costs of issuance funds, in excess of those identified in

the Method of Financing are hereby appropriated to the Texas Public Finance Authority for the purpose of administering the revenue commercial paper programs.

The Texas Public Finance Authority is hereby authorized to transfer each agency's share of administrative fees and lease payments pursuant to the respective revenue commercial paper program from each agency's appropriations made elsewhere in this Act to the Texas Public Finance Authority revenue commercial paper program cost of issuance fund(s) and the General Revenue-Dedicated State Lease Fund Account No. 0507, respectively. Transfers for administrative fees and lease payments shall not be made earlier than fifteen days prior to the date that the debt service payment is required. The Texas Public Finance Authority may transfer funds necessary for revenue commercial paper debt service payments from the General Revenue-Dedicated State Lease Fund Account No. 0507 to the respective Texas Public Finance Authority revenue commercial paper program's interest and sinking fund(s).

For the purpose of this provision, the Texas Public Finance Authority revenue commercial paper programs include: the Master Lease Purchase Program; the Texas Facilities Commission Revenue Commercial Paper Program; and any revenue financing authorized by the Eighty-Fifth Legislature.

Amendment No. 17 was withdrawn.

Amendment No. 18

Representative Gutierrez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 29

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor, Method of Financing listing for General Revenue Fund - Dedicated, for Texas Enterprise Fund Account No. 5107 (page I-49), strike ", estimated".

(2) Reduce the Article I appropriations to the Trusteed Programs Within the Office of the Governor for Strategy C.1.4, Texas Enterprise Fund (page I-51), by \$2,500,000 for the state fiscal biennium ending August 31, 2019.

(3) Add the following appropriately numbered rider following the Article III appropriations to The University of Texas Health Science Center at San Antonio (page III-174):

_____. Contingency for **HB 2571**. If **HB 2571** or similar legislation of the 85th Legislature, Regular Session, 2017, creating a trauma-affected veterans clinical care and research center at The University of Texas Health Science Center at San Antonio becomes law, the amount of \$2,500,000 is appropriated out of the general revenue fund to The University of Texas Health Science Center at San Antonio for the state fiscal biennium beginning September 1, 2017, to implement the provisions of the legislation. If **HB 2571** or similar legislation of the 85th Legislature, Regular Session, 2017, creating a trauma-affected veterans clinical care and research center at The University of Texas Health Science Center at San Antonio does not become law, in addition to other amounts

appropriated to the Trusteed Programs Within the Office of the Governor in Article I, for Strategy C.1.4, Texas Enterprise Fund (page I-51), there is appropriated to those programs for that strategy out of the Texas Enterprise Fund Account No. 5107 the amount of \$2,500,000 for the state fiscal biennium beginning September 1, 2017.

(4) Adjust totals, methods of financing, and other provisions of the bill accordingly.

Amendment No. 19

Representative Gutierrez offered the following amendment to Amendment No. 18:

Amend the Gutierrez amendment to **CSSB 1** (house committee printing), by striking page 1, lines 13 to the end and substituting the following:

1) On page III-157 of The University of Texas Health Science Center at San Antonio bill pattern, add the following appropriately numbered provision:

_____. Trauma-affected Veterans Clinical Care and Research Center. It is the intent of the legislature that out of the funds appropriated above, The University of Texas Health Science Center at San Antonio, to the extent possible, provide support, in conjunction with anticipated donations for the same purpose, for a trauma-affected veterans clinical care and research center to be located at The University of Texas Health Science Center at San Antonio.

Amendment No. 19 was withdrawn.

Amendment No. 18 was withdrawn.

Amendment No. 20

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

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor, Method of Financing listing for General Revenue Fund - Dedicated, for Texas Enterprise Fund Account No. 5107 (page I-49), strike ", estimated".

(2) Reduce the Article I appropriations to the Trusteed Programs Within the Office of the Governor for Strategy C.1.4, Texas Enterprise Fund (page I-51), by \$3,000,000 for the state fiscal biennium ending August 31, 2019.

(3) Add the following appropriately numbered rider following the Article I bill pattern appropriations to Trusteed Programs Within the Office of the Governor (page I-55):

_____. Contingency for **HB 4195** or **SB 1410**. If **HB 4195** or **SB 1410** or other similar legislation of the 85th Legislature, Regular Session, 2017, relating to establishing a pilot program to assist small businesses in obtaining capital becomes law, the additional amount of \$3,000,000 is appropriated from the general revenue fund to the Trusteed Programs Within the Office of the Governor for Strategy C.1.1., Economic Development, for the state fiscal year ending August 31, 2018, to provide funding for the purpose of creating a pilot program

to assist small businesses in obtaining capital, and any unexpended balance of that amount remaining as of August 31, 2018, is appropriated for the same purpose for the state fiscal year ending August 31, 2019. If **HB 4195** or **SB 1410** or other similar legislation of the 85th Legislature, Regular Session, 2017, relating to establishing a pilot program to assist small businesses in obtaining capital does not become law, in addition to other amounts appropriated to the Trusteed Programs Within the Office of the Governor for Strategy C.1.4, Texas Enterprise Fund (page I-51), there is appropriated to those programs for that strategy out of the Texas Enterprise Fund Account No. 5107 the amount of \$3,000,000 for the state fiscal biennium beginning September 1, 2017.

(4) Adjust totals, methods of financing, and other provisions of the bill accordingly.

Amendment No. 20 was withdrawn.

Amendment No. 21

Representative Muñoz offered the following amendment to **CSSB 1**:
Floor Packet Page No. 33

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor, Method of Financing listing for General Revenue Fund - Dedicated, for Texas Enterprise Fund Account No. 5107 (page I-49), strike ", estimated".

(2) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor, reduce the appropriations for Strategy C.1.4, Texas Enterprise Fund (page I-51), by \$2,000,000 for the state fiscal biennium ending August 31, 2019.

(3) In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), add the following appropriately numbered rider:

____. Additional Funds for Home and Community-Based Services. In addition to other amounts appropriated to the Health and Human Services Commission under this Act, the amount of \$2,000,000 is appropriated out of the general revenue fund to the commission for the state fiscal biennium ending August 31, 2019, for the purposes of Strategy A.3.1, Home and Community-Based Services.

(4) Adjust totals, methods of financing, and other provisions of the bill accordingly.

Amendment No. 21 was withdrawn.

Amendment No. 22

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

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor, Method of Financing listing for General Revenue Fund - Dedicated, for Texas Enterprise Fund Account No. 5107 (page I-49), strike ", estimated".

(2) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor, reduce the appropriations for Strategy C.1.4, Texas Enterprise Fund (page I-51), by \$22,503,252 for the state fiscal biennium ending August 31, 2019.

(3) In Article II of the bill, immediately following the appropriations to the Department of Family and Protective Services (page II-3), add the following appropriately numbered rider:

_____. Additional Appropriation. In addition to the other amounts appropriated to the Department of Family and Protective Services under this Act, the amount of \$22,503,252 is appropriated out of the general revenue fund to the Department of Family and Protective Services for the state fiscal biennium ending August 31, 2019. Of the additional money appropriated to the department by this rider, half of the amount appropriated shall be used for Strategy B.1.1, CPS Direct Delivery Staff (page II-1), and half of the amount appropriated shall be used for Strategy D.1.1, APS Direct Delivery Staff (page II-2).

(4) Adjust totals, methods of financing, and other provisions of the bill accordingly.

Amendment No. 23

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

Amend Amendment No. 22 by Muñoz to **CSSB 1** by striking the text of the amendment and substituting the following:

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor, Method of Financing listing for General Revenue Fund - Dedicated, for Texas Enterprise Fund Account No. 5107 (page I-49), strike ", estimated".

(2) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor, strike Strategy C.1.4, Texas Enterprise Fund (page I-51), and the appropriations made for that strategy for each year of the state fiscal biennium ending August 31, 2019.

(3) In Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), add the following appropriately numbered rider:

_____. Additional Appropriation. In addition to the other amounts appropriated to the Department of Family and Protective Services under this Act, the amount of \$21,500,000 is appropriated out of the general revenue fund to the Department of Family and Protective Services for the state fiscal biennium ending August 31, 2019. Of the additional money appropriated to the department

by this rider, half of the amount appropriated shall be used for Strategy B.1.1, CPS Direct Delivery Staff (page II-1), and half of the amount appropriated shall be used for Strategy D.1.1, APS Direct Delivery Staff (page II-2).

(4) In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), add the following appropriately numbered rider:

_____. Additional Funds for Reimbursement Rates for Medicaid Acute Care Therapy Services. In addition to other amounts appropriated to the Health and Human Services Commission by this Act, the amount of \$21,500,000 is appropriated out of the general revenue fund to the commission for the state fiscal biennium ending August 31, 2019, for the purpose of reversing the reductions made to reimbursement rates for Medicaid acute care therapy services during the 2016-17 biennium. The commission is directed to allocate the restorations in reimbursement rates among provider types and procedure codes in the manner specified by Rider 212.

(5) Adjust totals, methods of financing, and other provisions of the bill accordingly.

Amendment No. 23 was adopted.

Amendment No. 22, as amended, was adopted.

Amendment No. 24

Representative Gutierrez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 29

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor, Method of Financing listing for General Revenue Fund - Dedicated, for Texas Enterprise Fund Account No. 5107 (page I-49), strike ", estimated".

(2) Reduce the Article I appropriations to the Trusteed Programs Within the Office of the Governor for Strategy C.1.4, Texas Enterprise Fund (page I-51), by \$2,500,000 for the state fiscal biennium ending August 31, 2019.

(3) Add the following appropriately numbered rider following the Article III appropriations to The University of Texas Health Science Center at San Antonio (page III-174):

_____. Contingency for **HB 2571**. If **HB 2571** or similar legislation of the 85th Legislature, Regular Session, 2017, creating a trauma-affected veterans clinical care and research center at The University of Texas Health Science Center at San Antonio becomes law, the amount of \$2,500,000 is appropriated out of the general revenue fund to The University of Texas Health Science Center at San Antonio for the state fiscal biennium beginning September 1, 2017, to implement the provisions of the legislation. If **HB 2571** or similar legislation of the 85th Legislature, Regular Session, 2017, creating a trauma-affected veterans clinical care and research center at The University of Texas Health Science Center at San Antonio does not become law, in addition to other amounts appropriated to the Trusteed Programs Within the Office of the Governor in

Article I, for Strategy C.1.4, Texas Enterprise Fund (page I-51), there is appropriated to those programs for that strategy out of the Texas Enterprise Fund Account No. 5107 the amount of \$2,500,000 for the state fiscal biennium beginning September 1, 2017.

(4) Adjust totals, methods of financing, and other provisions of the bill accordingly.

PARLIAMENTARY INQUIRY

REPRESENTATIVE STICKLAND: Did we just defund the Texas enterprise fund to zero?

CHAIR (Kuempel in the chair): We adopted an amendment that spent all of the money in the enterprise fund.

STICKLAND: Can you tell me what effect that has on all of the amendments regarding the Texas enterprise fund that are behind it?

CHAIR: There is no longer money to be spent in that fund.

STICKLAND: And how do we make a motion to instruct the conferees to hold to that?

CHAIR: The motion to instruct the conferees will come at the time when we are going to conference.

STICKLAND: Am I prevented from doing a motion to instruct the conferees at this time?

CHAIR: Yes, sir, it is out of order at this time.

STICKLAND: Will you recognize me to make a motion to instruct the conferees?

CHAIR: No, sir.

STICKLAND: At what time will you honor that motion, Mr. Speaker?

CHAIR: When it's appropriate, we will make sure we notify you, Mr. Stickland.

STICKLAND: Mr. Speaker, what time do you deem it will be appropriate?

CHAIR: It depends on if and when a budget bill passes and whether the bill goes to conference.

STICKLAND: Mr. Speaker, I'd like to make a motion to suspend the rules so that we can instruct the conferees on the enterprise fund right now.

CHAIR: We will not recognize you for that motion.

STICKLAND: Is it fair to say that all debate on the Texas enterprise fund was just shut down with the amendment that was quickly adopted with no objection?

CHAIR: No, Mr. Stickland.

STICKLAND: What is the chair's plan for all amendments from page 35 to page 53, it looks like?

CHAIR: Mr. Muñoz has withdrawn his amendments.

STICKLAND: Mr. Speaker, I would like to not withdraw my amendment on page 52.

CHAIR: That's not a question. That's fine, but there's no longer money in the enterprise fund.

STICKLAND: Mr. Speaker, will you allow us to instruct the conferees later today?

CHAIR: No, sir.

STICKLAND: Which amendments does the chair—could you read off a list of us that are now not going to be laid out before the house because of the last amendment so that we can notate that?

CHAIR: Mr. Stickland, it would be any amendments in the packet that pull money out of the enterprise fund.

STICKLAND: And that includes all of Representative Muñoz's to page 51, is that correct?

CHAIR: All of the ones that take money out of the enterprise fund, that's correct.

STICKLAND: And Mr. Speaker, did you specifically say that Representative Muñoz had moved to pull his own amendments? Or did the chair remove them?

CHAIR: Mr. Muñoz has asked us to withdraw those amendments.

STICKLAND: Okay, so the chair did not rule on this, correct? He did it on his own accord.

CHAIR: Yes, just very simply, Mr. Stickland, the enterprise money is spent.

STICKLAND: Mr. Speaker, motion to reconsider the last amendment.

CHAIR: We will not recognize you for that motion.

STICKLAND: Is the chair advised on what he will recognize a member of this body to do at this time?

CHAIR: Yes, sir.

STICKLAND: Could you please tell me what that is?

CHAIR: We've recognized you for a parliamentary inquiry.

STICKLAND: Is that it, Mr. Speaker?

CHAIR: That is all you are recognized for at this time, Mr. Stickland.

STICKLAND: What is the status of my amendment on page 52 right now?

CHAIR: It will violate the put provision because there is no money in the enterprise fund.

STICKLAND: So what does the chair plan to do with that amendment, Mr. Speaker?

CHAIR: There's no money in the enterprise fund, Mr. Stickland.

STICKLAND: So what are you doing with the amendment, Mr. Speaker?

CHAIR: Nothing.

STICKLAND: Is it still in the queue?

CHAIR: Please repeat your inquiry.

STICKLAND: Mr. Speaker, is my amendment on page 52 still in the queue and on the speaker's desk?

CHAIR: Mr. Stickland, if you'd like to come visit with us—

STICKLAND: Mr. Speaker, with all due respect, I would like to do this from the microphone. Could you please tell me what is the status of my amendment on page 52, specifically amendment 851209?

CHAIR: Correct, Mr. Stickland, it is still there, but it cannot possibly have any affect. It's been cut off by the amendment before.

STICKLAND: And if that changes, is the amendment still on the desk?

CHAIR: If it changes, but we have just adopted an amendment to zero out the enterprise fund.

STICKLAND: Mr. Speaker, I would like to move to reconsider the motion that was acceptable to the author. I would like to offer an objection.

CHAIR: You are not recognized for that motion.

STICKLAND: Mr. Speaker, I would like to make a motion to suspend the rules and take up the last amendment again.

CHAIR: We will not recognize you for that motion. You are not going to be recognized for motions at this time, but we welcome you to come down.

REPRESENTATIVE CAIN: I would like to make a motion to reconsider and spread on the journal.

CHAIR: We are not going to recognize you for that motion.

CAIN: It's a non-debatable motion. I'm asking you to spread on the journal so we can do it later.

CHAIR: You are not recognized for that motion.

STICKLAND: I would like to request a record vote on the previous motion. I had advised the chair earlier that until further notice, I would like a record vote on every issue, and that was not honored.

CHAIR: Mr. Stickland, the vote has been taken, and there was no objection.

STICKLAND: Did I advise the parliamentarian that I intended to call a record vote on every single vote until further notice?

CHAIR: Mr. Stickland, if you'll come down and talk to us, we can visit about that.

STICKLAND: Mr. Speaker, I do not intend to come down. Is the parliamentarian advised that I requested a record vote on every issue until further notice? Yes or no?

CHAIR: No, sir.

STICKLAND: I did not say that?

CHAIR: You did not request a record vote on every issue.

STICKLAND: Mr. Speaker, I would like to challenge that. I did absolutely do that, and I expect a record vote on the previous motion. Will the chair advise what we need to do procedurally to do that?

CHAIR: We will not recognize you for that motion, and if you come down front, we will talk to you about it.

STICKLAND: Mr. Speaker, are you aware that I have asked for five different motions that you are telling me that you will not recognize me for?

CHAIR: The chair is not advised to the number of motions.

REMARKS ORDERED PRINTED

Representative Stickland moved to print remarks between the chair and Representative Stickland and between the chair and Representative Cain.

The motion prevailed.

(Speaker in the chair)

Amendment No. 25

Representative Gutierrez offered the following amendment to Amendment No. 24:

Amend the Gutierrez amendment by striking the entire amendment and substituting the following:

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

1) On page III-157 of The University of Texas Health Science Center at San Antonio bill pattern, add the following appropriately numbered provision:

_____. Trauma-affected Veterans Clinical Care and Research Center. It is the intent of the legislature that out of the funds appropriated above, The University of Texas Health Science Center at San Antonio, to the extent possible, provide support, in conjunction with anticipated donations for the same purpose, for a trauma-affected veterans clinical care and research center to be located at The University of Texas Health Science Center at San Antonio.

Amendment No. 25 was adopted by (Record 170): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospere; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; 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, 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; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Alvarado; Johnson, E.; Muñoz.

STATEMENT OF VOTE

When Record No. 170 was taken, I was in the house but away from my desk. I would have voted yes.

Alvarado

Amendment No. 24, as amended, was withdrawn by (Record 171): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; 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, 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; 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; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Johnson, E.; Muñoz; Schubert; Thompson, E.

Amendment No. 22 - Motion to Reconsider

Representative Sanford moved to reconsider the vote by which Amendment No. 22, as amended, was adopted.

The motion to reconsider was lost by (Record 172): 18 Yeas, 127 Nays, 2 Present, not voting.

Yeas — Biedermann; Cain; Davis, Y.; Fallon; Hefner; Klick; Krause; Lang; Leach; Rinaldi; Sanford; Schaefer; Schofield; Shaheen; Stickland; Swanson; Tinderholt; Zedler.

Nays — Allen; Alonzo; Alvarado; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospier; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; 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.; Koop; Kuempel; Lambert; Landgraf; Larson; Laubenberg; 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; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

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

Absent, Excused — Keough; Thompson, S.

Absent — Bohac.

STATEMENTS OF VOTE

When Record No. 172 was taken, I was shown voting present, not voting. I intended to vote no.

Anchia

When Record No. 172 was taken, I was shown voting no. I intended to vote yes.

Wilson

ADDRESS BY REPRESENTATIVE STICKLAND ON A MATTER OF PERSONAL PRIVILEGE

The chair recognized Representative Stickland who addressed the house on a matter of personal privilege, speaking as follows:

Members, this is the first time that I've ever done this since being elected as a state representative, but I have to tell you that what happened today is one of the most offensive things and disgusting things that I have ever seen in this body. Every single one of us, maybe the people back at home don't realize it, but every single one of us in this body knows exactly what happened with the Muñoz amendment. A vehicle was found to shut down debate on a very important issue that many of our constituents care about. I'm not up here at this time to try and tell you how good or bad the Texas enterprise fund is. I stand before you today to

tell you that the people back at home, our constituents, our voters, those who we represent, have a right and an expectation to know where every single one of us stands on every single issue. This notion that we're somehow going to pull procedural maneuvers and hide tough votes or difficult votes and hide where we may stand on an issue like the Texas enterprise fund—that that is somehow a good thing?

Members, it may not affect you today. Maybe what happened with the Muñoz amendment and the rulings that came from the chair was what you agree with politically, but either we have rules in this house, and we have decorum, and we have rights as elected representatives to represent our constituents, or we don't. And if we continue to support an agenda or a person who hurts our ability to do that, then shame on us. All session long, I have asked for different things to happen. I have made different motions, requested different things, and I have been constantly cut off at the knees. Maybe you think that's funny because we don't agree politically, but rules exist. The Constitution exists to protect the minority and our rights as individuals. One day, you might be in the minority on something that you absolutely care about, something that your constituents expect you to fight on. And procedural moves will stop you from being able to do that. You hear the jokes coming from this back hall right now; you hear the screams. This isn't a joke.

Bills, amendments, and ideas should live or die based on their merit and not on politics, not on bending the rules. I would ask every single one of you to dig deep and think about what kind of house do you want to be a part of. Do you really want to exist in a place where you're protected or stopped from moving your own agenda or not having your motions recognized? Because I don't. I'm proud of where I stand on the issues, and I know every single one of you is, too. And I'm asking you to dig deep and think about this. Do you want to continue to hide through amendments and take things off the table with no debate and no answer for your constituents? Or do you want to continue business as usual in this building? These votes matter. And I hope that none of you have to experience what I have had to, where my voice has been silenced by a bunch of manipulation of this booklet right here.

Amendment No. 26

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

Floor Packet Page No. 56

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

(1) In Article I of the bill (page I-50), in the appropriations to the Trusteed Programs within the Office of the Governor, increase the appropriations from the general revenue fund to Trusteed Programs within the Office of the Governor for Strategy B.1.1, Criminal Justice, by \$25 million for the state fiscal year ending on August 31, 2018.

(2) In Article I of the bill (page I-1), in the appropriations to the Commission on the Arts, reduce the appropriations from the general revenue fund to the Commission on the Arts for Strategy A.1.1., Arts Organization Grants, by \$2,500,000 for the state fiscal year ending on August 31, 2018, and \$2,500,000 for the fiscal year ending on August 31, 2019.

(3) In Article I of the bill (page I-56), in the appropriations to the Historical Commission, reduce the appropriations from the general revenue fund to the Historical Commission for Strategy A.1.4., Historic Sites, by \$5,000,000 for the state fiscal year ending on August 31, 2018, and \$5,000,000 for the fiscal year ending on August 31, 2019.

(4) In Article III of the bill (page III-168), in the appropriations to The University of Texas Health Science Center at Houston, reduce the appropriations from the general revenue fund to The University of Texas Health Science Center at Houston for Strategy E.3.3., World's Greatest Scientist, by \$1,000,000 for the state fiscal year ending on August 31, 2018, and \$1,000,000 for the fiscal year ending on August 31, 2019.

(5) In Article VII of the bill (page VII-8), in the appropriations to the Texas Lottery Commission, reduce the appropriations from the general revenue fund to the Texas Lottery Commission for Strategy A.1.3., Marketing and Promotion, by \$4,000,000 for the state fiscal year ending on August 31, 2018, and \$4,000,000 for the fiscal year ending on August 31, 2019.

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

Amendment No. 26 was withdrawn.

Amendment No. 27

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

Floor Packet Page No. 58

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor (page I-50), increase the general revenue appropriations for Strategy B.1.1, Criminal Justice, by the amount of \$9,150,000 for each year of the state fiscal biennium ending August 31, 2019.

(2) In Article I of the bill, following the appropriations to the Trusteed Programs Within the Office of the Governor, amend Rider 21, Child Sex Trafficking Prevention Unit (page I-55), by striking "\$577,650 in general revenue in fiscal year 2018 and \$570,650" and substituting "\$9,727,650 in general revenue in fiscal year 2018 and \$9,720,650".

(3) In Article II, in the appropriations to the Health and Human Services Commission (page II-32), strike Strategy D.1.2, Alternatives to Abortion, and strike the appropriation for that strategy for each year of the state fiscal biennium ending August 31, 2019.

(4) Throughout Article II, strike each reference to Strategy D.1.2, Alternatives to Abortion.

(5) Adjust totals and methods of financing accordingly.

Amendment No. 27 was withdrawn by (Record 173): 119 Yeas, 21 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Arévalo; Ashby; Bailes; Bernal; Blanco; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Canales; Capriglione; Collier; Cook; Cortez; Cospér; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, P.; King, T.; Koop; Kuempel; Lambert; Larson; Longoria; Lozano; Lucio; Martínez; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodríguez, E.; Rodríguez, J.; Romero; Rose; Schofield; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Anderson, R.; Bell; Biedermann; Burns; Cain; Hefner; Isaac; Klick; Krause; Landgraf; Lang; Leach; Murr; Phelan; Rinaldi; Schaefer; Shaheen; Stickland; Swanson; Tinderholt; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; Thompson, S.

Absent — Bohac; Clardy; Coleman; Laubenberg; Metcalf; Sanford; White.

STATEMENTS OF VOTE

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

R. Anderson

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Biedermann

When Record No. 173 was taken, I was in the house but away from my desk. I would have voted yes.

Bohac

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Isaac

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Klick

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Krause

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Landgraf

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Lang

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Leach

When Record No. 173 was taken, I was in the house but away from my desk. I would have voted yes.

Metcalf

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Murr

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Phelan

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Rinaldi

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Schaefer

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Shaheen

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Stickland

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Swanson

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Tinderholt

When Record No. 173 was taken, I was in the house but away from my desk. I would have voted yes.

White

When Record No. 173 was taken, I was shown voting no. I intended to vote yes.

Zedler

Amendment No. 28

Representative Alvarado offered the following amendment to **CSSB 1**:
Floor Packet Page No. 59

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs within the Office of the Governor (page I-50), increase the appropriations for the Small Business Incubator Fund Account No. 588 by the amount of \$187,174 for the state fiscal year ending August 31, 2018, and by the amount of \$187,174 for the state fiscal year ending August 31, 2019.

(2) In Article V of the bill, in the appropriations to the Department of Criminal Justice (page V-5), strike the appropriation for the Private Sector Prison Industry Expansion Account No. 5060 for each year of the state fiscal biennium ending August 31, 2019.

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

Amendment No. 28 was withdrawn.

Amendment No. 29

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

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs within the Office of the Governor (page I-50), strike Strategy C.1.3, Film and Music Marketing, and reduce the amount of general revenue funds appropriated in each fiscal year of the state fiscal biennium to the Office of the Governor accordingly.

(2) Throughout Article I, strike each reference to Strategy C.1.3, Film and Music Marketing.

REMARKS ORDERED PRINTED

Representative Tinderholt moved to print remarks by Representative Stickland.

The motion prevailed.

(Kacal in the chair)

Amendment No. 30

Representative Leach offered the following amendment to Amendment No. 29:

Amend Amendment No. 29 by Shaheen (page 61, prefiled amendment packet, no. 850965) by adding the following item:

(3) In addition to other amounts appropriated by this Act to the Health and Human Services Commission for that agency's bill pattern appropriations for Strategy D.1.1, Women's Health Program, there is appropriated from the general revenue fund to that agency for the purposes of the Healthy Texas Women for outreach and marketing for the state fiscal biennium ending August 31, 2019, an amount equal to the general revenue appropriation reductions made by items (1) and (2).

Amendment No. 30 was adopted by (Record 174): 104 Yeas, 37 Nays, 2 Present, not voting.

Yeas — Allen; Alvarado; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Collier; Cook; Cospers; Craddick; Dale; Darby; Davis, S.; Dean; Deshotel; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; Gooden; Gutierrez; Hefner; Herrero; Holland; Huberty; Hunter; Isaac; Johnson, E.; Johnson, J.; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Rodriguez, J.; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Alonzo; Anchia; Anderson, C.; Arévalo; Bernal; Blanco; Coleman; Cortez; Davis, Y.; Dukes; Dutton; Gervin-Hawkins; Guerra; Hernandez; Hinojosa; Howard; Israel; Longoria; Lucio; Martinez; Minjarez; Moody; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

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

Absent, Excused — Keough; Thompson, S.

Absent — Cyrier; Farrar; González; Guillen; Krause.

STATEMENTS OF VOTE

When Record No. 174 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

When Record No. 174 was taken, I was in the house but away from my desk. I would have voted yes.

Krause

When Record No. 174 was taken, I was shown voting no. I intended to vote yes.

Raymond

Amendment No. 29, as amended, was adopted by (Record 175): 100 Yeas, 40 Nays, 2 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cospers; Craddick; Dale; Darby; Davis, S.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; Gooden; Gutierrez; Hefner; Holland; Huberty; Hunter; Isaac; Johnson, E.; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Neave; Nevárez; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Pickett; Price; Raney; Raymond; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Dukes; Farrar; Gervin-Hawkins; Guerra; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Oliveira; Ortega; Perez; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

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

Absent, Excused — Keough; Thompson, S.

Absent — Cyrier; Davis, Y.; González; Guillen; Krause; Reynolds.

STATEMENTS OF VOTE

When Record No. 175 was taken, I was in the house but away from my desk. I would have voted yes.

Cyrier

When Record No. 175 was taken, I was shown voting no. I intended to vote yes.

Guerra

When Record No. 175 was taken, I was in the house but away from my desk. I would have voted yes.

Krause

Amendment No. 31

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

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

(1) In the appropriations to the Trusteed Programs Within the Office of the Governor, reduce the amount appropriated from the general revenue fund for Strategy B.1.1, Criminal Justice (page I-50), by the amount of \$5,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$5,000,000 for the state fiscal year ending August 31, 2019.

(2) In the appropriations to the Health and Human Services Commission, increase the amount appropriated from the general revenue fund for Strategy D.2.3, Community Mental Health Crisis Services (page II-32), by the amount of \$5,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$5,000,000 for the state fiscal year ending August 31, 2019.

(3) Add the following appropriately numbered rider following the bill pattern appropriations to the Health and Human Services Commission (page II-35):

_____. Mental Health Jail Diversion and Crisis Stabilization Unit Pilot Program; Bexar County. Out of the funds appropriated above for Strategy D.2.3, Community Mental Health Crisis Services, the Health and Human Services Commission shall allocate \$5,000,000 for the state fiscal year ending August 31, 2018, and \$5,000,000 for the state fiscal year ending August 31, 2019, to support a mental health jail diversion and crisis stabilization unit pilot program in Bexar County.

Amendment No. 31 was withdrawn by (Record 176): 130 Yeas, 11 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez;

Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; King, K.; King, P.; King, T.; Koop; Kuempel; Lambert; Landgraf; Lang; Larson; 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; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Biedermann; Cain; Hefner; Klick; Rinaldi; Sanford; Schaefer; Stickland; Swanson; Tinderholt; Zedler.

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

Absent, Excused — Keough; Thompson, S.

Absent — Anchia; Blanco; Krause; Laubenberg.

STATEMENT OF VOTE

When Record No. 176 was taken, I was shown voting present, not voting. I intended to vote no.

Bell

Amendment No. 32

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

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs within the Office of the Governor (page I-50), reduce the general revenue appropriations for Strategy C.1.2, Tourism, by the amount of \$250,000 for the state fiscal year ending August 31, 2018, and by the amount of \$250,000 for the state fiscal year ending August 31, 2019.

(2) In Article II of the bill, in the appropriations to the Department of State Health Services (page II-16), increase the general revenue appropriations for Strategy A.2.3, Infectious Disease Prevention, Epidemiology and Surveillance, by the amount of \$250,000 for the state fiscal year ending August 31, 2018, and by the amount of \$250,000 for the state fiscal year ending August 31, 2019.

(3) Add the following appropriately numbered rider to Article II of the bill, following the appropriations to the Department of State Health Services:

_____. Zika Virus Preparedness and Prevention. Out of funds appropriated above in Strategy A.2.3, Infectious Disease Prevention, Epidemiology and Surveillance, the Department of State Health Services shall allocate a minimum of \$250,000 each fiscal year to fund Zika virus preparedness and prevention in the Texas-Mexico border region.

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

Amendment No. 32 was adopted by (Record 177): 123 Yeas, 16 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; King, K.; King, P.; King, T.; Koop; Kuempel; Larson; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Bell; Biedermann; Cain; Fallon; Hefner; Holland; Klick; Lambert; Landgraf; Leach; Paul; Sanford; Schaefer; Stickland; Tinderholt; Zedler.

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

Absent, Excused — Keough; Thompson, S.

Absent — Canales; Dean; Guillen; Krause; Lang; Laubenberg; Swanson.

STATEMENTS OF VOTE

When Record No. 177 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 177 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

When Record No. 177 was taken, I was in the house but away from my desk. I would have voted no.

Krause

LEAVE OF ABSENCE GRANTED

The following member requested to be granted leave of absence for the remainder of today because of illness:

P. King on motion of Morrison.

The motion to grant leave of absence prevailed by (Record 178): 137 Yeas, 1 Nays, 3 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, Y.; Dean; Dukes; 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; Johnson, E.; Johnson, J.; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Longoria; 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.; Romero; Rose; Sanford; Schaefer; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Cain.

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

Absent, Excused — Keough; Thompson, S.

Absent — Davis, S.; Deshotel; Israel; Laubenberg; Lozano; Rodriguez, J.; Schofield.

STATEMENTS OF VOTE

When Record No. 178 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 178 was taken, I was in the house but away from my desk. I would have voted yes.

J. Rodriguez

CSSB 1 - (consideration continued)

Amendment No. 33

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

Amend **CSSB 1** (house committee report) in Article I of the bill by adding the following appropriately numbered rider following the appropriations to the Trusteed Programs Within the Office of the Governor (page I-51) and renumbering subsequent riders appropriately:

_____. Security for Court or Court Official. The state shall use funds from Strategy B.1.3, Homeland Security (page I-50), to reimburse any sheriff's department, constable's office, or other law enforcement agency or county or municipality that provides security for a court or court official on showing a "clear and present danger" was addressed that was outside the ordinary safety and precautionary measures taken by the security provider. A reimbursement request must be submitted to the Office of the Governor not later than the second anniversary of the date the expenses were incurred.

Amendment No. 34

Representative Hinojosa offered the following amendment to Amendment No. 33:

Amend Amendment No. 33 by Hinojosa to **CSSB 1** (page 69, prefiled amendment packet), on line 7 between "(page I-50)," and "to", by inserting "to the extent money remains available for that purpose,".

Amendment No. 34 was withdrawn.

Amendment No. 33 - Point of Order

Representative Geren raised a point of order against further consideration of Amendment No. 33 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

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

Under Rule 8, Section 4 of the House Rules, "[a] general law may not be changed by the provisions in an appropriations bill." Explanatory Note 2 to Rule 8, Section 4 further states that "a rider to an appropriations bill may detail, restrict, or limit the expenditure of appropriated funds, but may not enact or amend general law." Amendment No. 33 would have imposed a new requirement on the state to reimburse any law enforcement agency, county, or municipality that provides security to a court or court official for certain costs, under certain conditions. Currently, no general law allows for such reimbursement. The amendment further provided for a two-year deadline for requesting reimbursement, which could have fallen outside of the biennium covered by **CSSB 1**. In light of these features of the amendment, and having examined the amendment and general law, the chair finds that the amendment would have impermissibly effected a change in current law. See 84 H.J. Reg. 1138-1139; 78 H.J. Reg. 1520.

The ruling precluded further consideration of Amendment No. 33.

(Speaker in the chair)

Amendment No. 35

Representative E. Rodriguez offered the following amendment to **CSSB 1**:

Floor Packet Page No. 70

Amend **CSSB 1** (house committee report), in Article I of the bill, following the appropriations to the Trusteed Programs Within the Office of the Governor, by amending Rider 6, Reporting Requirements: Criminal Justice Division (pages I-52 and I-53), by striking the last sentence of the second paragraph and substituting the following:

Not later than December 15 of each year, the CJD shall submit to the Legislative Budget Board and the State Auditor's Office:

- (1) a report detailing its findings regarding compliance by grantees;
- (2) the allocation methodology or formula used to allocate funds to grantees; and
- (3) an impact analysis and explanation of any changes from the previous year's allocation methodology or formula.

Amendment No. 35 was adopted by (Record 179): 98 Yeas, 46 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Arévalo; Ashby; Bailes; Bernal; Blanco; Bonnen, D.; Burkett; Canales; Capriglione; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Flynn; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, T.; Koop; Kuempel; Lambert; Larson; Longoria; Lozano; Lucio; Martinez; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Paddie; Parker; Perez; Phelan; Pickett; Price; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schubert; Sheffield; Shine; Simmons; Smithee; Stephenson; Stucky; Thierry; Turner; Uresti; VanDeaver; Vo; Walle; White; Workman; Wray; Wu; Zerwas.

Nays — Anderson, C.; Anderson, R.; Bell; Biedermann; Bohac; Bonnen, G.; Burns; Burrows; Button; Cain; Clardy; Cyrier; Dale; Dean; Elkins; Faircloth; Fallon; Frank; Goldman; Hefner; Isaac; Klick; Krause; Landgraf; Lang; Leach; Metcalf; Meyer; Miller; Murr; Paul; Phillips; Raney; Rinaldi; Sanford; Schaefer; Schofield; Shaheen; Springer; Stickland; Swanson; Thompson, E.; Tinderholt; Villalba; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Laubenberg; Ortega.

STATEMENTS OF VOTE

When Record No. 179 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 179 was taken, I was shown voting yes. I intended to vote no.

Smithee

When Record No. 179 was taken, I was shown voting no. I intended to vote yes.

Villalba

Amendment No. 36

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

Floor Packet Page No. 73

Amend **CSSB 1** on page I-55, under the bill pattern for Trusteed Programs within the Office of the Governor to include the following appropriately numbered rider:

_____. Contingency for Texas Protective Order Registry. STOP Violence Against Women Formula Grant funds, not to exceed \$350,000, granted to the Criminal Justice Division, Office of the Governor, shall be provided to the Office of Court Administration upon the passage of **HB 2315**, **SB 1320**, or a similar piece of legislation to establish and maintain the Texas Protective Order Registry.

Amendment No. 36 was withdrawn by (Record 180): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; 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, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Krause; Laubenberg; Miller; Oliveira; Sanford.

Amendment No. 37

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

Floor Packet Page No. 74

Amend **CSSB 1** as follows:

(1) On page I-59 of the Trusteed Programs Within the Office of the Governor bill pattern, reduce Strategy B.1.3, Homeland Security, by \$997,463 in general revenue for fiscal year 2018 and by \$1,997,463 in general revenue for fiscal year 2019.

(2) On page II-33 of the Health and Human Services Commission bill pattern, increase Strategy F.3.3, Additional Advocacy Programs, by \$1,497,463 in general revenue for each fiscal year of the 2018-19 biennium.

(3) On page II-101 of the Health and Human Services Commission bill pattern, add the following rider:

"XX. Assistance Program for Domestic Victims of Trafficking. Included in amounts appropriated above in Strategy F.3.3, Additional Advocacy Programs, is \$1,497,463 in general revenue for each fiscal year of the 2018-19 biennium to establish a grant program designed to assist domestic victims of trafficking in accessing necessary services. The program shall be established pursuant to Government Code, Chapter 531, Subchapter J-1."

Representative Tinderholt requested speaking time on **CSSB 1**.

The request was granted by (Record 181): 144 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; 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; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Gutierrez; Nevárez.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Amendment No. 37 was adopted by (Record 182): 113 Yeas, 32 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Blanco; Bohac; Bonnen, D.; Burkett; Burrows; Canales; Capriglione; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Farrar; Flynn; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, T.; Koop; Kuempel; Lambert; Landgraf; Larson; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Sheffield; Shine; Smithee; Stephenson; Stucky; Thierry; Thompson, E.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zerwas.

Nays — Anderson, C.; Bell; Biedermann; Bonnen, G.; Burns; Button; Cain; Clardy; Dale; Faircloth; Fallon; Frank; Goldman; Hefner; Isaac; Klick; Krause; Lang; Leach; Murr; Paul; Rinaldi; Sanford; Schaefer; Shaheen; Simmons; Springer; Stickland; Swanson; White; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Laubenberg.

STATEMENTS OF VOTE

When Record No. 182 was taken, I was shown voting no. I intended to vote yes.

Button

When Record No. 182 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 182 was taken, I was shown voting yes. I intended to vote no.

Darby

When Record No. 182 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 182 was taken, I was shown voting yes. I intended to vote no.

Gonzales

When Record No. 182 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 182 was taken, I was shown voting yes. I intended to vote no.

Parker

When Record No. 182 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

Amendment No. 38

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

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

_____. Ritz Theatre. Included in amounts appropriated above is \$350,000 in general revenue in Strategy A.2.1, Development Assistance, each fiscal year of the 2018-2019 biennium for grants to assist in the development of the Ritz Theatre in Corpus Christi, Texas.

Any unexpected balances of these funds remaining as of August 31, 2018, are appropriated to the Historical Commission for the fiscal year beginning September 1, 2018 for the same purpose.

Amendment No. 38 was withdrawn.

Amendment No. 39

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

Amend **CSSB 1** (house committee report) in Article I of the bill, following the appropriations to the Preservation Board (page I-75), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Completion of the LaBelle Exhibit. In addition to amounts appropriated above in Strategy A.2.2, Manage State History Museum, any unexpended and unobligated balances remaining as of August 31, 2017, (estimated to be \$0) in general revenue are appropriated for the state fiscal biennium beginning September 1, 2017, to the Preservation Board for completion of the LaBelle Exhibit in the Texas State History Museum.

Amendment No. 39 was withdrawn by (Record 183): 141 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; 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, 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; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Cain; Stickland.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Elkins; Oliveira; Rodriguez, E.

STATEMENTS OF VOTE

When Record No. 183 was taken, I was shown voting yes. I intended to vote no.

Biedermann

When Record No. 183 was taken, I was shown voting yes. I intended to vote no.

Bohac

When Record No. 183 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

Amendment No. 40

Representative Blanco offered the following amendment to **CSSB 1**:
Floor Packet Page No. 78

Amend **CSSB 1** (house committee report) in Article I of the bill following the appropriations to the Secretary of State by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Study on Election Cyber Attacks. (a) The Secretary of State, using funds appropriated by this Act, shall, not later than December 1, 2018, conduct a study regarding cyber attacks on election infrastructure and shall report the study's findings to the standing committees of the legislature with jurisdiction over election procedures. The study shall include:

(1) an investigation of vulnerabilities and risks for a cyber attack against voting system machines, the list of registered voters, and election administrators' Internet websites;

(2) information on any attempted cyber attack on voting system machines, the list of registered voters, and election administrators' Internet websites; and

(3) recommendations for protecting voting system machines, the list of registered voters, and election administrators' Internet websites from a cyber attack.

(b) In conducting the study required by this section, the secretary of state may consult with any state agency with appropriate expertise, including the Department of Public Safety and the Department of Information Resources.

(c) The Secretary of State may withhold information considered confidential under Chapter 552, Government Code, including Section 552.139, Government Code, or other state or federal law that is contained in a report under this section after receiving a decision from the attorney general under Subchapter G, Chapter 552, Government Code.

Amendment No. 40 was withdrawn.

Amendment No. 41

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

Floor Packet Page No. 86

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), by adding the following appropriately numbered rider:

_____. Study on Provision of Services to Victims of Sex Trafficking in Foster Care. (a) It is the intent of the legislature that the Department of Family and Protective Services, out of funds appropriated above, collaborate with the Legislative Budget Board to conduct a study to:

(1) develop department standards for the placement capacity needed to provide services to children who are victims of sex trafficking; and

(2) make recommendations as to the placement capacity and number of licensed facilities required statewide to provide services to children who are victims of sex trafficking.

(b) Not later than April 1, 2018, the Department of Family and Protective Services shall report the findings and recommendations of the study conducted under Subsection (a) of this section to the executive commissioner of the Health and Human Services Commission.

Amendment No. 41 was adopted by (Record 184): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; 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, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Canales; Laubenberg.

STATEMENT OF VOTE

When Record No. 184 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

Amendment No. 42

Representative Hernandez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 84

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Licensing Immigrant Family Detention Centers Prohibited. The Department of Family and Protective Services may not use any funds appropriated above to license an immigrant family detention center that is operated by or under a contract with United States Immigration and Customs Enforcement to enforce federal immigration laws.

Amendment No. 42 - Point of Order

Representative S. Davis raised a point of order against further consideration of Amendment No. 42.

The point of order was withdrawn.

Amendment No. 42 was withdrawn.

Amendment No. 43

Representative Muñoz offered the following amendment to **CSSB 1**:
Floor Packet Page No. 87

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

(1) In Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), add the following appropriately numbered rider and renumber subsequent riders accordingly:

_____. Additional Funds for Family Support Home Visiting Programs. In addition to other amounts appropriated to the Department of Family and Protective Services under this Act, the amount of \$400,000 is appropriated out of

the Economic Stabilization Fund to the department for each year of the state fiscal biennium ending August 31, 2019, for the purpose of family support home visiting programs under Strategy C.1.5, Home Visiting Programs (page II-2).

(2) In Section 17.13, Article IX, of the bill, in the appropriations to the Department of Public Safety, reduce the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-86) by \$800,000 for the state fiscal biennium ending August 31, 2019.

(3) In Section 17.07, Article IX, of the bill, in the informational list of amounts appropriated for border security to the Department of Public Safety (page IX-79), reduce the amount attributed to Baseline Border Security by \$800,000 for the state fiscal biennium ending August 31, 2019.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 43 was withdrawn.

Amendment No. 44

Representative Muñoz offered the following amendment to **CSSB 1**:
Floor Packet Page No. 88

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), by adding the following appropriately numbered rider:

_____. Prohibition on Use of Funds for Privatization of Foster Care System. The Department of Family and Protective Services may not use funds appropriated above to the department for the purpose of entering into contracts on or after the effective date of this Act with private entities that will result in further privatization of the duties of the child protective services division of the department or of the foster care system. This section does not limit the obligations of the Department of Family and Protective Services regarding existing contracts with private entities to provide child protective services or foster care services.

Amendment No. 44 - Point of Order

Representative Burrows raised a point of order against further consideration of Amendment No. 44 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 44 was withdrawn.

Amendment No. 45

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

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), by adding the following appropriately numbered rider:

_____. Grants for Faith-Based Community Collaborative Programs. (a) Out of funds appropriated above to the Department of Family and Protective Services for Goal B, Child Protective Services, the department shall establish an innovation grant program, administered by the governor, to award grants to support faith-based community programs that collaborate with the department and the Health and Human Services Commission to improve foster care and the placement of children in foster care.

(b) A faith-based community program is eligible for a grant under this section if:

(1) the effectiveness of the program is supported by empirical evidence; and

(2) the program has demonstrated the ability to build connections between faith-based, secular, and government stakeholders.

(c) The regional director for the department in the region where a grant recipient program is located, or the regional director's designee, shall serve as the liaison between the department and the program for collaborative purposes. For a program that operates in a larger region, the department may designate a liaison in each county where the program is operating. The department or the commission may not direct or manage the operation of the program.

(d) The initial duration of a grant under this section is two years. The department may renew a grant awarded to a program under this section if the department determines that the program is successful.

(e) The department may not award to a program grants under this section totaling more than \$300,000.

Amendment No. 45 - Point of Order

Representative Moody raised a point of order against further consideration of Amendment No. 45 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

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

Under Rule 8, Section 4 of the House Rules, "[a] general law may not be changed by the provisions in an appropriations bill." A rider to an appropriations bill may detail, restrict, or limit the expenditure of appropriated funds, but may not repeal, modify, or amend an existing law nor impose or conflict with a general law requirement. The amendment by Representative Swanson is similar to two bills filed this session, **HB 3555** and **HB 3558** and would have: 1) required the Department of Family and Protective Services to establish a new grant program, 2) set out specific eligibility requirements, 3) directed new duties for employees of the department, 4) directed the initial duration of the grant, and 5) allowed those grants to be renewed outside of the biennium affected by this bill. Taken together these provisions, at a minimum, amend general law.

The chair has not been directed to any statutory authority allowing creation of the new grant program. Having examined the amendment and general law, the chair finds that the general law would be changed by the amendment. Accordingly, the point of order is sustained.

The ruling precluded further consideration of Amendment No. 45.

Amendment No. 46

Representative Swanson offered the following amendment to **CSSB 1**:
Floor Packet Page No. 95

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

(1) In Article II of the bill, immediately following the appropriations to the Department of Family and Protective Services (page II-3), add the following appropriately numbered rider:

_____. Reimbursement for Expenses Relating to Obtaining a Driver's License. (a) From money appropriated to the Department of Family and Protective Services under B. Goal: Child Protective Services (page II-1), the department shall reimburse:

(1) a foster parent for any monetary expenses relating to obtaining a driver's license for a foster child, including the cost for completing a driver education course required by Section 521.1601, Transportation Code, the driver's license fee, and the cost of liability insurance that meets the minimum requirements of Subchapter D, Chapter 601, Transportation Code; and

(2) a former foster child younger than 21 years of age for the expenses paid by the former foster child to renew a driver's license and to obtain liability insurance that meets the minimum requirements of Subchapter D, Chapter 601, Transportation Code.

(b) A person entitled to reimbursement for expenses under this rider must provide the Department of Family and Protective Services with receipts for the expenses to receive reimbursement.

Amendment No. 46 - Point of Order

Representative S. Davis raised a point of order against further consideration of Amendment No. 46 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

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

Under Rule 8, Section 4 of the House Rules, "[a] general law may not be changed by the provisions in an appropriations bill." A rider to an appropriations bill may detail, restrict, or limit the expenditure of appropriated funds, but may not enact or amend an existing law and may not impose or conflict with a general law requirement. 79 H.J. Reg. 1437-1138 (2005). The amendment by Representative Swanson directed the Department of Family and Protective Services to reimburse the payment of automobile liability insurance to former foster children under the age of 21, including former foster children no longer under the state care. Foster Care payments are regulated in general law, see Tex. Fam. Code Ann. §§264.101-126 (West 2014) (Subchapter B. Foster Care), which does not address the issue of payment of automobile liability insurance for former foster children.

The chair has not been pointed to any other general law that would have allowed such payments. Additionally, Article XVI, Section 6 of the Texas Constitution notes that "[n]o appropriation for private or individual purposes shall be made, unless authorized by this Constitution." After examining the amendment and general law, the chair finds that the amendment would have impermissibly imposed or conflicted with a general law requirement. Accordingly, the point of order is sustained. See Rule 8, Section 4 of the House Rules.

The ruling precluded further consideration of Amendment No. 46.

Amendment No. 47

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

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

(1) In Article II of the bill, immediately following the appropriations to the Department of Family and Protective Services (page II-3), add the following appropriately numbered rider:

____. Additional Appropriation. In addition to the other amounts appropriated to the Department of Family and Protective Services under this Act, the Department of Family and Protective Services is appropriated the amount of \$9,150,000 for the state fiscal year ending August 31, 2018, and the amount of \$9,150,000 for the state fiscal year ending August 31, 2019, to provide child protective services.

(2) In Article II of the bill, in the appropriations to the Health and Human Services Commission, reduce the amount appropriated from the general revenue fund for D.1.2 Strategy: Alternatives to Abortion (page II-32) by the amount of \$9,150,000 for the state fiscal year ending August 31, 2018, and by the amount of \$9,150,000 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 47 was withdrawn.

FIVE-DAY POSTING RULE SUSPENDED

Representative Oliveira moved to suspend the five-day posting rule to allow the Committee on Business and Industry to consider **HB 4244** and **HB 4264** at 10 a.m. Monday, April 10 in E2.016.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Business and Industry, 10 a.m. Monday, April 10, E2.016, for a public hearing, to consider **HB 4244**, **HB 4264**, and the previously posted agenda.

CSSB 1 - (consideration continued)

Amendment No. 48

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

Floor Packet Page No. 97

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), by adding the following appropriately numbered rider:

____. Study on Reasonable Caseload Goals To Improve Case Outcomes. (a) Out of funds appropriated above, the Department of Family and Protective Services shall collaborate with the Legislative Budget Board to conduct a study to determine reasonable caseload goals and make recommendations regarding minimum and maximum caseloads for caseworkers in each division of the department.

(b) In conducting the study described under Subsection (a), the commissioner of the Department of Family and Protective Services shall ensure that:

(1) the study considers:

(A) optimal workload time and effort for assigned caseworker duties; and

(B) the differences in workload between regions of the state in which caseworkers are employed; and

(2) the recommendations resulting from the study:

(A) include reasonable caseload goals and minimum and maximum caseload goals for caseworkers in each division of the department, including employees of single source continuum contractors who provide case management services under contract with the department;

(B) include goal estimates that will provide flexibility to the department in the event of an emergency; and

(C) are consistent with other provisions of law governing department cases and caseloads, including provisions related to risk assessment.

(c) The Department of Family and Protective Services and the Legislative Budget Board shall use the results and recommendations of the study to determine the funding level for the department that is appropriate to reduce caseloads.

Amendment No. 48 - Point of Order

Representative S. Davis raised a point of order against further consideration of Amendment No. 48 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 48 was withdrawn.

Amendment No. 49

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

Floor Packet Page No. 99

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

(1) In Article II of the bill, immediately following the appropriations to the Department of Family and Protective Services (page II-3), add the following appropriately numbered rider:

_____. Contingency on **HB 39**. Contingent on the enactment and becoming law of **HB 39** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services functions of the Department of Family and Protective Services, the Department of Family and Protective Services is appropriated the amount of \$1 for the state fiscal year ending August 31, 2018, and the amount of \$1 for the state fiscal year ending August 31, 2019, to implement the changes in law made by **HB 39** or similar legislation.

(2) In Article II of the bill, immediately following the appropriations to the Health and Human Services Commission (page II-35), add the following appropriately numbered rider:

_____. Contingency on **HB 39**. Contingent on the enactment and becoming law of **HB 39** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services functions of the Department of Family and Protective Services, in Article II of the bill, in the appropriations to the Health and Human Services Commission, reduce the amount appropriated from the general revenue fund for L.2.1 Strategy: Central Program Support (page II-34), by the amount of \$1 for the state fiscal year ending August 31, 2018, and by the amount of \$1 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 49 was withdrawn.

Amendment No. 50

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

Floor Packet Page No. 102

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

(1) In Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), add the following appropriately numbered rider:

_____. Additional Funds for Development of Placement Capacity Management System. (a) In addition to other amounts appropriated to the Department of Family and Protective Services, the amount of \$5,700,000 is appropriated from the Economic Stabilization Fund to the department for the fiscal year ending August 31, 2018, and \$5,700,000 is appropriated from the Economic Stabilization Fund to the department for the fiscal year ending August 31, 2019, for the purpose of creating an electronic portal system that:

(1) provides real-time tracking of foster care placement provider capacity;

(2) allows for automatic data sharing with placement providers; and

(3) serves as a case management system for placement staff.

(b) Notwithstanding Rider 2, Capital Budget, funds appropriated by this rider may be expended on associated capital budget items.

(2) In Article IX of the bill, in Sec. 17.13, Appropriations for Selected State Agencies and Programs, in the Economic Stabilization Fund appropriations to the Department of Information Resources for Statewide Information Technology and Cyber Security Initiatives (page IX-84), strike "\$50,000,000" and substitute "\$38,600,000".

(3) Adjust totals and methods of financing appropriately.

Amendment No. 51

Representative Wu offered the following amendment to Amendment No. 50:

Amend Amendment No. 50 to **CSSB 1** (house committee printing) by Wu (page 102, prefiled amendment packet) as follows:

- (1) On page 1, line 8, strike "\$5,700,000" and substitute "\$2,850,000".
- (2) On page 1, line 10, strike "\$5,700,000" and substitute "\$2,850,000".
- (3) On page 1, line 27, strike "\$38,600,000" and substitute "\$44,300,000".

Amendment No. 51 was adopted. (Rinaldi recorded voting no.)

Amendment No. 50, as amended, was withdrawn. (Rinaldi recorded voting no.)

Amendment No. 52

Representative Wu offered the following amendment to **CSSB 1**:
Floor Packet Page No. 103

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

(1) In Article II of the bill, immediately following the appropriations to the Department of Family and Protective Services (page II-3), add the following appropriately numbered rider:

_____. Contingency on **HB 7**. Contingent on the enactment and becoming law of **HB 7** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services suits by the Department of Family and Protective Services, the Department of Family and Protective Services is appropriated the amount of \$1 for the state fiscal year ending August 31, 2018, and the amount of \$1 for the state fiscal year ending August 31, 2019, to implement the changes in law made by **HB 7** or similar legislation.

(2) In Article II of the bill, immediately following the appropriations to the Health and Human Services Commission (page II-35), add the following appropriately numbered rider:

_____. Contingency on **HB 7**. Contingent on the enactment and becoming law of **HB 7** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services suits by the Department of Family and Protective Services, in Article II of the bill, in the appropriations to the Health and Human Services Commission, reduce the amount appropriated from the general revenue fund for L.2.1 Strategy: Central Program Support (page II-34), by the amount of \$1 for the state fiscal year ending August 31, 2018, and by the amount of \$1 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

(Kacal in the chair)

Amendment No. 52 was withdrawn.

Amendment No. 53

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

Floor Packet Page No. 104

Amend **CSSB 1** (house committee printing), in Article II of the bill, immediately following the appropriations to the Department of Family and Protective Services (page II-3), by adding the following appropriately numbered rider:

_____. Contingent Appropriation: **HB 7**. Contingent on **HB 7** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services suits by the Department of Family and Protective Services, being enacted and becoming law, out of funds appropriated to the Department of Family and Protective Services by this Act, the department shall use \$1,113,377 during the fiscal year ending August 31, 2018, and \$886,034 during the fiscal year ending August 31, 2019, to implement the provisions of that legislation.

Amendment No. 53 was withdrawn.

Amendment No. 54

Representative E. Rodriguez offered the following amendment to **CSSB 1**:

Floor Packet Page No. 105

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-7), in Rider 7 (Other Reporting Requirements) by adding Subsection e to the rider to read as follows:

e. Litigation Involving Child Welfare Services Providers. The Department of Family and Protective Services shall notify the Legislative Budget Board and the governor in a timely manner about any pending litigation against the department or against any entity providing child welfare services under contract with the department, and the subject matter of the litigation.

Amendment No. 54 was adopted.

Amendment No. 55

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

Floor Packet Page No. 107

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

_____. Reporting Requirement on Faith-Based Partnerships. The Department of Family and Protective Services shall report, by October 1 of each year of the biennium, to the House Appropriations Committee, the Senate Finance Committee, the Legislative Budget Board, the governor, and the permanent

standing committees in the house of representatives and the senate with jurisdiction over health and human services on the Department's activities related to engaging faith communities in serving Texas families and children.

The report shall include the following information:

- a. the number of volunteer faith-based organizations with which the Department has partnership arrangements;
- b. the items of expense on which appropriations for faith-based partnerships in the 2018-19 biennium are being expended, including expenses for FTEs working on faith-based partnerships;
- c. the percentage distribution of faith traditions, including denominations, of volunteer faith-based organizations partnering with the Department;
- d. the percentage distribution of services that volunteer faith-based organizations are providing;
- e. an account of complaints the Department has received related to volunteer faith-based organizations; and
- f. a description of the Department's faith-based partnership program, including all hard-copy materials and online resources.

Amendment No. 55 - Point of Order

Representative Schofield raised a point of order against further consideration of Amendment No. 55 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 55 was withdrawn.

Amendment No. 56

Representative Stickland offered the following amendment to **CSSB 1**:
Floor Packet Page No. 110

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

(1) In Article II of the bill, in the appropriations to the Department of State Health Services, reduce the appropriations for Strategy A.3.2, Reduce Use of Tobacco Products (page II-16), by the amount of \$8,247,196 for the state fiscal year ending August 31, 2018 and by the amount of \$7,968,098 for the state fiscal year ending August 31, 2019.

(2) Adjust totals and methods of financing accordingly.

Representative S. Davis moved to table Amendment No. 56.

The motion to table prevailed by (Record 185): 115 Yeas, 29 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales;

González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; King, K.; King, T.; Klick; Koop; Kuempel; Lambert; Larson; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Sheffield; Shine; Simmons; Smithee; Springer; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Workman; Wray; Wu; Zerwas.

Nays — Bell; Biedermann; Burns; Burrows; Button; Cain; Canales; Craddick; Faircloth; Fallon; Hefner; Holland; Krause; Landgraf; Lang; Laubenberg; Leach; Murr; Paul; Rinaldi; Sanford; Schaefer; Schubert; Shaheen; Stickland; Swanson; Tinderholt; Wilson; Zedler.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Stephenson.

STATEMENTS OF VOTE

When Record No. 185 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 185 was taken, I was shown voting yes. I intended to vote no.

Flynn

When Record No. 185 was taken, I was shown voting yes. I intended to vote no.

White

Amendment No. 57

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

Floor Packet Page No. 114

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

(1) In Article II of the bill, increase the "Number of Full-Time-Equivalents (FTE)" in the Department of State Health Services bill pattern (page II-16) by 2 full-time-equivalent employees in the state fiscal year beginning September 1, 2017, and in the state fiscal year beginning September 1, 2018.

(2) In Article II of the bill, add the following appropriately numbered rider immediately following the appropriations to the Department of State Health Services (page II-17):

_____. Contingency Rider: **HB 3966**, Maternal Mortality and Morbidity Task Force. Contingent on the passage and becoming law of **HB 3966** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the duties and continuation of the Maternal Mortality and Morbidity Task Force, the

Department of State Health Services shall use for that program from Strategy B.1.1, Women & Children's Health Services (page II-16), \$209,510 for the state fiscal year beginning September 1, 2017, and \$227,238 for the state fiscal year beginning September 1, 2018. The Department of State Health Services may also use any federal funds granted to the Maternal Mortality and Morbidity Task Force.

Amendment No. 57 was withdrawn.

Amendment No. 58

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

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

(1) In Article II of the bill, following the appropriations to the Department of State Health Services (page II-17), add the following appropriately numbered rider and renumber subsequent riders accordingly:

_____. Additional Funds for EMS and Trauma Care Systems. In addition to other amounts appropriated to the Department of State Health Services under this Act, the amount of \$50,000,000 is appropriated out of the Economic Stabilization Fund to the department for each year of the state fiscal biennium ending August 31, 2019, for the purpose of Strategy B.2.1, EMS and Trauma Care Systems.

(2) In Article IX of the bill, in the appropriations to the Department of Public Safety, reduce the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-86) by \$100,000,000 for the state fiscal biennium ending August 31, 2019.

(3) In Section 17.07, Article IX, of the bill, in the informational list of amounts appropriated for border security to the Department of Public Safety (page IX-79), reduce the amount attributed to Baseline Border Security by \$100,000,000.

(4) Adjust totals and methods of financing accordingly for the state fiscal biennium ending August 31, 2019.

Amendment No. 58 was withdrawn.

Amendment No. 59

Representative Hinojosa offered the following amendment to **CSSB 1**:
Floor Packet Page No. 112

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

_____. Issuance of New Birth Certificates. Out of the funds appropriated to the Department of State Health Services for Strategy A.1.2, Vital Statistics (page II-16), and using existing procedures, the vital statistics unit shall issue a new birth certificate with a change to name and sex incorporated only to a person who meets the following requirements:

(1) files a completed application with the unit for a new birth certificate due to a change in sex;

(2) files an affidavit with the application described by Subdivision (1) of this provision from a physician licensed to practice medicine in the United States stating that the applicant has undergone clinically appropriate treatment for the purpose of transitioning to another sex; and

(3) was born in this state.

Amendment No. 59 was withdrawn.

(Kuempel in the chair)

Amendment No. 60

Representative Faircloth offered the following amendment to **CSSB 1**:
Floor Packet Page No. 117

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

(1) Reduce the Article II appropriations to the Department of State Health Services from the general revenue dedicated account number 5022, Oyster Sales Account, for Strategy C.1.1, Food (Meat) and Drug Safety (page II-17), by \$4,000 for the state fiscal year ending August 31, 2018, and by \$4,000 for the state fiscal year ending August 31, 2019.

(2) Increase the Article III appropriations from the general revenue dedicated account number 5022, Oyster Sales Account, to Texas A&M University at Galveston for Strategy C.1.2, Texas Institute of Oceanography (page III-91), by \$4,000 for the state fiscal year ending August 31, 2018, and by \$4,000 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 60 was withdrawn.

Amendment No. 61

Representative Guillen offered the following amendment to **CSSB 1**:
Floor Packet Page No. 119

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Department of State Health Services (page II-17), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

____. End Stage Renal Disease Prevention Program. Out of funds appropriated above in Strategy A.3.1, Chronic Disease Prevention, the Department of State Health Services shall allocate \$250,000 each fiscal year of the state fiscal biennium ending August 31, 2019, to improve the health outcomes and reduce the economic burdens of end stage renal disease using the end stage renal disease prevention model, the National Kidney Foundation's Love Your Kidneys. The department shall work in collaboration with the Texas Renal Coalition and other statewide partnerships to:

a. educate the medical community and at-risk patients on the importance of early diagnosis and treatment of chronic kidney disease;

b. prevent premature death from cardiovascular disease and other comorbid conditions; and

c. delay progression to kidney failure necessitating expensive renal replacement therapy by dialysis or transplantation.

Amendment No. 62

Representative Guillen offered the following amendment to Amendment No. 61:

Amend Amendment No. 61 by Guillen to **CSSB 1** (house committee printing) on page 1, line 17 of the amendment, after "disease", by inserting ", as well as the importance of early dialysis modality education, including home dialysis options".

Amendment No. 62 was adopted.

Amendment No. 61, as amended, was withdrawn.

MESSAGE FROM THE SENATE

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

CSSB 1 - (consideration continued)

Amendment No. 63

Representative Hinojosa offered the following amendment to **CSSB 1**:
Floor Packet Page No. 120

Amend **CSSB 1** (house committee report) in Article II of the bill, following the appropriations to the Department of State Health Services, in Rider 2, Capital Budget (page II-19), in Subsection c.(1), Vital Records Project (TxEver), as follows:

(1) For the state fiscal year ending August 31, 2018, strike "\$2,500,000" and substitute "\$2,600,000".

(2) Adjust totals and methods of financing accordingly.

Amendment No. 64

Representative Hinojosa offered the following amendment to Amendment No. 63:

Amend Amendment No. 63 by Hinojosa to **CSSB 1** (page 120, prefiled amendments packet) by striking the text of the amendment and substituting the following:

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

(1) In Article II of the bill, following the appropriations to the Department of State Health Services, in Rider 2, Capital Budget (page II-19), in Subsection c.(1), Vital Records Project (TxEver), strike "\$2,500,000" and substitute "\$2,600,000" for the state fiscal year ending August 31, 2018.

(2) In Article II of the bill, following the appropriations to the Department of State Health Services (page II-17), add the following appropriately numbered rider:

_____. Accuracy of Death Certificate of Pregnant Person or Person Recently Pregnant. It is the intent of the legislature that, out of funds appropriated above and designated for the Vital Records Project (TxEver) in Rider 2, Capital Budget (page II-19), in Subsection c.(1), the Department of State Health Services use \$100,000 for the purpose of developing and implementing an electronic process for determining in real time whether a person was pregnant at the time of death or was pregnant at any time in the year preceding the person's death to ensure the accuracy of that person's death certificate.

(3) In Article II of the bill, following the appropriations to the Department of State Health Services, in Rider 23, Unexpended Balances: Credit Card and Electronic Services Related Fees (page II-26):

(A) in the first sentence, strike "\$3,997,718" and substitute "\$4,097,718"; and

(B) in Subsection a., strike "\$2,500,000" and substitute "\$2,600,000".

(4) Adjust totals and methods of financing accordingly.

Amendment No. 64 was adopted.

Amendment No. 63, as amended, was adopted by (Record 186): 92 Yeas, 52 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Arévalo; Ashby; Bailes; Bernal; Blanco; Bonnen, D.; Burkett; Canales; Capriglione; Clardy; Coleman; Collier; Cortez; Darby; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Elkins; Farrar; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, T.; Koop; Lambert; Larson; Longoria; Lozano; Lucio; Martinez; Metcalf; Miller; Minjarez; Moody; Morrison; Muñoz; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Perez; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Sheffield; Shine; Smithee; Stephenson; Stucky; Thierry; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; Workman; Wray; Wu; Zerwas.

Nays — Anderson, C.; Anderson, R.; Bell; Biedermann; Bohac; Bonnen, G.; Burns; Burrows; Button; Cain; Cook; Cospier; Craddick; Cyrier; Dale; Dean; Fairecloth; Fallon; Flynn; Frank; Frullo; Goldman; Hefner; Holland; Huberty; Isaac; Klick; Krause; Landgraf; Lang; Laubenberg; Leach; Meyer; Murphy; Murr; Parker; Paul; Phillips; Rinaldi; Sanford; Schaefer; Schubert; Shaheen; Simmons; Springer; Stickland; Swanson; Thompson, E.; Tinderholt; White; Wilson; Zedler.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Geren.

STATEMENTS OF VOTE

When Record No. 186 was taken, I was shown voting no. I intended to vote yes.

G. Bonnen

When Record No. 186 was taken, I was shown voting yes. I intended to vote no.

Gonzales

When Record No. 186 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 186 was taken, I was shown voting yes. I intended to vote no.

Miller

When Record No. 186 was taken, I was shown voting yes. I intended to vote no.

Paddie

When Record No. 186 was taken, I was shown voting yes. I intended to vote no.

Phelan

When Record No. 186 was taken, I was shown voting yes. I intended to vote no.

Wray

Amendment No. 65

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

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

_____. Report on Compounding Outsourcing Facilities. (a) The Department of State Health Services, using funds appropriated by this Act, shall review the department's rules, regulations, and licensing procedures for compounding outsourcing facilities registered under Section 503B of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. Section 353b).

(b) The department shall examine how to:

- (1) achieve better alignment between state and federal regulations;
- (2) achieve better compliance with the Drug Quality and Security Act (Pub. L. No. 113-54, Section 102(a)); and
- (3) minimize regulatory overlap.

(c) The department shall report findings and recommendations regarding rules, regulations, and licensing procedures for compounding outsourcing facilities to the legislature not later than January 1, 2019.

Amendment No. 65 was adopted. (The vote was reconsidered later today, and Amendment No. 65 was amended and was adopted.)

Amendment No. 66

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

Amend **CSSB 1** (house committee printing), in Article II of the bill, following the appropriations for community mental health services for adults, by adding the following appropriately numbered contingent rider (page II-32):

_____. Contingent Rider: Development and Administration of a Psychiatric Bed Registry. Contingent on **HB 2402**, or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the development and administration of a psychiatric bed registry becoming law, out of amounts appropriated above for Strategy D.2.1, Community Mental Health Svcs-Adults, the amount of \$930,000 in general revenue is allocated for the purpose of developing and administering a psychiatric bed registry as provided by that legislation during the state fiscal biennium beginning September 1, 2017.

Amendment No. 66 was withdrawn.

Amendment No. 67

Representative Thierry offered the following amendment to **CSSB 1**:
Floor Packet Page No. 128

Amend **CSSB 1** (house committee printing) in Article II of the bill (page II-32), following the appropriations for community mental health services for adults, by adding the following appropriately numbered rider:

_____. Contingent Rider: Development and Administration of a Psychiatric Bed Registry. Contingent on passage and becoming law of **HB 2402**, or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the development and administration of a psychiatric bed registry:

(1) In the Article V appropriations to the Department of Public Safety (page V-43) from the general revenue fund method of financing for the state fiscal year ending on August 31, 2018, strike "\$542,361,156" and substitute "\$541,431,156."

(2) In the Article V appropriations to the Department of Public Safety (page V-43) in the amount allocated by the Object-of-Expense Informational Listing for Other Operating Expense for the state fiscal year beginning on September 1, 2017, as described in the Object-of-Expense Informational Listing (page V-45), strike "\$108,906,164" and substitute "\$107,976,164."

(3) Reduce the Article V appropriations to the Department of Public Safety from the general revenue fund proportionately across all strategies by a total of \$930,000.

(4) In addition to other amounts appropriated for the state fiscal biennium, the amount of \$930,000 is appropriated from the general revenue fund to the Health and Human Services Commission for Strategy D.2.1., Community Mental Health Svcs-Adults (Article II, page II-32), for the state fiscal biennium beginning on September 1, 2017, for the purpose of implementing that legislation.

Amendment No. 67 was withdrawn. (Rinaldi recorded voting no.)

Amendment No. 68

Representative Leach offered the following amendment to **CSSB 1**:
Floor Packet Page No. 131

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

(1) In Article II of the bill, in the appropriations to the Health and Human Services Commission (page II-32), increase the appropriations from the general revenue fund to the Health and Human Services Commission for Strategy D.1.1, Women's Health Program, by the amount of \$5,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$5,000,000 for the state fiscal year ending August 31, 2019.

(2) In Article II of the bill, following the appropriations to the Health and Human Services Commission, add the following appropriately numbered rider and renumber subsequent riders accordingly:

_____. Healthy Texas Women Program Outreach and Marketing. Out of funds appropriated above in Strategy D.1.1, Women's Health Program, the Health and Human Services Commission shall allocate a minimum of \$5,000,000 each fiscal year to fund outreach and marketing for the Healthy Texas Women Program.

(3) In Article VII of the bill, in the appropriations to the Texas Lottery Commission (page VII-8), reduce the appropriations from non-dedicated general revenue to the Texas Lottery Commission for Strategy A.1.3, Marketing and Promotion, by the amount of \$5,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$5,000,000 for the state fiscal year ending August 31, 2019.

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

Amendment No. 68 was withdrawn.

Amendment No. 69

Representative Turner offered the following amendment to **CSSB 1**:
Floor Packet Page No. 133

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

(1) Reduce the Article II appropriations from the general revenue fund to the Health and Human Services Commission for Strategy D.1.2, Alternatives to Abortion (page II-32), by the amount of \$4,000,000 for each year of the state fiscal biennium ending August 31, 2019.

(2) Add the following appropriately numbered rider under the Article II appropriations to the Department of State Health Services:

_____. Additional Funds for Family Planning Services. The amount of \$4,000,000 is appropriated out of the general revenue fund to the Department of State Health Services for each year of the state fiscal biennium ending August 31, 2019, for the purpose of providing family planning services.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 70

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

Amend Amendment No. 69 by Turner to **CSSB 1** (page 133, prefiled amendment packet) on page 1, lines 8-9 and 12, by striking "Department of State Health Services" and substituting "Health and Human Services Commission".

Amendment No. 70 was adopted.

Representative S. Davis moved to table Amendment No. 69, as amended.

The motion to table prevailed by (Record 187): 94 Yeas, 49 Nays, 2 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Cain; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Dean; Deshotel; Elkins; Faircloth; Fallon; Flynn; Frank; Geren; Goldman; Gonzales; Gooden; Guillen; Hefner; Hernandez; Holland; Huberty; Hunter; Isaac; Kacal; King, K.; Klick; Koop; Krause; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Button; Canales; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Dukes; Dutton; Farrar; Frullo; Gervin-Hawkins; Giddings; González; Guerra; Gutierrez; Hinojosa; Howard; Israel; Johnson, E.; King, T.; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Herrero; Johnson, J.

STATEMENTS OF VOTE

When Record No. 187 was taken, I was shown voting no. I intended to vote yes.

Button

When Record No. 187 was taken, I was shown voting no. I intended to vote yes.

Frullo

When Record No. 187 was taken, I was in the house but away from my desk. I would have voted yes.

Herrero

Amendment No. 71

Representative Muñoz offered the following amendment to **CSSB 1**:
Floor Packet Page No. 137

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

(1) In Article II of the bill, in the appropriations to the Health and Human Services Commission, increase the appropriations for Strategy M.1.1, Texas Civil Commitment Office (page II-34), by \$250,000 from the Economic Stabilization Fund for each year of the state fiscal biennium ending August 31, 2019.

(2) In Article II of the bill, following the appropriations to the Health and Human Services Commission, in Rider 185, Texas Civil Commitment Office Healthcare Costs (page II-95), strike "\$561,000" and substitute "\$811,000" in each instance it appears.

(3) In Section 17.13, Part 17, Article IX, of the bill, in the appropriations to the Department of Public Safety, reduce the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-86) by \$500,000 for the 2018-2019 biennium.

(4) In Section 17.07, Part 17, Article IX, of the bill, in the informational listing of amounts appropriated for border security to the Department of Public Safety (page IX-79), reduce the amount allocated for National Incident Base Reporting System (NIBRS) Training by \$500,000.

(5) Adjust the totals and methods of financing accordingly.

Amendment No. 71 was withdrawn.

(Speaker in the chair)

Amendment No. 72

Representative Giddings offered the following amendment to **CSSB 1**:
Floor Packet Page No. 141

Amend **CSSB 1** (house committee report), following the Article II bill pattern appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider:

_____. Unallocated Funding Under the Delivery System Reform Incentive Payments (DSRIP) Program. The Health and Human Services Commission shall allow money appropriated to the commission above in Strategy D.2.1, Community Mental Health Services for Adults, Strategy D.2.2, Community Mental Health Services for Children, that is allocated to local authorities that have transitioned to a new behavioral health services model from the former NorthSTAR Behavioral Health Services Model, including the North Texas

Behavioral Health Authority and the local mental health authority serving Collin County, to be used by those local authorities for the purpose of meeting federal requirements to obtain additional unallocated federal funds through the Delivery System Reform Incentive Payment (DSRIP) program under Section 1115 of the federal Social Security Act (42 U.S.C. Section 1315), to be used to provide behavioral health services in Collin, Dallas, Ellis, Hunt, Kaufman, Navarro, and Rockwall Counties.

Amendment No. 73

Representative Giddings offered the following amendment to Amendment No. 72:

Amend Amendment No. 72 by Giddings as follows:

On line 14, add "and other local intergovernmental transfer funds" after "county"; and

On line 14, add "other intergovernmental transfer providers" after "authorities".

Amendment No. 73 was adopted.

Amendment No. 72, as amended, failed of adoption by (Record 188): 69 Yeas, 76 Nays, 1 Present, not voting. (The vote was reconsidered later today, and Amendment No. 72, as amended, was adopted by Record No. 196.)

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Bailes; Bernal; Blanco; Burkett; Button; Canales; Coleman; Collier; Cortez; Davis, Y.; Dukes; Dutton; Fallon; Farrar; Flynn; Gervin-Hawkins; Giddings; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Koop; Laubenberg; Leach; Lucio; Martinez; Meyer; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Sheffield; Smithee; Thierry; Turner; Uresti; Villalba; Vo; Walle; Wu.

Nays — Anderson, C.; Ashby; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Cain; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Elkins; Faircloth; Frank; Frullo; Geren; Goldman; Gonzales; Hefner; Huberty; Hunter; Isaac; Kacal; King, K.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Longoria; Lozano; Metcalf; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Roberts; Schaefer; Schofield; Schubert; Shaheen; Shine; Simmons; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; White; Wilson; Workman; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Deshotel.

STATEMENTS OF VOTE

When Record No. 188 was taken, I was shown voting no. I intended to vote yes.

Cosper

When Record No. 188 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 188 was taken, I was in the house but away from my desk. I would have voted no.

Deshotel

When Record No. 188 was taken, I was shown voting no. I intended to vote yes.

Shaheen

Amendment No. 74

Representative Giddings offered the following amendment to **CSSB 1**:
Floor Packet Page No. 142

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Unallocated DSRIP Funding for Indigent Cancer Care. It is the intent of the legislature that the Health and Human Services Commission provide urban public hospitals with an opportunity to develop projects for providing out-of-county indigent cancer care in an outpatient setting using unallocated Delivery System Reform Incentive Payments (DSRIP) funding provided under the Texas Health Care Transformation and Quality Improvement Program Waiver issued under Section 1115 of the federal Social Security Act (42 U.S.C. Section 1315).

Representative S. Davis moved to table Amendment No. 74.

The motion to table prevailed by (Record 189): 92 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; King, K.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Metcalf; Miller; Morrison; Murphy; Murr; Nevárez; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons;

Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Coleman; Collier; Cortez; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Koop; Lucio; Martinez; Meyer; Minjarez; Moody; Muñoz; Neave; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

STATEMENT OF VOTE

When Record No. 189 was taken, I was shown voting no. I intended to vote yes.

Dean

Amendment No. 75

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

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

(1) In Article II of the bill, in the appropriations to the Health and Human Services Commission, increase the appropriations from the general revenue fund to the Health and Human Services Commission for Strategy D.1.2, Alternatives to Abortion (page II-32), by the amount of \$8,350,000 for the state fiscal year ending August 31, 2018, and by the amount of \$8,350,000 for the state fiscal year ending August 31, 2019.

(2) In Article IV of the bill, in the appropriations to the Judiciary Section, Comptroller's Department (page IV-33), strike Strategy D.1.10, Fraud Investigations, and the appropriations made for that strategy for each year of the state fiscal biennium beginning September 1, 2017.

(3) In Article VI of the bill, reduce the appropriations from the general revenue fund to the Parks and Wildlife Department for Strategy B.2.1, Local Park Grants (page VI-32), by \$4,000,000 for the fiscal year ending August 31, 2018, and by \$4,000,000 for the fiscal year ending August 31, 2019.

(4) In Article VI of the bill, reduce the appropriations from the general revenue fund to the Department of Agriculture for Strategy B.1.1, Plant Health and Seed Quality (page VI-2), by \$350,000 for the fiscal year ending August 31, 2018, and by \$350,000 for the fiscal year ending August 31, 2019.

(5) In Article IV of the bill, reduce the appropriations from for Strategy B.1.1, Basic Civil Legal Services (page IV-1), by \$1,582,876 for the fiscal year ending August 31, 2018, and by \$1,582,876 for the fiscal year ending August 31, 2019.

(5) Adjust totals and methods of financing accordingly.

Amendment No. 76

Representative Krause offered the following amendment to Amendment No. 75:

Amend Amendment No. 75 by Schofield to **CSSB 1** (page 129 of the prefiled amendments packet) as follows:

(1) On page 1, line 7, strike "\$8,350,000" and substitute "\$10,000,000".

(2) On page 1, line 9, strike "\$8,350,000" and substitute "\$10,000,000".

(3) On page 1, strike lines 10-29 and substitute the following:

(2) In Article VI of the bill (page VI-14), in the appropriations to the Commission on Environmental Quality, reduce the general revenue-dedicated appropriations to the commission for Strategy A.1.1, Air Quality Assessment and Planning, by the amount of \$10,000,000 for the state fiscal year ending August 31, 2018, and by \$10,000,000 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 76 was adopted by (Record 190): 92 Yeas, 50 Nays, 2 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Herrero; Holland; Huberty; Hunter; Isaac; Kacal; King, K.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Pickett; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Canales; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Gutierrez; Hernandez; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Blanco; Guillen; Morrison.

STATEMENTS OF VOTE

When Record No. 190 was taken, I was in the house but away from my desk. I would have voted no.

Blanco

When Record No. 190 was taken, I was shown voting no. I intended to vote yes.

Deshotel

When Record No. 190 was taken, my vote failed to register. I would have voted yes.

Guillen

When Record No. 190 was taken, I was in the house but away from my desk. I would have voted yes.

Morrison

Amendment No. 75, as amended, was adopted by (Record 191): 93 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Guillen; Hefner; Herrero; Holland; Huberty; Hunter; Isaac; Kacal; King, K.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; González; Guerra; Gutierrez; Hernandez; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Giddings.

STATEMENTS OF VOTE

When Record No. 191 was taken, I was shown voting no. I intended to vote yes.

Deshotel

When Record No. 191 was taken, my vote failed to register. I would have voted no.

Giddings

Amendment No. 77

Representative Minjarez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 143

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider:

_____. Postpartum Depression Strategic Plan. It is the intent of the legislature that, out of funds appropriated to the Health and Human Services Commission above, the Executive Commissioner of Health and Human Services shall develop a five-year strategic plan to improve access to postpartum depression screening, referral, treatment, and support services. The strategic plan must provide strategies to:

(1) increase awareness among state-administered program providers who may serve women who are at risk of or are experiencing postpartum depression about the prevalence and effects of postpartum depression on outcomes for women and children;

(2) establish a referral network of mental health providers and support services addressing postpartum depression;

(3) increase women's access to formal and informal peer support services;

(4) raise public awareness of postpartum depression; and

(5) leverage sources of funding to support existing community-based postpartum depression screening, referral, treatment, and support services.

Amendment No. 77 was withdrawn.

NOTICE GIVEN

At 5:57 p.m., pursuant to the provisions of Rule 7, Section 37(c) of the House Rules, Representative Shaheen gave notice that he would, in one hour, move to reconsider the vote by which Amendment No. 72, as amended, failed of adoption.

Amendment No. 78

Representative Minjarez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 144

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider following the appropriations to the Health and Human Services Commission (page II-35):

_____. Study on Abuse in and Violations by Nursing Homes. Out of funds appropriated above, the Health and Human Services Commission shall conduct a study in conjunction with the Legislative Budget Board on abuse occurring in and violations of any law by nursing homes licensed by this state and receiving funds from the commission. Not later than April 1, 2018, the commission shall prepare and submit a written report to the executive commissioner of the commission on the results of the study and recommendations on policies for prevention of repeat violators and other appropriate recommendations based on the study.

Amendment No. 78 was adopted by (Record 192): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; 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, 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Zedler.

STATEMENT OF VOTE

When Record No. 192 was taken, I was in the house but away from my desk. I would have voted yes.

Zedler

Amendment No. 79

Representative Ortega offered the following amendment to **CSSB 1**:
Floor Packet Page No. 145

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Study Relating to Enhanced Criminal Background Check Standards for Certain Health and Human Services Commission Contractors. It is the intent of the legislature that, out of general revenue funds appropriated above, the Health and Human Services Commission conduct a study in cooperation with the Legislative Budget Board on the feasibility of developing enhanced criminal background check standards for individuals who provide services to or otherwise work with children and the elderly as an employee of an entity that contracts with the commission or otherwise in connection with an entity's contract with the

commission. Not later than April 1, 2018, the commission shall submit a report on the commission's findings under the study together with the recommendations to the Executive Commissioner of the Health and Human Services Commission.

Amendment No. 79 was adopted.

Amendment No. 80

Representative Muñoz offered the following amendment to **CSSB 1**:
Floor Packet Page No. 147

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider:

_____. Medicaid Managed Care Organization Network Adequacy Action Report. It is the intent of the legislature that, out of funds appropriated above and not later than September 1, 2018, the Health and Human Services Commission prepare and submit to the legislature and post on the commission's Internet website a report concerning final disciplinary orders and corrective action plans imposed by the commission during the preceding five years that were based on violations of the commission's Medicaid managed care program network adequacy requirements under 1 T.A.C. Section 353.411. The report must include the total number of final disciplinary orders and corrective action plans imposed by the commission and, for each final disciplinary order or corrective action plan, identify the:

- (1) name of the managed care organization that is the subject of the order or plan;
- (2) date of the order or plan;
- (3) grounds for the violation; and
- (4) disciplinary or corrective action taken.

Amendment No. 80 was withdrawn.

Amendment No. 81

Representative Raymond offered the following amendment to **CSSB 1**:
Floor Packet Page No. 149

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider:

_____. Cost Savings in Prescription Drug Benefit Administration in Medicaid, CHIP and Other Health-Related Services. It is the intent of the legislature that, out of funds appropriated above in Strategy A.1.6, Medicaid Prescription Drugs, the Health and Human Services Commission study potential cost savings in the administration of prescription drug benefits and, as appropriate and to the extent permitted by law, act to achieve those cost savings.

(Kuempel in the chair)

Amendment No. 82

Representative Raymond offered the following amendment to Amendment No. 81:

Amend Amendment No. 81 by Raymond to **CSSB 1** (page 149, prefiled amendment packet) as follows:

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider:

_____. Cost Savings in Prescription Drug Benefit Administration in Medicaid, CHIP and Other Health-Related Services. It is the intent of the legislature that, out of funds appropriated above in Strategy ~~A.1.6, Medicaid Prescription Drugs~~, L.1.1, HHS System Supports, the Health and Human Services Commission study potential cost savings in the administration of prescription drug benefits and, ~~as appropriate and to the extent permitted by law pursuant to Government Code Sec. 533.0025 (b) and (d), act to achieve those~~ targeted cost savings of \$150,000,000 per year. In studying potential cost savings, the Health and Human Services Commission may consider savings achieved from, but not limited to: a single statewide claims processor model to deliver prescription drug benefits in the Medicaid, CHIP, Women's Health, Children with Special Health Care Needs Services and Kidney Health Care programs; reduction of the Affordable Care Act Health Insurance Providers Fee, guaranteed risk margin, and administrative services fees from decreasing capitation related to pharmacy benefits; and transitioning to a prescription pricing methodology based on National Average Drug Acquisition Cost with a professional dispensing fee commensurate with the most recent study commissioned by the Health and Human Services Commission.

Amendment No. 82 was adopted.

Amendment No. 81, as amended, was adopted by (Record 193): 137 Yeas, 7 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospier; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; 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, T.; Klick; Koop; Krause; 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; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Biedermann; Cain; Schaefer; Stickland; Swanson; Tinderholt; White.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Anderson, C.

STATEMENTS OF VOTE

When Record No. 193 was taken, my vote failed to register. I would have voted yes.

C. Anderson

When Record No. 193 was taken, I was shown voting no. I intended to vote yes.

Biedermann

When Record No. 193 was taken, I was shown voting no. I intended to vote yes.

Tinderholt

Amendment No. 83

Representatives Walle, Price, and Sheffield offered the following amendment to **CSSB 1**:

Floor Packet Page No. 150

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), as follows:

(1) On page II-95 of the Health and Human Services Commission bill pattern, strike Rider 184.

(2) On page II-96 of the Health and Human Services Commission bill pattern, strike Rider 186 and substitute the following text:

Federal Flexibility. Included in amounts appropriated above in Goal A, Medicaid Client Services, is a reduction of \$1,000,000,000 in general revenue funds and \$1,368,000,000 in federal funds for the 2018-19 biennium. The Health and Human Services Commission (HHSC) shall pursue flexibility from the federal government to reduce the cost of providing Medicaid services to achieve the assumed level of savings without changing eligibility levels; reducing benefits; adjusting amount, scope, or duration of services; or otherwise negatively impacting access to care. Prior to making any changes, HHSC shall consider stakeholder input, including complying with any statutory requirements related to rulemaking and public hearings. HHSC shall determine the cost savings, as well

as any impact to populations served, associated with any flexibility achieved and notify the Legislative Budget Board of any changes implemented in the Medicaid or Children's Health Insurance Programs.

Amendment No. 83 - Point of Order

Representative Cain raised a point of order against further consideration of Amendment No. 83 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 83 was withdrawn.

Amendment No. 84

Representative Muñoz offered the following amendment to **CSSB 1**:
Floor Packet Page No. 152

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider:

_____. Report on Single Case Agreements. (a) It is the intent of the legislature that not later than September 1, 2018, and from funds appropriated above, the Health and Human Services Commission:

(1) conduct a study on the number of single case agreements that have been entered into during the preceding five-year period between providers and managed care organizations providing benefits and services under the Medicaid and children's health insurance programs; and

(2) report on the study's findings to the members of the legislature and to the public by publishing the report on the commission's Internet website.

(b) The report under Subsection (a) of this section must include for each single case agreement identified in the study:

(1) the name of the managed care organization that entered into the agreement;

(2) the type of provider that entered into the agreement;

(3) the effective date of the agreement;

(4) a description of the basic terms of the agreement; and

(5) a description of the services provided under the agreement.

Amendment No. 84 was withdrawn.

Amendment No. 85

Representative Rose offered the following amendment to **CSSB 1**:
Floor Packet Page No. 153

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider:

_____. Community Mental Health Services Provided Through North Texas Behavioral Health Authority. Out of funds appropriated above in Strategy D.2.1, Community Mental Health Services-Adults, the Health and Human Services

Commission shall allocate \$8,400,000 for each fiscal year during the state fiscal biennium ending August 31, 2019, for the purpose of maintaining adequate funding levels to ensure the provision of services to all individuals eligible to receive community mental health services through the North Texas Behavioral Health Authority.

Amendment No. 85 was withdrawn.

Amendment No. 86

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

Floor Packet Page No. 154

Amend **CSSB 1** (house committee printing) in Article II of the bill, immediately following the appropriations to the Health and Human Services Commission (page II-35), by inserting the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Substance Abuse Prevention, Intervention, and Treatment Priority Spending. The Health and Human Services Commission shall prioritize the funds appropriated to the commission under this Act in Strategy D.2.4., Substance Abuse Prevention, Intervention, and Treatment, to prevent, intervene, and treat substance abuse in guardians of children who are at risk of entering the Child Protective Services system. The Health and Human Services Commission shall coordinate with the Department of Family and Protective Services to ensure that the funds are being properly prioritized to serve that identified population. Additionally, the Health and Human Services Commission shall coordinate with the Department of Family and Protective Services to ensure the identified population and their children are properly and promptly enrolled in the state benefit programs for which they qualify, including Medicaid, the Children's Health Insurance Program (CHIP), and the Temporary Assistance for Needy Families (TANF) program.

Amendment No. 86 was withdrawn.

Amendment No. 87

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

Floor Packet Page No. 157

Amend **CSSB 1** (house committee printing) in Article II by adding the following appropriately numbered rider.

a. Expansion of PACE Sites. The Health and Human Services Commission (HHSC) may use funds appropriated in Strategy A.3.5, Program of All-inclusive Care for the Elderly (PACE) to add up to three additional PACE sites, each serving up to 150 participants beginning in fiscal year 2018.

b. Funding for Additional Sites and Participants. Notwithstanding HHSC, Rider 134, Transfers: Authority and Limitations and Special Provisions Relating to All Health and Human Services Agencies, Section 6, Limitations on Transfer Authority, if funds appropriated in Strategy A.3.5, Program of All-inclusive Care for the Elderly (PACE) are not sufficient to pay for services described in Subsection (a), the Health and Human Services Commission (HHSC) shall transfer funds from Goal A, Medicaid, Strategy A.1.1, Aged and

Medicare-related, or Strategy A.1.2, Disability-Related, in an amount not to exceed \$1,784,785 in general revenue funds in fiscal year 2018 and \$4,980,432 in general revenue funds in fiscal year 2019. The executive commissioner of HHSC must certify that funds appropriated in Strategy A.3.5, Program of All-inclusive Care for the Elderly (PACE) were insufficient due to an increase in the number of participants served, not due to an increase in the average cost or rate. The executive commissioner of HHSC shall provide written notification to the Legislative Budget Board and the governor of the certification and the transfer amounts within 30 business days of the date on which any transfer occurs.

c. Additional Funding for PACE Program. Should transfer authority provided in Subsection (b) be insufficient to serve the increase in participants described by Subsection (a), the executive commissioner of HHSC shall submit a written request to the Legislative Budget Board and the governor for approval to transfer additional funds from Strategy A.1.1, Aged and Medicare-related, or Strategy A.1.2, Disability-Related to Strategy A.3.5, Program of All-inclusive Care for the Elderly (PACE). The request shall be considered to be approved unless the Legislative Budget Board or the governor issues a written disapproval within 30 business days of the date on which the staff of the Legislative Budget Board concludes its review of the request and forwards its review to the chair of the House Appropriations Committee, chair of the Senate Finance Committee, speaker of the house, and lieutenant governor. Any requests for additional information made by the Legislative Budget Board shall interrupt the counting of the 30 business days.

Amendment No. 87 was withdrawn.

Amendment No. 88

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

Floor Packet Page No. 161

Amend **CSSB 1** (house committee report) in Article II of the bill, following the appropriations to the Health and Human Services Commission, in Rider 36, Medicaid Funding Reduction and Cost Containment (page II-52), by adding the following appropriately lettered subsection to the end of that rider:

____. The executive commissioner of the Health and Human Services Commission shall seek input from appropriate providers before allocating any Medicaid funding reductions or implementing any Medicaid cost containment measures suggested under Subsection (b) of this rider.

Amendment No. 88 was withdrawn.

Amendment No. 89

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

Floor Packet Page No. 155

Amend **CSSB 1** (house committee printing) in Article II, following the appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider:

_____. Enhanced Eligibility Screening Tools. It is the intent of the legislature that, using funds appropriated above, the Health and Human Services Commission:

(1) cross match, on a quarterly basis beginning September 1, 2017, statistically significant samples of recipient enrollment records from the medical assistance, financial assistance, supplemental nutrition assistance, and children's health insurance programs against death records, employment and wage records, records of lottery winnings, residency checks, child support enforcement records, out-of-state electronic benefits transactions, the enrollment status of persons in other state-administered public assistance programs, and any other data the commission considers appropriate in order to strengthen program integrity, reduce fraud, waste, and abuse, and achieve cost savings in the programs;

(2) not later than September 1, 2018, prepare and submit a written report to the governor, lieutenant governor, speaker of the house of representatives, and any legislative committees with jurisdiction over the commission containing the findings from the cross matches conducted under Subdivision (1) of this rider, including findings of incidents of fraud, waste, or abuse in the programs listed in that subdivision; and

(3) based on the findings from the samples of cross matches, conduct a cross match of all recipient enrollment records for the programs listed in Subdivision (1) of this rider not later than December 1, 2018.

Amendment No. 89 - Point of Order

Representative Nevárez raised a point of order against further consideration of Amendment No. 89 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 89 was withdrawn.

Amendment No. 90

Representative Leach offered the following amendment to **CSSB 1**:
Floor Packet Page No. 131

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

(1) In Article II of the bill, in the appropriations to the Health and Human Services Commission (page II-32), increase the appropriations from the general revenue fund to the Health and Human Services Commission for Strategy D.1.1, Women's Health Program, by the amount of \$5,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$5,000,000 for the state fiscal year ending August 31, 2019.

(2) In Article II of the bill, following the appropriations to the Health and Human Services Commission, add the following appropriately numbered rider and renumber subsequent riders accordingly:

_____. Healthy Texas Women Program Outreach and Marketing. Out of funds appropriated above in Strategy D.1.1, Women's Health Program, the Health and Human Services Commission shall allocate a minimum of \$5,000,000 each fiscal year to fund outreach and marketing for the Healthy Texas Women Program.

(3) In Article VII of the bill, in the appropriations to the Texas Lottery Commission (page VII-8), reduce the appropriations from non-dedicated general revenue to the Texas Lottery Commission for Strategy A.1.3, Marketing and Promotion, by the amount of \$5,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$5,000,000 for the state fiscal year ending August 31, 2019.

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

Amendment No. 90 was withdrawn.

Amendment No. 91

Representative Coleman offered the following amendment to **CSSB 1**:
Floor Packet Page No. 162

Amend **CSSB 1** (house committee printing) in Article II of the bill by striking the first sentence of Rider 49 following the appropriation to the Health and Human Services Commission (Healthy Community Collaboratives, page II-55) and substituting the following:

Out of general revenue appropriated above, the Health and Human Services Commission (HHSC) shall allocate an amount not to exceed \$25,000,000 in general revenue over the biennium in Strategy D.2.3, Community Mental Health Crisis Svcs, to fund Healthy Community Collaboratives. Out of the \$25,000,000 in general revenue allocated to fund Healthy Community Collaboratives above, \$10,000,000 may be allocated to fund Healthy Community Collaboratives in rural areas.

Amendment No. 91 was adopted. (Rinaldi recorded voting no.)

Amendment No. 92

Representative Moody offered the following amendment to **CSSB 1**:
Floor Packet Page No. 165

Amend **CSSB 1** (committee report version) on page II-57 of the Health and Human Services Commission bill pattern by adding the following appropriately numbered rider:

_____. Managed Care Organization Services for Individuals with Serious Mental Illness. Out of funds appropriated above in Goal A, Medicaid Client Services, the Health and Human Services Commission shall improve efforts to better serve individuals with serious mental illness, as defined by Section 1355.001, Texas Insurance Code. Per the express authority granted in Government Code, Chapter 533.0025(b), the Commission shall develop performance metrics to better hold managed care companies accountable for care of enrollees with serious mental illness and, if cost effective, may develop and procure a separate managed care program for an alternative model of managed

care in at least one service area of the state to serve individuals with serious mental illness in the STAR and STAR + PLUS Medicaid managed care programs. Performance metrics shall include those pursuant to Government Code, Chapter 536.003, as well as industry standard performance measures for integrated care, jail and emergency department diversion, post-release linkage to care, homelessness reduction, supportive housing, and medication adherence. The Commission's efforts should demonstrate improved outcomes, integration of care and enhanced cost control against an established baseline measurement for the target population of individuals with serious mental illness. The Commission shall submit a report to the Legislative Budget Board and governor no later than November 1, 2018, detailing the Commission's performance metrics relating to providing services to individuals with serious mental illness as described above.

Amendment No. 93

Representative Moody offered the following amendment to Amendment No. 92:

Amend Amendment No. 92 by Moody to **CSSB 1** (page 165, prefiled amendment packet) as follows:

(1) In the rider added by the amendment, between "Managed Care Organization Services for Individuals with Serious Mental Illness." and "Out of funds", insert "(a)".

(2) Immediately following the rider added by the amendment, insert the following:

(b) Before the Health and Human Services Commission may spend any funds appropriated to the commission for Goal A, Medicaid Client Services, to develop performance metrics or develop and procure a separate managed care program as specified by Subsection (a) of this rider, the Legislative Budget Board must approve the expenditure. A request for approval made by the commission under this rider is considered approved unless the Legislative Budget Board issues written disapproval not later than the 30th business day after the date the Legislative Budget Board staff concludes its review of the request and forwards the request to the chair of the House Appropriations Committee, the chair of the Senate Committee on Finance, the speaker of the house of representatives, and the lieutenant governor. A request for additional information made by the Legislative Budget Board tolls the counting of the 30-day period specified by this subsection.

Amendment No. 93 was adopted.

Amendment No. 92, as amended, was adopted.

Amendment No. 94

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

Floor Packet Page No. 166

Amend **CSSB 1** (house committee report), in Article II of the bill, following the appropriations to the Health and Human Services Commission, in Rider 62, Prohibition on Abortions: Healthy Texas Women Program and Family Planning Program, in Subsection a (page II-58), by inserting "marketing," between "including" and "overhead".

Amendment No. 94 was adopted.

Amendment No. 95

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

Floor Packet Page No. 168

Amend **CSSB 1** (house committee report) in Article II of the bill, following the appropriations to the Health and Human Services Commission, in Rider 60, Women's Health Programs: Savings and Performance Reporting (page II-58), immediately following Subsection f, by inserting the following:

g. The service utilization by procedure code. The bi-annual report submitted as required above must satisfy federal reporting requirements that mandate the most specific, accurate, and complete coding and reporting for the highest level of specificity.

Amendment No. 95 was adopted.

(Kacal in the chair)

Amendment No. 96

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

Floor Packet Page No. 170

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations made to the Health and Human Services Commission, in Rider 72 (page II-60) as follows:

(1) Immediately after the first sentence of the rider, insert the following:
If the Health and Human Services Commission (HHSC) confirms that an unexpended balance of \$19,755,178 in IDEA Part C funds from the state fiscal year ending August 31, 2017 exists, it will work with the legislature to ensure the funds are properly appropriated.

(2) In the second sentence of the rider, strike "The Health and Human Services Commission's (HHSC)" and substitute "HHSC's".

Amendment No. 96 was adopted.

Amendment No. 97

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

Floor Packet Page No. 172

Amend **CSSB 1** as follows:

On page II-64, under HHSC Rider 88, Funding for Child Advocacy Center Programs and Court Appointed Special Advocate Programs, add the following language to the end of 88 c.:

"Any unexpended balances in Strategy F.3.2, Child Advocacy Programs, from fiscal year 2018 are appropriated for the same purpose in fiscal year 2019."

So that 88 c. reads:

c. Notwithstanding Article IX, Section 14.01, Appropriations Transfers, Rider 134, Transfers: Authority and Limitations, and Article II Special Provisions Section 6 of this Act, the Health and Human Services Commission (HHSC) may not transfer amounts appropriated in Strategy F.3.2, Child Advocacy Programs, to any other strategy nor use those appropriations for any other purpose. Any unexpended balances in Strategy F.3.2, Child Advocacy Programs, from fiscal year 2018 are appropriated for the same purpose in fiscal year 2019.

Amendment No. 97 was adopted.

Amendment No. 98

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

Floor Packet Page No. 176

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

(1) In Article II of the bill, following the appropriations to the Health and Human Services Commission, strike Rider 166 (page II-91) and renumber subsequent riders accordingly.

(2) Adjust totals and methods of financing accordingly.

Amendment No. 98 was withdrawn.

Amendment No. 99

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

Floor Packet Page No. 174

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

(1) In Article II of the bill, following the appropriations to the Health and Human Services Commission, by striking Rider 163 (pages II-90 and II-91), and substituting the following appropriately numbered rider:

_____. Prohibition on Funding Center for Elimination of Disproportionality and Disparities and Related Activities. The Health and Human Services Commission may not use any money appropriated to the commission by this Act to:

(a) fund the Center for Elimination of Disproportionality and Disparities; or

(b) pay for advising health and human services agencies on the implementation of cultural competency training, developing partnerships with community groups and agencies to support the delivery of culturally appropriate

services to children and families, or evaluating, developing, and recommending policies and programs addressing disproportionality and disparities within the health and human services system.

(2) In Article II of the bill (page II-33), reduce general revenue appropriations to Strategy F.3.3, Additional Advocacy Programs, by \$2,000,000 in fiscal year 2018 and by \$2,000,000 in fiscal year 2019.

(3) In Article IX of the bill (page IX-86), in the appropriations to the Department of Public Safety, increase the appropriations to the Department of Public Safety for border security by the amount of \$2,000,000 in fiscal year 2018 and by \$2,000,000 in fiscal year 2019.

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

Amendment No. 100

Representative Cain offered the following amendment to Amendment No. 99:

Amend Amendment No. 99 by Cain (prefiled amendment packet page 174) as follows:

(1) In item (2) of the amendment, strike "by \$2,000,000 in fiscal year 2018 and by \$2,000,000 in fiscal year 2019" and substitute "by \$2,000,000 in the fiscal biennium ending August 31, 2019".

(2) In item (3) of the amendment, strike "by the amount of \$2,000,000 in fiscal year 2018 and by \$2,000,000 in fiscal year 2019" and substitute "by \$2,000,000 in the fiscal biennium ending August 31, 2019".

Amendment No. 99 - Point of Order

Representative Walle raised a point of order against further consideration of Amendment No. 99 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 100 was withdrawn.

Amendment No. 99 was withdrawn.

Amendment No. 101

Representative Turner offered the following amendment to **CSSB 1**:
Floor Packet Page No. 177

Amend **CSSB 1** (house committee printing) by striking Rider 184 on page II-95 on the Health and Human Services Commission bill pattern, and replacing it with the following appropriately numbered rider:

_____: Waiver Seeking Federal Funds from the Patient Protection and Affordable Care Act. Out of funds appropriated above to the Health and Human Services Commission (HHSC) in Strategy B.1.1, Medicaid Contracts & Administration, HHSC shall seek a waiver from the federal government requesting a full draw-down of federal dollars available to states through the Patient Protection and Affordable Care Act (PPACA). It is the intent of the legislature that the waiver be used as part of a negotiation to maximize the

reduction of uninsured residents, promote personal responsibility with respect to health care, increase the efficiency in the delivery of health care services in the state, and reduce health care costs.

Amendment No. 102

Representative Turner offered the following amendment to Amendment No. 101:

Amend Amendment No. 101 by Turner to **CSSB 1** (page 177 of the prefiled amendment packet) by inserting the following at the end of the amendment:

In addition to the principles stated above, the waiver shall include stated support of several provisions of the Affordable Care Act, including provisions relating to:

- a. expansion of health coverage to individuals whose annual household income is at or below 138 percent of the federal poverty level;
- b. reduction of the cost of emergency room care;
- c. support for rural hospitals and federally qualified health centers;
- d. continued access to free contraception coverage through a third party, to the extent allowed by law;
- e. protection of currently insured residents of this state; and
- f. protection of essential benefits provided through the Affordable Care Act, including:

- (1) ambulatory patient services;
- (2) emergency services;
- (3) hospitalization;
- (4) maternity and newborn care;
- (5) mental health and substance use disorder services, including behavioral health treatment;
- (6) prescription drugs;
- (7) rehabilitative services and devices;
- (8) laboratory services;
- (9) preventive and wellness services and chronic disease management; and
- (10) pediatric services, including oral and vision care.

Amendment No. 102 - Point of Order

Representative Stickland raised a point of order against further consideration of Amendment No. 102 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 102 was withdrawn.

Amendment No. 101 was withdrawn.

Amendment No. 72 - Vote Reconsidered

Representative Shaheen moved to reconsider the vote by which Amendment No. 72, as amended, failed of adoption.

The motion to reconsider prevailed by (Record 194): 121 Yeas, 21 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Arévalo; Ashby; Bailes; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Darby; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; King, K.; Koop; Krause; Kuempel; Lambert; Lang; Larson; Laubenberg; Leach; Lucio; Martinez; Meyer; Miller; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Sanford; Schofield; Shaheen; Sheffield; Shine; Smithee; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas.

Nays — Bell; Burns; Cyrier; Dale; Davis, S.; Frank; Goldman; Isaac; Klick; Landgraf; Longoria; Lozano; Metcalf; Murr; Oliverson; Rose; Schaefer; Schubert; Simmons; Springer; Workman.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Anderson, R.; King, T.; Minjarez.

STATEMENT OF VOTE

When Record No. 194 was taken, I was shown voting yes. I intended to vote no.

G. Bonnen

AMENDMENT NO. 72 - REMARKS

REPRESENTATIVE FAIRCLOTH: Ms. Giddings, in the amendment, it shows seven counties. Are those the only seven counties that are eligible for these funds?

REPRESENTATIVE GIDDINGS: I don't believe so, sir, but we are asking that because NorthSTAR transitioned into this statewide plan and did not get enough transitional funding, that these counties be allowed to use these unallocated funds, which are not GR.

FAIRCLOTH: I understand, but would there be other counties, say Fort Bend or Montgomery or Galveston?

GIDDINGS: If allowed, absolutely.

FAIRCLOTH: Would they be eligible for those funds without being named in the amendment?

GIDDINGS: Absolutely.

REPRESENTATIVE PRICE: Representative Giddings, when the NorthSTAR system was eliminated and now the North Texas Behavioral Health Authority is in existence, they received allocations through the formulas last biennium plus some additional allocations to ease that transition, correct?

GIDDINGS: That is absolutely correct, Representative Price, but as we knew then, and it has been confirmed, absolutely confirmed, the transition funds were not enough. In Dallas County, for instance, and in most of our regions, we did not have a waiting list. Now we have a tremendous backlog and waiting list, because the transitional funds were not adequate. And as you know, we could not use local taxes to draw down the federal tax.

PRICE: You mentioned the unallocated funds a moment ago that are still there that are available that you want to draw down. Now, isn't it accurate, though, if you draw those down, that will be to the detriment of all the other local mental health authorities across the state, because they cannot access those funds if you draw them down?

GIDDINGS: We do not anticipate drawing down all the funds or preventing anybody else from drawing down funds. Others would be allowed to draw down funds as they are available.

PRICE: Is that what your amendment says?

GIDDINGS: I believe it does.

PRICE: So your intention is that if you draw down the funds, that other local mental health authorities across the state, the 39, will also have equal access—that you're just competing for the same funds? Or you're actually asking for those funds to be made available only to North Texas?

GIDDINGS: We're not asking that they be made available only to us. We have been in a real disadvantage, and we're looking for parity, because we made the sacrifice of being drawn into this plan, basically against the wishes of most of the members of the Texas House that were from the Dallas region.

PRICE: Will you show me in your amendment where it allows other local mental health authorities to receive the unallocated funding under the DSRIP system?

GIDDINGS: I think it says, "to be used by those local authorities for the purpose of meeting federal requirements to obtain additional unallocated federal funds through the Delivery System."

PRICE: But doesn't it reflect only those counties that used to be in the NorthSTAR system?

GIDDINGS: We don't intend for it to be only those counties.

PRICE: I believe that's what the amendment says. Because it defines "the former NorthSTAR Behavioral Health Services Model, including the North Texas Behavioral Health Authority and the local mental health authority serving Collin County, to be used by those local authorities"—the part you just read. So it really does bracket it just to those specific counties.

GIDDINGS: Well, the reason that we don't think it does, and I guess we can have a disagreement, is because everybody else in the past was allowed to draw down.

PRICE: But NorthSTAR was privately owned. So that was a choice that was made at one time, because they couldn't draw down those monies, because they were not eligible at the time, correct?

GIDDINGS: That's right. We had two pots of funds that we put together, and in putting them together, we were able to eliminate all of our waiting lists. And now those waiting lists are large.

PRICE: I think there are advantages and disadvantages under each model of care. I do think that the amendment as written would be detrimental to local mental health authorities that exist across the state that are not defined as you've written the amendment. So I appreciate you answering these questions.

Representative S. Davis moved to table Amendment No. 72, as amended.

The motion to table was lost by (Record 195): 51 Yeas, 90 Nays, 2 Present, not voting.

Yeas — Anderson, C.; Bailes; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Clardy; Cyrier; Dale; Davis, S.; Dean; Elkins; Faircloth; Frank; Geren; Gonzales; Huberty; Hunter; Isaac; King, K.; Klick; Kuempel; Landgraf; Larson; Lozano; Metcalf; Miller; Murphy; Murr; Oliverson; Paddie; Paul; Phelan; Phillips; Price; Roberts; Schubert; Sheffield; Shine; Smithee; Springer; Stephenson; Thompson, E.; Uresti; VanDeaver; White; Wilson; Workman; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Ashby; Bernal; Biedermann; Blanco; Burkett; Button; Cain; Canales; Capriglione; Coleman; Collier; Cook; Cortez; Craddick; Darby; Davis, Y.; Deshotel; Dukes; Fallon; Farrar; Flynn; Frullo; Gervin-Hawkins; Giddings; Goldman; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Koop; Krause; Lambert; Lang; Laubenberg; Leach; Longoria; Lucio; Martinez; Meyer; Minjarez; Moody; Morrison; Muñoz; Neave; Nevárez; Oliveira; Ortega; Parker; Perez; Pickett; Raney; Raymond; Reynolds; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Shaheen; Simmons; Stickland; Stucky; Swanson; Thierry; Tinderholt; Turner; Villalba; Vo; Walle; Wray; Wu; Zedler.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Cosper; Dutton; González; Holland.

STATEMENTS OF VOTE

When Record No. 195 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 195 was taken, I was shown voting no. I intended to vote yes.

Schaefer

Amendment No. 72, as amended, was adopted by (Record 196): 74 Yeas, 69 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Bernal; Biedermann; Blanco; Burkett; Button; Capriglione; Coleman; Collier; Cook; Cortez; Cospers; Darby; Davis, Y.; Deshotel; Dutton; Fallon; Farrar; Flynn; Gervin-Hawkins; Giddings; Goldman; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Holland; Johnson, E.; Johnson, J.; King, T.; Koop; Lambert; Laubenberg; Leach; Lucio; Martinez; Meyer; Minjarez; Moody; Morrison; Muñoz; Neave; Nevárez; Ortega; Parker; Pickett; Raney; Raymond; Reynolds; Rinaldi; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Shaheen; Simmons; Stickland; Stucky; Turner; Uresti; Villalba; Vo; Walle; Wray; Wu.

Nays — Anderson, C.; Ashby; Bailes; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Cain; Canales; Clardy; Craddick; Cyrier; Dale; Davis, S.; Dean; Dukes; Elkins; Faircloth; Frank; Frullo; Geren; Gonzales; Hefner; Hinojosa; Howard; Huberty; Hunter; Isaac; Israel; King, K.; Klick; Krause; Kuempel; Landgraf; Lang; Larson; Longoria; Lozano; Metcalf; Miller; Murphy; Murr; Oliverson; Paddie; Paul; Perez; Phelan; Phillips; Price; Roberts; Schaefer; Schofield; Schubert; Sheffield; Shine; Smithee; Springer; Stephenson; Swanson; Thompson, E.; Tinderholt; VanDeaver; White; Wilson; Workman; Zedler; Zerwas.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Oliveira; Thierry.

STATEMENTS OF VOTE

When Record No. 196 was taken, I was shown voting yes. I intended to vote no.

Herrero

When Record No. 196 was taken, I was shown voting yes. I intended to vote no.

Stucky

Amendment No. 103

Representatives Price and Coleman offered the following amendment to **CSSB 1**:

Floor Packet Page No. 180

Amend **CSSB 1** (house committee printing) in Article II of the bill by amending Rider 186, Federal Flexibility (page II-96), to the appropriations to the Health and Human Services Commission by adding the following sentence to the end of the rider:

"A request for or other pursuit of federal flexibility under this rider may not eliminate the requirement in effect on January 1, 2017, to provide all medically necessary services to eligible children."

Amendment No. 103 was adopted.

Amendment No. 104

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

Floor Packet Page No. 182

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

The Health and Human Services Commission shall identify programmatic and administrative areas where it can maximize current investments in technology and automation, and other assets, in a concerted effort to identify and increase operational efficiencies, generate cost savings and cost avoidance, and create opportunities to share services within the health and human services system.

Amendment No. 105

Representative Longoria offered the following amendment to Amendment No. 104:

Amend Amendment No. 104 on page 182 by Elkins by inserting the following language after "health and human services system":

Electronic Visit Verification Administrative Simplification. The Health and Human Services Commission (HHSC) shall, not later than December 31, 2017, identify specific strategies to streamline the administrative requirements imposed on health care providers that are required to use Electronic Visit Verification (EVV). As part of their review, the Commission is required to review minimum state and federal statutory requirements relating to EVV, state program and policy requirements that require health care providers to make unnecessary visits or incur unnecessary costs, and differences in compliance requirements between fee for service and managed care.

HHSC shall submit a report on strategies identified and an implementation plan and schedule to eliminate or simplify EVV administrative requirements to the Legislative Budget Board and the Office of the Governor by March 31, 2018.

Amendment No. 105 was adopted.

Amendment No. 106

Representative Roberts offered the following amendment to Amendment No. 104:

Amend Amendment No. 104 by Elkins to **CSSB 1** (house committee printing) by adding the following at the end of the amendment:

The Health and Human Services Commission shall prepare a report that details operational efficiencies and cost savings achieved by the commission and evidence of any improvements in collection and maintenance of current and accurate contact information for individuals receiving health and human services benefits. Not later than December 1, 2017, the commission shall submit the report to the governor, lieutenant governor, speaker of the house of representatives, and the chair of each legislative committee with jurisdiction over health and human services issues.

Amendment No. 106 was adopted.

Amendment No. 104, as amended, was adopted.

Amendment No. 107

Representative Collier offered the following amendment to **CSSB 1**:
Floor Packet Page No. 183

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

(1) In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-101), add the following appropriately numbered rider:

_____. Contingency Rider: Required Testing for Lead Contamination in Public School Drinking Water. Contingent on the enactment and becoming law of **HB 2395**, or similar legislation of the 85th Legislature, Regular Session, 2017, relating to testing for lead contamination in public school drinking water:

(a) In addition to other amounts appropriated above, the amount of \$250,000 is appropriated out of the Economic Stabilization Fund to the Health and Human Services Commission for each fiscal year of the 2018-19 state fiscal biennium for the purpose of implementing a program of required testing for lead contamination in public school drinking water.

(b) In Article IX of the bill, in Section 17.13 of that article, reduce the amount appropriated from the Economic Stabilization Fund to the Department of Public Safety for Border Security (page IX-86), by \$250,000 for each fiscal year of the 2018-19 state fiscal biennium.

(2) Adjust totals and methods of financing accordingly.

Amendment No. 108

Representative Collier offered the following amendment to Amendment No. 107:

Amend Amendment No. 107 by Collier (page 183 in the prefiled amendments packet) as follows:

(1) On page 1, line 3, strike "Health and Human Services Commission (page II-101)" and substitute "Department of State Health Services (page II-29)".

(2) On page 1, line 13, strike "Health and Human Services Commission" and substitute "Department of State Health Services".

Amendment No. 108 was adopted.

Amendment No. 107, as amended, was withdrawn. (Rinaldi recorded voting no.)

Amendment No. 109

Representative Dukes offered the following amendment to **CSSB 1**:
Floor Packet Page No. 106

Amend **CSSB 1** (house committee report) in Article II of the bill, following the appropriations to the Department of Family and Protective Services, after the first sentence in Subsection c in Rider 31, Texas Home Visiting Program and Nurse Family Partnership Program (page II-15), by adding the following:
Support costs for these programs may not exceed 20 percent of the total amounts described in sections (a) and (b).

Amendment No. 109 was adopted.

Amendment No. 65 - Vote Reconsidered

Representative Miller moved to reconsider the vote by which Amendment No. 65 was adopted.

The motion to reconsider prevailed by (Record 197): 139 Yeas, 4 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; 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.; King, K.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; 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; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Lang; Rinaldi; Stickland; Tinderholt.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Cosper; Schaefer.

STATEMENT OF VOTE

When Record No. 197 was taken, I was in the house but away from my desk. I would have voted yes.

Cosper

Amendment No. 110

Representative Miller offered the following amendment to Amendment No. 65:

Amend Amendment No. 65 by Miller to **CSSB 1** (page 121, prefiled amendments packet) by inserting the following immediately after page 1, line 20:

(d) If the study contemplates the ability of an outsourcing facility to dispense directly to a patient, the report under Subsection (c) of this provision shall include proposed recommended outsourcing facility licensing requirements that comply with rules adopted by the Texas State Board of Pharmacy.

Amendment No. 110 was adopted.

Amendment No. 65, as amended, was adopted.

Amendment No. 111

Representative Muñoz offered the following amendment to **CSSB 1**:
Floor Packet Page No. 184

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

(1) In Article II of the bill, following the appropriations to the Health and Human Services Commission, add the following appropriately numbered rider and renumber subsequent riders accordingly:

_____. Texas Civil Commitment Office Caseload Growth. In addition to the other amounts appropriated above for Strategy M.1.1, Texas Civil Commitment Office, the amount of \$1,277,758 is appropriated from the Economic Stabilization Fund for the state fiscal year ending August 31, 2018, and the amount of \$1,277,757 is appropriated from the Economic Stabilization Fund for the state fiscal year ending August 31, 2019, to the Health and Human Services Commission for purposes of offsetting the Texas Civil Commitment Office's costs related to civil commitment caseload growth.

(2) In Section 17.13, Part 17, Article IX, of the bill, in the appropriations to the Department of Public Safety, reduce the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-86) by \$2,555,515 for the 2018-2019 biennium.

(3) In Section 17.07, Part 17, Article IX, of the bill, in the informational listing of amounts appropriated for border security to the Department of Public Safety (page IX-79), reduce the amount allocated for Operation Secure Texas fuel, travel, and support staff by \$2,555,515.

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

Amendment No. 111 was withdrawn.

Amendment No. 112

Representative Coleman offered the following amendment to **CSSB 1**:
Floor Packet Page No. 185

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

(1) Add the following appropriately numbered rider under the Article II appropriations to the Health and Human Services Commission:

_____. Funds for Family Drug Courts. In addition to the other amounts appropriated by this Act to the Health and Human Services Commission, the amount of \$500,000 is appropriated out of the general revenue fund to the Health and Human Services Commission for the state fiscal biennium beginning September 1, 2017, for the purpose of assisting counties in establishing a family drug court for the prevention of, intervention in, or treatment of substance abuse by guardians of children 18 years of age or younger who are at risk of entering or are in the child protection system.

(2) Reduce the Article V appropriations to the Department of Criminal Justice for Strategy C.1.12, Contract Prisons/Private St Jails (page V-6), by the amount of \$250,000 for the state fiscal year ending August 31, 2018, and by the amount of \$250,000 for the state fiscal year ending August 31, 2019.

(3) Adjust total and methods of financing accordingly.

Amendment No. 112 was withdrawn.

REMARKS ORDERED PRINTED

Representative Faircloth moved to print remarks between Representative Giddings and Representative Faircloth and between Representative Giddings and Representative Price on Amendment No. 72.

The motion prevailed.

Amendment No. 113

Representative G. Bonnen offered the following amendment to **CSSB 1**:
Floor Packet Page No. 186

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

(1) In Article II of the bill, after the items of appropriation for the Health and Human Services Commission, insert the following appropriately numbered rider:

_____. Medicaid Eligibility Limits: Permissible Reductions. (a) The Health and Human Services Commission shall restrict new enrollment in Medicaid programs if funding appropriated by the legislature is not projected to adequately maintain existing services at existing rates for the 2018/19 biennium. Upon a determination by the commission that such action is necessary, the commission shall revise the qualifying income or asset eligibility limits downward for certain populations covered under the medical assistance program. An action under this provision shall not affect the eligibility, enrollment, or coverage of persons already enrolled at the time the action is taken; but the action shall prospectively restrict new enrollment under the revised thresholds.

(b) The terms of this provision are limited to those populations and services over which the state has discretion, and which are not subject to federal limitation on downward eligibility revisions.

Amendment No. 113 was withdrawn.

Amendment No. 114

Representative Uresti offered the following amendment to **CSSB 1**:
Floor Packet Page No. 188

Amend **CSSB 1** (house committee report), in Article II of the bill, following the appropriations to the Health and Human Services Commission, by amending Rider 55, Funding for Abstinence Sexual Education (page II-57), by striking the period at the end of Subsection b of the rider and substituting:
; and

- c. Contain only information verified or supported by research that is:
 1. conducted in compliance with accepted scientific methods;
 2. published in peer-reviewed journals, if appropriate;
 3. recognized as medically accurate, objective, and complete by mainstream professional organizations and agencies with expertise in the relevant field, including the federal Centers for Disease Control and Prevention and the United States Department of Health and Human Services; and
 4. proven through rigorous, scientific evaluation to achieve positive outcomes on measures of sexual risk behavior or its health consequences.

Amendment No. 114 - Point of Order

Representative S. Davis raised a point of order against further consideration of Amendment No. 114 under Rule 11, Section 6(h) of the House Rules on the grounds that the amendment was untimely filed.

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

Rule 11, Section 6(h) of the House Rules requires that 10 copies of an amendment be provided to the chief clerk and made available in the chief clerk's office at least 72 hours prior to the time the calendar on which the general appropriations bill appears for second reading is first eligible for consideration. The calendar on which **CSSB 1** appeared was first eligible for consideration on April 6, 2017, at 10 a.m., meaning that, under the House Rules, amendments to **CSSB 1** were due by 10 a.m. on Monday, April 3, 2017.

Similarly, the body adopted a calendar rule providing that "All original amendments that will be offered during second reading consideration of the bill must be filed with the chief clerk by 10 a.m. on Monday, April 3rd, 2017." On the same day the members adopted this calendar rule, a motion was made to suspend both the House Rules and the calendar rule and to extend the time for members to file amendments to 5 p.m. on April 3. The motion failed. The chair announced that the chief clerk's office would be open to accept amendments during regular business hours, for a three-hour block on Sunday evening, and on Monday, April 3, beginning at 7:30 a.m.

Indeed, the chief clerk's office was open at all of the times specified by the chair. As amendments were filed, the chief clerk's staff, in order to give the people who filed the amendments some record that the amendments had been received by the chief clerk's office for inclusion in the amendment packet, stamped four copies of each amendment with the one hand-held time stamp that the chief clerk's office owns.

On Monday, April 3, 2017, the chief clerk, his staff, and members of the parliamentarian's office were in the chamber before 10 a.m. as house members and staff came into the house chamber to file amendments. By 9 a.m. on Monday, the chief clerk's office had received, stamped, and scanned approximately 75 amendments. About 325 of the 402 amendments that were filed for **CSSB 1** were brought to the office between 9 a.m. and 10 a.m. on April 3, and each of these was also received, stamped, and scanned into the floor amendment system. However, moments before 10 a.m., when the last person arrived to file an amendment, there were still over a dozen people in line waiting for the chief clerk's staff to accept and process their amendments. The house staff in attendance identified the last person in line (in a similar manner to an election judge who marks a voter who arrives before the polls close and who does not actually cast a vote until after the polls close) and observed that the last person to arrive before 10 a.m. did not have his amendment stamped by the chief clerk's office until 10:05 a.m.

The chief clerk's office timely, efficiently, and professionally handled the largest set of amendments for any bill of the session and overcame limitations of staff size, equipment provided to the clerk, and the volume of filings that occurred in the last hour, handling and placing over 1,200 impressions on over 300 bills in one hour.

Subsequently, some members who observed that several of the amendments in the amendment packet bore a time stamp reflecting a time later than 10 a.m. on April 3, 2017, raised a series of parliamentary inquiries in which the chair explained that the chief clerk accepted amendments from everyone who submitted them, stamped them to reflect that his office had received them, and had noted who had been in line before the deadline to file amendments, such that the last timely filed amendment was stamped at 10:05 a.m.

Amendment No. 114 was time-stamped by the chief clerk's office at 11:06 a.m. on Monday, April 3. The amendment's author acknowledged that his amendment was not submitted until over an hour after the deadline set by the House Rules and the calendar rule and is therefore untimely.

The ruling precluded further consideration of Amendment No. 114.

Amendment No. 115

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

Floor Packet Page No. 107

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

_____. Reporting Requirement on Faith-Based Partnerships. The Department of Family and Protective Services shall report, by October 1 of each year of the biennium, to the House Appropriations Committee, the Senate Finance Committee, the Legislative Budget Board, the governor, and the permanent standing committees in the house of representatives and the senate with jurisdiction over health and human services on the Department's activities related to engaging faith communities in serving Texas families and children.

The report shall include the following information:

- a. the number of volunteer faith-based organizations with which the Department has partnership arrangements;
- b. the items of expense on which appropriations for faith-based partnerships in the 2018-19 biennium are being expended, including expenses for FTEs working on faith-based partnerships;
- c. the percentage distribution of faith traditions, including denominations, of volunteer faith-based organizations partnering with the Department;
- d. the percentage distribution of services that volunteer faith-based organizations are providing;
- e. an account of complaints the Department has received related to volunteer faith-based organizations; and
- f. a description of the Department's faith-based partnership program, including all hard-copy materials and online resources.

Amendment No. 115 - Point of Order

Representative Schofield raised a point of order against further consideration of Amendment No. 115 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

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

Under Rule 8, Section 4 of the House Rules, "[a] general law may not be changed by the provisions in an appropriations bill." A rider to an appropriations bill may detail, restrict, or limit the expenditure of appropriated funds, but may not enact or amend general law. A provision that "imposes certain reporting requirements or accounting requirements in connection with an appropriation" does not by itself create general law. See 80 H.J. Reg. 6907-6909 (Talton point of order on **HB 1**). However, if the law forbids or does not allow a certain type of reporting, then an amendment requiring that type of reporting would create general law. See 83 H.J. Reg. 1360-1361 (C. Turner point of order on Amendment No. 175).

The amendment by Representative Howard would require the Department of Family and Protective Services to issue a report regarding faith-based partnerships to the legislature, the governor, and the Legislative Budget Board. This reporting requirement does not appear to contradict existing law. Therefore, after examining the amendment and general law, the chair finds that the amendment would not effect a change in current law.

Representative Schofield moved to table Amendment No. 115.

The motion to table prevailed by (Record 198): 91 Yeas, 46 Nays, 2 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cospier; Craddick; Cyrier; Darby; Davis, Y.; Dean; Dukes; Elkins; Faircloth; Fallon; Flynn; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; King, K.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Metcalf; Meyer; Miller; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Arévalo; Bernal; Burkett; Canales; Coleman; Collier; Cortez; Davis, S.; Deshotel; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.; Lucio; Martinez; Minjarez; Moody; Morrison; Neave; Nevárez; Oliveira; Ortega; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Thierry; Turner; Uresti; Vo; Walle; Wu.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Alvarado; Anchia; Blanco; Dale; Frank; Johnson, E.; Muñoz; Perez.

STATEMENTS OF VOTE

When Record No. 198 was taken, I was shown voting no. I intended to vote yes.

Burkett

When Record No. 198 was taken, I was shown voting yes. I intended to vote no.

Y. Davis

When Record No. 198 was taken, I was in the house but away from my desk. I would have voted yes.

Frank

When Record No. 198 was taken, I was shown voting no. I intended to vote yes.

Morrison

Amendment No. 116

Representative Isaac offered the following amendment to **CSSB 1**:
Floor Packet Page No. 155

Amend **CSSB 1** (house committee printing) in Article II, following the appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider:

_____. Enhanced Eligibility Screening Tools. It is the intent of the legislature that, using funds appropriated above, the Health and Human Services Commission:

(1) cross match, on a quarterly basis beginning September 1, 2017, statistically significant samples of recipient enrollment records from the medical assistance, financial assistance, supplemental nutrition assistance, and children's health insurance programs against death records, employment and wage records, records of lottery winnings, residency checks, child support enforcement records, out-of-state electronic benefits transactions, the enrollment status of persons in other state-administered public assistance programs, and any other data the commission considers appropriate in order to strengthen program integrity, reduce fraud, waste, and abuse, and achieve cost savings in the programs;

(2) not later than September 1, 2018, prepare and submit a written report to the governor, lieutenant governor, speaker of the house of representatives, and any legislative committees with jurisdiction over the commission containing the findings from the cross matches conducted under Subdivision (1) of this rider, including findings of incidents of fraud, waste, or abuse in the programs listed in that subdivision; and

(3) based on the findings from the samples of cross matches, conduct a cross match of all recipient enrollment records for the programs listed in Subdivision (1) of this rider not later than December 1, 2018.

Amendment No. 116 - Point of Order

Representative Nevárez raised a point of order against further consideration of Amendment No. 116 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 116 was adopted. (Collier and Deshotel recorded voting no.)

Amendment No. 117

Representatives Walle, Price, and Sheffield offered the following amendment to **CSSB 1**:

Floor Packet Page No. 150

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), as follows:

(1) On page II-95 of the Health and Human Services Commission bill pattern, strike Rider 184.

(2) On page II-96 of the Health and Human Services Commission bill pattern, strike Rider 186 and substitute the following text:

Federal Flexibility. Included in amounts appropriated above in Goal A, Medicaid Client Services, is a reduction of \$1,000,000,000 in general revenue funds and \$1,368,000,000 in federal funds for the 2018-19 biennium. The Health and Human Services Commission (HHSC) shall pursue flexibility from the federal government to reduce the cost of providing Medicaid services to achieve the assumed level of savings without changing eligibility levels; reducing benefits; adjusting amount, scope, or duration of services; or otherwise negatively impacting access to care. Prior to making any changes, HHSC shall consider stakeholder input, including complying with any statutory requirements related to rulemaking and public hearings. HHSC shall determine the cost savings, as well as any impact to populations served, associated with any flexibility achieved and notify the Legislative Budget Board of any changes implemented in the Medicaid or Children's Health Insurance Programs.

Amendment No. 117 - Point of Order

Representative Cain raised a point of order against further consideration of Amendment No. 117 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

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

Under Rule 8, Section 4 of the House Rules, "[a] general law may not be changed by the provisions in an appropriations bill." Explanatory Note 2 to Rule 8, Section 4 further explains that "a rider to an appropriations bill may detail, restrict, or limit the expenditure of appropriated funds, but may not enact or amend general law."

The amendment by Representative Walle asks the Health and Human Services Commission to "pursue flexibility from the federal government to reduce the cost of providing Medicaid services" without negatively impacting access to care. The Health and Human Services Commission has wide authority to administer federal Medicaid funds, including the ability to pursue flexibility from the federal government. *See, e.g., Tex. Gov't Code Ann. §§531.021-531.998 (West 2012 & 2016 Supp.) (Subchapter B. Powers and Duties).* The commission has applied for at least 17 examples of flexibility, including waivers and demonstrations. *See Medicaid State Waiver website, https://www.medicaid.gov/medicaid/section-1115-demo/demonstration-and-waiver-list/waivers_faceted.html*

After examining the amendment and the portion of general law giving the commission the right to pursue Medicaid flexibility, the chair finds that the amendment does not enact or amend general law. Accordingly, the point of order is respectfully overruled.

Amendment No. 117 was adopted. (Rinaldi recorded voting no.)

(Kuempel in the chair)

Amendment No. 118

Representative Turner offered the following amendment to **CSSB 1**:
Floor Packet Page No. 177

Amend **CSSB 1** (house committee printing) by striking Rider 184 on page II-95 on the Health and Human Services Commission bill pattern, and replacing it with the following appropriately numbered rider:

_____: Waiver Seeking Federal Funds from the Patient Protection and Affordable Care Act. Out of funds appropriated above to the Health and Human Services Commission (HHSC) in Strategy B.1.1, Medicaid Contracts & Administration, HHSC shall seek a waiver from the federal government requesting a full draw-down of federal dollars available to states through the Patient Protection and Affordable Care Act (PPACA). It is the intent of the legislature that the waiver be used as part of a negotiation to maximize the reduction of uninsured residents, promote personal responsibility with respect to health care, increase the efficiency in the delivery of health care services in the state, and reduce health care costs.

Amendment No. 119

Representative Turner offered the following amendment to Amendment No. 118:

Amend Amendment No. 118 by Turner to **CSSB 1** (page 177 of the prefiled amendment packet) by inserting the following at the end of the amendment:

In addition to the principles stated above, the waiver shall include stated support of several provisions of the Affordable Care Act, including provisions relating to:

- a. expansion of health coverage to individuals whose annual household income is at or below 138 percent of the federal poverty level;
- b. reduction of the cost of emergency room care;
- c. support for rural hospitals and federally qualified health centers;
- d. continued access to free contraception coverage through a third party, to the extent allowed by law;
- e. protection of currently insured residents of this state; and
- f. protection of essential benefits provided through the Affordable Care Act, including:

- (1) ambulatory patient services;
- (2) emergency services;
- (3) hospitalization;
- (4) maternity and newborn care;

- (5) mental health and substance use disorder services, including behavioral health treatment;
- (6) prescription drugs;
- (7) rehabilitative services and devices;
- (8) laboratory services;
- (9) preventive and wellness services and chronic disease management; and
- (10) pediatric services, including oral and vision care.

Amendment No. 119 - Point of Order

Representative Stickland raised a point of order against further consideration of Amendment No. 119 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

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

Under Rule 8, Section 4 of the House Rules, "[a] general law may not be changed by the provisions in an appropriations bill." Explanatory Note 2 to Rule 8, Section 4 states further that "a rider to an appropriations bill may detail, restrict, or limit the expenditure of appropriated funds, but may not enact or amend general law." While the main amendment did not violate Rule 8, Section 4, the amendment to the amendment did. The amendment to the amendment specifically directed the Health and Human Services Commission to support specific provisions relating to the Affordable Care Act, including pursuing mandatory expansion of health care coverage to certain individuals. Having examined the amendment and the general law, the chair finds that in this case the amendment to the amendment became more than a permissible intent rider and would have effected a change in general law. Accordingly, the point of order is sustained.

The ruling precluded further consideration of Amendment No. 119.

Representative S. Davis moved to table Amendment No. 118.

The motion to table prevailed by (Record 199): 90 Yeas, 55 Nays, 2 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; King, K.; Klick; Koop; Krause; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Longoria; Lozano; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

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

Absent, Excused — Keough; King, P.; Thompson, S.

STATEMENT OF VOTE

When Record No. 199 was taken, I was shown voting no. I intended to vote yes.

Lozano

Amendment No. 120

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

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), by adding the following appropriately numbered rider:

_____. Study on Reasonable Caseload Goals To Improve Case Outcomes. (a) Out of funds appropriated above, the Department of Family and Protective Services shall collaborate with the Legislative Budget Board to conduct a study to determine reasonable caseload goals and make recommendations regarding minimum and maximum caseloads for caseworkers in each division of the department.

(b) In conducting the study described under Subsection (a), the commissioner of the Department of Family and Protective Services shall ensure that:

(1) the study considers:

(A) optimal workload time and effort for assigned caseworker duties; and

(B) the differences in workload between regions of the state in which caseworkers are employed; and

(2) the recommendations resulting from the study:

(A) include reasonable caseload goals and minimum and maximum caseload goals for caseworkers in each division of the department, including employees of single source continuum contractors who provide case management services under contract with the department;

(B) include goal estimates that will provide flexibility to the department in the event of an emergency; and

(C) are consistent with other provisions of law governing department cases and caseloads, including provisions related to risk assessment.

(c) The Department of Family and Protective Services and the Legislative Budget Board shall use the results and recommendations of the study to determine the funding level for the department that is appropriate to reduce caseloads.

Amendment No. 120 - Point of Order

Representative S. Davis raised a point of order against further consideration of Amendment No. 120 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

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

Under Rule 8, Section 4 of the House Rules, "[a] general law may not be changed by the provisions in an appropriations bill." A rider to an appropriations bill may detail, restrict, or limit the expenditure of appropriated funds, but may not enact or amend general law. A provision that "imposes certain reporting requirements or accounting requirements in connection with an appropriation" does not by itself create general law. See 80 H.J. Reg. 6907-6909 (Talton point of order on **HB 1**). However, if the law forbids or does not allow a certain type of reporting, then an amendment requiring that type of reporting would create general law. See 83 H.J. Reg. 1360-1361 (C. Turner point of order on Amendment No. 175).

Representative S. Davis asserts that the amendment by Representative Walle creates general law. The amendment, in Subsection (c) requires two entities, the Department of Family and Protective Services to use the results of a study "to determine the funding level for the department that is appropriate to reduce caseloads." The provision further restricts the Legislative Budget Board's authority to determine to the funding level for the Department by allowing it to only use the results of the study and the study's recommendation in setting a funding level "appropriate to reduce caseloads." There is no statutory authority that allows such a restriction in Chapter 322 of the Government Code.

Additionally, the requirement of the LBB to jointly (rather than independently) determine with another agency that other agency's funding level enacts or amends general law. Having examined the amendment and the general law, the chair finds that the amendment's new requirements on the Legislative Budget Board impermissibly effect a change in general law under Rule 8, Section 4.

The ruling precluded further consideration of Amendment No. 120.

(Speaker in the chair)

Amendment No. 121

Representative Bernal offered the following amendment to **CSSB 1**:
Floor Packet Page No. 190

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

(1) In Article III of the bill, in the appropriations to the Texas Education Agency (page III-1), increase the appropriations for Strategy A.1.1, Foundation School Program, Equalized Operations, by the amount of \$3,750,000 from the Economic Stabilization Fund for the state fiscal year ending August 31, 2018, and by the amount of \$3,750,000 from the Economic Stabilization Fund for the state fiscal year ending August 31, 2019.

(2) In Article III of the bill, following the appropriations to the Texas Education Agency (page III-3), in Rider 3, Foundation School Program Funding (page III-5), in the first paragraph of the rider, strike "\$21,295,200,000" and "\$21,103,200,000" and substitute "\$21,298,950,000" and "\$21,106,950,000", respectively.

(3) In Article IX of the bill, in Sec. 17.13, Appropriations for Selected State Agencies and Programs, in the Economic Stabilization Fund appropriations to the Department of Public Safety for Border Security (page IX-86), strike "\$578,785,177" and substitute "\$571,285,177".

(4) Adjust totals and methods of financing appropriately.

Representative Ashby moved to table Amendment No. 121.

The motion to table prevailed by (Record 200): 95 Yeas, 51 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Johnson, J.; Kacal; King, K.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Raymond; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Amendment No. 122

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

Floor Packet Page No. 191

Amend **CSSB 1** as follows:

(1) On page III-2, of the bill pattern for the Texas Education Agency, decrease funding from the instructional materials fund from Strategy B.2.1, Technology and Instructional Materials by \$2,000,000 in fiscal year 2018.

(2) On page III-7, amend the following rider:

8. Textbooks and Instructional Materials. Except as explicitly allowed elsewhere in this Act, any amount expended pursuant to Texas Education Code, §31.021, including expenditures for instructional materials administration, shall be paid out of the state instructional materials fund appropriated for that purpose. A transfer of funds from the available school fund to the state instructional materials fund is authorized in an amount which, together with other revenues of the state instructional materials fund, is sufficient to finance the sum-certain appropriation from the state instructional materials fund for each fiscal year. Penalties assessed by the State Board of Education shall be deposited to the credit of the state instructional materials fund.

In accordance with Texas Education Code §31.0211 and §31.0214, the commissioner shall allocate the funds available in the state instructional materials fund to school districts and charter schools for each student enrolled in the district or charter school on a date during the preceding year specified by the commissioner and shall adjust the instructional materials allotment of school districts and charter schools experiencing high enrollment growth according to rules adopted by the commissioner.

From funds appropriated from the state instructional materials fund, the commissioner may set aside an amount not to exceed \$2,500,000 for the 2018-19 biennium for the continued support and delivery of online college readiness materials in English language arts and reading, mathematics, science, and social studies.

From funds appropriated above in Strategy B.2.1, Technology/Instructional Materials, ~~\$1,093,176,025~~ \$1,091,176,025 from the state instructional materials fund is allocated in the 2018-19 biennium for textbooks and instructional materials.

From funds appropriated above in A.2.3, Students with Disabilities, an amount not to exceed \$13,500,000 in federal funds in the 2018-19 biennium is allocated for the purchase of Braille, large-type, and related materials for students with special needs.

The commissioner shall provide juvenile justice alternative education programs with instructional materials necessary to support classroom instruction in those programs. The cost of the instructional materials shall be funded with state instructional materials funds appropriated to the agency for the 2018-19 biennium.

Revenue from fees collected under the authority of Texas Education Code §31.0221 pertaining to the midcycle review and adoption of textbooks are hereby appropriated to the Texas Education Agency for the purpose of administering the midcycle review and adoption process.

The Texas Education Agency is hereby appropriated any balances held in the state instructional materials fund on August 31, 2017 for use in fiscal year 2018 for the same purposes.

Any unexpended balances as of August 31, 2018 are hereby appropriated for fiscal year 2019 for the same purposes.

(3) On page III-23, add the following rider:

_____ Contingency for **HB 2730**. Contingent on enactment of **HB 2730**, or similar legislation relating to the authority of the Commissioner of Education to create career and technical credentials and certificates that may be earned through a career and technology education program and to a study to identify unmet needs in career and technology education programs, by the Eighty-Fifth Legislature, Regular Session, in addition to funds appropriated above, \$1,000,000 in each fiscal year of the 2018-19 biennium, is appropriated out of the general revenue fund in Strategy B.3.2, Agency Operations.

Amendment No. 122 - Point of Order

Representative Tinderholt raised a point of order against further consideration of Amendment No. 122 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 123

Representative Lucio offered the following amendment to Amendment No. 122:

Amend Amendment No. 122 to **CSSB 1** as follows:

~~(1) On page III 2, of the bill pattern for the Texas Education Agency, decrease funding from the instructional materials fund from Strategy B.2.1, Technology and Instructional Materials by \$2,000,000 in fiscal year 2018.~~

~~(1) On page VII-31 of the bill pattern for the Texas Workforce Commission decrease funding from the Workforce Development Goal Strategy A.3.1 SKILLS DEVELOPMENT by \$2,000,000 in fiscal year 2018.~~

~~(2) On page III-2 of the bill pattern for the Texas Education Agency, increase funding for Strategy B.3.2.: AGENCY OPERATIONS by \$1,000,000 in fiscal year 2018 and \$1,000,000 in fiscal year 2019.~~

~~(2) On page III 7, amend the following rider~~

~~8. Textbooks and Instructional Materials. Except as explicitly allowed elsewhere in this Act, any amount expended pursuant to Texas Education Code, §31.021, including expenditures for instructional materials administration, shall be paid out of the state instructional materials fund appropriated for that purpose. A transfer of funds from the available school fund to the state instructional materials fund is authorized in an amount which, together with other revenues of the state instructional materials fund, is sufficient to finance the sum certain appropriation from the state instructional materials fund for each fiscal year. Penalties assessed by the State Board of Education shall be deposited to the credit of the state instructional materials fund.~~

~~In accordance with Texas Education Code §31.0211 and §31.0214, the commissioner shall allocate the funds available in the state instructional materials fund to school districts and charter schools for each student enrolled in the district or charter school on a date during the preceding year specified by the commissioner and shall adjust the instructional materials allotment of school districts and charter schools experiencing high enrollment growth according to rules adopted by the commissioner.~~

~~From funds appropriated from the state instructional materials fund, the commissioner may set aside an amount not to exceed \$2,500,000 for the 2018-19 biennium for the continued support and delivery of online college readiness materials in English language arts and reading, mathematics, science, and social studies.~~

~~From funds appropriated above in Strategy B.2.1, Technology/Instructional Materials, \$1,093,176,025\$1,091,176,025 from the state instructional materials fund is allocated in the 2018-19 biennium for textbooks and instructional materials.~~

~~From funds appropriated above in A.2.3, Students with Disabilities, an amount not to exceed \$13,500,000 in federal funds in the 2018-19 biennium is allocated for the purchase of Braille, large type, and related materials for students with special needs.~~

~~The commissioner shall provide juvenile justice alternative education programs with instructional materials necessary to support classroom instruction in those programs. The cost of the instructional materials shall be funded with state instructional materials funds appropriated to the agency for the 2018-19 biennium.~~

~~Revenue from fees collected under the authority of Texas Education Code §31.0221 pertaining to the midcycle review and adoption of textbooks are hereby appropriated to the Texas Education Agency for the purpose of administering the midcycle review and adoption process.~~

~~The Texas Education Agency is hereby appropriated any balances held in the state instructional materials fund on August 31, 2017 for use in fiscal year 2018 for the same purposes.~~

~~Any unexpended balances as of August 31, 2018 are hereby appropriated for fiscal year 2019 for the same purposes.~~

(3) On page III-23, add the following rider:

_____. Contingency for **HB 2730**. Contingent on enactment of **HB 2730**, or similar legislation relating to the authority of the Commissioner of Education to create career and technical credentials and certificates that may be earned through a career and technology education program and to a study to identify unmet needs in career and technology education programs, by the Eighty-Fifth Legislature, Regular Session, in addition to funds appropriated above, \$1,000,000 in each fiscal year of the 2018-19 biennium, is appropriated out of the general revenue fund from Strategy B.3.2, Agency Operations to implement this legislation.

Amendment No. 123 was adopted.

Amendment No. 122, as amended, was withdrawn.

Amendment No. 124

Representative Dutton offered the following amendment to **CSSB 1**:
Floor Packet Page No. 194

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

(1) In Article III of the bill, on page III-2 of the Texas Education Agency's bill pattern, increase the appropriations to the Texas Education Agency for Strategy A.2.1, Statewide Educational Programs, by the amount of \$289,392,589 from the Economic Stabilization Fund for the state fiscal year ending August 31, 2018, and by the amount of \$289,392,588 from that fund for the state fiscal year ending August 31, 2019.

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

_____. Funding for Full-Day Prekindergarten. Out of the funds appropriated above in Strategy A.2.1, Statewide Educational Programs, the commissioner of education shall allocate \$289,392,589 for the state fiscal year ending August 31, 2018, and \$289,392,588 for the state fiscal year ending August 31, 2019, for the purpose of providing grant funds for full-day prekindergarten programs, as authorized by Section 29.155, Education Code.

(3) In Article IX of the bill, in the appropriations to the Department of Public Safety (page IX-86), reduce the appropriations from the Economic Stabilization Fund for border security by the amount of \$578,785,177 for the state fiscal biennium ending August 31, 2019.

(4) Adjust totals and methods of finance accordingly.

Representative Ashby moved to table Amendment No. 124.

The motion to table prevailed by (Record 201): 93 Yeas, 53 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; King, K.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Lucio;

Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

STATEMENT OF VOTE

When Record No. 201 was taken, I was shown voting yes. I intended to vote no.

Longoria

Amendment No. 125

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

Floor Packet Page No. 196

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider under the Article III appropriations to the Texas Education Agency (page III-5):

____. Contingent Appropriation: Students with Disabilities. Contingent on the passage and becoming law of **HB 2296** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the teacher to student ratio for students with disabilities:

(1) the amount of \$180,000,000 is appropriated out of the Economic Stabilization Fund to the Texas Education Agency for the state fiscal biennium ending August 31, 2019, for the purpose of providing an appropriate teacher to student ratio for students with disabilities; and

(2) the appropriation from the Economic Stabilization Fund to the Department of Public Safety in Article IX for Border Security (page IX-86) is reduced by the amount of \$180,000,000 for the state fiscal biennium ending August 31, 2019.

Representative Ashby moved to table Amendment No. 125.

The motion to table prevailed by (Record 202): 90 Yeas, 55 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cospier; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; King, K.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; King, T.; Longoria; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Oliverson; Ortega; Perez; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Simmons.

Amendment No. 126

Representatives K. King, VanDeaver, and Kacal offered the following amendment to **CSSB 1**:

Floor Packet Page No. 197

Amend **CSSB 1** (house committee printing) in Article III of the bill following the appropriations to the Texas Education Agency, in Rider 8, Textbooks and Instructional Materials (page III-7) as follows:

(1) Change the title of the rider from "Textbooks and Instructional Materials" to "Instructional Materials and Technology".

(2) Following the first two paragraphs in the rider insert the following two paragraphs:

It is the intent of the legislature that for any state fiscal biennium, the State Board of Education issue proclamations for instructional materials in which the total projected cost of instructional materials under the proclamations does not exceed 75 percent of the total instructional materials allotment under Section 31.0211, Education Code, for that biennium.

It is the intent of the legislature that the State Board of Education consider the cost of all instructional materials and technology requirements when determining the disbursement of money to the available school fund and the amount of that disbursement that will be used, in accordance with Section 43.001(d), Education Code, to fund the instructional materials allotment under Section 31.0211, Education Code.

Amendment No. 126 was adopted. (Hefner and Zedler recorded voting no.)

Amendment No. 127

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

Floor Packet Page No. 198

Amend **CSSB 1** as follows:

On page XI-8, under "Article III - Higher Education" add the following new item:

Support for Military and Veterans Exemptions. Additional general revenue funding for Reimbursements for Hazelwood Exemption Program: \$20,000,000

Amendment No. 127 was adopted.

Amendment No. 128

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

Floor Packet Page No. 199

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to the Texas Education Agency (page III-9), in Rider 12 (Student Testing Program), in the fourth paragraph of the rider, by adding "As part of the administration of assessment instruments under Texas Education Code, Chapter 39, Subchapter B the Texas Education Agency shall require each independent school district to report to the agency a description of the district's total expenses related to administering those assessment instruments."

Amendment No. 128 was withdrawn.

Amendment No. 129

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

Floor Packet Page No. 200

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to the Texas Education Agency (page III-15), in Rider 41 (Educator Quality and Leadership), in item 3 of the second paragraph of the rider, by striking "\$6,000,000 for the 2018-18 biennium" and substituting "\$8,697,824 for the 2018-19 biennium".

Amendment No. 129 was adopted.

Amendment No. 130

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

Floor Packet Page No. 204

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to the Teacher Retirement System budget pattern on page III-34.

_____. Teacher Retirement System Health Benefits Plan Study. From funds appropriated above, the Teacher Retirement System is directed to conduct a study on the cost effectiveness of implementing a group plan exchange for non-Medicare eligible retirees and a Health Reimbursement Account plan for non-Medicare eligible retirees and Medicare eligible retirees. TRS can contract with entities as necessary with experience and expertise in providing this analysis through a competitively bid process. TRS shall report their findings to the Legislative Budget Board by March 1, 2018.

Amendment No. 130 was withdrawn.

Amendment No. 131

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

Floor Packet Page No. 205

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

(1) In Article III of the bill (page III-42), in the appropriations to the Higher Education Coordinating Board, reduce the appropriations from the general revenue fund to the Higher Education Coordinating Board for Strategy C.1.4, Tuition Equalization Grants, by the amount of \$32,910,170 for the state fiscal year ending August 31, 2018, and by the amount of \$32,910,171 for the state fiscal year ending August 31, 2019.

(2) In Article V of the bill, following the appropriations to the Department of Public Safety (page V-45), insert the following appropriately numbered rider:

_____. Additional Funds for Vehicles. In addition to other amounts appropriated to the Department of Public Safety, the amount of \$65,820,341 is appropriated from the general revenue fund to the department for the state fiscal biennium ending August 31, 2019, for the purchase of 1,240 new state trooper vehicles to replace the department's outdated vehicles.

Representative Ashby moved to table Amendment No. 131.

The motion to table prevailed by (Record 203): 130 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; 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, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Allen; Biedermann; Cain; Farrar; Giddings; Lang; Murr; Rinaldi; Rose; Stickland; Tinderholt; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Bell; Dukes; Laubenberg; Swanson.

STATEMENTS OF VOTE

When Record No. 203 was taken, I was shown voting no. I intended to vote yes.

Allen

When Record No. 203 was taken, I was shown voting yes. I intended to vote no.

D. Bonnen

When Record No. 203 was taken, I was shown voting yes. I intended to vote no.

G. Bonnen

When Record No. 203 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 203 was taken, I was shown voting no. I intended to vote yes.

Farrar

When Record No. 203 was taken, I was shown voting no. I intended to vote yes.

Giddings

When Record No. 203 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 203 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 203 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 203 was taken, I was shown voting no. I intended to vote yes.

Rose

Amendment No. 132

Representative Simmons offered the following amendment to **CSSB 1**:
Floor Packet Page No. 201

Amend **CSSB 1** as follows:

(1) On page III-23, of the Texas Education Agency bill pattern, amend the following rider:

73. Contingency for **HB 21** and Deferral Legislation. Contingent on enactment of **HB 21**, or similar legislation relating to the public school finance system that improves equity, reduces recapture, and increases the state's share of the Foundation School Program, by the Eighty-Fifth Legislature, Regular

Session, and on the enactment of legislation providing the legal basis for deferring the August 2019 Foundation School Program payment to school districts, by the Eighty-Fifth Legislature, Regular Session:

(1) Appropriations to the Texas Education Agency in Strategy A.1.1, FSP - Equalized Operations from the Foundation School Fund No. 193 are hereby increased by ~~\$735,100,000~~\$725,100,000 in fiscal year 2018 and ~~\$735,100,000~~\$725,100,000 in fiscal year 2019;

(2) For purposes of distributing the Foundation School Program basic tier state aid appropriated above and in accordance with §42.101 of the Texas Education Code, the Basic Allotment is established at \$5,350 in fiscal year 2018 and \$5,350 in fiscal year 2019; and

(3) Appropriations to the Texas Education Agency in Strategy A.1.1, FSP - Equalized Operations from the Foundation School Fund No. 193 are hereby reduced by \$1,875,000,000 in fiscal year 2019.

It is the intent of the legislature that the August 2019 Foundation School Program payment to school districts be made in September 2019 pursuant to the provisions of this bill. The sum-certain appropriations for the Foundation School Program as identified in Rider 3, Foundation School Program Funding shall be adjusted commensurately.

Should either bill fail to be enacted, this provision has no effect.

(2) On page III-23, add the following rider:

_____ . Contingency for **HB 1335**. Contingent on enactment of **HB 1335**, or similar legislation relating to the establishment of an education savings account program for certain children with special needs and other educational disadvantages, by the Eighty-Fifth Legislature, Regular Session, in addition to funds appropriated above, \$10,000,000 in each fiscal year of the 2018-19 biennium, is appropriated out of the Foundation School Fund No. 193 in Strategy A.1.1, Foundation School Program—Equalized Operations. The sum-certain appropriation for the Foundation School Program as identified in Article III, Rider 3 of the Texas Education Agency's bill pattern, shall be increased commensurately to reflect these adjustments.

Amendment No. 132 was withdrawn.

Amendment No. 133

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

Floor Packet Page No. 207

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

(1) In Article III of the bill, in the appropriations to the Higher Education Coordinating Board (page III-43), strike Strategy E.1.3, Engineering Recruitment Program, and strike the appropriation for that strategy for each fiscal year of the state biennium.

(2) In Article VI of the bill, in the appropriations to the Commission on Environmental Quality (page VI-14), reduce the general revenue appropriations for Strategy A.1.1, Air Quality Assessment and Planning, by the amount of \$175,000 for the state fiscal year ending August 31, 2018, and by the amount of \$175,000 for the state fiscal year ending August 31, 2019.

(3) In Article VI of the bill, following the appropriations to the Commission on Environmental Quality, amend Rider No. 7, Air Quality Planning, by striking "Granbury,".

(4) In Article VI of the bill, following the appropriations to the Parks and Wildlife Department (page VI-31), add the following appropriately numbered rider:

_____. Additional Funds for Fuels and Lubricants. In addition to other amounts appropriated to the Parks and Wildlife Department for the purpose of purchasing fuels and lubricants, the amount of \$425,000 is appropriated from the general revenue fund to the department for the state fiscal year ending August 31, 2018, and the amount of \$425,000 is appropriated from the general revenue fund to the department for the state fiscal year ending August 31, 2019, for the purpose of purchasing fuels and lubricants.

(5) Adjust totals and methods of finance accordingly.

Amendment No. 133 was withdrawn.

Amendment No. 134

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

Floor Packet Page No. 215

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

(1) Add the following appropriately numbered rider following the Article III appropriations to the University of Houston (page III-118):

_____. Partnership for Multicultural Success. In addition to other funds appropriated above for the University of Houston, the amount of \$1,282,875 is appropriated out of the economic stabilization fund to the University of Houston for the state fiscal year ending August 31, 2018, for the purpose of improving educational outcomes and expanding research and community engagement activities related to the Mexican American studies program, the Asian American studies program, and the African American studies program and the additional amount of \$1,282,875 is appropriated out of the economic stabilization fund to the University of Houston for the state fiscal year ending August 31, 2019, for the same purpose.

(2) In Article IX of the bill, in Section 17.13, reduce the amount of the appropriation from the economic stabilization fund to the Department of Public Safety for border security (page IX-86) by the amount of \$2,565,750 for the state fiscal biennium ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 134 was withdrawn.

Amendment No. 135

Representative Geren offered the following amendment to **CSSB 1**:
Floor Packet Page No. 220

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider in Article III of the bill following the appropriations to the University of North Texas Health Science Center at Fort Worth (page III-189):

_____. Contingency for **HB 1913**. Contingent on the passage of **HB 1913** or similar legislation by the 85th Legislature authorizing the University of North Texas Health Science Center at Fort Worth to offer a Doctor of Medicine (M.D.) degree, none of the funds appropriated within the bill pattern for the University of North Texas Health Science Center at Fort Worth may be expended on costs associated with a Doctor of Medicine (M.D.) degree program.

AMENDMENT NO. 135 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE SHEFFIELD: Will the addition of the TCU Medical School have any negative fiscal impact on any of the colleges at the University of North Texas Health Science Center?

REPRESENTATIVE GEREN: It will not, sir.

SHEFFIELD: And particularly, the state's current and long-term financial commitment to University of North Texas Health Science Center, Texas College of Osteopathic Medicine, and osteopathic education in general?

GEREN: I don't believe that it will have any effect on it, because TCU and the University of North Texas and their collaboration for the MD school are going to use private funding, research grants, and tuition. In fact, if they went into the state formulas, they would receive less money per student than they're going to have with their partnership. They are not going to ask for state funding, and it should not affect TCOM's funding at all or any other colleges at the Health Science Center.

SHEFFIELD: With an interest toward promoting both TCOM and TCU working in concert with one another and building upon the foundational strengths of each partner, could you please clarify that only the TCU-University of North Texas Health Science Center allopathic medical school will award the MD degree?

GEREN: The MD degree will be awarded by TCU-University of North Texas Health Science Center. The University of North Texas Health Science Center-TCOM will award the DO degree, and the dean of the DO school will always be a DO. The dean of the MD school will always be an MD.

REMARKS ORDERED PRINTED

Representative Sheffield moved to print remarks between Representative Geren and Representative Sheffield.

The motion prevailed.

Amendment No. 135 was withdrawn.

Amendment No. 136

Representative González offered the following amendment to **CSSB 1**:
Floor Packet Page No. 221

Amend **CSSB 1** (house committee printing) in Article III of the bill as follows:

(1) Reduce the Article IX bill pattern appropriations to the Department of Public Safety out of the Economic Stabilization Fund for Border Security Strategy, by the amount of \$387,500 in each year of the state fiscal biennium ending August 31, 2019.

(2) Following the appropriations to the Public Community/Junior Colleges (page III-198), add the following appropriately numbered rider:

____. Lee College: Prison Higher Education. In addition to other amounts appropriated by this Act for the state fiscal biennium ending August 31, 2019, \$775,000 is appropriated out of the general revenue fund to Lee College for the two-year period beginning on the effective date of this Act for the prison higher education program.

Amendment No. 136 was withdrawn.

Amendment No. 137

Representative Stickland offered the following amendment to **CSSB 1**:
Floor Packet Page No. 222

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

(1) In Article III of the bill, in the appropriations for the Texas A&M AgriLife Extension Service (page III-223), reduce the appropriations for Strategy D.1.1, Wildlife Management, by the amount of \$450,000 for the state fiscal year ending August 31, 2018, and by the amount of \$450,000 for the state fiscal year ending August 31, 2019.

(2) In Article III of the bill, following the appropriations for the Texas A&M AgriLife Extension Service (page III-226), strike Rider 7, Feral Hog Abatement Program.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 138

Representatives Springer and Murr offered the following amendment to Amendment No. 137:

Amend Amendment No. 137 by Stickland to **CSSB 1** (page 222, prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing) in Article VII of the bill, in the appropriations to the Texas Department of Transportation, by reducing the appropriations from the general revenue fund in Strategy B.1.1, Contracted Routine Maintenance (page VII-16), and allocated for maintenance in the City of Bedford by the lesser of the amount allocated for that purpose or \$450,000 for each year of the state fiscal biennium ending August 31, 2019.

Amendment No. 138 - Point of Order

Representative Stickland raised a point of order against further consideration of Amendment No. 138 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 would change the original purpose of the bill.

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

Amendment No. 137 by Representative Stickland would have struck the Feral Hog Abatement Program from appropriations. Representative Springer offered Amendment No. 138 as an amendment to Amendment No. 137. Representative Springer's amendment to the amendment would have struck all the language from Amendment No. 137 and reduced by \$450,000 the appropriations from the general revenue fund to the strategy that funds transportation maintenance for the City of Bedford. The amendment to the amendment would have left funding for the Feral Hog Abatement Program intact.

Rule 11, Section 2 of the House Rules bars any "motion or proposition on a subject different from the subject under consideration" from being admitted as an amendment or "substitute for a measure under debate." Rule 11, Section 3 of the House Rules disallows amending a bill so as to change its original purpose. Representative Springer's amendment to the amendment sought to reduce appropriations for the purpose of maintenance in the City of Bedford, rather than reducing appropriations to the Feral Hog Abatement Program. Proponents of the point of order assert that the amendment to the amendment is completely unrelated to the Feral Hog Abatement Program and that reducing the appropriation for transportation maintenance of the City of Bedford would achieve a completely different purpose. The point of order is well taken and sustained.

The ruling precluded further consideration of Amendment No. 138.

Amendment No. 139

Representative Springer offered the following amendment to Amendment No. 137:

Amend Amendment No. 137 by Stickland to **CSSB 1** (page 222, prefiled amendments packet) as follows:

(1) Strike the text of the amendment and substitute the following:

Amend **CSSB 1** (house committee printing) in Article VII of the bill, in the appropriations to the Texas Department of Transportation, by reducing the appropriations from the general revenue fund to Strategy B.1.1, Contracted Routine Maintenance, by the amount of \$450,000 for each year of the state fiscal biennium ending August 31, 2019, for the purpose of maintenance in the City of Bedford.

(2) This amendment does not reduce the appropriations to the Texas A&M AgriLife Extension Service for Strategy D.1.1, Wildlife Management, in the amount of \$450,000 for each year of the state fiscal biennium ending August 31, 2019, for purposes of Rider 7, Feral Hog Abatement Program.

Amendment No. 139 - Point of Order

Representative Cain raised a point of order against further consideration of Amendment No. 139 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

(Darby in the chair)

The point of order was withdrawn.

Amendment No. 139 was adopted by (Record 204): 99 Yeas, 26 Nays, 12 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Clardy; Coleman; Collier; Cook; Cortez; Cyrier; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Farrar; Flynn; Frank; Frullo; Gervin-Hawkins; Giddings; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; Kuempel; Lambert; Landgraf; Larson; Laubenberg; Longoria; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Muñoz; Murphy; Murr; Nevárez; Oliveira; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, J.; Rose; Schubert; Sheffield; Shine; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; VanDeaver; Villalba; Vo; Walle; White; Workman; Wray; Wu; Zerwas.

Nays — Biedermann; Bohac; Cain; Cospser; Craddick; Dale; Elkins; Hefner; Holland; Isaac; Klick; Krause; Lang; Leach; Morrison; Neave; Rinaldi; Rodriguez, E.; Sanford; Schaefer; Schofield; Shaheen; Stickland; Swanson; Tinderholt; Zedler.

Present, not voting — Mr. Speaker; Anderson, R.; Darby(C); Fallon; Gonzales; Gooden; Hunter; Lozano; Oliverson; Romero; Uresti; Wilson.

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Canales; Capriglione; Dukes; Faircloth; Geren; Goldman; González; King, T.; Koop; Simmons.

STATEMENTS OF VOTE

When Record No. 204 was taken, I was shown voting yes. I intended to vote present, not voting.

Burns

When Record No. 204 was taken, I was shown voting yes. I intended to vote present, not voting.

Collier

When Record No. 204 was taken, I was in the house but away from my desk. I would have voted yes.

Faircloth

When Record No. 204 was taken, I was shown voting yes. I intended to vote present, not voting.

Metcalf

When Record No. 204 was taken, I was shown voting yes. I intended to vote present, not voting.

Parker

When Record No. 204 was taken, I was shown voting yes. I intended to vote no.

Smithee

Amendment No. 137, as amended, was withdrawn.

Amendment No. 140

Representative Guillen offered the following amendment to **CSSB 1**:
Floor Packet Page No. 223

Amend **CSSB 1** (house committee report) in Article III, following the appropriations to the Texas A&M Transportation Institute (page III-230), by adding the following appropriately numbered rider:

____. Vehicle Fleet Management Study. It is the intent of the 85th Legislature that the Texas A&M Transportation Institute conduct a study on vehicle fleet management. The Texas A&M Transportation Institute may use for that study any money appropriated to the institute by this Act that is available for that purpose.

Amendment No. 140 was withdrawn.

Amendment No. 141

Representative Arévalo offered the following amendment to **CSSB 1**:
Floor Packet Page No. 225

Amend **CSSB 1** (house committee report), in Article III of the bill, in Rider 45 in the Special Provisions Relating Only to State Agencies of Higher Education (page III-256), by inserting the following at the end of the rider: "The brochure must be medically accurate."

Amendment No. 141 - Point of Order

Representative Cain raised a point of order against further consideration of Amendment No. 141 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 141 was withdrawn.

Amendment No. 142

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

Floor Packet Page No. 226

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to public institutions of higher education, by striking Rider 55, Diversity of Student Body at National Research Universities (page III-259), and substituting the following appropriately numbered rider:

_____. Prohibition on Discrimination on Basis of Race at National Research Universities. It is the intent of the legislature that, in expending funds appropriated by this Act, The University of Texas at Austin and Texas A&M University comply with the prohibition against discrimination on the basis of race as provided by the Fourteenth Amendment to the United States Constitution and Section 3a, Article I, Texas Constitution, in determining admissions and in adopting any institutional policy.

Amendment No. 142 - Point of Order

Representative Giddings raised a point of order against further consideration of Amendment No. 142 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 142 was withdrawn.

Amendment No. 143

Representative Howard offered the following amendment to **CSSB 1**:
Floor Packet Page No. 234

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

_____. Report on the Efficiency and Effectiveness of Electronic Instructional Materials. (a) Out of funds appropriated above, the commissioner of education shall study and report on the efficiency and effectiveness of electronic instructional materials. The study must:

(1) consider the impact of demographics, geography, home internet access, and campus technical capabilities on the effectiveness and value of electronic instructional materials;

(2) determine which electronic instructional materials align better with different scenarios common to Texas school districts; and

(3) examine:

(A) licensing, including the timing of purchase, charging for unused accounts, bundling, and availability of login access during the term of a state contract for electronic instructional materials;

(B) improving quality control reports, including a more detailed analysis of when, where, and for how much time students and teachers access various electronic instructional materials; and

(C) current terms of use offered by publishing entities and whether the terms require that a refund or credit be established if a license is not used.

(b) In conducting the study, the commissioner of education shall consult with representatives from:

- (1) the State Board of Education;
- (2) school technology personnel;
- (3) a large publishing firm;
- (4) a publishing firm operating less than five years;
- (5) school instructional materials coordinators; and
- (6) school curriculum departments.

(c) The report prepared by the commissioner of education must provide metric and qualitative indicators of the educational value of electronic instructional materials that assist policymakers and school districts in having the tools and training to distinguish between vendors and the effectiveness of products.

(d) The commissioner of education shall submit the report required by this section not later than October 1, 2018, and post the report on the Texas Education Agency's internet website. The commissioner shall send notice of the posting electronically and provide the final report to the governor, the lieutenant governor, the speaker of the house of representatives, the Legislative Budget Board, and the presiding officer of each standing committee of the legislature with jurisdiction over public education.

Amendment No. 143 was withdrawn.

Amendment No. 144

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

Floor Packet Page No. 236

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

(1) In Article III of the bill, after the items of appropriation for the Texas Education Agency, amend Rider 5 as follows:

Transportation Cost Allotment. Pursuant to §42.155 of the Texas Education Code, the appropriation for funding regular transportation programs for the 2017-18 and 2018-19 school years shall be calculated on the following basis:

Linear Density Grouping		Allocation Per Mile of Approved Route	
2.40 and above		\$1.43	1.63
1.65 to	2.40	1.25	<u>1.45</u>
1.15 to	1.65	1.11	<u>1.31</u>
.90 to	1.15	.97	<u>1.17</u>
.65 to	.90	.88	<u>1.08</u>
.40 to	.65	.79	<u>.99</u>
up to	.40	.68	<u>.88</u>

Pursuant to §42.155 of the Texas Education Code, the maximum mileage rate for special education transportation shall be \$~~[1.08]~~ 1.28 per mile. Private transportation rates shall be \$~~[0.25]~~ 0.45 per mile or a maximum of \$816 per pupil for both special education and isolated areas as defined in Subsections 42.155(g) and 42.155(e).

(2) Adjust methods of finance and total sums accordingly.

Amendment No. 144 was withdrawn.

Amendment No. 145

Representative Lozano offered the following amendment to **CSSB 1**:
Floor Packet Page No. 237

Amend **CSSB 1** by adding the following to Article III:

Enhancing College Opportunity for Working Adults. Out of funds appropriated above, the Texas Higher Education Coordinating Board, in consultation with the Texas Workforce Commission, shall report to the governor and legislature no later than December 1, 2018 on the efficacy and proposed standards warranting approval for the use of a State Board of Education-approved high school equivalency (HSE) exam to measure college readiness and provide a path for more working adults to earn a postsecondary credential pursuant to Texas 60x30.

Amendment No. 146

Representative Lozano offered the following amendment to Amendment No. 145:

Amend Amendment No. 145 by Lozano to **CSSB 1** (page 237, prefiled amendment packet), by striking the text of the amendment and substituting the following:

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

____. Enhanced College Opportunity for Working Adults. Out of funds appropriated above, the Higher Education Coordinating Board shall examine the feasibility of establishing college readiness standards for State Board of Education-approved high school equivalency exams for working adults to demonstrate college readiness in their pursuit of a postsecondary credential in this state. The Higher Education Coordinating Board shall report its findings to the governor and the legislature not later than December 1, 2018.

Amendment No. 146 was adopted.

Amendment No. 145, as amended, was withdrawn.

Amendment No. 147

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

Floor Packet Page No. 240

Amend **CSSB 1** (house committee report) in Article III of the bill, following the appropriations to Public Community/Junior Colleges, by adding an appropriately numbered rider to read as follows:

_____. Texas Innovative Adult Career Education Grant Program. For all funds appropriated in Strategy E.2.2, Texas Innovative Adult Career Education Grant, any unexpended balances on hand at the end of fiscal year 2018 are hereby appropriated for the same purposes in fiscal year 2019.

Amendment No. 147 was adopted. (Rinaldi recorded voting no.)

Amendment No. 148

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

Floor Packet Page No. 241

Amend **CSSB 1** (house committee report), in Article III of the bill, by adding the following appropriately numbered rider following the appropriations to the Texas A&M AgriLife Extension Service:

_____. Appropriation Restriction on Feral Hog Abatement Using Toxic Substances. Notwithstanding any other provision of this Act, none of the funds appropriated to the Texas A&M AgriLife Extension Service in this Act may be used for the development, implementation, approval, or promotion of any program or action that involves the use of warfarin on feral hogs.

Amendment No. 149

Representatives Alvarado, Gonzales, and Stucky offered the following amendment to Amendment No. 148:

Amend Amendment No. 148 by Alvarado to **CSSB 1** (page 241, lines 8 through 10, prefiled amendment packet), by striking "development, implementation, approval, or promotion of any program or action that involves the use" and substituting "implementation".

Amendment No. 149 was adopted.

Amendment No. 148, as amended, was adopted.

Amendment No. 150

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

Floor Packet Page No. 242

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered section to the Article III Special Provisions Relating Only to State Agencies of Higher Education:

Sec. _____. Appropriation Reductions for Resident Tuition and Fees Charged to Persons Not Legally Authorized to Be Present in the United States. In each state fiscal year for which funds are appropriated by this Act, the amount of general revenue appropriations made by the other provisions of this Act to an institution of higher education is reduced by an amount equal to the amount of formula funding awarded to an institution of higher education in the preceding

state fiscal year that is based on the attendance of a person not authorized by federal statute to be present in the United States who is determined to be a resident of this state under Section 54.052(a)(3), Education Code. Not later than December 1 of each state fiscal year for which funds are appropriated by this Act, the Legislative Budget Board shall calculate for each institution of higher education the amount of formula funding awarded in the preceding state fiscal year that is based on the attendance of a person not authorized by federal statute to be present in the United States who is determined to be a resident of this state under Section 54.052(a)(3), Education Code.

(Speaker in the chair)

Amendment No. 150 - Point of Order

Representative Anchia raised a point of order against further consideration of Amendment No. 150 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

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

Under Rule 8, Section 4 of the House Rules, "[a] general law may not be changed by the provisions in an appropriations bill." A rider to an appropriations bill may detail, restrict, or limit the expenditure of appropriated funds, but may not enact or amend general law. A provision that "imposes certain reporting requirements or accounting requirements in connection with an appropriation" does not by itself create general law. See 80 H.J. Reg. 6907-6909 (Talton point of order on **HB 1**). However, if the law forbids or does not allow a certain type of reporting, then an amendment requiring that type of reporting would create general law. See 83 H.J. Reg. 1360-1361 (C. Turner point of order on Amendment No. 175 to **CSSB 1**).

Representative Anchia asserts the amendment by Representative Stickland creates general law in two ways. First, the amendment would obligate institutions of higher education to collect data on whether students who attend the institution are legally authorized to be present in the United States. Second, the amendment would require the Legislative Budget Board to annually calculate the amount of formula funding awarded to institutions of higher education for students who attend the institution of higher education not authorized to be present in the United States. Nothing in general law requires institutions of higher education to collect this data. See Tex. Educ. Code Ann. §54.052 (West 2012 & Supp.). Nor does the Legislative Budget Board have authorization to collect or access to the data in order to make the required calculation or have authorization to make the required calculation. See 85 H.J. Reg. 1248 (S. Davis point of order on Amendment No. 120 to **CSSB 1**). Having examined the amendment and the general law, the chair finds that the amendments new requirements on institutes of higher education and the Legislative Budget Board impermissibly effect a change in general law. See 85 H.J. Reg. 1241-1242 (Schofield point of order on Amendment No. 115 to **CSSB 1**).

The ruling precluded further consideration of Amendment No. 150.

Amendment No. 151

Representative G. Bonnen offered the following amendment to **CSSB 1**:
Floor Packet Page No. 243

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

(1) In Article III of the bill, for each general academic institution, strike each strategy titled "INSTITUTIONAL ENHANCEMENT" and their corresponding items of appropriations for fiscal years 2018 and 2019.

(2) Adjust the weight per semester credit hour under Sec. 26. General Academic Funding, SPECIAL PROVISIONS RELATING ONLY TO STATE AGENCIES OF HIGHER EDUCATION, in Article III of the bill so that the resulting total appropriation attributed to the instruction and operations formula weight, its additional weighting components, and applicable teaching experience supplements are increased by the total amount of \$110,000,000 in fiscal year 2018 and \$110,000,000 in fiscal year 2019.

(3) In Article III of the bill, in the bill pattern for The University of Texas at Austin on page III-71, strike Rider 6 and renumber subsequent riders accordingly.

(4) In Article III of the bill, in the bill pattern for Prairie View A&M University on page III-95, strike Rider 4.

(5) In Article II of the bill, in the items of appropriation for the Health and Human Services Commission on page II-32, increase the amount of appropriations to D.1.2. Strategy: ALTERNATIVES TO ABORTION, by \$5,000,000 in fiscal year 2018 and \$5,000,000 in fiscal year 2019.

(6) Adjust totals and methods of finance accordingly.

Amendment No. 151 was withdrawn.

Amendment No. 152

Representative Fallon offered the following amendment to **CSSB 1**:
Floor Packet Page No. 247

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

(1) In Article IV of the bill, in the appropriations to the Judiciary Section, Comptroller's Department (page IV-33), strike the appropriations for Strategy D.1.10, Fraud Investigations, for each fiscal year of the biennium.

(2) In Article IV of the bill, following the appropriations to the Judiciary Section, Comptroller's Department, strike Rider 11 (Fraud Investigations) (pages IV-36 and IV-37) and renumber subsequent riders as appropriate.

(3) Throughout Article IV of the bill, strike each reference to Strategy D.1.10, Fraud Investigations.

(4) In Article I of the bill, in the appropriations to the Office of the Attorney General, increase the general revenue appropriations for Strategy A.1.1, Legal Services (page I-3), by \$2,483,684 for the state fiscal year ending August 31, 2018, and by \$2,350,564 for the state fiscal year ending August 31, 2019.

(5) Adjust totals and methods of financing accordingly.

Representative Longoria moved to table Amendment No. 152.

The motion to table prevailed by (Record 205): 83 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bailes; Bell; Bernal; Blanco; Bonnen, D.; Burkett; Canales; Capriglione; Coleman; Collier; Cook; Cortez; Dale; Davis, S.; Davis, Y.; Dukes; Dutton; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; Kuempel; Larson; Longoria; Lucio; Martinez; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Ortega; Paddie; Perez; Phillips; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Shine; Smithee; Stucky; Thierry; Turner; Uresti; Villalba; Vo; Walle; Workman; Wu.

Nays — Anderson, C.; Anderson, R.; Ashby; Biedermann; Bohac; Bonnen, G.; Burns; Burrows; Cain; Clardy; Cospers; Craddick; Cyrier; Darby; Dean; Faircloth; Fallon; Goldman; Hefner; Holland; Klick; Koop; Krause; Lambert; Landgraf; Lang; Laubenberg; Leach; Lozano; Metcalf; Meyer; Miller; Murr; Oliverson; Parker; Paul; Phelan; Pickett; Price; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Simmons; Springer; Stephenson; Stickland; Swanson; Thompson, E.; Tinderholt; VanDeaver; White; Wilson; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Button; Deshotel; Elkins; King, T.

STATEMENTS OF VOTE

When Record No. 205 was taken, I was shown voting yes. I intended to vote no.

Bell

When Record No. 205 was taken, I was shown voting yes. I intended to vote no.

D. Bonnen

When Record No. 205 was taken, I was in the house but away from my desk. I would have voted yes.

T. King

When Record No. 205 was taken, I was shown voting yes. I intended to vote no.

Stucky

Amendment No. 153

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

Floor Packet Page No. 226

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to public institutions of higher education, by striking Rider 55, Diversity of Student Body at National Research Universities (page III-259), and substituting the following appropriately numbered rider:

_____. Prohibition on Discrimination on Basis of Race at National Research Universities. It is the intent of the legislature that, in expending funds appropriated by this Act, The University of Texas at Austin and Texas A&M University comply with the prohibition against discrimination on the basis of race as provided by the Fourteenth Amendment to the United States Constitution and Section 3a, Article I, Texas Constitution, in determining admissions and in adopting any institutional policy.

Amendment No. 154

Representative Leach offered the following amendment to Amendment No. 153:

Amend Amendment No. 153 by Leach to **CSSB 1** (page 226, prefiled amendments packet) by striking page 1, lines 6 through 14, and substituting the following:

_____. Diversity of Student Body and Compliance With Constitution at National Research Universities. It is the intent of the legislature that, in expending funds appropriated by this Act, The University of Texas at Austin and Texas A&M University shall make a good faith effort to improve the racial diversity of the university's student body and shall, in determining admissions and in adopting any institutional policy, comply with the United States Constitution and Texas Constitution.

Amendment No. 154 was adopted.

Amendment No. 153, as amended, was adopted.

Amendment No. 155

Representative Schofield offered the following amendment to **CSSB 1**:
Floor Packet Page No. 249

Amend **CSSB 1** (house committee printing) in Article IV of the bill following the appropriations to the Judiciary Section, Comptroller's Department (page IV-37), in Rider 11 (Fraud Investigations) by adding the following immediately after the last sentence of the second paragraph:

No funds appropriated under this rider shall be used to investigate or prosecute elected officials who reside in a county whose voters do not elect the Travis County district attorney.

Amendment No. 155 - Point of Order

Representative Turner raised a point of order against further consideration of Amendment No. 155 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 155 was withdrawn.

Amendment No. 156

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

Floor Packet Page No. 250

Amend **CSSB 1** by amending Rider 7 within the Office of the Attorney General bill pattern by amending line 2 by striking [~~\$18,700,000 in fiscal year 2018 and \$18,700,000 in fiscal year 2019~~] and inserting "\$21,950,000 in fiscal year 2018 and \$21,950,000 in fiscal year 2019".

Amendment No. 156 was withdrawn.

FIVE-DAY POSTING RULE SUSPENDED

Representative Coleman moved to suspend the five-day posting rule to allow the Committee on County Affairs to consider **HB 1933** and **HB 4300** at 10 a.m. Monday, April 10 in E1.010.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

County Affairs, 10 a.m. Monday, April 10, E1.010, for a public hearing, to consider **HB 1933**, **HB 4300**, and the previously posted agenda.

FIVE-DAY POSTING RULE SUSPENDED

Representative Moody moved to suspend the five-day posting rule to allow the Committee on Criminal Jurisprudence to consider **HB 1904** at 2 p.m. or upon final adjournment/recess Monday, April 10 in E2.014.

The motion prevailed.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Criminal Jurisprudence, 2 p.m. or upon final adjournment/recess Monday, April 10, E2.014, for a public hearing, to consider **HB 1904** and the previously posted agenda.

CSSB 1 - (consideration continued)

Amendment No. 157

Representatives Isaac and Romero offered the following amendment to **CSSB 1**:

Floor Packet Page No. 253

Amend **CSSB 1** (house committee printing) in Article V, following the appropriations to the Texas Alcoholic Beverage Commission (page V-2), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Limit on Travel and Activities. (a) The Texas Alcoholic Beverage Commission may not spend money appropriated to the agency by this Act for use during the state fiscal biennium ending August 31, 2019:

(1) for travel outside the state, other than for bona fide and documented law enforcement or investigative activities; or

(2) to attend or participate in an event, training, conference, class, or similar activity outside the state.

(b) The Texas Alcoholic Beverage Commission and employees of the commission may not accept payments from or spending authority on behalf of any trade, professional, or industry organization for any purpose or in any form, including a travel subsidy, payment of travel or other expenses for conference presenters, prepaid meals, or lodging.

Amendment No. 157 was adopted.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Hunter requested permission for the Committee on Calendars to meet while the house is in session, at 11:40 p.m. today, in 3W.15, to set a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Calendars, 11:40 p.m. today, 3W.15, for a formal meeting, to set a calendar.

HOUSE AT EASE

At 11:31 p.m., the speaker announced that the house would stand at ease.

The speaker called the house to order at 11:58 p.m.

CSSB 1 - (consideration continued)

Amendment No. 158

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

Floor Packet Page No. 257

Amend **CSSB 1** (house committee report) on page V-15 of the bill pattern for the Texas Department of Criminal Justice by amending the following rider:

39. Continuity of Care. (a) Out of the funds appropriated above in Strategy B.1.1, Special Needs Programs and Services, the Texas Correctional Office on Offenders with Medical or Mental Impairments (TCOOMMI) shall coordinate with the Texas Department of State Health Services, county and municipal jails, and community centers as defined in the Texas Health and Safety Code §534.001 on establishing methods for the continuity of care for pre- and post-release activities of defendants who are returned to the county of conviction after the defendant's competency has been restored. ~~TCOOMMI shall coordinate in the same manner it performs continuity of care activities for offenders with special needs.~~

(b) As part of the Continuity of Care Plan and in an amount not to exceed \$500,000 each fiscal year, HHSC shall provide a 90-day post-release supply of medication to defendants who, after having been committed to a state mental health facility for restoration of competency under Chapter 46B, Code of Criminal Procedure, are being returned to the committing court for trial. The 90-day supply of medication shall be the same as prescribed in the Continuity of Care Plan prepared by the state mental health facility. Out of funds appropriated above in Strategy B.1.1., Special Needs Programs and Services, TCOOMMI shall enter into a memorandum of understanding with HHSC for the purpose of reimbursing HHSC in an amount not to exceed \$500,000 each fiscal year for providing the medication for defendants. TCOOMMI shall report amounts reimbursed to HHSC to appropriate legislative oversight committees by October 1 of each fiscal year.

Amendment No. 158 was adopted.

Amendment No. 159

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

Floor Packet Page No. 258

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

(1) In the appropriations to the Juvenile Justice Department, reduce the amount appropriated from the general revenue fund for Strategy A.1.8, Regional Diversion Alternatives (page V-25), by the amount of \$4,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$4,000,000 for the state fiscal year ending August 31, 2019.

(2) In the appropriations to the Juvenile Justice Department, increase the amount appropriated from the general revenue fund for Strategy A.1.3, Community Programs (page V-25), by the amount of \$4,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$4,000,000 for the state fiscal year ending August 31, 2019.

Amendment No. 159 was withdrawn.

Amendment No. 160

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

Floor Packet Page No. 260

Amend **CSSB 1** (house committee printing) in Article V of the bill, following the appropriations to the Juvenile Justice Department (page V-26), by adding the following appropriately numbered rider:

_____. Harris County Leadership Academy. Out of funds appropriated above in Strategy A.1.4, Pre and Post Adjudication Facilities, \$1,000,000 in general revenue funds in each fiscal year is allocated to be expended only for the Harris County Leadership Academy.

Amendment No. 160 was withdrawn.

Amendment No. 161

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

Floor Packet Page No. 267

Amend **CSSB 1** on page V-35 following the bill pattern of the Juvenile Justice Department, add the following rider:

34. Contingency for **HB 1204**. Contingent upon enactment of **HB 1204**, or similar legislation relating to an alternative to adjudication for certain individuals younger than 12 years of age by the Eighty-Fifth Legislature, Regular Session, out of the funds appropriated above to TJJD and consistent with statute, \$70,923 in fiscal year 2018 and \$588,813 in fiscal year 2019 in general revenue funds shall be transferred from Strategy A.1.2, Basic Probation Supervision to Strategy A.1.3, Community Programs.

Amendment No. 161 was withdrawn.

Amendment No. 162

Representatives Huberty, Schubert, and Nevárez offered the following amendment to **CSSB 1**:

Floor Packet Page No. 268

Amend **CSSB 1** as follows:

(1) On page V-38, of the bill pattern for the Military Department, decrease funding from the general revenue fund from Strategy C.1.1, Youth Education Programs by \$1,422,400 in fiscal year 2018 and \$1,422,400 in fiscal year 2019, and increase funding from Interagency Contracts-Transfer from Foundation School Fund No. 193 by \$1,556,000 in fiscal year 2018 and \$1,556,000 in fiscal year 2019.

(2) On page V-22, amend the following rider:

22. ChalleNGe Youth Education Program. Included in the funds appropriated above in Strategy C.1.1, Youth Education Programs, are funds appropriated from the Foundation School Fund No. 193 for each fiscal year of the biennium. The Commissioner of Education shall allocate \$1,906,000 in each fiscal year of the biennium from the Foundation School Program to the Military Department for the ChalleNGe Youth Education Program, based on an estimated per student allocation of \$4,765, the minimum Basic Allotment identified in the Texas Education Code, Section 42.101(a). ~~In the event the available amount from the Foundation School Fund No. 193 is greater than \$350,000 in either fiscal year, general revenue funds equal to the difference between the Foundation School Funds No. 193 and \$350,000 shall lapse to the unobligated portion of the general revenue fund.~~

Amendment No. 163

Representative Huberty offered the following amendment to Amendment No. 162:

Amend Amendment No. 162 by Huberty to **CSSB 1** (page 268, prefiled amendment packet), in item 2, by striking "on page V-22, amend the following rider:" and substitute "on page V-42, amend the following rider:".

Amendment No. 163 was adopted.

Amendment No. 162, as amended, was adopted.

Amendment No. 164

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

Floor Packet Page No. 255

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

(1) In Article V of the bill, in the appropriations to the Department of Criminal Justice (page V-5), reduce the amount appropriated from the general revenue fund for Strategy A.1.2, Diversion Programs, by the amount of \$2,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$2,000,000 for the state fiscal year ending August 31, 2019.

(2) In Article V of the bill, in the appropriations to the Juvenile Justice Department (page V-25), increase the amount appropriated from the general revenue fund for Strategy A.1.2, Basic Probation Supervision, by the amount of \$2,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$2,000,000 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 165

Representative Wu offered the following amendment to Amendment No. 164:

Amend Amendment No. 164 by Wu to **CSSB 1** (page 255 of the prefiled amendments packet) by striking Item (1) of the amendment, reducing appropriations from the general revenue fund to the Department of Criminal Justice for Strategy A.1.2, Diversion Programs, and substituting the following appropriately numbered item:

() In Article I of the bill, in the appropriations to Trusteed Programs Within the Office of the Governor I-50), reduce the amount appropriated from the general revenue fund for Strategy B.1.1, Criminal Justice, by the amount of \$2,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$2,000,000 for the state fiscal year ending August 31, 2019.

Amendment No. 165 was adopted. (Zedler recorded voting no.)

Amendment No. 164, as amended, was withdrawn.

Amendment No. 166

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

Floor Packet Page No. 271

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

(1) In Article V of the bill, in the appropriations to the Department of Public Safety, increase the appropriations from the general revenue fund to the Department of Public Safety for Strategy E.1.1, Crime Laboratory Services (page

V-44), by the amount of \$1,323,349 for the state fiscal year ending August 31, 2018, and by the amount of \$238,185 for the state fiscal year ending August 31, 2019.

(2) In Article V of the bill, following the appropriations to the Department of Public Safety, insert the following appropriately numbered rider:

_____. Establishment of Statewide Electronic Tracking System. Out of money appropriated above to the Department of Public Safety for Strategy E.1.1, Crime Laboratory Services, the department shall allocate at least \$1,561,534 for the state fiscal biennium ending August 31, 2019, for the purpose of establishing a statewide electronic tracking system for evidence collected in relation to a sexual assault or other sex offense.

(3) In Article VI of the bill, in the appropriations to the Commission on Environmental Quality, reduce the appropriations from the general revenue fund to the Commission on Environmental Quality for Strategy F.1.2, Information Resources (page VI-15), by the amount of \$1,323,349 for the state fiscal year ending August 31, 2018, and by the amount of \$238,185 for the state fiscal year ending August 31, 2019.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 166 was withdrawn.

Amendment No. 167

Representative Neave offered the following amendment to **CSSB 1**:
Floor Packet Page No. 272

Amend **CSSB 1** (house committee printing) in Article V of the bill following the appropriations to the Department of Public Safety (page V-45) by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Investigation and Report on Sexual Assault at Postsecondary Educational Institutions. Using funds appropriated above for Strategy A.3.1, Special Investigations (page V-44), the Department of Public Safety shall investigate the response by public and private institutions of higher education to reports of sexual assault committed against students enrolled at those institutions and shall, not later than December 1, 2018, submit to the legislature a report on the department's findings. The investigation must include a review of policies adopted by public and private institutions of higher education that have the effect of deterring students from reporting those incidents or of hindering investigations of those reports.

(Kacal in the chair)

Amendment No. 168

Representative Neave offered the following amendment to Amendment No. 167:

Amend Amendment No. 167 by Neave to **CSSB 1** (page 272, prefiled amendments packet) by striking page 1, lines 5 through 16, and substituting the following:

_____. Collection of Information and Report on Sexual Assault at Postsecondary Educational Institutions. Using funds appropriated above for Strategy A.3.1, Special Investigations (page V-44), the Department of Public Safety shall collect information regarding the response by public institutions of higher education, and private institutions of higher education that receive tuition equalization grants, to reports of sexual assault committed against students enrolled at those institutions and shall, not later than December 1, 2018, submit to the legislature and the Texas Higher Education Coordinating Board a report on the department's findings. Based on the department's report, the coordinating board shall review the policies adopted by those institutions that have the effect of deterring students from reporting those incidents or of hindering investigations of those reports.

Amendment No. 168 was adopted.

Amendment No. 167, as amended, was adopted.

Amendment No. 169

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

Floor Packet Page No. 273

Amend **CSSB 1** (house committee printing) in Article V of the bill (page V-45), following the appropriations to the Department of Public Safety, by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Plan for Border Security Drawdown. a. Out of funds appropriated above or elsewhere in this bill to the Department of Public Safety for Border Security, the Department of Public Safety shall prepare a plan to reduce the state's border security operations as the federal government increases its activities related to security along the Texas-Mexico border. The plan must include, at a minimum:

1. timelines for reducing or transitioning out of the border region troopers, Texas Rangers, and other personnel associated with border security activities and details regarding other areas of this state to which these personnel may be reassigned;

2. options for phasing out any remaining interagency contracts supplementing current border security operations with Texas National Guard forces;

3. alternate uses across this state for boats and aircraft currently used for border security activities; and

4. the amount of funds associated with the items described by Subdivisions (1) - (3) of this rider and any other appropriation for border security for the state fiscal biennium ending August 31, 2019, that may be reduced or repurposed, with the goal of returning to the funding levels for Secure Texas that existed before Operation Secure Texas.

b. Not later than November 1, 2018, the Department of Public Safety shall submit the plan described by Subsection a. of this rider to the Legislative Budget Board, the Office of the Governor, and all standing committees of the legislature with jurisdiction over border security activities.

Amendment No. 169 - Point of Order

Representative Villalba raised a point of order against further consideration of Amendment No. 169 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 169 was withdrawn.

Amendment No. 170

Representative Canales offered the following amendment to **CSSB 1**:
Floor Packet Page No. 275

Amend **CSSB 1** (house committee report) in Article V of the bill, following the appropriations to the Department of Public Safety, by striking paragraph a. of Rider 8, Seized Assets Report (page V-48), and substituting the following:

a. Regarding receipts: the court in which the case was adjudicated, whether the person whose property was seized was represented by counsel, whether the property was forfeited as a result of a default judgment, the nature of the assets, the value of the assets, and the specific, intended use of the assets and, if a criminal charge was brought in connection with the seizure of the property, the specific offense charged and the disposition of that charge; and

Amendment No. 170 was adopted by (Record 206): 140 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; 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.; King, K.; 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; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Dale; Phillips; Schaefer.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Burrows; Springer.

STATEMENTS OF VOTE

When Record No. 206 was taken, I was shown voting no. I intended to vote yes.

Schaefer

When Record No. 206 was taken, I was in the house but away from my desk. I would have voted yes.

Springer

Amendment No. 171

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

Floor Packet Page No. 277

Amend **CSSB 1** (house committee printing), in Article V of the bill, following the appropriations to the Department of Public Safety, in Rider No. 12 (page V-48), by adding the following at the end of the rider:

If commissioned Department of Public Safety personnel facilitate travel for an elected officer of this state or federal government to a county that borders the United Mexican States, state money may not be spent unless the personnel, in consultation with an organization in the county that promotes tourism in the county, provides the elected officer with informational opportunities regarding the economy of the county and provides the elected officer information about the county's dining, attractions, events, museums, arts, culture, history, and recreation.

Amendment No. 171 was withdrawn.

Amendment No. 172

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

Floor Packet Page No. 278

Amend **CSSB 1** (house committee printing) in Article V of the bill (page V-52) by inserting the following at the end of Rider 38:

c. From amounts appropriated above for the purpose of the driver license improvement plan, the Department of Public Safety may use up to \$15 million for costs related to modernizing and improving the safety and security of driver licenses.

Amendment No. 172 was withdrawn.

Amendment No. 173

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

Floor Packet Page No. 280

Amend **CSSB 1** as follows:

(1) On page V-54 of the Department of Public Safety's bill pattern in **CSSB 1**, add the following new rider:

52. Return of Helicopter. It is the intent of the legislature that funds appropriated to the Department of Public Safety shall be used for the purpose of returning the helicopter with the tail number identifier N405TX, sent to the border region for use as an airborne asset in Operation Secure Texas, to its original base in Gregg County as soon as practicable, provided the Department of Public Safety determines that the return of the helicopter would not impair the conduct of border security activities associated with Operation Secure Texas. The Department of Public Safety may take into account any increase in federal border security activities in making this determination.

Amendment No. 174

Representative Longoria offered the following amendment to Amendment No. 173:

Amend Amendment No. 173 by Dean to **CSSB 1** (page 280, prefiled amendment packet) in added Rider 52 by inserting "or a helicopter of equal or greater helicopter class," between "N405TX," and "sent".

Amendment No. 174 was adopted.

Amendment No. 173, as amended, was adopted.

Amendment No. 175

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

Floor Packet Page No. 283

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider following the Article V appropriations to the Department of Criminal Justice:

____. Prohibition on Use of Appropriations for Certain Surgeries. The Texas Department of Criminal Justice may not use funds appropriated by this Act to provide to an inmate any surgery related to sex reassignment or gender identity transitioning.

Amendment No. 175 - Point of Order

Representative E. Rodriguez raised a point of order against further consideration of Amendment No. 175 under Rule 8, Section 4 of the House Rules on the grounds that the amendment would change general law.

The point of order was withdrawn.

Amendment No. 175 was withdrawn.

Amendment No. 176

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

Floor Packet Page No. 286

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

(1) In Article V of the bill, immediately following the appropriations to the Department of Public Safety, add the following appropriately numbered rider:

_____. Human Trafficking Enforcement. In addition to the funds appropriated above, the amount of \$8,500,000 for the state fiscal year ending August 31, 2018, and the amount of \$8,500,000 for the state fiscal year ending August 31, 2019, are appropriated out of the general revenue fund to the Department of Public Safety to be used for human trafficking enforcement.

(2) In Article VI of the bill (page VI-14), in the appropriations to the Commission on Environmental Quality, reduce the appropriations to the Commission on Environmental Quality for Strategy A.1.1, Air Quality Assessment and Planning, by the amount of \$8,500,000 for the state fiscal year ending August 31, 2018, and by the amount of \$8,500,000 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 176 was withdrawn.

Amendment No. 177

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

Floor Packet Page No. 287

Amend **CSSB 1** (house committee printing) in Article V of the bill, following the appropriations to the Department of Public Safety, by adding the following appropriately numbered rider:

_____. Traffic Stop Data Report. The Department of Public Safety, using funds appropriated by this Act, shall revise the department's annual traffic stop data report required under Article 2.134, Code of Criminal Procedure, to include information relating to the use of force occurring during a motor vehicle stop, categorized according to the race or ethnicity of the affected person. The department shall present the data in the report according to commonly accepted academic standards.

Amendment No. 177 was withdrawn.

(Kuempel in the chair)

Amendment No. 178

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

Floor Packet Page No. 288

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

(1) In Article V of the bill, immediately following the appropriations to the Department of Public Safety, add the following appropriately numbered rider:

_____. Human Trafficking Enforcement. In addition to the funds appropriated above, the amount of \$3,814,603 for the state fiscal year ending August 31, 2018, and the amount of \$3,814,603 for the state fiscal year ending August 31, 2019, are appropriated out of the general revenue fund to the Department of Public Safety to be used for human trafficking enforcement.

(2) In Article VI of the bill (page VI-48), in the appropriations to the Soil and Water Conservation Board, reduce the appropriations to the Soil and Water Conservation Board for Strategy B.1.2, Pollution Abatement Plan, by the amount of \$3,814,603 for the state fiscal year ending August 31, 2018, and by the amount of \$3,814,603 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 178 was withdrawn.

Amendment No. 179

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

Floor Packet Page No. 289

Amend **CSSB 1** (house committee printing) in Article V of the bill, following the appropriations to the Department of Public Safety, by adding the following appropriately numbered rider:

_____. Study to Prevent the Influence of a Foreign Government in an Election. It is the intent of the legislature that the Department of Public Safety Intelligence and Counterterrorism Unit, using funds appropriated by this Act, study the intelligence capabilities of the state in preventing a foreign government from influencing the general election for state and county officers held in 2018 and 2020 and recommend voting system improvements. Not later than April 1, 2018, the Department of Public Safety Intelligence and Counterterrorism Unit shall provide recommendations to the director of the Department of Public Safety.

Amendment No. 179 was withdrawn.

Amendment No. 180

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

Floor Packet Page No. 290

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

(1) Add the following appropriately numbered rider under the Article V appropriations to the Department of Public Safety:

_____. Contingent Appropriation: Call Center Staffing. Contingent on the enactment of **HB 4040** or similar legislation of the 85th Legislature relating to a pilot program to establish a statewide call center to provide assistance to victims of sexual assault:

(A) in addition to other amounts appropriated by this Act to the Department of Public Safety, the amount of \$600,000 is appropriated out of the Economic Stabilization Fund to the Department of Public Safety for the state fiscal biennium beginning September 1, 2017, for the purpose of paying costs associated with staffing the statewide call center; and

(B) the "Number of Full-Time-Equivalents" (FTEs) in the Department of Public Safety bill pattern is increased by 6.0 FTEs in each year of the state fiscal biennium beginning September 1, 2017.

(2) In Article IX of the bill:

(A) in Section 17.13 of that article, in the appropriations to the Department of Public Safety, reduce the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-86) by \$600,000 for the state fiscal biennium beginning September 1, 2017; and

(B) in Section 17.07 of that article, in the informational list of amounts appropriated for border security to the Department of Public Safety (page IX-79), reduce the amount attributed to Baseline Border Security by \$600,000.

(3) Adjust totals, methods of financing, and Full Time Equivalents (FTEs) accordingly.

Amendment No. 180 was withdrawn.

Amendment No. 181

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

Floor Packet Page No. 294

Amend **CSSB 1** (house committee printing) in Article V of the bill, following the appropriations to the Department of Public Safety, by adding the following appropriately numbered rider:

_____. Driver License Services and Driver Safety: Audit of Use of State Funds. It is the intent of the legislature that the state auditor conduct an audit of the use of funds appropriated to the Department of Public Safety for each strategy under Goal F, Driver License Services and Driver Safety, and submit a report to the Legislative Budget Board not later than January 1, 2019.

Representative Longoria moved to table Amendment No. 181.

The motion to table prevailed by (Record 207): 96 Yeas, 46 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Dutton; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Johnson, J.; Kacal; King, K.; Klick; Koop; Krause; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Raney; Raymond; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dukes; Gervin-Hawkins; González; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; King, T.; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Pickett; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Thierry; Turner; Uresti; Vo; Walle; Wu.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Anderson, C.; Bohac; Farrar.

STATEMENTS OF VOTE

When Record No. 207 was taken, I was in the house but away from my desk. I would have voted yes.

C. Anderson

When Record No. 207 was taken, I was in the house but away from my desk. I would have voted yes.

Bohac

When Record No. 207 was taken, I was shown voting yes. I intended to vote no.

Giddings

Amendment No. 182

Representative Gonzales offered the following amendment to **CSSB 1**:
Floor Packet Page No. 299

Amend **CSSB 1** as follows:

(1) On page VI-10 of the bill pattern for the Department of Agriculture, amend Rider 27 as follows:

Appropriation Restriction on Feral Hog Abatement Using Toxic Substances. None of the funds appropriated to the Department of Agriculture in this Act may be used for the ~~development, implementation, approval, or promotion of any program or action that involves the use~~ of warfarin on feral hogs.

Amendment No. 182 was adopted.

Amendment No. 183

Representative Dukes offered the following amendment to **CSSB 1**:
Floor Packet Page No. 211

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to the Higher Education Coordinating Board, in Rider No. 36, Developmental Education (pages III-52 through III-53), between "core-requisite models," and "and modular offerings", by inserting "emporium models,".

Amendment No. 183 was adopted.

Amendment No. 184

Representative Stephenson offered the following amendment to **CSSB 1**:
Floor Packet Page No. 300

CSSB 1 is amended as follows:

1. On page VI-10 of the Department of Agriculture bill pattern in **CSSB 1**, add Subsection (d) to Rider 25, Appropriations Limited to Revenue Collections: Cost Recovery Programs:

d. The following actions are contingent on enactment of **HB 572**, or similar legislation relating to the establishment of the pesticide disposal fund and a pesticide waste and pesticide container collection program to be administered by the Department of Agriculture, by the Eighty-Fifth Legislature, Regular Session, 2017:

i. Subsection (a)(5) of this rider has no effect, and is replaced by the following: Strategy B.2.1, Regulated Pesticide Use: Direct costs for the Agricultural Pesticide Regulation (Agriculture Code, Ch. 76), Organic Certification (Agriculture Code, Ch.18), and Prescribed Burn (Natural Resources Code, Ch. 153) cost recovery programs are estimated to be \$4,511,101 in fiscal year 2018 and \$4,510,394 in fiscal year 2019 and "other direct and indirect costs" are estimated to be \$1,098,255 for fiscal year 2018 and \$1,124,591 for fiscal year 2019 (Revenue Object Codes: 3400, 3404, 3410, and 3414). In addition, amounts from the pesticide disposal fund for the disposal of pesticides total \$400,000 in fiscal year 2018 and \$400,000 in fiscal year 2019.

ii. The informational purposes text in the second paragraph of Section (a) of this rider has no effect, and is replaced by the following: For informational purposes, total amounts identified for strategies in this subsection from fee generated general revenue total \$19,387,816 in fiscal year 2018 and \$19,677,172 in fiscal year 2019 for direct costs and indirect administration and \$5,998,335 in fiscal year 2018 and \$6,154,618 in fiscal year 2019 for "other direct and indirect costs". In addition, amounts from the pesticide disposal fund total \$400,000 in fiscal year 2018 and \$400,000 in fiscal year 2019.

iii. Amounts appropriated above in Strategy B.2.1, Regulated Pesticide Use, out of the general revenue fund are reduced by \$400,000 each fiscal year and amounts out of the pesticide disposal fund are increased by \$400,000 each fiscal year contingent on the transfer required in **HB 572**, or similar legislation. The Department of Agriculture may temporarily utilize additional general revenue funds in an amount not to exceed \$400,000 each fiscal year from projected revenues from fees collected under Section 76.044, Agriculture Code for the required transfer to the pesticide disposal fund at the beginning of each fiscal year. These funds shall be utilized only for the purpose of temporary cash flow needs. The transfer and reimbursement of funds shall be made under procedures established by the Comptroller of Public Accounts to ensure all borrowed funds are reimbursed to the Treasury on or before August 31st each fiscal year. Appropriations from the pesticide disposal fund shall be used to implement the provisions of the enacted legislation relating to the disposal of pesticides.

iv. The text in the third paragraph of Section (a) has no effect and is replaced with the following: These appropriations are contingent upon the Department of Agriculture (TDA) assessing fees sufficient to generate revenue to cover the general revenue and pesticide disposal fund appropriations for each strategy as well as the related "other direct and indirect costs". In the event that actual and/or projected revenue collections in strategies above are insufficient to offset the costs identified by this provision, the Legislative Budget Board may direct that the Comptroller of Public Accounts reduce the appropriation authority provided above to the affected strategy to be within the amount of revenue expected to be available.

Amendment No. 184 was withdrawn.

Amendment No. 185

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

Floor Packet Page No. 301

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

(1) In Article VI of the bill, in the Object-of-Expense Informational Listing for the Department of Agriculture, reduce the amounts listed for travel by \$25,000 for the state fiscal year ending August 31, 2018, and by \$25,000 for the state fiscal year ending August 31, 2019.

(2) In Article VI of the bill, in the items of appropriation for the Department of Agriculture, reduce the strategies that include amounts listed in the Object-of-Expense Informational Listing for travel by a total of \$25,000 for the state fiscal year ending August 31, 2018, and by a total of \$25,000 for the state fiscal year ending August 31, 2019.

(3) In Article VII of the bill, in the appropriations for the Department of Housing and Community Affairs (page VII-2), increase the appropriations for Strategy D.1.1, Monitor Housing Requirements, by the amount of \$25,000 for the state fiscal year ending August 31, 2018, and by the amount of \$25,000 for the state fiscal year ending August 31, 2019, for the purpose of conducting inspections and otherwise enforcing the migrant labor housing program under Subchapter LL, Chapter 2306, Government Code.

(4) In Article VII of the bill, following the appropriations for the Department of Housing and Community Affairs (page VII-7), add the following appropriately numbered rider:

____. Migrant Labor Housing Funding. In addition to the amounts appropriated above to the Department of Housing and Community Affairs in Strategy D.1.1, Monitor Housing Requirements, the Department of Housing and Community Affairs is appropriated any additional amounts that are collected as licensing and inspection fees through the migrant labor housing program under Subchapter LL, Chapter 2306, Government Code, and deposited to the credit of the general revenue fund (revenue object code 3573) and that exceed \$25,000 for the state fiscal year ending August 31, 2018, and \$25,000 for the state fiscal year

ending August 31, 2019. The funds shall be used for the licensing and inspection of migrant labor housing facilities under Subchapter LL, Chapter 2306, Government Code.

(5) Adjust totals and methods of financing accordingly.

Amendment No. 185 was withdrawn.

Amendment No. 186

Representative Schaefer offered the following amendment to **CSSB 1**:
Floor Packet Page No. 305

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

(1) Reduce the Article VI appropriations from the Texas Emissions Reduction Plan (TERP) Account No. 5071 to the Commission on Environmental Quality for Strategy A.1.1, Air Quality Assessment and Planning (page VI-14), by the amount of \$10 million for each year of the state fiscal biennium ending August 31, 2019.

(2) In Article VI of the bill, following the appropriations to the Commission on Environmental Quality, in Rider 20 (Texas Emissions Reduction Plan (TERP): Grants and Administration) (page VI-21), reduce the total amount allocated by that rider by the amount of \$10 million for each year of the state fiscal biennium ending August 31, 2019, and proportionately reduce the amounts allocated to each program listed in that rider in the amount necessary to equal the reduction in the total allocation provided by this subdivision.

(3) Add the following appropriately numbered rider following the Article III appropriations to public junior and community colleges (page III-204):

_____. Additional Student Success Funding. In addition to other amounts appropriated above to each public junior or community college listed in this article for the strategies relating to student success (page III-198 through page III-203), the amount of \$10 million for each year of the state fiscal biennium ending August 31, 2019, is appropriated from the general revenue fund to those colleges for purposes of those strategies, to be distributed among the colleges in the manner prescribed for the allocation of student success funding by Rider 18 following the appropriations to public junior and community colleges (page III-206).

(4) Adjust totals and methods of financing accordingly.

Amendment No. 186 was adopted.

Amendment No. 187

Representative Cain offered the following amendment to **CSSB 1**:
Floor Packet Page No. 283

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider following the Article V appropriations to the Department of Criminal Justice:

_____. Prohibition on Use of Appropriations for Certain Surgeries. The Texas Department of Criminal Justice may not use funds appropriated by this Act to provide to an inmate any surgery related to sex reassignment or gender identity transitioning.

Amendment No. 188

Representative Moody offered the following amendment to Amendment No. 187:

Amend Amendment No. 187 by Cain to **CSSB 1** (page 283, prefiled amendments packet) by striking page 1, lines 4 through 7, and substituting the following:

_____. Prohibition on Use of Appropriations for Elective Surgeries. The Texas Department of Criminal Justice may not use funds appropriated by this Act to provide to an inmate any elective surgery.

Amendment No. 188 was adopted.

Amendment No. 187, as amended, was adopted.

Amendment No. 189

Representative J. Rodriguez offered the following amendment to **CSSB 1**:
Floor Packet Page No. 308

Amend **CSSB 1** (house committee printing) in Article VI of the bill, following the appropriations to the Commission on Environmental Quality, by adding the following appropriately numbered rider:

_____. Contingency Rider: New Technology Implementation Grants for Advanced Supercritical CO2 Power Generation Technology Projects. (a) Contingent on the enactment of legislation by the 85th Legislature, Regular Session, 2017, that removes the limit on the amount of money appropriated to the Texas Commission on Environmental Quality to be used for the programs under Section 386.051(b), Health and Safety Code, that may be allocated for the new technology implementation grant program under Chapter 391, Health and Safety Code, in addition to other amounts appropriated by this Act there is appropriated from the general revenue fund to the commission for Strategy A.1.1, Air Quality Assessment and Planning, the amount of \$5,200,000 for the fiscal year ending August 31, 2018, and the amount of \$5,200,000 for the fiscal year ending August 31, 2019, for the purpose of providing funding for new technology implementation grants for projects that focus on advanced supercritical CO2 power generation technology.

(b) In Article V of the bill, in the appropriations to the Department of Public Safety (page V-44), proportionately reduce the amount of money appropriated to the department out of the general revenue fund for each strategy in Goal F, Driver License Services and Driver Safety, by a total amount of \$5,200,000 for the fiscal year ending August 31, 2018, and by a total amount of \$5,200,000 for the fiscal year ending August 31, 2019.

(c) In Article V of the bill, following the appropriations to the Department of Public Safety, in Rider No. 38, Driver License Improvement Plan Reporting, amend Subsection (a) of the rider (page V-52) by striking "\$66,491,914 in fiscal year 2018 and \$66,491,914 in fiscal year 2019" and substituting "\$61,291,914 in fiscal year 2018 and \$61,291,914 in fiscal year 2019".

Amendment No. 189 was withdrawn.

Amendment No. 190

Representative Reynolds offered the following amendment to **CSSB 1**:
Floor Packet Page No. 311

Amend **CSSB 1** as follows:

In the proposed rider on Oil and Gas Emissions Study, add the following to the Texas Commission on Environmental Quality bill pattern on page VI-16:

ANALYSIS OF INSPECTION AND MAINTENANCE REQUIREMENTS FOR OIL AND GAS FACILITIES. From the funds appropriated above, the Texas Commission on Environmental Quality is directed to conduct a study, to be concluded not later than January 1, 2018. The commission shall issue and make available for public comment a preliminary report relating to air and gas facilities that are regulated through permit-by-rules or standard permits. The report must examine present rules and requirements related to inspection and maintenance programs for the detection and repair of leaks, the use of venting and flaring, emissions of volatile organic compounds from storage tanks, emissions of nitrogen oxides from compressor engines, maintenance requirements for compressor stations, and emissions from and maintenance of pneumatic devices and controllers between a wellhead and a natural gas processing plant. The report shall also address issues raised concerning the rules or requirements described in the present rules and requirements; and suggest options for improving safety, preventing air emissions from oil and gas equipment, including methane and other useful products, and reducing emissions from facilities. In suggesting options for improvement, the commission may consider both regulatory and incentive approaches, including the use of Texas Emissions Reduction Plan funds and approaches taken in other leading oil and gas producing states that would lead to improvements in air quality and public health. The commission may hold meetings to consider public comment. After considering public comment, if any, but not later than June 1, 2018, the commission shall post on its Internet website the final report.

Amendment No. 190 was withdrawn.

Amendment No. 191

Representative Blanco offered the following amendment to **CSSB 1**:
Floor Packet Page No. 312

Amend **CSSB 1** (house committee report) in Article VI of the bill, following the appropriations to the General Land Office and Veterans' Land Board (page VI-26), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. REPORT ON PERMANENT SCHOOL FUND REAL PROPERTY AND BORDER WALL. Using amounts appropriated above, the General Land Office shall each year submit to the governor and the legislature a report that identifies any Permanent School Fund real property, including surface estates and mineral interests, condemned by the federal government to construct a wall, fence, or other barrier on the border between the United States and Mexico. The report must include the acreage condemned, the market value of Permanent School Fund real property before and after the condemnation, and the resulting estimated loss of revenue available for funding public education in this state.

Representative Gonzales moved to table Amendment No. 191.

The motion to table prevailed by (Record 208): 97 Yeas, 47 Nays, 2 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Gutierrez; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; King, K.; King, T.; Klick; Koop; Krause; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Phillips; Price; Rane; Raymond; Rinaldi; Roberts; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Coleman; Collier; Cortez; Davis, Y.; Deshotel; Dukes; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; Lucio; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Thierry; Turner; Uresti; Vo; Walle; Wu.

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

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Pickett.

STATEMENTS OF VOTE

When Record No. 208 was taken, I was shown voting yes. I intended to vote no.

Canales

When Record No. 208 was taken, I was shown voting yes. I intended to vote no.

Rose

Amendment No. 192

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

Floor Packet Page No. 313

Amend **CSSB 1** (house committee printing) in Article VI of the bill, following the appropriations made to the Parks and Wildlife Department (page VI-33), by adding the following appropriately numbered rider:

_____. Transfer of Appropriations Contingent on **SB 1270** or Similar Legislation. Contingent on **SB 1270** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the allocation and use of certain border security funding to secure Gulf of Mexico ports becoming law, and notwithstanding any limitation on the transfer or use of appropriated money provided by this Act, each year of the state fiscal biennium beginning September 1, 2017, the Department of Public Safety shall transfer to the Parks and Wildlife Department an amount of money equal to 10 percent of the total amount of appropriations made to the Department of Public Safety for that year for border security purposes, including the appropriations identified in the informational listing provided by Section 17.07, Article IX, of this Act (page IX-78). The Parks and Wildlife Department may use money transferred to the department in accordance with this section during the state fiscal biennium beginning September 1, 2017, only to administer and provide grants under the Gulf of Mexico port security grant program established by **SB 1270** or the similar legislation.

Amendment No. 192 was withdrawn.

Amendment No. 193

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

Floor Packet Page No. 318

CSSB 1 is amended as follows:

On page VI-58, following the bill pattern of the Water Development Board add the following rider:

_____. Regional Conservation and Reclamation District. Contingent upon the enactment of **HB 2851** or similar legislation, general revenue appropriations above in each fiscal year in Goal A, Water Resources Planning, Goal B, Water Project Financing, and Goal C, Non-Self Supporting G.O. Debt Service, and any unobligated and unexpended balances from appropriations from the general revenue fund in the strategies in those goals may be used by the Water Development Board to provide grant funding to the Onion Creek Watershed Hays and Travis Counties Flood Control District No. 1 for necessary operations. The aggregate amount of funding to be provided for this purpose from all strategies shall not exceed \$5,000,000 in the 2018-19 biennium. These funds may only be expended when matched by equal amounts from the City of Austin, Travis County, or Hays County.

Amendment No. 193 was withdrawn.

Amendment No. 194

Representative Pickett offered the following amendment to **CSSB 1**:
Floor Packet Page No. 320

Amend **CSSB 1** as follows:

(1) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Clean Air Account No. 0151, increase Clean Air Account No. 0151 appropriations to Strategy A.1.1, Air Quality Assessment and Planning, by \$160,052 in fiscal year 2018 and by \$160,052 in fiscal year 2019 for agency operational needs.

(2) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Clean Air Account No. 0151, increase Clean Air Account No. 0151 appropriations to Strategy A.2.1, Air Quality Permitting, by \$27,899 in fiscal year 2018 and by \$27,899 in fiscal year 2019 for agency operational needs.

(3) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Clean Air Account No. 0151, increase Clean Air Account No. 0151 appropriations to Strategy C.1.1, Field Inspections and Complaints Response, by \$62,053 in fiscal year 2018 and by \$62,053 in fiscal year 2019 for agency operational needs.

(4) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Clean Air Account No. 0151, increase Clean Air Account No. 0151 appropriations to Strategy F.1.1, Central Administration, by \$94,449 in fiscal year 2018 and by \$108,949 in fiscal year 2019 for agency operational needs.

(5) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Clean Air Account No. 0151, increase Clean Air Account No. 0151 appropriations to Strategy F.1.2, Information Resources, by \$104,808 in fiscal year 2018 and by \$86,684 in fiscal year 2019 for agency operational needs.

(6) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy A.1.2, Water Assessment and Planning, by \$23,564 in fiscal year 2018 and by \$23,564 in fiscal year 2019 for agency operational needs.

(7) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy A.2.2, Water Resource Permitting, by \$28,165 in fiscal year 2018 and by \$28,291 in fiscal year 2019 for agency operational needs.

(8) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy B.1.1, Safe Drinking Water, by \$23,564 in fiscal year 2018 and by \$23,564 in fiscal year 2019 for agency operational needs.

(9) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy C.1.1, Field Inspections and Complaints, by \$62,053 in fiscal year 2018 and by \$62,053 in fiscal year 2019 for agency operational needs.

(10) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy F.1.1, Central Administration, by \$160,859 in fiscal year 2018 and by \$146,358 in fiscal year 2019 for agency operational needs.

(11) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy F.1.2, Information Resources, by \$104,808 in fiscal year 2018 and by \$86,684 in fiscal year 2019 for agency operational needs.

(12) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Waste Management Account No. 0549, increase Waste Management Account No. 0549 appropriations to Strategy A.1.3, Waste Assessment and Planning, by \$24,217 in fiscal year 2018 and by \$24,217 in fiscal year 2019 for agency operational needs.

(13) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Waste Management Account No. 0549, increase Waste Management Account No. 0549 appropriations to Strategy C.1.1, Field Inspections and Complaints, by \$62,053 in fiscal year 2018 and by \$62,053 in fiscal year 2019 for agency operational needs.

(14) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Waste Management Account No. 0549, increase Waste Management Account No. 0549 appropriations to Strategy F.1.1, Central Administration, by \$142,444 in fiscal year 2018 and by \$156,943 in fiscal year 2019 for agency operational needs.

(15) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Waste Management Account No. 0549, increase Waste Management Account No. 0549 appropriations to Strategy F.1.2, Information Resources, by \$104,809 in fiscal year 2018 and by \$86,683 in fiscal year 2019 for agency operational needs.

(16) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Hazardous and Solid Waste Remediation Fee Account No. 0550, increase Hazardous and Solid Waste Remediation Fee Account No. 0550 appropriations to Strategy C.1.1, Field Inspections and Complaints, by \$38,000 in fiscal year 2018 and by \$38,000 in fiscal year 2019 for agency operational needs.

(17) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Hazardous and Solid Waste Remediation Fee Account No. 0550, increase Hazardous and

Solid Waste Remediation Fee Account No. 0550 appropriations to Strategy D.1.2, Hazardous Materials Cleanup, by \$24,217 in fiscal year 2018 and by \$24,217 in fiscal year 2019 for agency operational needs.

(18) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Hazardous and Solid Waste Remediation Fee Account No. 0550, increase Hazardous and Solid Waste Remediation Fee Account No. 0550 appropriations to Strategy F.1.1, Central Administration, by \$75,399 in fiscal year 2018 and by \$60,899 in fiscal year 2019 for agency operational needs.

(19) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Petroleum Storage Tank Remediation Account No. 0655, increase Petroleum Storage Tank Remediation Account No. 0655 appropriations to Strategy C.1.1, Field Inspections and Complaints, by \$24,053 in fiscal year 2018 and by \$24,053 in fiscal year 2019 for agency operational needs.

(20) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Petroleum Storage Tank Remediation Account No. 0655, increase Petroleum Storage Tank Remediation Account No. 0655 appropriations to Strategy F.1.1, Central Administration, by \$48,331 in fiscal year 2018 and by \$48,331 in fiscal year 2019 for agency operational needs.

(21) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Petroleum Storage Tank Remediation Account No. 0655, increase Petroleum Storage Tank Remediation Account No. 0655 appropriations to Strategy F.1.2, Information Resources, by \$43,750 in fiscal year 2018 and by \$43,750 in fiscal year 2019 for agency operational needs.

(22) On page VI-14 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Operating Permit Fees Account No. 5094, increase Operating Permit Fees Account No. 5094 appropriations to Strategy A.1.1, Air Quality Assessment and Planning, by \$132,050 in fiscal year 2018 and by \$132,050 in fiscal year 2019 for agency operational needs.

(23) On page VI-14 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Operating Permit Fees Account No. 5094, increase Operating Permit Fees Account No. 5094 appropriations to Strategy C.1.1, Field Inspections and Complaints, by \$62,053 in fiscal year 2018 and by \$62,053 in fiscal year 2019 for agency operational needs.

(24) On page VI-14 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Operating Permit Fees Account No. 5094, increase Operating Permit Fees Account No. 5094 appropriations to Strategy F.1.2, Information Resources, by \$53,538 in fiscal year 2018 and by \$35,412 in fiscal year 2019 for agency operational needs.

(25) Adjust the article totals and methods of financing accordingly.

Amendment No. 195

Representative Pickett offered the following amendment to Amendment No. 194:

Amend Amendment No. 194 by Pickett (page 320 of the prefiled amendments packet) by striking the text of the amendment and substituting the following:

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

(1) Under the Article XI appropriations to the Commission on Environmental Quality (page XI-12), add the following appropriately numbered riders:

_____. Agency Operational Needs: Air Quality Assessment and Planning. To the extent money is available in the Clean Air Account No. 151 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.1.1, Air Quality Assessment and Planning, an amount not to exceed \$160,052 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$160,052 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Air Quality Assessment and Planning. To the extent money is available in the Operating Permit Fees Account No. 5094 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.1.1, Air Quality Assessment and Planning, an amount not to exceed \$132,050 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$132,050 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Water Assessment and Planning. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.1.2, Water Assessment and Planning, an amount not to exceed \$23,564 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$23,564 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Waste Assessment and Planning. To the extent money is available in the Waste Management Account No. 549 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.1.3, Waste Assessment and Planning, an amount not to exceed \$24,217 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$24,217 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Air Quality Permitting. To the extent money is available in the Clean Air Account No. 151 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.2.1, Air Quality Permitting, an amount not to exceed \$27,899 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$27,899 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Water Resource Permitting. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.2.2, Water Resource Permitting, an amount not to exceed \$28,165 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$28,291 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Safe Drinking Water. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy B.1.1, Safe Drinking Water, an amount not to exceed \$23,564 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$23,564 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Clean Air Account No. 151 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$62,053 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$62,053 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$62,053 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$62,053 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Waste Management Account No. 549 in the general revenue fund, in addition to other amounts appropriated by this Act to the

Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$62,053 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$62,053 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Hazardous and Solid Waste Remediation Fee Account No. 550 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$38,000 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$38,000 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Petroleum Storage Tank Remediation Account No. 655 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$24,053 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$24,053 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Operating Permit Fees Account No. 5094 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$62,053 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$62,053 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Central Administration. To the extent money is available in the Clean Air Account No. 151 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.1, Central Administration, an amount not to exceed \$94,449 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$108,949 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Central Administration. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy

F.1.1, Central Administration, an amount not to exceed \$160,859 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$146,358 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Central Administration. To the extent money is available in the Waste Management Account No. 549 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.1, Central Administration, an amount not to exceed \$142,444 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$156,943 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Central Administration. To the extent money is available in the Hazardous and Solid Waste Remediation Fee Account No. 550 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.1, Central Administration, an amount not to exceed \$75,399 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$60,899 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Central Administration. To the extent money is available in the Petroleum Storage Tank Remediation Account No. 655 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.1, Central Administration, an amount not to exceed \$48,331 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$48,331 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Information Resources. To the extent money is available in the Clean Air Account No. 151 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.2, Information Resources, an amount not to exceed \$104,808 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$86,684 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Information Resources. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.2, Information Resources, an amount not to exceed \$104,808 is appropriated

out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$86,684 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Information Resources. To the extent money is available in the Waste Management Account No. 549 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.2, Information Resources, an amount not to exceed \$104,809 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$86,683 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Information Resources. To the extent money is available in the Petroleum Storage Tank Remediation Account No. 655 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.2, Information Resources, an amount not to exceed \$43,750 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$43,750 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Information Resources. To the extent money is available in the Operating Permit Fees Account No. 5094 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.2, Information Resources, an amount not to exceed \$53,538 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$35,412 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Hazardous Materials Cleanup. To the extent money is available in the Hazardous and Solid Waste Remediation Fee Account No. 550 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy D.1.2, Hazardous Materials Cleanup, an amount not to exceed \$24,217 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$24,217 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2019.

(2) Adjust the Article VI subtotal (page XI-12) under Article XI and the Article XI grand total (page XI-14) accordingly.

Amendment No. 195 was adopted.

Amendment No. 194, as amended, was withdrawn.

Amendment No. 196

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

Floor Packet Page No. 326

Amend **CSSB 1** (house committee report) in Article VII of the bill, immediately following the appropriations to the Department of Housing and Community Affairs (page VII-7), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Transfer of Funds for Veterans Housing Assistance Program. Out of funds appropriated to the Department of Housing and Community Affairs in Strategy A.1.3, Housing Trust Fund, the department shall establish an interagency contract to transfer 10 percent of funds for the state fiscal year ending August 31, 2018, and 10 percent of funds for the state fiscal year ending August 31, 2019, to the appropriate fund or account with the Texas Veterans Commission for the purposes of administering a veterans housing assistance program to assist Texas veterans and their families in obtaining, maintaining, or improving housing.

(Speaker in the chair)

Amendment No. 196 was withdrawn.

Amendment No. 197

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

Floor Packet Page No. 370

Amend **CSSB 1** (house committee printing) in Part 6, Article IX (page IX-27), by adding the following appropriately numbered section and renumbering subsequent sections accordingly:

Sec. 6. _____. Appropriations to Certain Entities Prohibited. Notwithstanding any other provision of this Act, no money appropriated by this Act may be provided to an institution, department, or agency of this state, including an institution of higher education, or a political subdivision of this state that, through a contract, grant, or otherwise, provides money to a person, corporation, trust, or organization that pays for or provides abortion services.

Amendment No. 198

Representatives Rinaldi, Springer, Schaefer, and Phillips offered the following amendment to Amendment No. 197:

Amend Amendment No. 197 by Springer to **CSSB 1** (page 370, prefiled amendment packet) by striking the text of the amendment and substituting the following:

Amend **CSSB 1** (house committee printing) in Part 6, Article IX (page IX-27), by adding the following appropriately numbered section and renumbering subsequent sections accordingly:

Sec. 6. _____. Limitation on Abortion Funding. To the extent allowed by federal and state law, money appropriated by this Act may not be distributed to any individual or entity that:

(1) performs an abortion procedure that is not reimbursable under the state's Medicaid program;

(2) is commonly owned, managed, or controlled by an entity that performs an abortion procedure that is not reimbursable under the state's Medicaid program; or

(3) is a franchise or affiliate of an entity that performs an abortion procedure that is not reimbursable under the state's Medicaid program.

Amendment No. 198 was adopted.

Amendment No. 197, as amended, was adopted by (Record 209): 101 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Cosper; Craddick; Cyrier; Dale; Darby; Dean; Dutton; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Goldman; Gonzales; Gooden; Guerra; Hefner; Herrero; Holland; Huberty; Hunter; Isaac; Kacal; King, K.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Lozano; Martinez; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliveira; Oliverson; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Alonzo; Alvarado; Anchia; Arévalo; Bernal; Blanco; Canales; Coleman; Collier; Cortez; Davis, S.; Davis, Y.; Deshotel; Dukes; Farrar; Gervin-Hawkins; Giddings; González; Gutierrez; Hernandez; Hinojosa; Howard; Israel; Johnson, E.; Johnson, J.; Longoria; Lucio; Minjarez; Moody; Neave; Nevárez; Ortega; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Turner; Uresti; Vo; Walle; Wu.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — Guillen; Muñoz.

STATEMENTS OF VOTE

When Record No. 209 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 209 was taken, I was shown voting yes. I intended to vote no.

Martinez

When Record No. 209 was taken, I was in the house but away from my desk. I would have voted no.

Muñoz

When Record No. 209 was taken, I was shown voting yes. I intended to vote no.

Oliveira

When Record No. 209 was taken, I was shown voting yes. I intended to vote no.

Perez

When Record No. 209 was taken, I was shown voting yes. I intended to vote no.

Raymond

When Record No. 209 was taken, I was shown voting yes. I intended to vote no.

Thierry

ARTICLE XI - AMENDMENTS ADOPTED

Representative Zerwas moved to adopt all Article XI amendments (Amendment Nos. 199 - 378).

The motion prevailed.

The following amendments were adopted in Article XI of **CSSB 1** with the understanding that a member may register an objection to any amendment:

Amendment No. 199 (by Cyrier) (Dale, S. Davis, Dutton, Gonzales, and Zerwas recorded voting no.)

Floor Packet Page No. 21

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

(1) In Article I of the bill (page I-____), under Article I add the following appropriately numbered rider after the appropriations to the Texas Facilities Commission:

____. Proceeds from the Sale of Surplus Property, Equipment, Commodities, or Salvage. Notwithstanding provisions in Chapter 2175, Government Code, all unappropriated revenue generated on or after September 1, 2017 by the Texas Facilities Commission from the sale of surplus property, equipment, commodities, or salvage (including recycled products) above amounts identified in the Biennial Revenue Estimate (estimated \$0) is appropriated to Strategy B.2.1, Facilities Operation, for facilities operations and maintenance.

Any unexpended balances as of August 31, 2018, out of appropriations made herein are appropriated to the Facilities Commission for operations and maintenance for the fiscal year beginning September 1, 2018.

Article IX Sec. 8.03 or similar provisions of this Act still apply.

(2) Increase the Article I Subtotal and the Grand Total, All Articles, accordingly; and

(3) Renumber the following pages accordingly.

Amendment No. 200 (by Cyrier) (S. Davis, Dutton, Gonzales, Price, and Zerwas recorded voting no; Uresti recorded voting present, not voting.)

Floor Packet Page No. 22

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

(1) In Article I of the bill (page I-____), under Article I add the following appropriately numbered rider after the appropriations to the Texas Facilities Commission:

____. Commercial Use of State-Owned Parking Lots and Garages. Notwithstanding provisions in Subchapter E, Chapter 2165, Government Code, all revenue generated on or after September 1, 2017 by the Texas Facilities Commission from the commercial use of state-owned parking lots and garages above amounts identified in the Biennial Revenue Estimate (estimated \$0) is appropriated to Strategy B.2.1, Facilities Operation, for facilities operations and maintenance.

Any unexpended balances as of August 31, 2018, out of appropriations made herein are appropriated to the Facilities Commission for operations and maintenance for the fiscal year beginning September 1, 2018.

(2) Increase the Article I Subtotal and the Grand Total, All Articles, accordingly; and

(3) Renumber the following pages accordingly.

Amendment No. 201 (by J. Rodriguez) (C. Anderson, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burns, Burrows, Button, Cain, Craddick, Cyrier, Dale, S. Davis, Dean, Elkins, Fallon, Frank, Goldman, Gonzales, Hefner, Hunter, Isaac, P. King, Klick, Lambert, Landgraf, Lang, Laubenberg, Leach, Meyer, Morrison, Murr, Paddie, Parker, Paul, Phillips, Price, Sanford, Schaefer, Schofield, Schubert, Shaheen, Shine, Simmons, Springer, Stephenson, Swanson, E. Thompson, Tinderholt, Wilson, Workman, Wray, and Zedler recorded voting no.)

Floor Packet Page No. 31

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor, Method of Financing listing for General Revenue Fund - Dedicated, for Texas Enterprise Fund Account No. 5107 (page I-49), strike ", estimated".

(2) Reduce the Article I appropriations to the Trusteed Programs Within the Office of the Governor for Strategy C.1.4, Texas Enterprise Fund (page I-51), by \$3,000,000 for the state fiscal biennium ending August 31, 2019.

(3) Add the following appropriately numbered rider following the Article I bill pattern appropriations to Trusteed Programs Within the Office of the Governor (page I-55),:

_____. Contingency for **HB 4195** or **SB 1410**. If **HB 4195** or **SB 1410** or other similar legislation of the 85th Legislature, Regular Session, 2017, relating to establishing a pilot program to assist small businesses in obtaining capital becomes law, the additional amount of \$3,000,000 is appropriated from the general revenue fund to the Trusteed Programs Within the Office of the Governor for Strategy C.1.1., Economic Development, for the state fiscal year ending August 31, 2018, to provide funding for the purpose of creating a pilot program to assist small businesses in obtaining capital, and any unexpended balance of that amount remaining as of August 31, 2018, is appropriated for the same purpose for the state fiscal year ending August 31, 2019. If **HB 4195** or **SB 1410** or other similar legislation of the 85th Legislature, Regular Session, 2017, relating to establishing a pilot program to assist small businesses in obtaining capital does not become law, in addition to other amounts appropriated to the Trusteed Programs Within the Office of the Governor for Strategy C.1.4, Texas Enterprise Fund (page I-51), there is appropriated to those programs for that strategy out of the Texas Enterprise Fund Account No. 5107 the amount of \$3,000,000 for the state fiscal biennium beginning September 1, 2017.

(4) Adjust totals, methods of financing, and other provisions of the bill accordingly.

Amendment No. 202 (by Gutierrez) (C. Anderson, Bell, Bohac, D. Bonnen, G. Bonnen, Burrows, Button, Craddick, Cyrier, Dale, S. Davis, Dean, Elkins, Faircloth, Frank, Goldman, Hunter, Isaac, P. King, Klick, Lambert, Landgraf, Laubenberg, Leach, Morrison, Murr, Parker, Paul, Phelan, Phillips, Price, Roberts, Sanford, Schofield, Schubert, Shaheen, Shine, Simmons, Springer, Stephenson, E. Thompson, Workman, and Wray recorded voting no.)

Floor Packet Page No. 29

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

(1) In Article I of the bill, in the appropriations to the Trusteed Programs Within the Office of the Governor, Method of Financing listing for General Revenue Fund - Dedicated, for Texas Enterprise Fund Account No. 5107 (page I-49), strike ", estimated".

(2) Reduce the Article I appropriations to the Trusteed Programs Within the Office of the Governor for Strategy C.1.4, Texas Enterprise Fund (page I-51), by \$2,500,000 for the state fiscal biennium ending August 31, 2019.

(3) Add the following appropriately numbered rider following the Article III appropriations to The University of Texas Health Science Center at San Antonio (page III-174):

_____. Contingency for **HB 2571**. If **HB 2571** or similar legislation of the 85th Legislature, Regular Session, 2017, creating a trauma-affected veterans clinical care and research center at The University of Texas Health Science Center at San Antonio becomes law, the amount of \$2,500,000 is appropriated out of the general revenue fund to The University of Texas Health Science Center at San Antonio for the state fiscal biennium beginning September 1, 2017, to implement the provisions of the legislation. If **HB 2571** or similar legislation of the 85th Legislature, Regular Session, 2017, creating a trauma-affected veterans

clinical care and research center at The University of Texas Health Science Center at San Antonio does not become law, in addition to other amounts appropriated to the Trusteed Programs Within the Office of the Governor in Article I, for Strategy C.1.4, Texas Enterprise Fund (page I-51), there is appropriated to those programs for that strategy out of the Texas Enterprise Fund Account No. 5107 the amount of \$2,500,000 for the state fiscal biennium beginning September 1, 2017.

(4) Adjust totals, methods of financing, and other provisions of the bill accordingly.

Amendment No. 203 (by Gutierrez) (C. Anderson, Bell, D. Bonnen, G. Bonnen, Cyrier, S. Davis, Dean, Goldman, Hunter, Isaac, Leach, Parker, Phelan, Price, Roberts, Shaheen, Simmons, Stephenson, E. Thompson, and Wray recorded voting no.)

Amend the Gutierrez amendment by striking the entire amendment and substituting the following:

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

1) On page III-157 of The University of Texas Health Science Center at San Antonio bill pattern, add the following appropriately numbered provision:

_____. Trauma-affected Veterans Clinical Care and Research Center. It is the intent of the legislature that out of the funds appropriated above, The University of Texas Health Science Center at San Antonio, to the extent possible, provide support, in conjunction with anticipated donations for the same purpose, for a trauma-affected veterans clinical care and research center to be located at The University of Texas Health Science Center at San Antonio.

Amendment No. 204 (by J. Rodriguez) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 62

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

(1) In the appropriations to the Trusteed Programs Within the Office of the Governor, reduce the amount appropriated from the general revenue fund for Strategy B.1.1, Criminal Justice (page I-50), by the amount of \$5,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$5,000,000 for the state fiscal year ending August 31, 2019.

(2) In the appropriations to the Health and Human Services Commission, increase the amount appropriated from the general revenue fund for Strategy D.2.3, Community Mental Health Crisis Services (page II-32), by the amount of \$5,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$5,000,000 for the state fiscal year ending August 31, 2019.

(3) Add the following appropriately numbered rider following the bill pattern appropriations to the Health and Human Services Commission (page II-35):

_____. Mental Health Jail Diversion and Crisis Stabilization Unit Pilot Program; Bexar County. Out of the funds appropriated above for Strategy D.2.3, Community Mental Health Crisis Services, the Health and Human Services Commission shall allocate \$5,000,000 for the state fiscal year ending August 31, 2018, and \$5,000,000 for the state fiscal year ending August 31, 2019, to support a mental health jail diversion and crisis stabilization unit pilot program in Bexar County.

Amendment No. 205 (by Darby) (Biedermann, Bohac, Burkett, Button, Cain, Dale, S. Davis, Dean, Dutton, Fallon, Gonzales, Gooden, Hefner, Keough, Klick, Lang, Laubenberg, Leach, Meyer, Paddie, Phillips, Price, Rinaldi, Roberts, Schaefer, Shaheen, Stephenson, Stickland, Swanson, Tinderholt, Wray, and Zedler recorded voting no.)

Floor Packet Page No. 77

Amend **CSSB 1** (house committee report) in Article I of the bill, following the appropriations to the Preservation Board (page I-75), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Completion of the LaBelle Exhibit. In addition to amounts appropriated above in Strategy A.2.2, Manage State History Museum, any unexpended and unobligated balances remaining as of August 31, 2017, (estimated to be \$0) in general revenue are appropriated for the state fiscal biennium beginning September 1, 2017, to the Preservation Board for completion of the LaBelle Exhibit in the Texas State History Museum.

Amendment No. 206 (by Wu) (C. Anderson, R. Anderson, Ashby, Bales, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 102

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

(1) In Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), add the following appropriately numbered rider:

____. Additional Funds for Development of Placement Capacity Management System. (a) In addition to other amounts appropriated to the Department of Family and Protective Services, the amount of \$5,700,000 is appropriated from the Economic Stabilization Fund to the department for the fiscal year ending August 31, 2018, and \$5,700,000 is appropriated from the Economic Stabilization Fund to the department for the fiscal year ending August 31, 2019, for the purpose of creating an electronic portal system that:

(1) provides real-time tracking of foster care placement provider capacity;

(2) allows for automatic data sharing with placement providers; and

(3) serves as a case management system for placement staff.

(b) Notwithstanding Rider 2, Capital Budget, funds appropriated by this rider may be expended on associated capital budget items.

(2) In Article IX of the bill, in Sec. 17.13, Appropriations for Selected State Agencies and Programs, in the Economic Stabilization Fund appropriations to the Department of Information Resources for Statewide Information Technology and Cyber Security Initiatives (page IX-84), strike "\$50,000,000" and substitute "\$38,600,000".

(3) Adjust totals and methods of financing appropriately.

Amendment No. 207 (by Wu) (C. Anderson, R. Anderson, Bailes, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Cyrier, Dale, Dean, Faircloth, Fallon, Flynn, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Klick, Landgraf, Lang, Metcalf, Murr, Oliverson, Paddie, Parker, Paul, Phillips, Price, Roberts, Schofield, Shaheen, Shine, Simmons, Stephenson, Swanson, E. Thompson, VanDeaver, Wilson, Wray, and Zerwas recorded voting no.)

Amend Amendment No. 206 to **CSSB 1** (house committee printing) by Wu (page 102, prefiled amendment packet) as follows:

(1) On page 1, line 8, strike "\$5,700,000" and substitute "\$2,850,000".

(2) On page 1, line 10, strike "\$5,700,000" and substitute "\$2,850,000".

(3) On page 1, line 27, strike "\$38,600,000" and substitute "\$44,300,000".

Amendment No. 208 (by Wu) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 103

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

(1) In Article II of the bill, immediately following the appropriations to the Department of Family and Protective Services (page II-3), add the following appropriately numbered rider:

_____. Contingency on **HB 7**. Contingent on the enactment and becoming law of **HB 7** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services suits by the Department of Family and Protective Services, the Department of Family and Protective Services is appropriated the amount of \$1 for the state fiscal year ending August 31, 2018, and the amount of \$1 for the state fiscal year ending August 31, 2019, to implement the changes in law made by **HB 7** or similar legislation.

(2) In Article II of the bill, immediately following the appropriations to the Health and Human Services Commission (page II-35), add the following appropriately numbered rider:

_____. Contingency on **HB 7**. Contingent on the enactment and becoming law of **HB 7** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services suits by the Department of Family and Protective Services, in Article II of the bill, in the appropriations to the Health and Human Services Commission, reduce the amount appropriated from the general revenue fund for L.2.1 Strategy: Central Program Support (page II-34), by the amount of \$1 for the state fiscal year ending August 31, 2018, and by the amount of \$1 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 209 (by Wu) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 104

Amend **CSSB 1** (house committee printing), in Article II of the bill, immediately following the appropriations to the Department of Family and Protective Services (page II-3), by adding the following appropriately numbered rider:

_____. Contingent Appropriation: **HB 7**. Contingent on **HB 7** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services suits by the Department of Family and Protective Services, being enacted and becoming law, out of funds appropriated to the Department of

Family and Protective Services by this Act, the department shall use \$1,113,377 during the fiscal year ending August 31, 2018, and \$886,034 during the fiscal year ending August 31, 2019, to implement the provisions of that legislation.

Amendment No. 210 (by Walle) (C. Anderson, R. Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Burrows, Button, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 114

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

(1) In Article II of the bill, increase the "Number of Full-Time-Equivalents (FTE)" in the Department of State Health Services bill pattern (page II-16) by 2 full-time-equivalent employees in the state fiscal year beginning September 1, 2017, and in the state fiscal year beginning September 1, 2018.

(2) In Article II of the bill, add the following appropriately numbered rider immediately following the appropriations to the Department of State Health Services (page II-17):

_____. Contingency Rider: **HB 3966**, Maternal Mortality and Morbidity Task Force. Contingent on the passage and becoming law of **HB 3966** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the duties and continuation of the Maternal Mortality and Morbidity Task Force, the Department of State Health Services shall use for that program from Strategy B.1.1, Women & Children's Health Services (page II-16), \$209,510 for the state fiscal year beginning September 1, 2017, and \$227,238 for the state fiscal year beginning September 1, 2018. The Department of State Health Services may also use any federal funds granted to the Maternal Mortality and Morbidity Task Force.

Amendment No. 211 (by Guillen) (Biedermann, D. Bonnen, G. Bonnen, Cain, S. Davis, Gonzales, Isaac, Keough, Paul, Shaheen, Shine, Stephenson, Swanson, Tinderholt, Wilson, and Zerwas recorded voting no.)

Floor Packet Page No. 119

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Department of State Health Services (page II-17), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. End Stage Renal Disease Prevention Program. Out of funds appropriated above in Strategy A.3.1, Chronic Disease Prevention, the Department of State Health Services shall allocate \$250,000 each fiscal year of

the state fiscal biennium ending August 31, 2019, to improve the health outcomes and reduce the economic burdens of end stage renal disease using the end stage renal disease prevention model, the National Kidney Foundation's Love Your Kidneys. The department shall work in collaboration with the Texas Renal Coalition and other statewide partnerships to:

- a. educate the medical community and at-risk patients on the importance of early diagnosis and treatment of chronic kidney disease;
- b. prevent premature death from cardiovascular disease and other comorbid conditions; and
- c. delay progression to kidney failure necessitating expensive renal replacement therapy by dialysis or transplantation.

Amendment No. 212 (by Guillen) (D. Bonnen, G. Bonnen, Dale, S. Davis, Gonzales, Isaac, Keough, Shaheen, Shine, Stephenson, Swanson, Wilson, and Zerwas recorded voting no.)

Amend Amendment No. 211 by Guillen to **CSSB 1** (house committee printing) on page 1, line 17 of the amendment, after "disease", by inserting ", as well as the importance of early dialysis modality education, including home dialysis options".

Amendment No. 213 (by Thierry) (Biedermann, D. Bonnen, G. Bonnen, Burrows, Cain, S. Davis, Dean, Gonzales, Hefner, Holland, Isaac, Lang, Paddie, Phelan, Price, Roberts, Schubert, Shine, Stephenson, Swanson, Tinderholt, and Wray recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 127

Amend **CSSB 1** (house committee printing), in Article II of the bill, following the appropriations for community mental health services for adults, by adding the following appropriately numbered contingent rider (page II-32):

_____. Contingent Rider: Development and Administration of a Psychiatric Bed Registry. Contingent on **HB 2402**, or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the development and administration of a psychiatric bed registry becoming law, out of amounts appropriated above for Strategy D.2.1, Community Mental Health Svcs-Adults, the amount of \$930,000 in general revenue is allocated for the purpose of developing and administering a psychiatric bed registry as provided by that legislation during the state fiscal biennium beginning September 1, 2017.

Amendment No. 214 (by Thierry) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer,

Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 128

Amend **CSSB 1** (house committee printing) in Article II of the bill (page II-32), following the appropriations for community mental health services for adults, by adding the following appropriately numbered rider:

_____. Contingent Rider: Development and Administration of a Psychiatric Bed Registry. Contingent on passage and becoming law of **HB 2402**, or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the development and administration of a psychiatric bed registry:

(1) In the Article V appropriations to the Department of Public Safety (page V-43) from the general revenue fund method of financing for the state fiscal year ending on August 31, 2018, strike "\$542,361,156" and substitute "\$541,431,156."

(2) In the Article V appropriations to the Department of Public Safety (page V-43) in the amount allocated by the Object-of-Expense Informational Listing for Other Operating Expense for the state fiscal year beginning on September 1, 2017, as described in the Object-of-Expense Informational Listing (page V-45), strike "\$108,906,164" and substitute "\$107,976,164."

(3) Reduce the Article V appropriations to the Department of Public Safety from the general revenue fund proportionately across all strategies by a total of \$930,000.

(4) In addition to other amounts appropriated for the state fiscal biennium, the amount of \$930,000 is appropriated from the general revenue fund to the Health and Human Services Commission for Strategy D.2.1., Community Mental Health Svcs-Adults (Article II, page II-32), for the state fiscal biennium beginning on September 1, 2017, for the purpose of implementing that legislation.

Amendment No. 215 (by Minjarez) (C. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 143

Amend **CSSB 1** (house committee printing) in Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), by adding the following appropriately numbered rider:

_____. Postpartum Depression Strategic Plan. It is the intent of the legislature that, out of funds appropriated to the Health and Human Services Commission above, the Executive Commissioner of Health and Human Services shall develop a five-year strategic plan to improve access to postpartum depression screening, referral, treatment, and support services. The strategic plan must provide strategies to:

(1) increase awareness among state-administered program providers who may serve women who are at risk of or are experiencing postpartum depression about the prevalence and effects of postpartum depression on outcomes for women and children;

(2) establish a referral network of mental health providers and support services addressing postpartum depression;

(3) increase women's access to formal and informal peer support services;

(4) raise public awareness of postpartum depression; and

(5) leverage sources of funding to support existing community-based postpartum depression screening, referral, treatment, and support services.

Amendment No. 216 (by Leach) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bailes, Bernal, Blanco, D. Bonnen, Canales, Collier, Cortez, S. Davis, Dutton, Farrar, Gervin-Hawkins, Giddings, Gonzales, González, Gutierrez, Hernandez, Hinojosa, Howard, Israel, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Nevárez, Oliverson, Ortega, Perez, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thierry, S. Thompson, Turner, Uresti, Walle, Wu, and Zerwas recorded voting no; Guerra recorded voting present, not voting.)

Floor Packet Page No. 131

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

(1) In Article II of the bill, in the appropriations to the Health and Human Services Commission (page II-32), increase the appropriations from the general revenue fund to the Health and Human Services Commission for Strategy D.1.1, Women's Health Program, by the amount of \$5,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$5,000,000 for the state fiscal year ending August 31, 2019.

(2) In Article II of the bill, following the appropriations to the Health and Human Services Commission, add the following appropriately numbered rider and renumber subsequent riders accordingly:

_____. Healthy Texas Women Program Outreach and Marketing. Out of funds appropriated above in Strategy D.1.1, Women's Health Program, the Health and Human Services Commission shall allocate a minimum of \$5,000,000 each fiscal year to fund outreach and marketing for the Healthy Texas Women Program.

(3) In Article VII of the bill, in the appropriations to the Texas Lottery Commission (page VII-8), reduce the appropriations from non-dedicated general revenue to the Texas Lottery Commission for Strategy A.1.3, Marketing and

Promotion, by the amount of \$5,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$5,000,000 for the state fiscal year ending August 31, 2019.

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

Amendment No. 217 (by Collier) (C. Anderson, R. Anderson, Ashby, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burrows, Button, Cain, Capriglione, Cook, Cospes, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 183

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

(1) In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-101), add the following appropriately numbered rider:

_____. Contingency Rider: Required Testing for Lead Contamination in Public School Drinking Water. Contingent on the enactment and becoming law of **HB 2395**, or similar legislation of the 85th Legislature, Regular Session, 2017, relating to testing for lead contamination in public school drinking water:

(a) In addition to other amounts appropriated above, the amount of \$250,000 is appropriated out of the Economic Stabilization Fund to the Health and Human Services Commission for each fiscal year of the 2018-19 state fiscal biennium for the purpose of implementing a program of required testing for lead contamination in public school drinking water.

(b) In Article IX of the bill, in Section 17.13 of that article, reduce the amount appropriated from the Economic Stabilization Fund to the Department of Public Safety for Border Security (page IX-86), by \$250,000 for each fiscal year of the 2018-19 state fiscal biennium.

(2) Adjust totals and methods of financing accordingly.

Amendment No. 218 (by Collier) (C. Anderson, Ashby, Bailes, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cyrier, Dale, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Goldman, Gonzales, Hunter, Isaac, Keough, Klick, Lambert, Landgraf, Laubenberg, Murr, Oliverson, Paddie, Parker, Phelan, Roberts, Schaefer, Shaheen, Shine, Simmons, Springer, Stephenson, Swanson, E. Thompson, and Wray recorded voting no; Schofield recorded voting present, not voting.)

Amend Amendment No. 217 by Collier (page 183 in the prefiled amendments packet) as follows:

(1) On page 1, line 3, strike "Health and Human Services Commission (page II-101)" and substitute "Department of State Health Services (page II-29)".

(2) On page 1, line 13, strike "Health and Human Services Commission" and substitute "Department of State Health Services".

Amendment No. 219 (by Coleman) (C. Anderson, Ashby, Bell, D. Bonnen, G. Bonnen, Button, Capriglione, Cook, Cospser, Cyrier, Darby, S. Davis, Elkins, Faircloth, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, and Zerwas recorded voting no.)

Floor Packet Page No. 185

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

(1) Add the following appropriately numbered rider under the Article II appropriations to the Health and Human Services Commission:

_____. Funds for Family Drug Courts. In addition to the other amounts appropriated by this Act to the Health and Human Services Commission, the amount of \$500,000 is appropriated out of the general revenue fund to the Health and Human Services Commission for the state fiscal biennium beginning September 1, 2017, for the purpose of assisting counties in establishing a family drug court for the prevention of, intervention in, or treatment of substance abuse by guardians of children 18 years of age or younger who are at risk of entering or are in the child protection system.

(2) Reduce the Article V appropriations to the Department of Criminal Justice for Strategy C.1.12, Contract Prisons/Private St Jails (page V-6), by the amount of \$250,000 for the state fiscal year ending August 31, 2018, and by the amount of \$250,000 for the state fiscal year ending August 31, 2019.

(3) Adjust total and methods of financing accordingly.

Amendment No. 220 (by G. Bonnen) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Canales, Collier, Cortez, Dutton, Farrar, Gervin-Hawkins, Giddings, Gonzales, González, Guerra, Guillen, Gutierrez, Hernandez, Herrero, Hinojosa, Howard, Israel, Longoria, Martinez, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Raymond, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thierry, S. Thompson, Turner, Uresti, Walle, Wu, and Zerwas recorded voting no.)

Floor Packet Page No. 186

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

(1) In Article II of the bill, after the items of appropriation for the Health and Human Services Commission, insert the following appropriately numbered rider:

_____. Medicaid Eligibility Limits: Permissible Reductions. (a) The Health and Human Services Commission shall restrict new enrollment in Medicaid programs if funding appropriated by the legislature is not projected to adequately maintain existing services at existing rates for the 2018/19 biennium. Upon a determination by the commission that such action is necessary, the commission shall revise the qualifying income or asset eligibility limits downward for certain populations covered under the medical assistance program. An action under this provision shall not affect the eligibility, enrollment, or coverage of persons already enrolled at the time the action is taken; but the action shall prospectively restrict new enrollment under the revised thresholds.

(b) The terms of this provision are limited to those populations and services over which the state has discretion, and which are not subject to federal limitation on downward eligibility revisions.

Amendment No. 221 (by Lucio) (C. Anderson, R. Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Burrows, Button, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no; Bernal and Guillen recorded voting present, not voting.)

Floor Packet Page No. 191

Amend **CSSB 1** as follows:

(1) On page III-2, of the bill pattern for the Texas Education Agency, decrease funding from the instructional materials fund from Strategy B.2.1, Technology and Instructional Materials by \$2,000,000 in fiscal year 2018.

(2) On page III-7, amend the following rider:

8. Textbooks and Instructional Materials. Except as explicitly allowed elsewhere in this Act, any amount expended pursuant to Texas Education Code, §31.021, including expenditures for instructional materials administration, shall be paid out of the state instructional materials fund appropriated for that purpose. A transfer of funds from the available school fund to the state instructional materials fund is authorized in an amount which, together with other revenues of the state instructional materials fund, is sufficient to finance the sum-certain

appropriation from the state instructional materials fund for each fiscal year. Penalties assessed by the State Board of Education shall be deposited to the credit of the state instructional materials fund.

In accordance with Texas Education Code §31.0211 and §31.0214, the commissioner shall allocate the funds available in the state instructional materials fund to school districts and charter schools for each student enrolled in the district or charter school on a date during the preceding year specified by the commissioner and shall adjust the instructional materials allotment of school districts and charter schools experiencing high enrollment growth according to rules adopted by the commissioner.

From funds appropriated from the state instructional materials fund, the commissioner may set aside an amount not to exceed \$2,500,000 for the 2018-19 biennium for the continued support and delivery of online college readiness materials in English language arts and reading, mathematics, science, and social studies.

From funds appropriated above in Strategy B.2.1, Technology/Instructional Materials, ~~\$1,093,176,025~~ \$1,091,176,025 from the state instructional materials fund is allocated in the 2018-19 biennium for textbooks and instructional materials.

From funds appropriated above in A.2.3, Students with Disabilities, an amount not to exceed \$13,500,000 in federal funds in the 2018-19 biennium is allocated for the purchase of Braille, large-type, and related materials for students with special needs.

The commissioner shall provide juvenile justice alternative education programs with instructional materials necessary to support classroom instruction in those programs. The cost of the instructional materials shall be funded with state instructional materials funds appropriated to the agency for the 2018-19 biennium.

Revenue from fees collected under the authority of Texas Education Code §31.0221 pertaining to the midcycle review and adoption of textbooks are hereby appropriated to the Texas Education Agency for the purpose of administering the midcycle review and adoption process.

The Texas Education Agency is hereby appropriated any balances held in the state instructional materials fund on August 31, 2017 for use in fiscal year 2018 for the same purposes.

Any unexpended balances as of August 31, 2018 are hereby appropriated for fiscal year 2019 for the same purposes.

(3) On page III-23, add the following rider:

_____ . Contingency for **HB 2730**. Contingent on enactment of **HB 2730**, or similar legislation relating to the authority of the Commissioner of Education to create career and technical credentials and certificates that may be earned through a career and technology education program and to a study to identify unmet needs

in career and technology education programs, by the Eighty-Fifth Legislature, Regular Session, in addition to funds appropriated above, \$1,000,000 in each fiscal year of the 2018-19 biennium, is appropriated out of the general revenue fund in Strategy B.3.2, Agency Operations.

Amendment No. 222 (by Lucio) (C. Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Burrows, Button, Capriglione, Cook, Cosper, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Krause, Kuempel, Lambert, Lang, Larson, Metcalf, Meyer, Miller, Murphy, Murr, Oliverson, Paddie, Parker, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Schofield, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Swanson, VanDeaver, Villalba, Workman, Wray, and Zerwas recorded voting no; Bernal recorded voting present, not voting.)

Amend Amendment No. 221 to **CSSB 1** as follows:

~~(1) On page III 2, of the bill pattern for the Texas Education Agency, decrease funding from the instructional materials fund from Strategy B.2.1, Technology and Instructional Materials by \$2,000,000 in fiscal year 2018.~~

(1) On page VII-31 of the bill pattern for the Texas Workforce Commission decrease funding from the Workforce Development Goal Strategy A.3.1 SKILLS DEVELOPMENT by \$2,000,000 in fiscal year 2018.

(2) On page III-2 of the bill pattern for the Texas Education Agency, increase funding for Strategy B.3.2.: AGENCY OPERATIONS by \$1,000,000 in fiscal year 2018 and \$1,000,000 in fiscal year 2019.

~~(2) On page III 7, amend the following rider~~

~~8. Textbooks and Instructional Materials. Except as explicitly allowed elsewhere in this Act, any amount expended pursuant to Texas Education Code, §31.021, including expenditures for instructional materials administration, shall be paid out of the state instructional materials fund appropriated for that purpose. A transfer of funds from the available school fund to the state instructional materials fund is authorized in an amount which, together with other revenues of the state instructional materials fund, is sufficient to finance the sum certain appropriation from the state instructional materials fund for each fiscal year. Penalties assessed by the State Board of Education shall be deposited to the credit of the state instructional materials fund.~~

~~In accordance with Texas Education Code §31.0211 and §31.0214, the commissioner shall allocate the funds available in the state instructional materials fund to school districts and charter schools for each student enrolled in the district or charter school on a date during the preceding year specified by the commissioner and shall adjust the instructional materials allotment of school districts and charter schools experiencing high enrollment growth according to rules adopted by the commissioner.~~

~~From funds appropriated from the state instructional materials fund, the commissioner may set aside an amount not to exceed \$2,500,000 for the 2018-19 biennium for the continued support and delivery of online college readiness materials in English language arts and reading, mathematics, science, and social studies.~~

~~From funds appropriated above in Strategy B.2.1, Technology/Instructional Materials, \$1,093,176,025~~\$1,091,176,025~~ from the state instructional materials fund is allocated in the 2018-19 biennium for textbooks and instructional materials.~~

~~From funds appropriated above in A.2.3, Students with Disabilities, an amount not to exceed \$13,500,000 in federal funds in the 2018-19 biennium is allocated for the purchase of Braille, large type, and related materials for students with special needs.~~

~~The commissioner shall provide juvenile justice alternative education programs with instructional materials necessary to support classroom instruction in those programs. The cost of the instructional materials shall be funded with state instructional materials funds appropriated to the agency for the 2018-19 biennium.~~

~~Revenue from fees collected under the authority of Texas Education Code §31.0221 pertaining to the midcycle review and adoption of textbooks are hereby appropriated to the Texas Education Agency for the purpose of administering the midcycle review and adoption process.~~

~~The Texas Education Agency is hereby appropriated any balances held in the state instructional materials fund on August 31, 2017 for use in fiscal year 2018 for the same purposes.~~

~~Any unexpended balances as of August 31, 2018 are hereby appropriated for fiscal year 2019 for the same purposes.~~

(3) On page III-23, add the following rider:

 . Contingency for **HB 2730**. Contingent on enactment of **HB 2730**, or similar legislation relating to the authority of the Commissioner of Education to create career and technical credentials and certificates that may be earned through a career and technology education program and to a study to identify unmet needs in career and technology education programs, by the Eighty-Fifth Legislature, Regular Session, in addition to funds appropriated above, \$1,000,000 in each fiscal year of the 2018-19 biennium, is appropriated out of the general revenue fund from Strategy B.3.2, Agency Operations to implement this legislation.

Amendment No. 223 (by Leach) (Bailes, Dutton, Gervin-Hawkins, Giddings, Klick, Longoria, Rose, and Uresti recorded voting no.)

Floor Packet Page No. 199

Amend **CSSB 1** (house committee printing) in Article III of the bill, following the appropriations to the Texas Education Agency (page III-9), in Rider 12 (Student Testing Program), in the fourth paragraph of the rider, by adding "As part of the administration of assessment instruments under Texas Education Code, Chapter 39, Subchapter B the Texas Education Agency shall

require each independent school district to report to the agency a description of the district's total expenses related to administering those assessment instruments."

Amendment No. 224 (by Reynolds) (C. Anderson, Ashby, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 204

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to the Teacher Retirement System budget pattern on page III-34.

_____. Teacher Retirement System Health Benefits Plan Study. From funds appropriated above, the Teacher Retirement System is directed to conduct a study on the cost effectiveness of implementing a group plan exchange for non-Medicare eligible retirees and a Health Reimbursement Account plan for non-Medicare eligible retirees and Medicare eligible retirees. TRS can contract with entities as necessary with experience and expertise in providing this analysis through a competitively bid process. TRS shall report their findings to the Legislative Budget Board by March 1, 2018.

Amendment No. 225 (by Geren) (S. Davis, Dutton, and Gonzales recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 220

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider in Article III of the bill following the appropriations to the University of North Texas Health Science Center at Fort Worth (page III-189):

_____. Contingency for **HB 1913**. Contingent on the passage of **HB 1913** or similar legislation by the 85th Legislature authorizing the University of North Texas Health Science Center at Fort Worth to offer a Doctor of Medicine (M.D.) degree, none of the funds appropriated within the bill pattern for the University of North Texas Health Science Center at Fort Worth may be expended on costs associated with a Doctor of Medicine (M.D.) degree program.

Amendment No. 226 (by Guillen) (Biedermann, D. Bonnen, G. Bonnen, Burrows, Cain, Gervin-Hawkins, Gonzales, Gooden, Huberty, Isaac, Krause, Rinaldi, Schaefer, Shine, Stephenson, Stickland, Swanson, Tinderholt, Wilson, and Wray recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 223

Amend **CSSB 1** (house committee report) in Article III, following the appropriations to the Texas A&M Transportation Institute (page III-230), by adding the following appropriately numbered rider:

_____. Vehicle Fleet Management Study. It is the intent of the 85th Legislature that the Texas A&M Transportation Institute conduct a study on vehicle fleet management. The Texas A&M Transportation Institute may use for that study any money appropriated to the institute by this Act that is available for that purpose.

Amendment No. 227 (by White) (Dutton, Gonzales, Paddie, Price, Shaheen, and Shine recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 258

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

(1) In the appropriations to the Juvenile Justice Department, reduce the amount appropriated from the general revenue fund for Strategy A.1.8, Regional Diversion Alternatives (page V-25), by the amount of \$4,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$4,000,000 for the state fiscal year ending August 31, 2019.

(2) In the appropriations to the Juvenile Justice Department, increase the amount appropriated from the general revenue fund for Strategy A.1.3, Community Programs (page V-25), by the amount of \$4,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$4,000,000 for the state fiscal year ending August 31, 2019.

Amendment No. 228 (by Coleman) (R. Anderson, Bailes, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Craddick, Cyrier, Dale, Darby, Dean, Fallon, Gervin-Hawkins, Gonzales, Gooden, Hefner, Isaac, Krause, Landgraf, Lang, Laubenberg, Leach, Murr, Parker, Phelan, Phillips, Price, Rinaldi, Roberts, Schubert, Shaheen, Shine, Springer, Stephenson, Stickland, Swanson, Wilson, Wray, Zedler, and Zerwas recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 260

Amend **CSSB 1** (house committee printing) in Article V of the bill, following the appropriations to the Juvenile Justice Department (page V-26), by adding the following appropriately numbered rider:

_____. Harris County Leadership Academy. Out of funds appropriated above in Strategy A.1.4, Pre and Post Adjudication Facilities, \$1,000,000 in general revenue funds in each fiscal year is allocated to be expended only for the Harris County Leadership Academy.

Amendment No. 229 (by White) (Dutton, Gervin-Hawkins, Gonzales, Price, Shine, and Swanson recorded voting no.)

Floor Packet Page No. 267

Amend **CSSB 1** on page V-35 following the bill pattern of the Juvenile Justice Department, add the following rider:

34. Contingency for **HB 1204**. Contingent upon enactment of **HB 1204**, or similar legislation relating to an alternative to adjudication for certain individuals younger than 12 years of age by the Eighty-Fifth Legislature, Regular Session, out of the funds appropriated above to TJJD and consistent with statute, \$70,923 in fiscal year 2018 and \$588,813 in fiscal year 2019 in general revenue funds shall be transferred from Strategy A.1.2, Basic Probation Supervision to Strategy A.1.3, Community Programs.

Amendment No. 230 (by Wu) (Bell, D. Bonnen, G. Bonnen, Burrows, Dale, Dean, Fallon, Gervin-Hawkins, Gonzales, Hefner, Isaac, Lang, Leach, Parker, Price, Schofield, Schubert, Shine, Stephenson, Swanson, Wilson, Wray, and Zerwas recorded voting no.)

Floor Packet Page No. 255

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

(1) In Article V of the bill, in the appropriations to the Department of Criminal Justice (page V-5), reduce the amount appropriated from the general revenue fund for Strategy A.1.2, Diversion Programs, by the amount of \$2,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$2,000,000 for the state fiscal year ending August 31, 2019.

(2) In Article V of the bill, in the appropriations to the Juvenile Justice Department (page V-25), increase the amount appropriated from the general revenue fund for Strategy A.1.2, Basic Probation Supervision, by the amount of \$2,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$2,000,000 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 231 (by Wu) (Bell, Bohac, D. Bonnen, G. Bonnen, Burrows, Button, Cyrier, Dale, Dean, Elkins, Fallon, Frank, Gervin-Hawkins, Gonzales, Hefner, Holland, Hunter, Isaac, Lambert, Landgraf, Lang, Laubenberg, Murr, Parker, Price, Schofield, Shine, Springer, Stephenson, Swanson, E. Thompson, Wilson, Wray, and Zerwas recorded voting no.)

Amend Amendment No. 230 by Wu to **CSSB 1** (page 255 of the prefiled amendments packet) by striking Item (1) of the amendment, reducing appropriations from the general revenue fund to the Department of Criminal Justice for Strategy A.1.2, Diversion Programs, and substituting the following appropriately numbered item:

() In Article I of the bill, in the appropriations to Trusteed Programs Within the Office of the Governor (page I-50), reduce the amount appropriated from the general revenue fund for Strategy B.1.1, Criminal Justice, by the amount of \$2,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$2,000,000 for the state fiscal year ending August 31, 2019.

Amendment No. 232 (by Coleman) (D. Bonnen, G. Bonnen, Burrows, Dean, Gonzales, Gooden, Hefner, Huberty, Isaac, Krause, Lang, Metcalf, Murphy, Phelan, Price, Rinaldi, Roberts, Schaefer, Schofield, Schubert, Shine, Springer, Stephenson, Stickland, Swanson, VanDeaver, Wilson, Wray, and Zerwas recorded voting no.)

Floor Packet Page No. 287

Amend **CSSB 1** (house committee printing) in Article V of the bill, following the appropriations to the Department of Public Safety, by adding the following appropriately numbered rider:

_____. Traffic Stop Data Report. The Department of Public Safety, using funds appropriated by this Act, shall revise the department's annual traffic stop data report required under Article 2.134, Code of Criminal Procedure, to include information relating to the use of force occurring during a motor vehicle stop, categorized according to the race or ethnicity of the affected person. The department shall present the data in the report according to commonly accepted academic standards.

Amendment No. 233 (by Gutierrez) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 290

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

(1) Add the following appropriately numbered rider under the Article V appropriations to the Department of Public Safety:

_____. Contingent Appropriation: Call Center Staffing. Contingent on the enactment of **HB 4040** or similar legislation of the 85th Legislature relating to a pilot program to establish a statewide call center to provide assistance to victims of sexual assault:

(A) in addition to other amounts appropriated by this Act to the Department of Public Safety, the amount of \$600,000 is appropriated out of the Economic Stabilization Fund to the Department of Public Safety for the state fiscal biennium beginning September 1, 2017, for the purpose of paying costs associated with staffing the statewide call center; and

(B) the "Number of Full Time Equivalents" (FTEs) in the Department of Public Safety bill pattern is increased by 6.0 FTEs in each year of the state fiscal biennium beginning September 1, 2017.

(2) In Article IX of the bill:

(A) in Section 17.13 of that article, in the appropriations to the Department of Public Safety, reduce the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-86) by \$600,000 for the state fiscal biennium beginning September 1, 2017; and

(B) in Section 17.07 of that article, in the informational list of amounts appropriated for border security to the Department of Public Safety (page IX-79), reduce the amount attributed to Baseline Border Security by \$600,000.

(3) Adjust totals, methods of financing, and Full Time Equivalents (FTEs) accordingly.

Amendment No. 234 (by Stephenson) (Dean, Dutton, Gervin-Hawkins, Giddings, Gonzales, Gooden, Huberty, Krause, Paddie, Price, Rinaldi, Schaefer, Shine, Stephenson, Stickland, Swanson, and Wray recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 300

CSSB 1 is amended as follows:

1. On page VI-10 of the Department of Agriculture bill pattern in **CSSB 1**, add Subsection (d) to Rider 25, Appropriations Limited to Revenue Collections: Cost Recovery Programs:

d. The following actions are contingent on enactment of **HB 572**, or similar legislation relating to the establishment of the pesticide disposal fund and a pesticide waste and pesticide container collection program to be administered by the Department of Agriculture, by the Eighty-Fifth Legislature, Regular Session, 2017:

i. Subsection (a)(5) of this rider has no effect, and is replaced by the following: Strategy B.2.1, Regulated Pesticide Use: Direct costs for the Agricultural Pesticide Regulation (Agriculture Code, Ch. 76), Organic Certification (Agriculture Code, Ch.18), and Prescribed Burn (Natural Resources Code, Ch. 153) cost recovery programs are estimated to be \$4,511,101 in fiscal year 2018 and \$4,510,394 in fiscal year 2019 and "other direct and indirect costs" are estimated to be \$1,098,255 for fiscal year 2018 and \$1,124,591 for fiscal year 2019 (Revenue Object Codes: 3400, 3404, 3410, and 3414). In addition, amounts from the pesticide disposal fund for the disposal of pesticides total \$400,000 in fiscal year 2018 and \$400,000 in fiscal year 2019.

ii. The informational purposes text in the second paragraph of Section (a) of this rider has no effect, and is replaced by the following: For informational purposes, total amounts identified for strategies in this subsection from fee generated general revenue total \$19,387,816 in fiscal year 2018 and \$19,677,172 in fiscal year 2019 for direct costs and indirect administration and \$5,998,335 in fiscal year 2018 and \$6,154,618 in fiscal year 2019 for "other direct and indirect costs". In addition, amounts from the pesticide disposal fund total \$400,000 in fiscal year 2018 and \$400,000 in fiscal year 2019.

iii. Amounts appropriated above in Strategy B.2.1, Regulated Pesticide Use, out of the general revenue fund are reduced by \$400,000 each fiscal year and amounts out of the pesticide disposal fund are increased by

\$400,000 each fiscal year contingent on the transfer required in **HB 572**, or similar legislation. The Department of Agriculture may temporarily utilize additional general revenue funds in an amount not to exceed \$400,000 each fiscal year from projected revenues from fees collected under Section 76.044, Agriculture Code for the required transfer to the pesticide disposal fund at the beginning of each fiscal year. These funds shall be utilized only for the purpose of temporary cash flow needs. The transfer and reimbursement of funds shall be made under procedures established by the Comptroller of Public Accounts to ensure all borrowed funds are reimbursed to the Treasury on or before August 31st each fiscal year. Appropriations from the pesticide disposal fund shall be used to implement the provisions of the enacted legislation relating to the disposal of pesticides.

iv. The text in the third paragraph of Section (a) has no effect and is replaced with the following: These appropriations are contingent upon the Department of Agriculture (TDA) assessing fees sufficient to generate revenue to cover the general revenue and pesticide disposal fund appropriations for each strategy as well as the related "other direct and indirect costs". In the event that actual and/or projected revenue collections in strategies above are insufficient to offset the costs identified by this provision, the Legislative Budget Board may direct that the Comptroller of Public Accounts reduce the appropriation authority provided above to the affected strategy to be within the amount of revenue expected to be available.

Amendment No. 235 (by J. Rodriguez) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phillips, Price, Raney, Raymond, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 308

Amend **CSSB 1** (house committee printing) in Article VI of the bill, following the appropriations to the Commission on Environmental Quality, by adding the following appropriately numbered rider:

_____. Contingency Rider: New Technology Implementation Grants for Advanced Supercritical CO2 Power Generation Technology Projects. (a) Contingent on the enactment of legislation by the 85th Legislature, Regular Session, 2017, that removes the limit on the amount of money appropriated to the Texas Commission on Environmental Quality to be used for the programs under Section 386.051(b), Health and Safety Code, that may be allocated for the new technology implementation grant program under Chapter 391, Health and Safety

Code, in addition to other amounts appropriated by this Act there is appropriated from the general revenue fund to the commission for Strategy A.1.1, Air Quality Assessment and Planning, the amount of \$5,200,000 for the fiscal year ending August 31, 2018, and the amount of \$5,200,000 for the fiscal year ending August 31, 2019, for the purpose of providing funding for new technology implementation grants for projects that focus on advanced supercritical CO2 power generation technology.

(b) In Article V of the bill, in the appropriations to the Department of Public Safety (page V-44), proportionately reduce the amount of money appropriated to the department out of the general revenue fund for each strategy in Goal F, Driver License Services and Driver Safety, by a total amount of \$5,200,000 for the fiscal year ending August 31, 2018, and by a total amount of \$5,200,000 for the fiscal year ending August 31, 2019.

(c) In Article V of the bill, following the appropriations to the Department of Public Safety, in Rider No. 38, Driver License Improvement Plan Reporting, amend Subsection (a) of the rider (page V-52) by striking "\$66,491,914 in fiscal year 2018 and \$66,491,914 in fiscal year 2019" and substituting "\$61,291,914 in fiscal year 2018 and \$61,291,914 in fiscal year 2019".

Amendment No. 236 (by Reynolds) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 311

Amend **CSSB 1** as follows:

In proposed rider on Oil and Gas Emissions Study, add the following to the Texas Commission on Environmental Quality bill pattern on page VI-16:

ANALYSIS OF INSPECTION AND MAINTENANCE REQUIREMENTS FOR OIL AND GAS FACILITIES. From the funds appropriated above, the Texas Commission on Environmental Quality is directed to conduct a study, to be concluded not later than January 1, 2018. The commission shall issue and make available for public comment a preliminary report relating to air and gas facilities that are regulated through permit-by-rules or standard permits. The report must examine present rules and requirements related to inspection and maintenance programs for the detection and repair of leaks, the use of venting and flaring, emissions of volatile organic compounds from storage tanks, emissions of nitrogen oxides from compressor engines, maintenance requirements for compressor stations, and emissions from and maintenance of pneumatic devices

and controllers between a wellhead and a natural gas processing plant. The report shall also address issues raised concerning the rules or requirements described in the present rules and requirements; and suggest options for improving safety, preventing air emissions from oil and gas equipment, including methane and other useful products, and reducing emissions from facilities. In suggesting options for improvement, the commission may consider both regulatory and incentive approaches, including the use of Texas Emissions Reduction Plan funds and approaches taken in other leading oil and gas producing states that would lead to improvements in air quality and public health. The commission may hold meetings to consider public comment. After considering public comment, if any, but not later than June 1, 2018, the commission shall post on its Internet website the final report.

Amendment No. 237 (by Walle) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 313

Amend **CSSB 1** (house committee printing) in Article VI of the bill, following the appropriations made to the Parks and Wildlife Department (page VI-33), by adding the following appropriately numbered rider:

_____. Transfer of Appropriations Contingent on **SB 1270** or Similar Legislation. Contingent on **SB 1270** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the allocation and use of certain border security funding to secure Gulf of Mexico ports becoming law, and notwithstanding any limitation on the transfer or use of appropriated money provided by this Act, each year of the state fiscal biennium beginning September 1, 2017, the Department of Public Safety shall transfer to the Parks and Wildlife Department an amount of money equal to 10 percent of the total amount of appropriations made to the Department of Public Safety for that year for border security purposes, including the appropriations identified in the informational listing provided by Section 17.07, Article IX of this Act (page IX-78). The Parks and Wildlife Department may use money transferred to the department in accordance with this section during the state fiscal biennium beginning September 1, 2017, only to administer and provide grants under the Gulf of Mexico port security grant program established by **SB 1270** or the similar legislation.

Amendment No. 238 (by Howard) (C. Anderson, R. Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Burrows, Button, Capriglione, Cook, Cospser, Craddick, Cyrier, Dale, Darby, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shine, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, and Zerwas recorded voting no.)

Floor Packet Page No. S-6

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

_____. Report on the Efficiency and Effectiveness of Electronic Instructional Materials. (a) Out of funds appropriated above, the commissioner of education shall study and report on the efficiency and effectiveness of electronic instructional materials. The study must:

(1) consider the impact of demographics, geography, home internet access, and campus technical capabilities on the effectiveness and value of electronic instructional materials;

(2) determine which electronic instructional materials align better with different scenarios common to Texas school districts; and

(3) examine:

(A) licensing, including the timing of purchase, charging for unused accounts, bundling, and availability of login access during the term of a state contract for electronic instructional materials;

(B) improving quality control reports, including a more detailed analysis of when, where, and for how much time students and teachers access various electronic instructional materials; and

(C) current terms of use offered by publishing entities and whether the terms require that a refund or credit be established if a license is not used.

(b) In conducting the study, the commissioner of education shall consult with representatives from:

(1) the State Board of Education;

(2) school technology personnel;

(3) a large publishing firm;

(4) a publishing firm operating less than five years;

(5) school instructional materials coordinators; and

(6) school curriculum departments.

(c) The report prepared by the commissioner of education must provide metric and qualitative indicators of the educational value of electronic instructional materials that assist policymakers and school districts in having the tools and training to distinguish between vendors and the effectiveness of products.

(d) The commissioner of education shall submit the report required by this section not later than October 1, 2018, and post the report on the Texas Education Agency's internet website. The commissioner shall send notice of the posting electronically and provide the final report to the governor, the lieutenant governor, the speaker of the house of representatives, the Legislative Budget Board, and the presiding officer of each standing committee of the legislature with jurisdiction over public education.

Amendment No. 239 (by Workman) (Bell, Biedermann, Burrows, Cain, S. Davis, Dean, Dutton, Gonzales, Gooden, Gutierrez, Huberty, Isaac, Paddie, Price, Tinderholt, Uresti, Wilson, and Wray recorded voting no.)

Floor Packet Page No. 318

CSSB 1 is amended as follows:

On page VI-58, following the bill pattern of the Water Development Board add the following rider:

_____. Regional Conservation and Reclamation District. Contingent upon the enactment of **HB 2851** or similar legislation, general revenue appropriations above in each fiscal year in Goal A, Water Resources Planning, Goal B, Water Project Financing, and Goal C, Non-Self Supporting G.O. Debt Service, and any unobligated and unexpended balances from appropriations from the general revenue fund in the strategies in those goals may used by the Water Development Board to provide grant funding to the Onion Creek Watershed Hays and Travis Counties Flood Control District No. 1 for necessary operations. The aggregate amount of funding to be provided for this purpose from all strategies shall not exceed \$5,000,000 in the 2018-19 biennium. These funds may only be expended when matched by equal amounts from the City of Austin, Travis County, or Hays County.

Amendment No. 240 (by Lozano) (Biedermann, Cain, Craddick, Dutton, Isaac, Rinaldi, Schaefer, Shine, Stickland, Tinderholt, and Wilson recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 237

Amend **CSSB 1** by adding the following to Article III:

Enhancing College Opportunity for Working Adults. Out of funds appropriated above, the Texas Higher Education Coordinating Board, in consultation with the Texas Workforce Commission, shall report to the governor and legislature no later than December 1, 2018 on the efficacy and proposed standards warranting approval for the use of a State Board of Education-approved high school equivalency (HSE) exam to measure college readiness and provide a path for more working adults to earn a postsecondary credential pursuant to Texas 60x30.

Amendment No. 241 (by Lozano) (Dale, Dutton, Hefner, Isaac, and Lang recorded voting no; Schofield recorded voting present, not voting.)

Amend Amendment No. 240 by Lozano to **CSSB 1** (page 237, prefiled amendment packet), by striking the text of the amendment and substituting the following:

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

_____. Enhanced College Opportunity for Working Adults. Out of funds appropriated above, the Higher Education Coordinating Board shall examine the feasibility of establishing college readiness standards for State Board of Education-approved high school equivalency exams for working adults to demonstrate college readiness in their pursuit of a postsecondary credential in this state. The Higher Education Coordinating Board shall report its findings to the governor and the legislature not later than December 1, 2018.

Amendment No. 242 (by Wu) (C. Anderson, Ashby, Bailes, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Button, Capriglione, Cook, Cospers, Craddick, Crier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Meyer, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Swanson, E. Thompson, Villalba, Wilson, Workman, Wray, and Zerwas recorded voting no.)

Floor Packet Page No. 99

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

(1) In Article II of the bill, immediately following the appropriations to the Department of Family and Protective Services (page II-3), add the following appropriately numbered rider:

_____. Contingency on **HB 39**. Contingent on the enactment and becoming law of **HB 39** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services functions of the Department of Family and Protective Services, the Department of Family and Protective Services is appropriated the amount of \$1 for the state fiscal year ending August 31, 2018, and the amount of \$1 for the state fiscal year ending August 31, 2019, to implement the changes in law made by **HB 39** or similar legislation.

(2) In Article II of the bill, immediately following the appropriations to the Health and Human Services Commission (page II-35), add the following appropriately numbered rider:

____. Contingency on **HB 39**. Contingent on the enactment and becoming law of **HB 39** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services functions of the Department of Family and Protective Services, in Article II of the bill, in the appropriations to the Health and Human Services Commission, reduce the amount appropriated from the general revenue fund for L.2.1 Strategy: Central Program Support (page II-34), by the amount of \$1 for the state fiscal year ending August 31, 2018, and by the amount of \$1 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 243 (by Bailes) (Biedermann, Bohac, Button, Cain, Collier, Craddick, Dale, Dutton, Fallon, Gonzales, Hefner, Lang, Laubenberg, Leach, Parker, Phillips, Roberts, Stephenson, Swanson, Tinderholt, and Wilson recorded voting no; Bernal recorded voting present, not voting.)

Floor Packet Page No. 236

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

(1) In Article III of the bill, after the items of appropriation for the Texas Education Agency, amend Rider 5 as follows:

Transportation Cost Allotment. Pursuant to §42.155 of the Texas Education Code, the appropriation for funding regular transportation programs for the 2017-18 and 2018-19 school years shall be calculated on the following basis:

Linear Density Grouping		Allocation Per Mile of Approved Route	
2.40 and above		\$1.43	<u>1.63</u>
1.65 to	2.40	1.25	<u>1.45</u>
1.15 to	1.65	1.11	<u>1.31</u>
.90 to	1.15	.97	<u>1.17</u>
.65 to	.90	.88	<u>1.08</u>
.40 to	.65	.79	<u>.99</u>
up to	.40	.68	<u>.88</u>

Pursuant to §42.155 of the Texas Education Code, the maximum mileage rate for special education transportation shall be \$[~~1.08~~] 1.28 per mile. Private transportation rates shall be \$[~~0.25~~] 0.45 per mile or a maximum of \$816 per pupil for both special education and isolated areas as defined in Subsections 42.155(g) and 42.155(e).

(2) Adjust methods of finance and total sums accordingly.

Amendment No. 244 (by Wu) (C. Anderson, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, Villalba, Workman, Wray, and Zerwas recorded voting no.)

Floor Packet Page No. 100

Amend **CSSB 1** (house committee printing), in Article II of the bill, immediately following the appropriations to the Department of Family and Protective Services (page II-3), by adding the following appropriately numbered rider:

_____. Contingent Appropriation: **HB 39**. Contingent on **HB 39** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services functions of the Department of Family and Protective Services, being enacted and becoming law, out of funds appropriated to the Department of Family and Protective Services by this Act, the department shall use \$12,258,808 during the fiscal year ending August 31, 2018, and \$10,047,645 during the fiscal year ending August 31, 2019, to implement the provisions of that legislation.

Amendment No. 245 (by Pickett) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Metcalf, Miller, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, Tinderholt, VanDeaver, Villalba, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 320

Amend **CSSB 1** as follows:

(1) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Clean Air Account No. 0151, increase Clean Air Account No. 0151 appropriations to Strategy A.1.1, Air Quality Assessment and Planning, by \$160,052 in fiscal year 2018 and by \$160,052 in fiscal year 2019 for agency operational needs.

(2) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Clean Air Account No. 0151, increase Clean Air Account No. 0151 appropriations to Strategy A.2.1, Air Quality Permitting, by \$27,899 in fiscal year 2018 and by \$27,899 in fiscal year 2019 for agency operational needs.

(3) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Clean Air Account No. 0151, increase Clean Air Account No. 0151 appropriations to Strategy C.1.1, Field Inspections and Complaints Response, by \$62,053 in fiscal year 2018 and by \$62,053 in fiscal year 2019 for agency operational needs.

(4) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Clean Air Account No. 0151, increase Clean Air Account No. 0151 appropriations to Strategy F.1.1, Central Administration, by \$94,449 in fiscal year 2018 and by \$108,949 in fiscal year 2019 for agency operational needs.

(5) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Clean Air Account No. 0151, increase Clean Air Account No. 0151 appropriations to Strategy F.1.2, Information Resources, by \$104,808 in fiscal year 2018 and by \$86,684 in fiscal year 2019 for agency operational needs.

(6) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy A.1.2, Water Assessment and Planning, by \$23,564 in fiscal year 2018 and by \$23,564 in fiscal year 2019 for agency operational needs.

(7) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy A.2.2, Water Resource Permitting, by \$28,165 in fiscal year 2018 and by \$28,291 in fiscal year 2019 for agency operational needs.

(8) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy B.1.1, Safe Drinking Water, by \$23,564 in fiscal year 2018 and by \$23,564 in fiscal year 2019 for agency operational needs.

(9) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy C.1.1, Field Inspections and Complaints, by \$62,053 in fiscal year 2018 and by \$62,053 in fiscal year 2019 for agency operational needs.

(10) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy F.1.1, Central Administration, by \$160,859 in fiscal year 2018 and by \$146,358 in fiscal year 2019 for agency operational needs.

(11) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Water Resource Management Account No. 0153, increase Water Resource Management Account No. 0153 appropriations to Strategy F.1.2, Information Resources, by \$104,808 in fiscal year 2018 and by \$86,684 in fiscal year 2019 for agency operational needs.

(12) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Waste Management Account No. 0549, increase Waste Management Account No. 0549 appropriations to Strategy A.1.3, Waste Assessment and Planning, by \$24,217 in fiscal year 2018 and by \$24,217 in fiscal year 2019 for agency operational needs.

(13) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Waste Management Account No. 0549, increase Waste Management Account No. 0549 appropriations to Strategy C.1.1, Field Inspections and Complaints, by \$62,053 in fiscal year 2018 and by \$62,053 in fiscal year 2019 for agency operational needs.

(14) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Waste Management Account No. 0549, increase Waste Management Account No. 0549 appropriations to Strategy F.1.1, Central Administration, by \$142,444 in fiscal year 2018 and by \$156,943 in fiscal year 2019 for agency operational needs.

(15) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Waste Management Account No. 0549, increase Waste Management Account No. 0549 appropriations to Strategy F.1.2, Information Resources, by \$104,809 in fiscal year 2018 and by \$86,683 in fiscal year 2019 for agency operational needs.

(16) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Hazardous and Solid Waste Remediation Fee Account No. 0550, increase Hazardous and Solid Waste Remediation Fee Account No. 0550 appropriations to Strategy C.1.1, Field Inspections and Complaints, by \$38,000 in fiscal year 2018 and by \$38,000 in fiscal year 2019 for agency operational needs.

(17) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Hazardous and Solid Waste Remediation Fee Account No. 0550, increase Hazardous and Solid Waste Remediation Fee Account No. 0550 appropriations to Strategy D.1.2, Hazardous Materials Cleanup, by \$24,217 in fiscal year 2018 and by \$24,217 in fiscal year 2019 for agency operational needs.

(18) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Hazardous and Solid Waste Remediation Fee Account No. 0550, increase Hazardous and Solid Waste Remediation Fee Account No. 0550 appropriations to Strategy F.1.1, Central Administration, by \$75,399 in fiscal year 2018 and by \$60,899 in fiscal year 2019 for agency operational needs.

(19) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Petroleum Storage Tank Remediation Account No. 0655, increase Petroleum Storage Tank Remediation Account No. 0655 appropriations to Strategy C.1.1, Field Inspections and Complaints, by \$24,053 in fiscal year 2018 and by \$24,053 in fiscal year 2019 for agency operational needs.

(20) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Petroleum Storage Tank Remediation Account No. 0655, increase Petroleum Storage Tank Remediation Account No. 0655 appropriations to Strategy F.1.1, Central Administration, by \$48,331 in fiscal year 2018 and by \$48,331 in fiscal year 2019 for agency operational needs.

(21) On page VI-13 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Petroleum Storage Tank Remediation Account No. 0655, increase Petroleum Storage Tank Remediation Account No. 0655 appropriations to Strategy F.1.2, Information Resources, by \$43,750 in fiscal year 2018 and by \$43,750 in fiscal year 2019 for agency operational needs.

(22) On page VI-14 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Operating Permit Fees Account No. 5094, increase Operating Permit Fees Account No. 5094 appropriations to Strategy A.1.1, Air Quality Assessment and Planning, by \$132,050 in fiscal year 2018 and by \$132,050 in fiscal year 2019 for agency operational needs.

(23) On page VI-14 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Operating Permit Fees Account No. 5094, increase Operating Permit Fees Account No. 5094 appropriations to Strategy C.1.1, Field Inspections and Complaints, by \$62,053 in fiscal year 2018 and by \$62,053 in fiscal year 2019 for agency operational needs.

(24) On page VI-14 of the bill pattern for the Commission on Environmental Quality, contingent on the availability of funding in Operating Permit Fees Account No. 5094, increase Operating Permit Fees Account No. 5094 appropriations to Strategy F.1.2, Information Resources, by \$53,538 in fiscal year 2018 and by \$35,412 in fiscal year 2019 for agency operational needs.

(25) Adjust the article totals and methods of financing accordingly.

Amendment No. 246 (by Pickett) (C. Anderson, Bell, D. Bonnen, G. Bonnen, Burkett, Dale, S. Davis, Dean, Fallon, Flynn, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Lang, Murphy, Oliverson, Paddie, Parker, Phillips, Price, Shaheen, Simmons, Springer, Stephenson, Swanson, and Wray recorded voting no; Schofield recorded voting present, not voting.)

Amend Amendment No. 245 by Pickett (page 320 of the prefiled amendments packet) by striking the text of the amendment and substituting the following:

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

(1) Under the Article XI appropriations to the Commission on Environmental Quality (page XI-12), add the following appropriately numbered riders:

_____. Agency Operational Needs: Air Quality Assessment and Planning. To the extent money is available in the Clean Air Account No. 151 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.1.1, Air Quality Assessment and Planning, an amount not to exceed \$160,052 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$160,052 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Air Quality Assessment and Planning. To the extent money is available in the Operating Permit Fees Account No. 5094 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.1.1, Air Quality Assessment and Planning, an amount not to exceed \$132,050 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$132,050 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Water Assessment and Planning. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.1.2, Water Assessment and Planning, an amount not to exceed \$23,564 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$23,564 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Waste Assessment and Planning. To the extent money is available in the Waste Management Account No. 549 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.1.3, Waste Assessment and Planning, an amount not to exceed \$24,217 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$24,217 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Air Quality Permitting. To the extent money is available in the Clean Air Account No. 151 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.2.1, Air Quality Permitting, an amount not to exceed \$27,899 is appropriated out of the Clean Air

Account No. 151 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$27,899 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Water Resource Permitting. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy A.2.2, Water Resource Permitting, an amount not to exceed \$28,165 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$28,291 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Safe Drinking Water. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy B.1.1, Safe Drinking Water, an amount not to exceed \$23,564 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$23,564 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Clean Air Account No. 151 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$62,053 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$62,053 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$62,053 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$62,053 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Waste Management Account No. 549 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$62,053 is appropriated out of the Waste Management Account No. 549 for the state fiscal

year ending August 31, 2018, and an amount not to exceed \$62,053 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Hazardous and Solid Waste Remediation Fee Account No. 550 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$38,000 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$38,000 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Petroleum Storage Tank Remediation Account No. 655 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$24,053 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$24,053 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Field Inspections and Complaints. To the extent money is available in the Operating Permit Fees Account No. 5094 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy C.1.1, Field Inspections & Complaints, an amount not to exceed \$62,053 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$62,053 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Central Administration. To the extent money is available in the Clean Air Account No. 151 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.1, Central Administration, an amount not to exceed \$94,449 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$108,949 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Central Administration. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.1, Central Administration, an amount not to exceed \$160,859 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year

ending August 31, 2018, and an amount not to exceed \$146,358 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Central Administration. To the extent money is available in the Waste Management Account No. 549 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.1, Central Administration, an amount not to exceed \$142,444 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$156,943 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Central Administration. To the extent money is available in the Hazardous and Solid Waste Remediation Fee Account No. 550 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.1, Central Administration, an amount not to exceed \$75,399 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$60,899 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Central Administration. To the extent money is available in the Petroleum Storage Tank Remediation Account No. 655 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.1, Central Administration, an amount not to exceed \$48,331 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$48,331 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Information Resources. To the extent money is available in the Clean Air Account No. 151 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.2, Information Resources, an amount not to exceed \$104,808 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$86,684 is appropriated out of the Clean Air Account No. 151 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Information Resources. To the extent money is available in the Water Resource Management Account No. 153 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.2, Information Resources, an amount not to exceed \$104,808 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year

ending August 31, 2018, and an amount not to exceed \$86,684 is appropriated out of the Water Resource Management Account No. 153 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Information Resources. To the extent money is available in the Waste Management Account No. 549 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.2, Information Resources, an amount not to exceed \$104,809 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$86,683 is appropriated out of the Waste Management Account No. 549 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Information Resources. To the extent money is available in the Petroleum Storage Tank Remediation Account No. 655 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.2, Information Resources, an amount not to exceed \$43,750 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$43,750 is appropriated out of the Petroleum Storage Tank Remediation Account No. 655 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Information Resources. To the extent money is available in the Operating Permit Fees Account No. 5094 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy F.1.2, Information Resources, an amount not to exceed \$53,538 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$35,412 is appropriated out of the Operating Permit Fees Account No. 5094 for the state fiscal year ending August 31, 2019.

_____. Agency Operational Needs: Hazardous Materials Cleanup. To the extent money is available in the Hazardous and Solid Waste Remediation Fee Account No. 550 in the general revenue fund, in addition to other amounts appropriated by this Act to the Commission on Environmental Quality for the purposes of Article VI, Strategy D.1.2, Hazardous Materials Cleanup, an amount not to exceed \$24,217 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2018, and an amount not to exceed \$24,217 is appropriated out of the Hazardous and Solid Waste Remediation Fee Account No. 550 for the state fiscal year ending August 31, 2019.

(2) Adjust the Article VI subtotal (page XI-12) under Article XI and the Article XI grand total (page XI-14) accordingly.

Amendment No. 247 (by Cain) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bailes, Bell, Bernal, Blanco, Canales, Collier, Cortez, S. Davis, Dutton, Farrar, Gervin-Hawkins, Giddings, Goldman, Gonzales, González, Gooden, Guerra, Guillen, Gutierrez, Hernandez, Herrero, Hinojosa, Holland, Howard, Huberty, Israel, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Price, Raymond, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Stephenson, Thierry, S. Thompson, Turner, Uresti, Walle, Wu, and Zerwas recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 327

Amend **CSSB 1** (house committee report), in the appropriations to the Texas Lottery Commission (page VII-8), by reducing the general revenue appropriations for Strategy A.1.3, Marketing and Promotion, by the amount of \$6,425,621 for the state fiscal year ending August 31, 2018, and by the amount of \$6,451,935 for the state fiscal year ending August 31, 2019.

Amendment No. 248 (by E. Thompson) (Alvarado, C. Anderson, Arévalo, Bell, Bernal, Bohac, Button, Collier, Craddick, Cyrier, Dale, S. Davis, Dutton, Elkins, Gervin-Hawkins, Gonzales, Holland, Hunter, Isaac, Israel, Klick, Lambert, Lang, Laubenberg, Leach, Longoria, Morrison, Murphy, Parker, Paul, Romero, Rose, Sanford, Shaheen, Shine, Simmons, Springer, Stephenson, Walle, and Zerwas recorded voting no; Anchia and Schofield recorded voting present, not voting.)

Floor Packet Page No. 328

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

(1) Reduce the Article VII appropriations from the general revenue dedicated account number 5025, Lottery Account, to the Texas Lottery Commission for Strategy A.1.3, Marketing and Promotion (page VII-8), by the amount of \$3,212,811 for the state fiscal year ending August 31, 2018, and \$3,225,967 for the state fiscal year ending August 31, 2019.

(2) Reduce the Article VII appropriations from the general revenue dedicated account number 5025, Lottery Account, to the Texas Lottery Commission for Strategy A.1.8, Mass Media Advertising Contract(s) (page VII-8), by the amount of \$15,345,000 for each fiscal year of the state fiscal biennium ending August 31, 2019.

(3) Reduce the Article VII appropriations from the general revenue dedicated account number 5025, Lottery Account, to the Texas Lottery Commission for Strategy A.1.11, Retailer Bonus (page VII-8), by the amount of \$2,100,000 for each fiscal year of the state fiscal biennium ending August 31, 2019.

(4) Add the following appropriately numbered rider following the Article III appropriations to public community/junior colleges (page III-204):

_____. Additional Core Operations Funding. In addition to other amounts appropriated above to each public community or junior college listed in this article for the strategies relating to core operations (page III-198 through page III-203), the amount of \$20,657,811 for the state fiscal year ending August 31,

2018, and \$20,670,967 for the state fiscal year ending August 31, 2019, is appropriated from the general revenue fund to those colleges for purposes of those strategies, to be distributed among the colleges in equal amounts.

(5) Adjust totals and methods of financing accordingly.

Amendment No. 249 (by S. Thompson) (D. Bonnen, G. Bonnen, Gonzales, Price, Schofield, Shine, and Stephenson recorded voting no.)

Floor Packet Page No. 332

Amend **CSSB 1** on page VII-10 by adding the following to Rider No. 6:

"If the legislature passes **HB 2578** or other legislation that eliminates the license fees paid by licensed authorized organizations under Occupations Code Chapter 2001 and retains a portion of the prize fees that would otherwise be allocated to counties and municipalities under that chapter, such that the loss of revenue from the elimination of those license fees is offset by the retained prize fees, the revenue from the retained prize fees shall be considered "other miscellaneous revenues" for purposes of this subsection."

Amendment No. 250 (by Romero) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 333

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

(1) In Article VII of the bill, in the appropriations for the Department of Motor Vehicles (page VII-12), reduce the appropriations for Strategy B.2.1, Automobile Theft Prevention, by the amount of \$25,000 for the state fiscal year ending August 31, 2018, and by the amount of \$25,000 for the state fiscal year ending August 31, 2019.

(2) In Article VII of the bill, in the appropriations for the Department of Housing and Community Affairs (page VII-2), increase the appropriations for Strategy D.1.1, Monitor Housing Requirements, by the amount of \$25,000 for the state fiscal year ending August 31, 2018, and by the amount of \$25,000 for the state fiscal year ending August 31, 2019, for the purpose of conducting inspections and otherwise enforcing the migrant labor housing program under Subchapter LL, Chapter 2306, Government Code.

(3) In Article VII of the bill, following the appropriations for the Department of Housing and Community Affairs (page VII-7), add the following appropriately numbered rider:

_____. Migrant Labor Housing Funding. In addition to the amounts appropriated above to the Department of Housing and Community Affairs in Strategy D.1.1, Monitor Housing Requirements, the Department of Housing and Community Affairs is appropriated any additional amounts that are collected as licensing and inspection fees through the migrant labor housing program under Subchapter LL, Chapter 2306, Government Code, and deposited to the credit of the general revenue fund (revenue object code 3573) and that exceed \$25,000 for that state fiscal year ending August 31, 2018, and \$25,000 for the state fiscal year ending August 31, 2019. The funds shall be used for the licensing and inspection of migrant labor housing facilities under Subchapter LL, Chapter 2306, Government Code.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 251 (by Martinez) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 336

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

(1) In Article VII of the bill (page VII-15), in the appropriations to the Texas Department of Transportation, increase the appropriations for Strategy A.1.1, Plan/Design/Manage, by the amount of \$25,000,000 for each year of the state fiscal biennium ending August 31, 2019.

(2) In Article VII of the bill (page VII-21), following the appropriations to the Texas Department of Transportation, amend Rider 11(b), District Discretionary Funds, by inserting the following after the last sentence of the rider: Out of the funds appropriated above in Goal A, Project Development and Delivery, the Department of Transportation shall allocate a minimum of \$25,000,000 to fund the improvements described by this subsection each fiscal year.

(3) In Article IX of the bill (page IX-86), in the appropriations to the Department of Public Safety, reduce the appropriations to the Department of Public Safety for border security by the amount of \$25,000,000 for each year of the state fiscal biennium ending August 31, 2019.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 252 (by Gonzales) (Biedermann, Burkett, Cain, Isaac, Murphy, Shine, Tinderholt, and Uresti recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 337

Amend **CSSB 1** as follows:

(1) On page VII-15 of the bill pattern for the Department of Transportation, in the Method of Financing under Other Funds decrease State Highway Fund No. 006 by \$39,091,496 in fiscal year 2018 and increase State Highway Fund No. 006 by \$39,091,496 in fiscal year 2019.

(2) On page VII-15 of the bill pattern for the Department of Transportation, increase the Number of Full-Time-Equivalents (FTE) by 627.0 in fiscal year 2018 and by 627.0 in fiscal year 2019.

(3) On page VII-15 of the bill pattern for the Department of Transportation, increase State Highway Fund No. 006 appropriations to Strategy A.1.1, Plan/Design/Manage, by \$37,848,932 in fiscal year 2018 and by \$37,848,932 in fiscal year 2019.

(4) On page VII-15 of the bill pattern for the Department of Transportation, decrease State Highway Fund No. 006 appropriations to Strategy A.1.4, Construction Contracts, by \$78,182,992 in fiscal year 2018.

(5) On page VII-16 of the bill pattern for the Department of Transportation, increase State Highway Fund No. 006 appropriations to Strategy E.1.1, Central Administration, by \$1,242,564 in fiscal year 2018 and by \$1,242,564 in fiscal year 2019.

(6) On page VII-30 after the bill pattern for the Department of Transportation, add the following appropriately numbered rider:

_____. Full-Time-Equivalents for Enhanced Staffing. Out of the "Number of Full-Time-Equivalents (FTE)" indicated above, the Department of Transportation shall allocate 627.0 FTEs in each fiscal year to enhance staffing for the following purposes:

a. 220.0 FTEs in each fiscal year for construction engineering and inspection in Department of Transportation districts in rural areas of the state;

b. 289.0 FTEs in each fiscal year for contract management, execution and oversight; project management; and portfolio management;

c. 55.0 FTEs in each fiscal year for utility coordinators and technicians;

d. 45.0 FTEs in each fiscal year for the department's engineering divisions for environmental, design, and bridge work, and engineering procurement; and

e. 18.0 FTEs in each fiscal year in the department's supporting divisions, including human resources, purchasing, and accounting.

Amendment No. 253 (by Landgraf) (Biedermann, Bohac, Cain, Dale, Dean, Dutton, Fallon, Hefner, Krause, Lang, Laubenberg, Leach, Meyer, Murphy, Ortega, Rinaldi, Roberts, Schaefer, Shaheen, Stickland, Tinderholt, and Uresti recorded voting no; J. Rodriguez and Schofield recorded voting present, not voting.)

Floor Packet Page No. 338

Amend **CSSB 1** to insert the following appropriately numbered rider in the Article VI bill pattern of the Texas Department of Transportation:

_____. Limit to the use of Appropriated Funds. In fiscal years 2018 and 2019, the Department of Transportation may enter into agreements with local governments, convention and visitors bureaus, chambers of commerce, or other governmental or non-governmental entities for the purpose of purchasing supplies and materials to be used for aesthetic entrances to cities or census designated places along interstate or highway corridors and ornamental decorations along overpasses, however the Department of Transportation shall not expend appropriated funds to plan, design, or construct solely aesthetic entrances.

Amendment No. 254 (by Martinez) (Biedermann, D. Bonnen, G. Bonnen, Cain, S. Davis, Dean, Gonzales, Isaac, Murphy, Paddie, Phelan, Price, Shaheen, Shine, Stephenson, Swanson, Tinderholt, Wilson, Wray, and Zerwas recorded voting no; Gooden and Schofield recorded voting present, not voting.)

Floor Packet Page No. 339

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider in Article VII, following the appropriations to the Department of Transportation:

_____. Sale of Certain Property. The Department of Transportation may sell the department's property located at 623 North Cage Boulevard, in Pharr, Texas, and at 1001 North Nueces Street, in George West, Texas, to the municipality in which the property is located at a rate below the prevailing market rate.

Amendment No. 255 (by Leach) (Alvarado, Arévalo, Bailes, Bell, Bernal, Cortez, S. Davis, Dutton, Giddings, Gonzales, Howard, Israel, Longoria, Phillips, Price, Raymond, Reynolds, Romero, Rose, and Walle recorded voting no; J. Rodriguez recorded voting present, not voting.)

Floor Packet Page No. 340

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider in Article VII after the appropriations to the Texas Department of Transportation:

_____. Contracts for Tolloed Highways. The Texas Department of Transportation may not use any money appropriated by this Act for the planning or construction of a tolled highway for which a design or construction contract was not entered into before September 1, 2017.

Amendment No. 256 (by E. Thompson) (Bailes, Bell, Bernal, Biedermann, Burkett, Burns, Cain, Cyrier, Dale, Darby, S. Davis, Dean, Dutton, Gervin-Hawkins, Gonzales, Guillen, Hefner, Isaac, Landgraf, Lang, Murr, Paddie, Price, Romero, Shine, Tinderholt, Uresti, and Wray recorded voting no; J. Rodriguez and Schofield recorded voting present, not voting.)

Amend Amendment No. 255 by Leach to **CSSB 1** (page 341, prefiled amendment packet) on page 1, by striking line 9 and substituting the following:

2017, except that the department may use money appropriated by this Act from that fund for the planning or construction of a tolled highway if the tolled highway is located in a county with a population of more than 200,000 that is adjacent to a county with a population of more than 3.3 million and the tolled highway:

(1) is an extension or enlargement of a tolled highway for which a design or construction contract was entered into before September 1, 2017; or

(2) consists of one or more segments of the Grand Parkway.

Amendment No. 257 (by Leach) (Alvarado, Arévalo, Bailes, Bell, Bernal, Cortez, S. Davis, Dutton, Gervin-Hawkins, Gonzales, Howard, Israel, Longoria, Neave, Phillips, Price, Raymond, Reynolds, Romero, Rose, and Walle recorded voting no; J. Rodriguez recorded voting present, not voting.)

Floor Packet Page No. 341

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider in Article VII after the appropriations to the Texas Department of Transportation:

_____. Use of State Highway Fund for Tolled Highways. The Texas Department of Transportation may not use any money appropriated by this Act from State Highway Fund No. 006 for the planning or construction of a tolled highway for which a design or construction contract was not entered into before September 1, 2017.

Amendment No. 258 (by Pickett) (C. Anderson, Arévalo, Bernal, G. Bonnen, Button, Cortez, Elkins, Frank, Gonzales, Hunter, Israel, Klick, Lambert, Laubenberg, Morrison, Murphy, Paul, Phillips, Sanford, Simmons, Springer, Stephenson, and Zerwas recorded voting no.)

Floor Packet Page No. 342

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider in Article VII after the appropriations to the Department of Transportation:

_____. Repayment of Money Used for Tolled Highways by Toll Project Entities. None of the funds appropriated under this Act to the Department of Transportation may be used for a contribution by the department to a toll project or toll project entity, as those terms are defined by Section 372.001, Transportation Code, unless the department requires repayment of the contribution by the entity.

Amendment No. 259 (by Pickett) (Arévalo, Bernal, G. Bonnen, Burkett, Dale, Gonzales, Hunter, Phelan, Phillips, Price, Schofield, and Stephenson recorded voting no.)

Amend Amendment No. 258 to **CSSB 1** by Pickett (page 342 of the prefiled amendment packet) by striking lines 8 through 10 and substituting the following: terms are defined by Section 372.001, Transportation Code, unless:

(1) the funds are held in a subaccount created under Section 228.012, Transportation Code; or

(2) the department requires repayment of the contribution by the entity on terms:

(A) agreed to after negotiation between the department and the entity; and

(B) approved by the Texas Transportation Commission.

Amendment No. 260 (by Huberty) (Bailes, Bernal, Biedermann, Burkett, Burns, Cain, Cyrier, Dale, Darby, Dean, Dutton, Gonzales, Hefner, Isaac, Krause, Landgraf, Lang, Paddie, Price, Rinaldi, Schaefer, Schofield, Stephenson, Stickland, Tinderholt, and Wray recorded voting no.)

Amend Amendment No. 258 by Pickett to **CSSB 1** (page 342 of the prefiled amendment packet) by inserting the following at the end of the amendment:

Notwithstanding the foregoing, with respect to a project in a county with a population of 3.3 million or more, including an interchange, detention facility, frontage road or other project which may be done in connection with a toll and non-toll highway project, the department shall not require the repayment of funds appropriated to the department under this Act if the policy board of the applicable metropolitan planning organization has made the determination to allocate such funds to the project as a grant rather than a loan.

Amendment No. 261 (by Simmons) (Alvarado, Arévalo, Bell, Cortez, S. Davis, Dutton, Giddings, Gonzales, Howard, Israel, Neave, Phillips, Price, Raymond, Romero, Walle, and Zerwas recorded voting no; Bernal and J. Rodriguez recorded voting present, not voting.)

Floor Packet Page No. 343

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider in Article VII after the appropriations to the Texas Department of Transportation:

_____. Use of Texas Mobility Fund for Tolloed Highways. The Texas Department of Transportation may not use any money appropriated by this Act from the Texas mobility fund for the planning or construction of a tolled highway for which a design or construction contract was not entered into before September 1, 2017.

Amendment No. 262 (by VanDeaver) (Bell, Biedermann, Burrows, Cain, Dale, S. Davis, Dutton, Gonzales, Gooden, Hefner, Krause, Lang, Leach, Price, Rinaldi, Schaefer, Schofield, Shaheen, Springer, Stickland, Swanson, Tinderholt, Wilson, Wray, and Zedler recorded voting no; Bernal recorded voting present, not voting.)

Floor Packet Page No. 344

Amend **CSSB 1** (house committee report) in Article VII of the bill, following the appropriations to the Department of Transportation (page VII-14), by adding the following appropriately numbered rider:

_____. NETEX Rail Line Rehabilitation. Out of general revenue appropriated above in Strategy D.1.3, Rail Construction, the Department of Transportation shall use \$1,000,000 for the state fiscal year ending August 31, 2018, and

\$1,000,000 for the state fiscal year ending August 31, 2019, for rehabilitation of the Northeast Texas Rural Rail Transportation District (NETEX) freight rail line from Greenville to Mount Pleasant.

Amendment No. 263 (by Phelan) (Biedermann, Cain, Dutton, Tinderholt, and Uresti recorded voting no.)

Floor Packet Page No. 345

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider to Article VII of the bill, following the appropriations to the Department of Transportation:

____. Engineering Contract Reporting. If this Act provides additional FTEs for contract management, execution, and oversight, the Department of Transportation quarterly for each fiscal year of the state fiscal biennium ending August 31, 2019, shall issue a public report that includes the following information for engineering contracts entered into by the department:

a. the percentage and value of contracts that are specific deliverable contracts compared to indefinite deliverable contracts;

b. the percentage and value of specific deliverable contracts that comply with a goal of 120 calendar days from the initial date of advertising to the date of a notice to proceed;

c. the percentage and value of indefinite deliverable contracts that comply with a goal of 120 calendar days from the initial date of advertising to the date of a notice to proceed under an initial work authorization;

d. the percentage and value of indefinite deliverable contracts without work authorizations issued after 180 calendar days from the initial date of advertising; and

e. the percentage and value of indefinite deliverable contracts that are at least 75 percent expended within 18 months of the initial date of advertising.

Amendment No. 264 (by Martinez) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 346

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

(1) In Article VII of the bill, following the appropriations to the Texas Department of Transportation, add the following appropriately numbered rider:

_____. Additional Funds for Transportation Infrastructure Fund. In addition to the other amounts appropriated to the Texas Department of Transportation, the amount of \$50,000,000 for each year of the state fiscal biennium ending August 31, 2019, is appropriated to the Texas Department of Transportation for the transportation infrastructure fund established under Subchapter C, Chapter 256, Transportation Code.

(2) In Article IX of the bill, on page IX-86, reduce the appropriation to the Department of Public Safety for border security by the amount of \$50,000,000 for each year of the state fiscal biennium ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 265 (by Simmons) (Bell, Biedermann, Cain, Dean, Dutton, and Tinderholt recorded voting no.)

Floor Packet Page No. 347

Amend **CSSB 1** as follows:

(1) On page VII-30 after the bill pattern for the Department of Transportation, add the following appropriately numbered rider:

_____. Report on Performance-based Process. The Department of Transportation shall provide to the speaker, the lieutenant governor, the members of the House Committee on Transportation, the members of the Senate Committee on Transportation, and the Legislative Budget Board:

a. not later than March 31, 2018, a report that includes:

(1) the statewide transportation system goals and the associated measures that will be used to evaluate progress towards those goals;

(2) the anticipated impact of the Unified Transportation Program on the statewide transportation system goals, as quantified by the required performance measures;

(3) the criteria used to allocate funding among the categories in the Unified Transportation Program; and

(4) the baseline data for the performance measurements used; and

b. not later than March 31, 2019, a report on the department's progress towards meeting transportation system goals compared to the baseline performance measure data.

Amendment No. 266 (by Simmons) (Bell, Biedermann, Cain, Dean, Dutton, Price, Tinderholt, and Zerwas recorded voting no.)

Floor Packet Page No. 348

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Article VII of the bill, after the appropriations to the Texas Department of Transportation, and renumbering subsequent riders accordingly:

_____. Study of Economic Activity Resulting From Highway Projects. It is the intent of the legislature that the Texas Department of Transportation, using money appropriated by this Act:

(1) conduct during the state fiscal year beginning September 1, 2017, a study to demonstrate the increase in economic activity due to development of highway projects by:

(A) designating three not yet completed highway projects to be studied, two of which must regularly be heavily congested; and

(B) quantifying for each project the loss or gain for the area one mile from the centerline of the project, as compared to the year the project was opened to traffic, in:

(i) sales tax revenue;

(ii) appraised values of property for ad valorem tax purposes;

(iii) business creation and retention; and

(iv) hotel occupancy taxes;

(2) compile a report on the results of the study, including information as to whether increases in economic activity could be used to finance future projects, particularly as an alternative to imposing tolls; and

(3) not later than December 1, 2018, provide the report to the legislature.

Amendment No. 267 (by Stickland) (Alvarado, Arévalo, Bailes, Bell, Button, Cortez, Dutton, Gervin-Hawkins, Giddings, Gonzales, Gutierrez, Hinojosa, Israel, Longoria, Minjarez, Phillips, Price, Rose, Schofield, Schubert, Shine, Stephenson, Uresti, and Zerwas recorded voting no.)

Floor Packet Page No. 349

Amend **CSSB 1** (house committee report) in Article VII of the bill by adding the following appropriately numbered rider following the appropriations to the Texas Department of Transportation:

_____. Additional Funds for Construction Contracts. The Trusteed Programs within the Office of the Governor shall transfer to the State Highway Fund No. 006 the amount of \$10,000,000 out of the appropriations for the fiscal year ending August 31, 2018, to the Trusteed Programs within the Office of the Governor for Strategy C.1.4, Texas Enterprise Fund, and that amount is appropriated from State Highway Fund No. 006 for that fiscal year to the Department of Transportation to be used for construction contracts under Strategy A.1.4, Construction Contracts. Funds appropriated by this provision may be used only for construction contracts that are not related to tolled highways or restricted lanes, as defined by Section 224.151, Transportation Code.

Amendment No. 268 (by Cortez) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burns, Burrows, Button, Cain, Cook, Cospers, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield,

Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 350

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

(1) In Article VII of the bill, following the appropriations to the Texas Workforce Commission (page VII-32), add the following appropriately numbered rider:

_____. Workforce Employment and Training Activities for Veterans. The amount of \$500,000 is appropriated from the Economic Stabilization Fund for each year of the state fiscal biennium ending August 31, 2019, for the purposes of Strategy A.1.4, Employment and Community Services. Out of amounts appropriated above in Strategy A.1.4, Employment and Community Services, the Texas Workforce Commission shall transfer \$500,000 for each year of the state fiscal biennium ending August 31, 2019, to the Texas Veterans Commission to continue funding employment programs for veterans.

(2) In Article IX of the bill (page IX-86), in the appropriations to the Department of Public Safety, reduce the appropriations from the Economic Stabilization Fund to the Department of Public Safety for Border Security by the amount of \$500,000 for each year of the state fiscal biennium ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 269 (by Alvarado) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 351

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider following the Article VII appropriations to the Texas Workforce Commission (page VII-32):

_____. Use of Skills Development Funds for Certain Employers Outside Texas. It is the intent of the legislature that money appropriated to the Texas Workforce Commission above for Strategy A.3.1, Skills Development (page VII-31), be used to provide workforce training and related support services to employers outside this state who commit to expanding in or relocating their operations to this state, with a focus on those employers who will provide complex or high-skilled employment opportunities in this state.

Amendment No. 270 (by Alvarado) (C. Anderson, Bell, D. Bonnen, G. Bonnen, Cyrier, Dale, S. Davis, Dean, Flynn, Goldman, Holland, Hunter, Isaac, Oliverson, Paddie, Parker, Phelan, Price, Shaheen, Simmons, Stephenson, and Wray recorded voting no; Schofield recorded voting present, not voting.)

Amend Amendment No. 269 by Alvarado to **CSSB 1** (page 351, prefiled amendment packet) on line 7, between "(page VII-31)," and "be", by inserting "may".

Amendment No. 271 (by Neave) (C. Anderson, R. Anderson, Ashby, Bell, Biedermann, Bohac, G. Bonnen, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 352

Amend **CSSB 1** (house committee report) in Article VII of the bill as follows:

(1) Amend Rider 10 following the appropriations to the Texas Workforce Commission (page VII-36), in the first sentence, between "Texas Education Agency" and "and local school districts", by inserting ", public junior and community colleges,".

(2) Add the following appropriately numbered rider following the appropriations to the Texas Workforce Commission (page VII-32):

____. Study on Child Care Programs for Public Junior and Community Colleges. Out of funds appropriated above for the Texas Workforce Commission, the Texas Workforce Commission in consultation with public junior and community colleges shall conduct a feasibility study on seeking federal funds and matching grant money for providing child care services at eligible public junior and community colleges. The study must include an estimate of the number of, and demographic information regarding, students and children who would utilize those services, facility and staffing requirements and costs related to implementing the services, and any other information the commission considers necessary to determine the feasibility and effectiveness of seeking those funds for that purpose. The commission shall submit a report on the results of the study to the governor, the Legislative Budget Board, and the standing legislative committees with primary jurisdiction over workforce development not later than November 1, 2018.

Amendment No. 272 (by Hinojosa) (Bell, G. Bonnen, Burrows, Craddick, Gonzales, Gooden, Morrison, Phelan, Phillips, Price, Springer, Stephenson, Swanson, and Zerwas recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 353

Amend **CSSB 1** (house committee printing) in Article VII of the bill, following the appropriations to the Texas Workforce Commission, by adding the following appropriately numbered rider:

_____. Transfer of Certain Appropriations to Texas Education Agency. Out of amounts appropriated above to the Texas Workforce Commission in Strategy A.3.1, Skills Development, the commission shall transfer to the Texas Education Agency \$500,000 for the state fiscal year ending August 31, 2018, and \$500,000 for the state fiscal year ending August 31, 2019, to support programs that enable public high school students to earn certifications.

Amendment No. 273 (by Phillips) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Biedermann, Blanco, Cain, Canales, Collier, Cortez, Dutton, Fallon, Farrar, Gervin-Hawkins, Giddings, Gonzales, González, Guerra, Gutierrez, Hefner, Hernandez, Hinojosa, Howard, Israel, Lang, Lucio, Martinez, Minjarez, Moody, Muñoz, Nevárez, Ortega, Perez, Reynolds, Rinaldi, E. Rodriguez, J. Rodriguez, Romero, Rose, Schaefer, Shaheen, Stickland, Thierry, S. Thompson, Tinderholt, Turner, Uresti, Walle, Wu, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 355

CSSB 1 is amended as follows:

On page XI-13 of the Article VIII listing for the Texas Department of Insurance, add the following contingency rider:

_____. Contingency for **HB 3226**. a) Contingent on enactment of **HB 3226**, or similar legislation relating to the creation of the Temporary Texas Health Insurance Risk Pool, by the Eighty-Fifth Legislature, Regular Session, the Texas Department of Insurance (TDI) is appropriated in Strategy G.1.1, Health Insurance Pool Contingency, \$841,602 in fiscal year 2018 and \$933,351 in fiscal year 2019 from general revenue-dedicated TDI Operating Fund 36 and \$12,000,000 in fiscal year 2018 and \$28,312,122 in fiscal year 2019 from Premium Stabilization Fund 329 to implement the provisions of the legislation. In addition, the "Number of Full-Time-Equivalents (FTE)" positions for TDI is increased by 10.5 FTEs in fiscal year 2018 and 12.0 FTEs in fiscal year 2019.

b) None of the funds appropriated in Subsection (a) for Strategy G.1.1, Health Insurance Pool Contingency, may be expended unless the Commissioner of Insurance determines that action by the federal government necessitates the creation of the Temporary Texas Health Insurance Risk Pool and the Commissioner of Insurance notifies the governor and the Legislative Budget Board within ten days of such determination.

c) Any unexpended and unobligated balances of appropriations in Subsection (a) for the fiscal year ending August 31, 2018, are appropriated to the agency for the same purposes for the fiscal year beginning September 1, 2018.

Amendment No. 274 (by Faircloth) (C. Anderson, Ashby, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Button, Cain, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Dutton, Elkins, Flynn, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Swanson, E. Thompson, Tinderholt, Villalba, Workman, Wray, Zedler, and Zerwas recorded voting no; Anchia recorded voting present, not voting.)

Floor Packet Page No. 356

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

(1) Reduce the Article VIII appropriations to the Department of Insurance, for Strategy D.1.2, Dispute Resolution (page VIII-17), by \$2,500,000 for the state fiscal year ending August 31, 2018, and by \$2,500,000 for the state fiscal year ending August 31, 2019.

(2) Increase the Article III appropriations from Texas Education Agency for Strategy A.2.2, Achievement of Students at Risk (page III-2), by \$2,500,000 for the state fiscal year ending August 31, 2018, and by \$2,500,000 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

AMENDMENT NO. 274 - STATEMENT OF LEGISLATIVE INTENT

My intent is to bring attention and create action to correct an injustice in school finance Chapter 41, recapture funds. Galveston ISD recently saw an appraisal increase of \$6.3 million. The state recaptured \$6 million of those funds. The school district student population is 74.6 percent economically disadvantaged. The high school needs \$5 million to reroof the school. This money would have provided the needed funding. I believe that the public school finance system is antiquated and dysfunctional. The Texas Legislature needs to simplify and equalize the funding for our school kids on a district-by-district basis.

Faircloth

Amendment No. 275 (by Y. Davis) (C. Anderson, R. Anderson, Ashby, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer,

Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 358

Amend **CSSB 1** (house committee printing) under the Article VIII appropriations to the Department of Insurance by adding the following appropriately numbered provision:

_____. Activity Report. Out of the amounts appropriated above, the Department of Insurance shall conduct an annual report providing the total number of domestic, foreign or alien companies or legal entities engaged in the business of personal automobile insurance or residential property insurance in this state. The report shall include the total number of policies written and the aggregate value of the total policies per domestic, foreign or alien companies or legal entities.

The commissioner shall adopt the necessary forms to obtain the information required to complete the report. The department shall post the report on the department's Internet website by December 31, 2018.

Amendment No. 276 (by Y. Davis) (C. Anderson, R. Anderson, Ashby, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 359

Amend **CSSB 1** (house committee printing) under the Article VIII appropriations to the Department of Insurance by adding the following appropriately numbered provision:

_____. Report Alien Ownership. Out of the amounts appropriated above, the Department of Insurance shall conduct an annual report listing each insurance company, reciprocal or interinsurance exchange, mutual insurance company, capital stock company, county mutual insurance company, Lloyd's plan, or other legal entity engaged in the business of personal automobile insurance or residential property insurance in this state that has a major shareholder who is an entity:

A. that is directly or indirectly the beneficial owner of more than 10 percent of any class of an equity security; and,

B. organized under the laws of another country or that has its principal place of business in another country.

The report shall list the entity by the insurance company, reciprocal or interinsurance exchange, mutual insurance company, capital stock company, county mutual insurance company, Lloyd's plan, or other legal entity associated with each entity identified.

The commissioner shall adopt the necessary forms to obtain the information required to complete the report. The department shall post the report on the department's Internet website by December 31, 2018.

Amendment No. 277 (by Zedler) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bailes, Bell, Bernal, Blanco, Burns, Burrows, Canales, Collier, Cortez, Cyrier, S. Davis, Dutton, Farrar, Gervin-Hawkins, Gonzales, González, Gooden, Guerra, Guillen, Gutierrez, Hernandez, Herrero, Hinojosa, Holland, Howard, Israel, Landgraf, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Murr, Neave, Oliverson, Ortega, Perez, Price, Raymond, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thiery, S. Thompson, Turner, Uresti, Walle, Wu, and Zerwas recorded voting no.)

Floor Packet Page No. 361

Amend **CSSB 1** (house committee report), in Article VIII of the bill (page VIII-31), in the appropriations to the Texas Medical Board, by reducing the appropriations from the general revenue fund to the Texas Medical Board by the amount of \$2,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$2,000,000 for the state fiscal year ending August 31, 2019, and proportionally reducing each strategy by a corresponding amount.

Amendment No. 278 (by Flynn) (Anchia, Bell, Bernal, Biedermann, Cain, Dale, S. Davis, Dutton, Gervin-Hawkins, Gonzales, Landgraf, Nevárez, Price, E. Rodriguez, J. Rodriguez, Springer, Tinderholt, and Uresti recorded voting no.)

Amend Amendment No. 277 by Zedler to **CSSB 1** (page 361, prefiled amendment packet), as follows:

(1) Strike line 1 of the amendment and substitute:

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

(1) In Article

(2) Following the period on line 7 of the amendment, add:

(2) In Article V following the bill pattern appropriations to the Military Department, add the following appropriately numbered rider:

() State Training Supplements. In addition to other amounts appropriated by this article', there is appropriated to the Military Department out of the general revenue fund the amount of \$4,000,000 for the fiscal biennium ending August 31, 2019, for the purposes of Strategy A.1.2, State Training Missions.

Amendment No. 279 (by Minjarez) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospser, Craddick, Cyrier, Dale, Darby, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie,

Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 363

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered section to Part 3, Article IX, of the bill:

Sec. 3. _____. Equal Pay. In paying salaries out of funds appropriated by this Act for the state fiscal biennium ending August 31, 2019, each state agency must ensure that employees who have the same experience and who are performing the same work receive equal pay for the work, regardless of the sex of the employee.

Amendment No. 280 (by Burrows) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Canales, Collier, Cortez, Dutton, Farrar, Gervin-Hawkins, Giddings, Gonzales, González, Guerra, Gutierrez, Hernandez, Herrero, Hinojosa, Howard, Israel, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Price, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thierry, S. Thompson, Turner, Vo, Walle, Wu, and Zerwas recorded voting no.)

Floor Packet Page No. 364

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Part 5 of Article IX of the bill:

Sec. 5. _____. Prohibition on State Travel to California. (a) Except as provided by Subsection (b) of this section, the funds appropriated by this Act to a state agency for the payment of transportation, meals, lodging, or incidental expenses may not be expended for state-funded or state-sponsored travel to California while California Government Code, Sec. 11139.8, or a similar discriminatory law, is in effect.

(b) Subsection (a) of this section does not apply to travel that is required for:

- (1) enforcement of this state's law;
- (2) litigation;
- (3) compliance with a contractual obligation incurred before September 1, 2017; or
- (4) compliance with a federal government request to appear before a committee.

Amendment No. 281 (by Burrows) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Canales, Collier, Cortez, Dale, Dutton, Farrar, Gervin-Hawkins, Giddings, Gonzales, González, Guerra, Gutierrez, Hernandez, Herrero, Howard, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Price, Raney, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Stephenson, Thierry, S. Thompson, Turner, Walle, and Wu recorded voting no.)

Amend Amendment No. 280 by Burrows to **CSSB 1** (page 364, prefiled amendment packet) as follows:

(1) On page 1, line 4, strike "California" and substitute "a State, Municipality, or Other Jurisdiction with Certain Discriminatory Laws".

(2) On page 1, lines 8 through 10, strike "California while California Government Code, Sec. 11139.8, or a similar discriminatory law, is in effect" and substitute "another state, municipality, or other jurisdiction if that state, municipality, or other jurisdiction enacts a discriminatory law that prohibits government-funded travel to Texas for any reason".

Amendment No. 282 (by Ortega) (C. Anderson, R. Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Burrows, Button, Capriglione, Cook, Cosper, Craddick, Cyrier, Darby, Elkins, Faircloth, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Parker, Paul, Phelan, Phillips, Price, Roberts, Sanford, Schubert, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stucky, E. Thompson, VanDeaver, Villalba, Wilson, Workman, and Zerwas recorded voting no.)

Floor Packet Page No. 365

Amend **CSSB 1** (house committee printing) in Part 6, Article IX (page IX-27), by adding the following appropriately numbered section:

Sec. 6.____. Use of Appropriations for Certain State Contracts Prohibited. Notwithstanding any other provision of this Act, an institution, department, or agency of this state that receives an appropriation under this Act may not use that money to enter into a contract for goods or services with a vendor who is related, or who employs a person who is related, within the third degree by consanguinity or the second degree by affinity, as determined under Chapter 573, Government Code, to an employee of that institution, department, or agency who has decision-making authority in any matter related to the contract.

Amendment No. 283 (by Ortega) (R. Anderson, G. Bonnen, Burrows, Cyrier, Dale, Goldman, Gonzales, Hefner, Holland, Hunter, Isaac, Lang, Oliverson, Phelan, Phillips, Price, Simmons, Springer, Stephenson, E. Thompson, and Wilson recorded voting no.)

Amend Amendment No. 282 by Ortega to **CSSB 1** (page 365, prefiled amendment packet), as follows:

Amend **CSSB 1** (house committee printing) in Part 6, Article IX (page IX-27), by adding the following appropriately numbered section:

Sec. 6.____. Use of Appropriations for Certain State Contracts Prohibited. Notwithstanding any other provision of this Act, an institution, department, or agency of this state that receives an appropriation under this Act may not use that money to enter into a contract for goods or services with a vendor if the vendor, a board member or executive officer of the vendor, or an employee or a subcontractor of the vendor who is involved in the contract bidding process or who will perform any work on the contract is related to an employee of the

institution, department, or agency who has decision-making authority in any matter related to the contract, unless the vendor and employee have completed and filed all disclosure related documents as required by law.

Amendment No. 284 (by Cain) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Canales, Collier, Cortez, S. Davis, Dutton, Farrar, Gervin-Hawkins, Giddings, González, Guerra, Gutierrez, Hernandez, Hinojosa, Howard, Israel, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thierry, S. Thompson, Turner, Uresti, Vo, Walle, and Wu recorded voting no.)

Floor Packet Page No. 366

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider in Article IX of the bill, in Part 6, General Limitations on Expenditures (page IX-27):

Sec. 6.____. Prohibition on Spending Related to Human Embryos. Notwithstanding another provision of this Act, money appropriated by this Act may not be used to support research which involves the destruction of a human embryo.

Amendment No. 285 (by Cain) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Canales, Collier, Cortez, S. Davis, Dutton, Farrar, Gervin-Hawkins, Giddings, González, Guerra, Gutierrez, Hernandez, Hinojosa, Howard, Israel, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thierry, S. Thompson, Turner, Uresti, Walle, and Wu recorded voting no.)

Amend Amendment No. 284 by Cain to **CSSB 1** (page 366, prefiled amendments packet), in the last sentence of the amendment, by striking "support research which" and substituting "pay the direct or indirect costs, including overhead, rent, phones, or utilities, of research that".

Amendment No. 286 (by Swanson) (Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Cortez, Dutton, Farrar, Gonzales, González, Guerra, Gutierrez, Hernandez, Howard, Israel, Longoria, Lucio, Martinez, Minjarez, Moody, Neave, Ortega, Perez, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Thierry, S. Thompson, Turner, Uresti, Walle, and Wu recorded voting no.)

Floor Packet Page No. 367

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Part 6 of Article IX:

6.____. Limitation on Expenditures: Prohibition on Use of Money for Lobbyists. A state agency or political subdivision of this state to which funds are appropriated under this Act may not expend any money appropriated by this Act to compensate a person required to register as a lobbyist under Chapter 305, Government Code, other than as a full-time employee of the agency or political subdivision, for representing the agency or political subdivision regarding a matter before the legislature relating to taxation, revenue, or spending.

Amendment No. 287 (by Cain) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Canales, Collier, Cortez, S. Davis, Dutton, Farrar, Gervin-Hawkins, Giddings, González, Guerra, Gutierrez, Hinojosa, Howard, Israel, Laubenberg, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thierry, S. Thompson, Turner, Vo, Walle, and Wu recorded voting no.)

Floor Packet Page No. 368

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider in Article IX of the bill, in Part 6, General Limitations on Expenditures (page IX-27):

Sec. 6. _____. Prohibition on Spending Related to Human Fetal Tissue. Notwithstanding another provision of this Act, money appropriated by this Act may not be used to:

- (1) buy any aborted human fetal tissue for research purposes; or
- (2) conduct research on any aborted human fetal tissue.

Amendment No. 288 (by Cain) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Canales, Collier, Cortez, Dale, S. Davis, Dutton, Farrar, Gervin-Hawkins, Giddings, González, Guerra, Gutierrez, Howard, Israel, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thierry, S. Thompson, Turner, Walle, and Wu recorded voting no.)

Amend Amendment No. 287 by Cain to **CSSB 1** (page 368, prefiled amendments packet) by striking lines 7-10 and substituting the following:

- (1) purchase human fetal tissue obtained from an elective abortion; or
- (2) pay the direct or indirect costs, including overhead, rent, phones, or utilities, of research on any human fetal tissue obtained from an elective abortion.

Amendment No. 289 (by Israel) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospser, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 372

Amend **CSSB 1** (house committee printing) in Part 6, Article IX, by adding the following appropriately numbered section and renumbering subsequent sections accordingly:

Sec. 6.____. Border Wall Project at Big Bend Ranch State Park. Notwithstanding any other provision of this Act, no money appropriated by this Act may be used to construct, facilitate, or maintain a border wall in Big Bend Ranch State Park.

Amendment No. 290 (by Israel) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 373

Amend **CSSB 1** (house committee printing) in Part 6, Article IX, by adding the following appropriately numbered section and renumbering subsequent sections accordingly:

Sec. 6.____. Appropriations Used for Border Wall Prohibited. Notwithstanding any other provision of this Act, no money appropriated by this Act for border security may be expended to construct, maintain, or otherwise facilitate a border wall, fence, or other barrier between the United States and Mexico.

Amendment No. 291 (by Blanco) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Raymond, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, Thierry, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 374

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Part 6, Article IX (page IX-27):

Sec. 6.____. Limitation on Expenditures for Border Security in Certain Areas. (a) In this section:

(1) "Border security" means activities associated with deterring crimes and enforcing state laws:

- (A) that relate to:
 - (i) offenses listed in Section 772.0071, Government Code; or
 - (ii) federal law enforcement operations; and
- (B) for which this state receives federal grants intended to enhance law enforcement.

(2) "Qualifying county" means a county that is:

- (A) adjacent to or within 20 miles of an international border;
- (B) adjacent to a county located on an international border; or
- (C) adjacent to the Gulf Intracoastal Waterway, as defined by Section 51.002, Transportation Code.

(b) Notwithstanding any other provision of this Act, an institution, department, or agency of this state that receives an appropriation under this Act may not use that money for a purpose directly related to border security in a qualifying county unless the Legislative Budget Board certifies to the institution, department, or agency that the state has received a commitment from the federal government to reimburse the state for the expenditure.

Amendment No. 292 (by Nevárez) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Workman, Wray, Zedler, and Zerwas recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 375

Amend **CSSB 1** (house committee printing) in Part 6, Article IX, by adding the following appropriately numbered section and renumbering subsequent sections accordingly:

Sec. 6.____. Spending at Property or Business Owned by Federal Official. Notwithstanding any other provision of this Act, no money appropriated by this Act may be spent on the purchase of goods or services at a property or from a business in which a federal official has an ownership interest.

Amendment No. 293 (by Blanco) (Bell, Biedermann, G. Bonnen, Burrows, Cain, Dean, Fallon, Flynn, Gonzales, Gooden, Huberty, Isaac, Metcalf, Murr, Price, Rinaldi, Sanford, Schaefer, Schofield, Schubert, Springer, Stickland, Swanson, Tinderholt, VanDeaver, Wilson, Wray, and Zerwas recorded voting no.)

Floor Packet Page No. 377

Amend **CSSB 1** (house committee printing) in Article IX, Part 7, Section 7.11 (page IX-39), immediately after Subsection (c), by inserting the following:

(d) The report submitted under Subsection (c) shall be simultaneously submitted to the state auditor's office. The state auditor shall audit the report and prepare and submit a written report of the audit to the legislature not later than January 1, 2019. The state auditor may assess a fee on each affected state agency to recover any costs associated with the audit described by this subsection.

Amendment No. 294 (by Blanco) (R. Anderson, Bell, Biedermann, Bohac, G. Bonnen, Burrows, Button, Cain, Craddick, Cyrier, Darby, Dean, Fallon, Flynn, Gonzales, Gooden, Hefner, Huberty, Isaac, P. King, Krause, Lang, Laubenberg, Leach, Metcalf, Meyer, Murr, Phillips, Price, Raymond, Rinaldi, Roberts, Schaefer, Schofield, Schubert, Shaheen, Shine, Springer, Stickland, Swanson, Tinderholt, VanDeaver, Wilson, and Zerwas recorded voting no.)

Floor Packet Page No. 378

Amend **CSSB 1** (house committee printing) in Section 7.11, Article IX, of the bill (page IX-39), immediately following Subsection (c), by adding the following subsections:

(d) The report required under this section must include a comparison of the reported performance indicators for the previous five years.

(e) The Legislative Budget Board shall report on the cost-effectiveness of border security operations in this state to the legislature.

Amendment No. 295 (by Rinaldi) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Canales, Collier, Cortez, S. Davis, Dutton, Farrar, Gervin-Hawkins, Giddings, González, Guerra, Gutierrez, Hernandez, Hinojosa, Howard, Israel, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Raymond, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thierry, S. Thompson, Turner, Uresti, Vo, Walle, Wu, and Zerwas recorded voting no.)

Floor Packet Page No. 379

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider to Article IX of the bill, in Part 10, Health-Related Provisions:

Sec. 10.____. Limitation on Abortion Funding. (a) To the extent allowed by federal and state law, money appropriated by this Act may not be distributed to any individual or entity that:

(1) performs an abortion procedure that is not reimbursable under the state's Medicaid program;

(2) is commonly owned, managed, or controlled by an entity that performs an abortion procedure that is not reimbursable under the state's Medicaid program; or

(3) is a franchise or affiliate of an entity that performs an abortion procedure that is not reimbursable under the state's Medicaid program.

(b) A state agency may not severely limit or eliminate access to health care services in any region. Abortion is not considered a health care service for the purpose of this rider.

Amendment No. 296 (by Rinaldi) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Collier, Cortez, Dale, S. Davis, Dutton, Farrar, Gervin-Hawkins, Giddings, González, Guerra, Gutierrez, Hernandez, Hinojosa, Howard, Israel, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Raymond, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thierry, S. Thompson, Turner, Uresti, Walle, and Wu recorded voting no.)

Amend Amendment No. 295 by Rinaldi to **CSSB 1** (page 379 of the prefiled amendments packet) as follows:

- (1) On page 1, line 4, strike "(a)".
- (2) On page 1, strike lines 15 through 17.

Amendment No. 297 (by Schaefer) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Canales, Collier, Cortez, S. Davis, Dutton, Farrar, Gervin-Hawkins, Giddings, González, Guerra, Gutierrez, Hernandez, Hinojosa, Howard, Israel, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Neave, Ortega, Perez, Raymond, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thierry, S. Thompson, Turner, Uresti, Vo, Walle, Wu, and Zerwas recorded voting no.)

Floor Packet Page No. 381

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider to Article IX of the bill, in Part 10, Health-Related Provisions:

Sec. 10.____. Limitation on Abortion Funding. (a) To the extent allowed by federal and state law, money appropriated by this Act may not be distributed to any individual or entity that:

- (1) performs an abortion procedure that is not reimbursable under the state's Medicaid program;
- (2) is commonly owned, managed, or controlled by an entity that performs an abortion procedure that is not reimbursable under the state's Medicaid program; or
- (3) is a franchise or affiliate of an entity that performs an abortion procedure that is not reimbursable under the state's Medicaid program.

(b) A state agency may not severely limit or eliminate access to health care services in any region. Abortion is not considered a health care service for the purpose of this rider.

Amendment No. 298 (by Burrows) (Anchia, Arévalo, Bernal, S. Davis, Dutton, Flynn, Giddings, Guerra, Gutierrez, Huberty, Israel, Longoria, Lucio, Miller, Murphy, Nevárez, Oliverson, Price, Reynolds, Roberts, Romero, Rose, Schofield, Schubert, Stucky, S. Thompson, Uresti, Walle, Wray, and Wu recorded voting no.)

Floor Packet Page No. 382

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider in Article IX of the bill, in Part 10, Health-Related Provisions (page IX-51):

Sec. 10.____. Limitation on Nonemergency Health Care Expenditures. (a) A state agency or an entity that contracts with a state agency, including an independent administrator, manager, third-party administrator, and managed care organization, may not use, either directly or as a reimbursement, any money appropriated by this Act for a nonemergency health care service, good, or product provided by a hospital or other health care facility unless the hospital or facility publishes the cost for the service, good, or product on a publicly accessible Internet website or provides notice of the cost through a toll-free telephone hotline.

(b) A hospital or other health care facility may not receive from a state agency or an entity that contracts with a state agency money appropriated by this Act unless the hospital or facility provides, before a patient's or purchaser's receipt of a nonemergency health care service, good, or product, notice to the patient or purchaser that the cost of the service, good, or product is available on a publicly accessible Internet website or through a toll-free telephone hotline, and the patient or purchaser has an opportunity to obtain the cost information.

Amendment No. 299 (by Raney) (Biedermann, Cain, Dutton, Gonzales, Gooden, Huberty, Isaac, Price, Springer, Tinderholt, Uresti, and Wilson recorded voting no.)

Floor Packet Page No. 383

Amend **CSSB 1** (house committee printing), in Part 11, Article IX of the bill, by adding the following appropriately numbered section and renumbering subsequent sections accordingly:

Sec. 11.____. Energy Efficiency Savings for State Facilities. (a) In this section, "facility" means a facility with at least 100,000 gross square feet.

(b) It is the intent of the legislature that a state agency that is appropriated money by this Act with charge and control over a facility shall have a remote or on-site assessment of the facility performed by the Energy Systems Laboratory at Texas A&M Engineering Experiment Station or another qualified provider to determine whether implementation of continuous commissioning or existing building commissioning practices would result in estimated savings of at least 10 percent in utility costs for the facility. A state agency shall supply any documents necessary to perform the assessment. The state agency shall report to the Legislative Budget Board on the results of the assessment.

(c) If the results of an assessment performed under Subsection (b) of this section show estimated utility cost savings of at least 10 percent, the state agency shall have the Energy Systems Laboratory at Texas A&M Engineering Experiment Station or another qualified provider prepare a plan for implementation of continuous commissioning or existing building commissioning practices and monitoring of the implementation for the state agency.

(d) It is the intent of the legislature that, if funds appropriated by this Act are unavailable for this purpose, a state agency may enter into a contract for the implementation of continuous commissioning or existing building commissioning practices for a facility to be paid for from the estimated savings in utility costs resulting from the implementation of the practices.

Amendment No. 300 (by Guillen) (Biedermann, G. Bonnen, Cain, Gonzales, Gooden, Huberty, Krause, Rinaldi, Schaefer, Stickland, Tinderholt, and Wilson recorded voting no.)

Floor Packet Page No. 385

Amend **CSSB 1** (house committee report) in Part 12 of Article IX of the bill by adding the following appropriately numbered section:

____. Motor Vehicle Fleet Management. Each state agency and institution of higher education receiving appropriated funds under this Act:

(1) shall evaluate the effectiveness and efficiency of vehicle fleet management, including vehicle acquisition methods and interagency agreements to operate vehicle fleet maintenance shops;

(2) shall establish and maintain a schedule for replacing motor vehicles;
and

(3) subject to applicable law, including Sections 6.03, 14.01, and 14.03 of this article, may use any funds appropriated to the agency or institution under this Act to make payments related to the short-term or long-term leasing of the agency or institution's vehicle fleet.

Amendment No. 301 (by Dukes) (Bailes, Bell, Biedermann, D. Bonnen, G. Bonnen, Burns, Burrows, Cain, Cyrier, Darby, Dean, Flynn, Goldman, Gonzales, Gooden, Hefner, Huberty, Isaac, Klick, Landgraf, Lang, Murphy, Murr, Phelan, Price, Rinaldi, Roberts, Schaefer, Schofield, Schubert, Shine, Springer, Stephenson, Stickland, Swanson, Tinderholt, Wilson, Wray, and Zerwas recorded voting no.)

Floor Packet Page No. 386

Amend **CSSB 1** (house committee printing) in Article IX of the bill, in Part 13, Federal Funds (page IX-61), by adding the following appropriately numbered section to the bill:

Sec. 13.____. Audit of Certain Funds Received under American Recovery and Reinvestment Act of 2009. (a) Out of money appropriated to the State Auditor's Office by this Act, the office shall conduct an audit of the management and expenditure of funds received by a state agency or a municipality under the federal American Recovery and Reinvestment Act of 2009 (Pub. L. No. 111-5) for the purpose of funding health or public safety programs or activities.

(b) The audit conducted under Subsection (a) must include an audit of funds designated for:

- (1) mitigating lead-based paint in the interest of public health; and
- (2) addressing health and safety concerns in public housing.

(c) The State Auditor's Office shall create a report of the audit conducted under Subsection (a), publish the report on the state auditor's Internet website, and distribute the report to the members of the legislature on or before December 1, 2018.

Amendment No. 302 (by Dukes) (Bailes, Bell, Biedermann, D. Bonnen, G. Bonnen, Burns, Burrows, Cain, Cyrier, Dale, Darby, Dean, Flynn, Goldman, Gonzales, Gooden, Hefner, Huberty, Isaac, Klick, Landgraf, Lang, Murr, Phelan, Price, Schofield, Shine, Stephenson, Swanson, Tinderholt, Wilson, and Wray recorded voting no.)

Amend Amendment No. 301 by Dukes to **CSSB 1** (page 386, prefiled amendment packet) as follows:

(1) On page 1, line 5, between "2009" and the period, insert "and Certain Other Federal Funds".

(2) On page 1, line 7, strike "shall conduct" and substitute the following: may consider, in developing the auditor's audit plan, conducting:

(1) an audit on the use of federal Temporary Assistance for Needy Families (TANF) block grant money appropriated to a health and human services agency or another state agency for any of the six state fiscal years beginning September 1, 2010; and

(2)

(3) On page 1, line 12, strike "The audit conducted under Subsection (a)" and substitute "An audit conducted under Subsection (a)(2)".

(4) On page 1, line 18, strike "report of the" and substitute "report of each".

Amendment No. 303 (by Muñoz) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no; Bernal recorded voting present, not voting.)

Floor Packet Page No. 387

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Part 17, Article IX (page IX-77):

Sec. 17.____. Contingency Rider: Trade Agricultural Inspection Grant Program. Contingent on the passage and becoming law of legislation of the 85th Legislature, Regular Session, 2017, continuing Section 12.050, Agriculture Code, in effect beyond August 31, 2017:

(1) reduce the Article VI appropriations to the Department of Agriculture for Strategy A.2.1, Rural Community and Economic Development, by the amount of \$350,000 for the state fiscal year ending August 31, 2018, and by the amount of \$350,000 for the state fiscal year ending August 31, 2019; and

(2) increase the Article VI appropriations from the general revenue fund to the Department of Agriculture for Strategy A.1.1, Trade & Economic Development, by the amount of \$350,000 for the state fiscal year ending August 31, 2018, and by the amount of \$350,000 for the state fiscal year ending August 31, 2019, for the purpose of awarding grants under Section 12.050, Agriculture Code.

Amendment No. 304 (by Coleman) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 388

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider to Part 17, Article IX (page IX-77):

Sec. 17.____. Contingency Rider: County Jail Ombudsman. Contingent on the passage and becoming law of **HB 2702**, or similar legislation of the 85th Regular Session, 2017, authorizing the Commission on Jail Standards to issue grants to hire additional full-time employees for the purpose of ensuring the health or safety of inmates confined in county jails:

(1) in addition to other amounts appropriated by this Act to the Commission on Jail Standards, the amount of \$1 is appropriated from the economic stabilization fund to the Commission on Jail Standards for the state fiscal year ending August 31, 2018, to provide funding for the hiring of additional full-time employees by the commission for the purpose of ensuring the health or safety of inmates confined in county jails; and

(2) reduce the Article IX appropriation from the economic stabilization fund to the Department of Public Safety for border security (page IX-86) by the amount of \$1 for the state fiscal biennium ending August 31, 2019.

Amendment No. 305 (by Krause) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Canales, Collier, Cortez, Dale, S. Davis, Dutton, Farrar, Gervin-Hawkins, Giddings, Gonzales, González, Guerra, Gutierrez, Hernandez, Herrero, Hinojosa, Howard, Isaac, Israel, Longoria, Lucio, Martinez, Metcalf,

Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Price, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Shine, Thierry, S. Thompson, Turner, Uresti, VanDeaver, Walle, and Wu recorded voting no.)

Floor Packet Page No. 389

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Part 17, Article IX (page IX-77):

Sec. 17.____. Contingent Appropriation: Fiscal Risk Management Commission. Contingent on the enactment and becoming law of **HB 138** or similar legislation of the 85th Legislature relating to the creation of the Fiscal Risk Management Commission:

(1) the amount of \$250,000 is appropriated from the general revenue fund to the Fiscal Risk Management Commission for the state fiscal biennium ending August 31, 2019, for the purpose of paying the costs associated with the establishment and initial operation of the commission; and

(2) the Article II appropriations from the general revenue fund to the Department of State Health Services for Strategy A.3.2, Reduce Use of Tobacco Products (page II-16), are reduced by the amount of \$250,000 for the state fiscal biennium ending August 31, 2019.

Amendment No. 306 (by Krause) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bailes, Bernal, Blanco, Burns, Burrows, Canales, Collier, Cortez, Cyrier, Darby, S. Davis, Dean, Dutton, Farrar, Gervin-Hawkins, Giddings, Gonzales, González, Guerra, Gutierrez, Hernandez, Herrero, Hinojosa, Howard, Isaac, Israel, Landgraf, Longoria, Lucio, Martinez, Metcalf, Minjarez, Moody, Muñoz, Murr, Neave, Nevárez, Ortega, Paddie, Perez, Price, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Schubert, Shine, Thierry, S. Thompson, Turner, Uresti, VanDeaver, Walle, Wilson, and Wu recorded voting no.)

Floor Packet Page No. 390

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Part 17, Article IX (page IX-77):

Sec. 17.____. Contingent Appropriation: Fiscal Risk Management Commission. Contingent on the enactment and becoming law of **HB 138** or similar legislation of the 85th Legislature relating to the creation of the Fiscal Risk Management Commission:

(1) the amount of \$250,000 is appropriated from the general revenue fund to the Fiscal Risk Management Commission for the state fiscal biennium ending August 31, 2019, for the purpose of paying the costs associated with the establishment and initial operation of the commission; and

(2) the Article VI appropriations from the general revenue fund to the Soil and Water Conservation Board for Strategy B.1.2, Pollution Abatement Plan (page VI-48), are reduced by the amount of \$250,000 for the state fiscal biennium ending August 31, 2019.

Amendment No. 307 (by Alonzo) (C. Anderson, R. Anderson, Ashby, Bailes, Biedermann, Bohac, D. Bonnen, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon,

Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 391

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Part 17, Article IX (page IX-77):

Sec. 17.____. State Agency Contracts for Small Businesses. Notwithstanding any other provision of this Act, an institution, department, or agency of this state that receives an appropriation under this Act for the purchase of goods or services may set aside a percentage of that money to purchase goods and services from small businesses.

Amendment No. 308 (by Wu) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. S-8

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

(1) Add the following appropriately numbered rider to Part 17, Article IX of the bill (page IX-77):

Sec. 17.____. Appropriations Contingent on **HB 122** or Similar Legislation. Contingent on **HB 122** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the age of criminal responsibility and to certain substantive and procedural matters related to that age becoming law:

(1) In the appropriations to the Department of Criminal Justice, reduce the amount appropriated from the general revenue fund for Strategy A.1.1, Basic Supervision (page V-5), by the amount of \$1,160,000 for the state fiscal year ending August 31, 2019.

(2) In the appropriations to the Department of Criminal Justice, reduce the amount appropriated from the general revenue fund for Strategy C.2.1, Texas Correctional Industries (page V-6), by the amount of \$9,000,000 for the state fiscal year ending August 31, 2019.

(3) In the appropriations to the Juvenile Justice Department, increase the amount appropriated from the general revenue fund for Strategy A.1.2, Basic Probation Supervision (page V-25), by the amount of \$122,000 for the state fiscal year ending August 31, 2019.

(4) In the appropriations to the Juvenile Justice Department, increase the amount appropriated from the general revenue fund for Strategy A.1.4, Pre and Post Adjudication Facilities (page V-25), by the amount of \$234,000 for the state fiscal year ending August 31, 2019.

(5) In the appropriations to the Juvenile Justice Department, increase the amount appropriated from the general revenue fund for Strategy B.1.10, Residential System Support (page V-25), by the amount of \$9,000,000 for the state fiscal year ending August 31, 2019.

(6) In the appropriations to the Juvenile Justice Department, increase the amount appropriated from the general revenue fund for Strategy C.1.1, Parole Direct Supervision (page V-25), by the amount of \$804,000 for the state fiscal year ending August 31, 2019.

(2) Adjust totals and methods of financing accordingly.

Amendment No. 309 (by Krause) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Blanco, Canales, Collier, Cortez, S. Davis, Dutton, Farrar, Gervin-Hawkins, Giddings, Gonzales, González, Guerra, Gutierrez, Hernandez, Herrero, Hinojosa, Howard, Isaac, Israel, Kacal, Longoria, Lucio, Martinez, Metcalf, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Price, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Schubert, Shine, Thierry, S. Thompson, Turner, Uresti, VanDeaver, Walle, and Wu recorded voting no.)

Floor Packet Page No. 393

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Part 17, Article IX (page IX-77):

Sec. 17. _____. Contingent Appropriation: Fiscal Risk Management Commission. Contingent on the enactment and becoming law of **HB 138** or similar legislation of the 85th Legislature relating to the creation of the Fiscal Risk Management Commission:

(1) the amount of \$250,000 is appropriated from the general revenue fund to the Fiscal Risk Management Commission for the state fiscal biennium ending August 31, 2019, for the purpose of paying the costs associated with the establishment and initial operation of the commission; and

(2) the Article VI appropriations from the general revenue fund to the Texas Commission on Environmental Quality for Strategy A.1.1, Air Quality Assessment and Planning (page VI-14), are reduced by the amount of \$250,000 for the state fiscal biennium ending August 31, 2019.

Amendment No. 310 (by Howard) (C. Anderson, R. Anderson, Ashby, Bailes, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Capriglione, Cook, Cospers, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert,

Landgraf, Lang, Larson, Laubenberg, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Roberts, Sanford, Schaefer, Schofield, Schubert, Sheffield, Simmons, Smithee, Springer, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 394

Amend **CSSB 1** (house committee printing) in Part 17 of Article IX of the bill (page IX-77) by adding the following appropriately numbered rider to read as follows:

Sec. 17.____. Contingency for **SB 822**. Contingent on **SB 822** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the transfer of certain property from The University of Texas System to the Parks and Wildlife Department becoming law:

(1) the Article VI appropriation for each fiscal year of the biennium to the Parks and Wildlife Department for Strategy B.1.1, State Park Operations, is reduced by an amount of money equal to the lesser of:

(A) one-half of the fair market value of the real property transferred to the Parks and Wildlife Department under **SB 822**, Acts of the 85th Legislature, Regular Session, 2017, as determined by the comptroller, based on a written appraisal of the real property from a certified appraiser performed at the direction of the comptroller; or

(B) the total amount appropriated for Strategy B.1.1 in the fiscal year; and

(2) in addition to the Article III appropriations to The University of Texas at Austin for Strategy A.1.1, Operations Support, an amount of general revenue is appropriated to The University of Texas at Austin in each fiscal year of the biennium ending August 31, 2019, for Strategy A.1.1 equal to the appropriation reduction made in that fiscal year under Subdivision (1).

Amendment No. 311 (by Martinez) (C. Anderson, R. Anderson, Ashby, Bailes, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Button, Capriglione, Cook, Cosper, Craddick, Cyrier, Darby, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no; Bernal recorded voting present, not voting.)

Floor Packet Page No. 395

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Part 17, Article IX (page IX-77):

Sec. 17.____. Use of State Money for Certain Projects. Notwithstanding any other provision of this Act, an institution, department, or agency of this state that receives an appropriation under this Act for purposes of the financing, design, construction, maintenance, or operation of an infrastructure project may use that money to pay lease payments, service payments, user fees, or debt service related to a public-private partnership used for that infrastructure project.

Amendment No. 312 (by Cortez) (Bailes, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Button, Capriglione, Cook, Cyrier, Dale, Darby, Dean, Elkins, Fallon, Frank, Geren, Goldman, Gonzales, Hefner, Holland, Hunter, Isaac, Keough, Klick, Lambert, Landgraf, Lang, Laubenberg, Leach, Metcalf, Murr, Paddie, Phelan, Phillips, Price, Shaheen, Shine, Simmons, Springer, Stephenson, Swanson, E. Thompson, VanDeaver, and Wray recorded voting no; Bernal and Schofield recorded voting present, not voting.)

Amend Amendment No. 311 by Martinez to **CSSB 1** (page 395, prefiled amendment packet) as follows:

(1) On page 1, strike lines 1-3 and substitute the following:

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

(1) Add the following appropriately numbered rider to Part 17, Article IX (page IX-77):

(2) Add the following appropriately numbered items to the amendment:

() In Article IX of the bill, in Section 17.13 (page IX-84), in the appropriations to the Trusteed Programs within the Office of the Governor, reduce the amount of the appropriations to the Trusteed Programs within the Office of the Governor for Defense Economic Adjustment Assistant Grants by the amount of \$200,000 for the 2018-2019 state fiscal biennium.

() In Article I of the bill, amend Rider 9 following the appropriations to the Public Finance Authority (page I-47) by adding the following to the end of the rider:

In addition to other amounts appropriated by this Act, there is appropriated to the Public Finance Authority, for the purpose of establishing and maintaining a commercial paper program to facilitate the financing of loans awarded under Section 436.153, Government Code, the amount of \$200,000 for the 2018-2019 state fiscal biennium from the source of the appropriations made to the Trusteed Programs within the Office of the Governor for Defense Economic Adjustment Assistant Grants by Section 17.13, Article IX.

Amendment No. 313 (by Coleman) (C. Anderson, R. Anderson, Ashby, Bailes, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 396

Amend **CSSB 1** (house committee report) by adding the following appropriately numbered rider to Part 17, Article IX (page IX-77):

Sec. 17. _____. Contingency Rider: County Jail Grants. Contingent on the passage and becoming law of **HB 2702**, or similar legislation of the 85th Regular Session, 2017, authorizing the Commission on Jail Standards to issue grants to counties for the purpose of improving the health or safety of inmates confined in county jails:

(1) in addition to other amounts appropriated by this Act to the Commission on Jail Standards, the amount of \$1,200,000 is appropriated from the Economic Stabilization Fund to the Commission on Jail Standards for the state fiscal year ending August 31, 2018, to provide funding for the issuance of grants by the commission to counties for the purpose of improving the health or safety of inmates confined in county jails; and

(2) reduce the Article IX appropriation from the economic stabilization fund to the Department of Public Safety for border security (page IX-86) by the amount of \$1,200,000 for the state fiscal biennium ending August 31, 2019.

Amendment No. 314 (by Martinez) (C. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 397

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

(1) In Part 17, Article IX of the bill, in Section 17.07, in the informational listing for Baseline Border Security for the Department of Public Safety (page IX-79), strike "\$294.4" and substitute "175.5".

(2) Reduce the Article IX appropriations from the Economic Stabilization Fund to the Department of Public Safety for Border Security under Section 17.13, Part 17, Article IX (page IX-84), by the amount of \$118,900,000 for the state fiscal biennium ending August 31, 2019.

(3) In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), add the following appropriately numbered rider:

_____. Additional Funds for Reimbursement Rates for Medicaid Acute Care Therapy Services. In addition to other funds appropriated by this Act, the amount of \$118,900,000 is appropriated out of the Economic Stabilization Fund to the Health and Human Services Commission for the state fiscal biennium ending August 31, 2019, for the purpose of restoring approximately half of the reductions made to reimbursement rates for Medicaid acute care therapy services during the 2016-17 state fiscal biennium. The commission is directed to allocate the restorations in the manner provided by Rider 212 to the appropriations to the commission.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 315 (by Muñoz) (C. Anderson, R. Anderson, Ashby, Bailes, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 398

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

(1) In Part 17, Article IX, of the bill, in Section 17.07, in the informational listing for Baseline Border Security for the Department of Public Safety (page IX-79), strike "294.4" and substitute "292.4".

(2) Reduce the Article IX appropriations from the Economic Stabilization Fund to the Department of Public Safety for Border Security under Section 17.13, Part 17, Article IX (page IX-84), by the amount of \$2,000,000 for the state fiscal biennium ending August 31, 2019.

(3) In Article II of the bill (page II-30), in the appropriations to the Health and Human Services Commission, increase the appropriations to the Health and Human Services Commission for Strategy G.2.2, Mental Health Community Hospitals, by the amount of \$2,000,000 from the Economic Stabilization Fund for the state fiscal biennium ending August 31, 2019.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 316 (by Longoria) (C. Anderson, R. Anderson, Ashby, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 399

Amend **CSSB 1** (house committee printing) in Article IX of the bill as follows:

(1) In Section 17.07 of that article, in the informational list of amounts appropriated for border security to Trusteed Programs within the Office of the Governor (page IX-79), reduce the amount attributed to Transition to NIBRS Crime Reporting System by \$3.2 million.

(2) In Section 17.07 of that article, in the informational list of amounts appropriated for border security to the Department of Public Safety (page IX-79), increase the amount attributed to Baseline Border Security by \$3.2 million.

(3) In Section 17.13 of that article:

(A) in the appropriations to Trusteed Programs within the Office of the Governor, reduce the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-84) by \$3.2 million for the 2018-2019 state fiscal biennium; and

(B) in the appropriations to the Department of Public Safety, increase the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-86) by \$3.2 million for the 2018-2019 state fiscal biennium.

(4) Add the following section to Section 17.13 of that article (page IX-84):

(6-b) Included in the amounts appropriated above to the Department of Public Safety for border security is \$3.2 million for the construction of a law enforcement operations center in or near the city of Penitas. The department may only use money attributed to Baseline Border Security under Section 17.07 of this article to construct the center. Section 4 of this provision does not apply to this section.

(5) Adjust totals and methods of financing accordingly.

Amendment No. 317 (by Muñoz) (C. Anderson, R. Anderson, Ashby, Bailes, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie,

Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 401

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

(1) In the informational listing in Section 17.07, Part 17, Article IX, of the bill, that allocates border security appropriations for a 50 hour work week for all DPS law enforcement officers statewide for the Department of Public Safety (page IX-79), strike "145.6" and substitute "96.4".

(2) Reduce the Article IX appropriations from the Economic Stabilization Fund to the Department of Public Safety for Border Security under Section 17.13, Part 17, Article IX (page IX-84), by \$49,192,373 for the state fiscal biennium ending August 31, 2019.

(3) In Article II of the bill, following the appropriations to the Health and Human Services Commission (page II-35), add the following appropriately numbered rider:

____. Community Care Waiver Slots. In addition to the amounts appropriated above to the Health and Human Services Commission, the amount of \$49,192,373 is appropriated from the Economic Stabilization Fund for Strategy A.3.1, Home and Community-based Services (page II-31), for the state fiscal biennium ending August 31, 2019, for the purpose of increasing community care waiver slots for Medicaid clients.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 318 (by Gutierrez) (C. Anderson, R. Anderson, Ashby, Bailes, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Dale, Darby, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Gervin-Hawkins, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Parker, Paul, Phelan, Phillips, Price, Raney, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 402

Amend **CSSB 1**, Article IX of the bill to read as follows:

Reduce the appropriation of the Department of Public Safety, Driver's License Improvement Program, by \$19,171,475 and transfer that amount to the Texas Military Department's Deferred Maintenance.

Amendment No. 319 (by Gutierrez) (C. Anderson, R. Anderson, Ashby, Bailes, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Dale, Darby, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Gervin-Hawkins, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Parker, Paul, Phelan, Phillips, Price, Raney, Roberts, Sanford, Schaefer, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 403

Amend **CSSB 1**, Article IX of the bill to read as follows:

Reduce the appropriation of the Department of Public Safety, Driver's License Improvement Program, by \$19,171,475 and transfer that amount to the Texas Military Department's Deferred Maintenance.

Amendment No. 320 (by Muñoz) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 404

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

(1) In Part 17, Article IX, of the bill, in Section 17.07, in the informational listing for Baseline Border Security for the Department of Public Safety (page IX-79), strike "294.4" and substitute "292.4".

(2) Reduce the Article IX appropriations from the Economic Stabilization Fund to the Department of Public Safety for Border Security under Section 17.13, Part 17, Article IX (page IX-84), by the amount of \$2,000,000 for the state fiscal biennium ending August 31, 2019.

(3) In Article II of the bill (page II-30), in the appropriations to the Health and Human Services Commission, increase the appropriations to the Health and Human Services Commission for Strategy G.1.1, State Supported Living Centers, by the amount of \$2,000,000 from the Economic Stabilization Fund for the state fiscal biennium ending August 31, 2019.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 321 (by Muñoz) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 405

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

(1) In Part 17, Article IX, of the bill, in Section 17.07, in the informational listing for Baseline Border Security for the Department of Public Safety (page IX-79), strike "294.4" and substitute "292.4".

(2) Reduce the Article IX appropriations from the Economic Stabilization Fund to the Department of Public Safety for Border Security under Section 17.13, Part 17, Article IX (page IX-84), by the amount of \$2,000,000 for the state fiscal biennium ending August 31, 2019.

(3) In Article II of the bill (page II-30), in the appropriations to the Health and Human Services Commission, increase the appropriations to the Health and Human Services Commission for Strategy G.2.1, Mental Health State Hospitals, by the amount of \$2,000,000 from the Economic Stabilization Fund for the state fiscal biennium ending August 31, 2019.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 322 (by Parker) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bernal, Biedermann, Blanco, Cain, Canales, Collier, Cortez, Cyrier, Dutton, Farrar, Gervin-Hawkins, Giddings, González, Guerra, Guillen, Gutierrez, Hernandez, Herrero, Hinojosa, Howard, Israel, Martinez, Minjarez, Moody, Muñoz, Neave, Nevárez, Ortega, Perez, Price, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Schaefer, Shaheen, Swanson, Thierry, S. Thompson, Tinderholt, Turner, Uresti, Walle, Wu, and Zedler recorded voting no.)

Floor Packet Page No. 406

Amend **CSSB 1** as follows:

(1) On page IX-84, reduce the appropriations for the Trusteed Programs within the Office of the Governor by \$12,900,000 in Economic Stabilization Fund in the 2018-19 biennium related to the National Incident Based Reporting System grants.

(2) On page IX-86, increase the appropriations for the Department of Public Safety by \$12,900,000 in Economic Stabilization Fund in the 2018-19 biennium related to the Operation Drawbridge Program.

(3) On page IX-88, add the following new subsection:

11. Operation Drawbridge. Included in the funds appropriated above to the Department of Public Safety in the "Border Security" section is \$12,900,000 in fiscal year 2018 out of the Economic Stabilization Fund to expand, operate and maintain the Operation Drawbridge program. The Department of Public Safety shall provide a report to the Legislative Budget Board on the uses of these funds by December 1 in each year of the biennium ending August 31, 2019.

Amendment No. 323 (by J. Rodriguez and Gutierrez) (C. Anderson, R. Anderson, Ashby, Bailes, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, Uresti, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 407

Amend **CSSB 1** (house committee printing) by adding the following section to Section 17.13, Article IX (page IX-84):

(6-a) Included in the amounts appropriated above from the Economic Stabilization Fund to the Department of Public Safety for border security is \$7 million for the construction of a Department of Public Safety Regional Center in San Antonio. The department may only use money identified for baseline border security under Section 17.07 of this article to construct the center. Section 4 of this provision does not apply to this section.

Amendment No. 324 (by Gutierrez) (Biedermann, D. Bonnen, G. Bonnen, Burrows, Cain, Craddick, Cyrier, S. Davis, Dean, Fallon, Gonzales, Gooden, Huberty, Paddie, Phillips, Price, Rinaldi, Schaefer, Schofield, Schubert, Shaheen, Shine, Springer, Stephenson, Stickland, Swanson, Tinderholt, Wilson, Wray, and Zerwas recorded voting no.)

Floor Packet Page No. 408

Amend **CSSB 1** (house committee printing) in Section 17.13, Article IX, of the bill, Miscellaneous Provisions (page IX-84), by adding the following appropriately numbered rider to the bill and renumbering subsequent riders accordingly:

_____. San Antonio State Hospital. Out of the funds appropriated to the Health and Human Services Commission for Forensic Bed Capacity at State Hospitals and Mental Health Community Hospitals, the commission shall allocate to the San Antonio State Hospital \$1 million in each fiscal year of the state fiscal biennium ending August 31, 2019.

Amendment No. 325 (by Bell) (Alvarado, Anchia, Arévalo, Bailes, Bernal, Burns, Collier, Cyrier, Darby, Dutton, Gervin-Hawkins, Gonzales, Howard, Isaac, Israel, Krause, Landgraf, Murr, Price, E. Rodriguez, J. Rodriguez, Romero, Schaefer, Schubert, Shaheen, Springer, Stephenson, Swanson, Thierry, Uresti, Walle, Wray, and Zerwas recorded voting no.)

Floor Packet Page No. 409

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered subdivision to Section 17.13, Article IX (page IX-84):

() Notwithstanding the amounts appropriated above to the Facilities Commission, Historical Commission, Department of State Health Services, Health and Human Services Commission, Department of Criminal Justice, Juvenile Justice Department, Department of Public Safety, Department of Agriculture, Parks and Wildlife Department, and Texas Workforce Commission, each appropriation in Subdivision 1) to those agencies from the Economic Stabilization Fund for the purpose of deferred maintenance is reduced by 14.39 percent and there is appropriated to the Military Department, for the purpose of deferred maintenance for the state fiscal biennium ending August 31, 2019, an amount from the Economic Stabilization Fund equal to the total amount of reductions made by this subsection.

Amendment No. 326 (by Lang) Allen, Alonzo, Alvarado, Anchia, Arévalo, Bailes, Bell, Bernal, Blanco, Burkett, Burns, Canales, Collier, Cortez, Cyrier, Darby, Dutton, Farrar, Gervin-Hawkins, Giddings, Gonzales, González, Gooden, Guerra, Gutierrez, Hernandez, Herrero, Holland, Howard, Israel, Landgraf, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Murr, Neave, Nevárez, Ortega, Perez, Price, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Stephenson, Thierry, S. Thompson, Turner, Uresti, Vo, Walle, Wu, and Zerwas recorded voting no.)

Floor Packet Page No. 411

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

(1) In Article IX of the bill, in Section 1 of Section 17.13 (page IX-84), strike "Economic Stabilization Fund" and substitute "General Revenue Fund."

(2) In Article IX of the bill, in Section 7 of Section 17.13 (page IX-88), strike "Economic Stabilization Fund" and substitute "General Revenue Fund."

(3) In Article IX of the bill, strike Section 8 of Section 17.13 (page IX-88).

(4) Reduce the general revenue fund appropriations for the 2018-2019 state fiscal biennium by a total of \$2,508,062,998 for all articles of the bill. The comptroller shall proportionately reduce each item of general revenue fund appropriation in each article of the bill in the amount necessary to equal that reduction in appropriation.

(5) Adjust the subtotals, totals, and methods of financing accordingly.

Amendment No. 327 (by Capriglione) (Arévalo, Biedermann, Burkett, Cain, Dale, Hefner, Isaac, Israel, Krause, Lang, Leach, Price, Rinaldi, Schaefer, Schofield, Shaheen, Shine, Stephenson, Stickland, Swanson, Tinderholt, and Zedler recorded voting no.)

Floor Packet Page No. 412

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

(1) In Section 17.13, Article IX of the bill (page IX-84), strike the text for the Department of Information Resources and reduce the appropriation from the Economic Stabilization Fund to the department in the amount of \$50,000,000 for the state fiscal biennium beginning September 1, 2017.

(2) In Article IX of the bill, add the following appropriately numbered rider and renumber subsequent riders accordingly:

IX. _____. Statewide Information Technology and Cybersecurity Initiatives.

(a) Appropriations to state agencies made in other provisions of this Act are increased in the state fiscal biennium beginning September 1, 2017, by \$46,849,489 out of Economic Stabilization Funds, by \$2,050,000 out of State Highway Fund 006, and by \$400,000 out of the Texas Department of Motor Vehicle Fund for the purpose of implementing information technology and cybersecurity initiatives.

(b) In addition to appropriations made elsewhere in this Act, appropriations described by Subsection (a) of this section are allocated as provided below and appropriations for the "Number of Full-Time-Equivalents (FTE)" are increased for agencies listed below for the sole purpose of the implementation of the initiatives described by Subsection (a) of this section:

		<u>F Y</u> <u>2018-19</u>		<u>FY 18</u>	<u>FY 19</u>
	<u>ESF</u>	<u>Fund 006</u>	<u>DMV</u> <u>Fund</u>	<u>FTEs</u>	<u>FTEs</u>
<u>Article I</u>					
<u>Commission on State</u>					
<u>E m e r g e n c y</u>					
<u>Communications</u>					
<u>Cybersecurity-Texas</u>					
<u>Poison</u>					
Control Network	\$391,378	\$0	\$0	0.0	0.0
M a n a g e m e n t	\$1,053,628	\$0	\$0	0.0	0.0
Information Systems					
 <u>Texas Facilities</u>					
<u>Commission</u>					
Information Security	\$187,900	\$0	\$0	1.0	1.0
Officer					
 <u>Texas State Library and</u>					
<u>Archives Commission</u>					
Cybersecurity	\$1,621,714	\$0	\$0	0.0	0.0

Department of
Information Resources
 Contingency for \$10,650,000 \$0 \$0 0.0 0.0
CSHB 8

Article II
Department of State
Health Services
 Cybersecurity and
 Information
 Resource Technologies \$3,000,000 \$0 \$0 0.0 0.0
 Health and Human
 Services Commission
 Cybersecurity \$3,500,000 \$0 \$0 0.0 0.0
 Advancements

Article III
Texas Education
Agency
 Cybersecurity \$5,210,120 \$0 \$0 2.0 6.0
 Improvement

Higher Education
Coordinating Board
 Security Upgrades
 Access
 Management Services \$215,000 \$0 \$0 0.0 0.0
 Cybersecurity \$225,000 \$0 \$0 0.0 0.0
 Improvements
 Cybersecurity Hardware \$500,000 \$0 \$0 0.0 0.0
 Servers

Article V
Texas Juvenile Justice
Department
 Infrastructure Refresh \$6,821,007 \$0 \$0 0.0 0.0
 Cybersecurity \$715,606 \$0 \$0 1.0 1.0
 Improvements
 Youth Case \$2,594,000 \$0 \$0 0.0 0.0
 Management System
 Incident Reporting \$2,175,000 \$0 \$0 0.0 0.0
 System

Texas Department of
Public Safety
 Data Loss Prevention \$2,240,000 \$0 \$0 4.0 4.0
 Intrusion Prevention
 System or
 Intrusion Detection \$2,200,000 \$0 \$0 1.0 1.0
 System

Security Vulnerability Management System	\$1,216,000	\$0	\$0	0.0	0.0
Sexual Assault Kit and Tracking System - Contingency for	\$1,465,761	\$0	\$0	0.0	0.0

HB 281

Article VIGeneral Land Office

Data Loss Prevention	\$40,000	\$0	\$0	0.0	0.0
Vulnerability Management	\$85,000	\$0	\$0	0.0	0.0

Article VIIDepartment of Housing and Community Affairs

Cybersecurity Initiatives	\$335,000	\$0	\$0	0.0	0.0
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Department of Motor Vehicles

Manage Systems Security Provider	\$0	\$0	\$400,000	0.0	0.0
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Texas Department of Transportation

Cybersecurity Initiatives	\$0	\$2,050,000	\$0	0.0	0.0
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Article VIIIState Board of Dental Examiners

Information Technology	\$65,151	\$0	\$0	0.0	0.0
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State Board of Pharmacy

Acquisition of Information Technology	\$62,000	\$0	\$0	0.0	0.0
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Department of Insurance

Cybersecurity Initiatives	\$280,224	\$0	\$0	0.0	0.0
Total	\$46,849,489	\$2,050,000	\$400,000	9.0	13.0

(3) In Article III of the bill, following the appropriations to The University of Texas at Austin (page III-69), add the following appropriately numbered rider and renumber subsequent riders accordingly:

_____. UT Center for Identity. In addition to other amounts appropriated to The University of Texas at Austin under this Act, the amount of \$2,000,000 is appropriated out of the Economic Stabilization Fund to The University of Texas at Austin for the state fiscal biennium ending August 31, 2019, to the university's

Center for Identity IDWise program to provide research-based tools, educational materials, workshops, and outreach to help members of the public protect their identities and combat identity theft, fraud, and abuse.

(4) Adjust totals, methods of financing, and other provisions of the bill accordingly.

Amendment No. 328 (by Capriglione) (Biedermann, Burkett, Cain, Dale, Hefner, Isaac, Lang, Price, Rinaldi, Schaefer, Schofield, Shaheen, Shine, Stephenson, Stickland, Swanson, and Tinderholt recorded voting no.)

Amend Amendment No. 327 to **CSSB 1** by Capriglione (page 412, prefiled amendments packet) as follows:

(1) On page 1, line 14, strike "Funds" and substitute "Fund".

(2) In Item (2) of the amendment, add the following appropriately numbered subsection to the rider added by that item and renumber subsequent subsections of the rider accordingly:

() In addition to appropriations made elsewhere in this Act, in the appropriations described by Subsection (a) of this section, \$45,780 is allocated to the Texas Ethics Commission in the state fiscal biennium ending August 31, 2019, for the purpose of a capital budget project for the Form 1295 database.

Amendment No. 329 (by Uresti) (Bailes, Biedermann, Bohac, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Frank, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Klick, Landgraf, Lang, Laubenberg, Metcalf, Murr, Paddie, Phelan, Price, Schaefer, Schofield, Shaheen, Shine, Springer, Stephenson, Swanson, E. Thompson, Tinderholt, VanDeaver, Wilson, and Wray recorded voting no.)

Amend Amendment No. 327 by Capriglione to **CSSB 1** by adding the following appropriately numbered items to the amendment:

() In Article II of the bill, following the appropriations to the Department of Family and Protective Services (page II-3), insert the following appropriately numbered rider:

_____. Additional Funds for Child Protective Services. Reduce the appropriations to the Department of Motor Vehicles (page VII-12), for Strategy A.1.1, Titles, Registrations, and Plates, and for Strategy B.1.1, Enforcement, by the total amount of general revenue and general revenue-dedicated funds appropriated for those strategies for each fiscal year of the biennium. In addition to other amounts appropriated to the Department of Family and Protective Services by this Act, there is appropriated to that agency out of the general revenue fund, for the purpose of child protective services for the state fiscal biennium ending on August 31, 2019, an amount equal to the total reductions made by this provision.

() Adjust totals and methods of financing accordingly.

Amendment No. 330 (by Walle) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 415

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

(1) In Article IX of the bill, in Section 17.13, Appropriations for Selected State Agencies and Programs, in the Economic Stabilization Fund appropriations to the Higher Education Coordinating Board for Texas Educational Opportunity Grant Program - Public Community Colleges (page IX-85), strike "\$52,760,126" and substitute "\$184,660,441".

(2) In Article IX of the bill, in Section 17.13, Appropriations for Selected State Agencies and Programs, in the Economic Stabilization Fund appropriations to the Higher Education Coordinating Board for Texas Educational Opportunity Grant Program - Public State and Technical Colleges (page IX-85), strike "\$4,749,991" and substitute "\$16,624,968".

(3) In Article IX of the bill, in Section 17.13, Appropriations for Selected State Agencies and Programs, in the Economic Stabilization Fund appropriations to the Department of Public Safety for Border Security (page IX-86), strike "\$578,785,177" and substitute "\$435,009,885".

(3) Adjust totals and methods of financing accordingly.

Amendment No. 331 (by Walle) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Metcalf, Meyer, Miller, Morrison, Murr, Oliverson, Paddie, Parker, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Schaefer, Schofield, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, and Zerwas recorded voting no.)

Amend Amendment No. 330 by Walle to **CSSB 1** (page 415 of the prefiled amendment packet) as follows:

(1) In item (1), strike "\$184,660,441" and substitute "\$517,463,959".

(2) In item (2), strike "\$16,624,968" and substitute "\$35,900,513".

(3) In item (3), strike "435,009,885" and substitute "\$82,930,822".

Amendment No. 332 (by Walle) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 416

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

(1) In Article IX of the bill, in Section 17.13, Appropriations for Selected State Agencies and Programs, in the Economic Stabilization Fund appropriations to the Higher Education Coordinating Board for TEXAS Grants (page IX-85), strike "\$87,653,496" and substitute "\$163,000,000".

(2) In Article IX of the bill, in Section 17.13, Appropriations for Selected State Agencies and Programs, in the Economic Stabilization Fund appropriations to the Department of Public Safety for Border Security (page IX-86), strike "\$578,785,177" and substitute "\$503,438,673".

(3) Adjust totals and methods of financing accordingly.

Amendment No. 333 (by Walle) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Metcalf, Meyer, Miller, Morrison, Murr, Oliverson, Paddie, Parker, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Schaefer, Schofield, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, and Zerwas recorded voting no.)

Amend Amendment No. 332 by Walle to **CSSB 1** (page 416 of the prefiled amendment packet) as follows:

(1) In item (1), strike "\$163,000,000" and substitute "\$124,904,329".

(2) In item (2), strike "\$503,438,673" and substitute "\$541,534,344".

Amendment No. 334 (by Blanco) (C. Anderson, R. Anderson, Ashby, Bailes, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker,

Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 417

Amend **CSSB 1**, Article IX of the bill and appropriately number elsewhere in the bill to:

Reduce the appropriation of the Department of Public Safety, Border Security, by \$30 million and transfer that amount to the Texas Military Preparedness Commission for Defense Economic Assistance Adjustment Grants.

Amendment No. 335 (by Blanco) (C. Anderson, R. Anderson, Ashby, Bailes, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 418

Amend **CSSB 1**, Article IX of the bill to read as follows:

Reduce the appropriation of the Department of Public Safety, Border Security, by \$19,171,475 and transfer that amount to the Texas Military Department's Deferred Maintenance.

Amendment No. 336 (by Martinez) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 419

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

(1) In Article IX of the bill, in Section 17.13:

(A) in the appropriations to the Department of Public Safety, reduce the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-86) by \$100,000,000 for the 2018-2019 biennium; and

(B) in the appropriations to the Teacher Retirement System, increase the amount appropriated from the Economic Stabilization Fund for TRS-Care (page IX-85) by \$100,000,000 for the 2018-2019 biennium.

(2) In Article IX of the bill, in Section 17.07, in the informational list of amounts appropriated for border security to the Department of Public Safety (page IX-79), reduce the amount attributed to Baseline Border Security by \$100,000,000.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 337 (by Muñoz) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 420

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

(1) In Article IX of the bill, in Section 17.13:

(A) in the appropriations to the Department of Public Safety, reduce the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-86) by \$500,000,000 for the 2018-2019 biennium; and

(B) in the appropriations to the Teacher Retirement System, increase the amount appropriated from the Economic Stabilization Fund for TRS-Care (page IX-85) by \$500,000,000 for the 2018-2019 biennium.

(2) Adjust totals and methods of financing accordingly.

Amendment No. 338 (by Gonzales) (Anchia, Biedermann, Burrows, Cain, Guillen, Hefner, Lang, Leach, Morrison, Price, Raney, Schaefer, Shaheen, Shine, Swanson, Tinderholt, Uresti, Wilson, and Zedler recorded voting no; Gervin-Hawkins recorded voting present, not voting.)

Floor Packet Page No. 421

Amend **CSSB 1** as follows:

On page IX-86, amend Sec. 17.13. Appropriations for Selected State Agencies and Programs:

Animal Health Commission			
Chronic Wasting Response and Mitigation	\$1,141,796	6.0	6.0

Amendment No. 339 (by Israel) (C. Anderson, R. Anderson, Ashby, Bailes, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospser, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 422

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

(1) Reduce the Article IX appropriations from the Economic Stabilization Fund to the Department of Public Safety for Border Security under Section 17.13, Part 17, Article IX (page IX-86), by the amount of \$60,000,000 for the state fiscal biennium ending August 31, 2019.

(2) In Article II of the bill (page II-30), in the appropriations to the Health and Human Services Commission, increase the appropriations from the Economic Stabilization Fund to the Health and Human Services Commission for Strategy D.2.4, Substance Abuse Prevention, Intervention and Treatment, by the amount of \$30,000,000 for the state fiscal year ending August 31, 2018, and \$30,000,000 for the state fiscal year ending August 31, 2019.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 340 (by Walle) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospser, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 423

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

(1) In Article IX of the bill, in Section 17.13:

(A) in the appropriations to the Department of Public Safety, reduce the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-86) by \$66,416,494 for the 2018-2019 biennium; and

(B) in the appropriations to the Trusteed Programs within the Office of the Governor, increase the amount appropriated from the Economic Stabilization Fund for Disaster Grants (page IX-84) by \$66,416,494 for the 2018-2019 biennium.

(2) Adjust totals and methods of financing accordingly.

Amendment No. 341 (by Longoria) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospser, Craddick, Cyrier, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Guillen, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.); Bernal recorded voting present, not voting.

Floor Packet Page No. 424

Amend **CSSB 1** as follows:

(1) On page IX-86, under the Department of Public Safety section, reduce the economic stabilization funding for the "Border Security" item by \$72,800,000.

(2) On page IX-86, under the Texas Parks and Wildlife Department section, reduce the economic stabilization funding for the "Border Security" item by \$2,902,496.

(3) On page I-50 of the Trusteed Programs Within the Office of the Governor, increase Strategy B.1.1, Criminal Justice by \$38.5 million in Economic Stabilization Fund in fiscal year 2018.

(4) On page IX-79, amend Section 17.07, "Border Security - Informational Listing", according to the following:

Sec. 17.07 Border Security - Informational Listing. Included elsewhere in this Act is \$653.1 million in border security funding for the 2018-19 biennium. The following is an informational list of the amounts appropriated elsewhere in this Act for border security to the Department of Public Safety, Trusteed Programs Within the Office of the Governor, the Parks and Wildlife Department, the Alcoholic Beverage Commission, the Department of Criminal Justice, and the Commission on Law Enforcement.

Agency/Item	2018-19 Biennial Total (in millions)
Department of Public Safety	
Baseline Border Security	\$294.4
4550 hour work week for all DPS law enforcement officers statewide	\$72.8 <u>\$145.6</u>
250 troopers and 110 associated support staff	\$123.9
Texas Ranger Company - 22 Rangers, 5 Support Staff	\$9.5

Operation Secure Texas fuel, travel, and support staff	\$4.4
National Incident Base Reporting System (NIBRS) Training	\$1.0
Trusted Programs within the Office of the Governor	
Border Security Enforcement Activities	\$10.2
Anti-gang Activities	\$10.2
Prosecution Resources	\$9.0
Sustain Year-round Flight Capacity for Helicopters	\$6.0
Installation and Maintenance of Border Cameras	\$3.0
Transition to NIBRS Crime Reporting System	\$16.4
Texas Parks and Wildlife Department	
Game Warden Activity on the Border	\$14.7 \$17.6
Texas Alcoholic Beverage Commission	
Special Investigation Agents	\$1.2
Texas Department of Criminal Justice	
Anti-gang Intelligence	\$0.5
Texas Commission on Law Enforcement	
Border Investigators	\$0.3
GRAND TOTAL, ALL AGENCIES	\$577.4 \$653.4

(5) On page I-55, under Trusted Programs Within the Office of the Governor, add the following new rider:

_____. Grants for Bullet-Resistant Vests. In addition to amounts appropriated above in Strategy B.1.1, Criminal Justice, is \$38.5 million in Economic Stabilization Fund in fiscal year 2018 to fund grants to city and county law enforcement agencies for the purchase of bullet-resistant personal body armor for commissioned law enforcement, compliant with the National Institute of Justice (NIJ) standard for rifle protection. Grant recipients shall report to the Criminal Justice Division how many vests, ballistic plates, and plate carriers were purchased, the price of each, and provide proof of purchase. Any unexpended balances remaining in this appropriation on August 31, 2018, are appropriated for the same purpose for the fiscal year beginning on September 1, 2018.

Not later than December 1 of each year, the Office of the Governor shall provide a report on the previous fiscal year's grants to the Legislative Budget Board that includes the agencies that applied for funding, the amount distributed to each agency, and the number of vests, plates, and carriers purchased.

Amendment No. 342 (by Blanco) (C. Anderson, R. Anderson, Ashby, Bailes, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Gervin-Hawkins, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee,

Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 428

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

(1) In Article IX of the bill, in Section 17.13 of the miscellaneous provisions, in the appropriations to the Department of Public Safety for border security (page IX-86), reduce the amount appropriated to the department from the Economic Stabilization Fund for funding overtime pay sufficient to increase the work week for all of the agency's troopers to an average of 50 hours per week as described by Section 17.07, Article IX, of the bill (page IX-79), by \$145.6 million for the state fiscal biennium ending August 31, 2019.

(2) In Article IX of the bill, in Section 17.13 of the miscellaneous provisions (page IX-86), in the appropriations for the Department of Public Safety for border security, strike "\$578,785,177" and substitute "\$433,185,177".

(3) In Article IX of the bill, in Section 17.07 of the miscellaneous provisions (page IX-79), strike "50 hour work week for all DPS law enforcement officers statewide \$145.6".

(4) In Article IX of the bill, in Section 17.13 of the miscellaneous provisions (page IX-86), add a new agency line item for "Support for Military and Veterans Exemptions" and make an appropriation in the amount \$145.6 million for the state fiscal biennium ending August 31, 2019.

(5) Adjust totals and methods of financing accordingly.

Amendment No. 343 (by Blanco) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Gervin-Hawkins, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Raymond, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 429

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

(1) In Article IX, Section 17.13 of the bill, in Section 4) of that section (page IX-87), in the first sentence of the section, between "security" and the period, strike "with the following exception: funding for overtime pay sufficient to increase the work week for all of the agency's troopers to an average of 50 hours per week".

Amendment No. 344 (by Israel) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 430

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

(1) In the appropriations to the Department of Public Safety, reduce the amount appropriated from the Economic Stabilization Fund for border security (page IX-86) by the amount of \$40,000,000 for the state fiscal year ending August 31, 2018, and by the amount of \$40,000,000 for the state fiscal year ending August 31, 2019.

(2) Add the following appropriately numbered rider following the appropriation to the Secretary of State:

_____. Additional Funds for Matching Grants for New Voting Machines. In addition to other amounts appropriated to the Secretary of State under this Act, the amount of \$40,000,000 is appropriated out of the Economic Stabilization Fund to the Secretary of State for the state fiscal year ending August 31, 2018, for the purpose of a matching grant program to enable counties to purchase new voting machines, and the additional amount of \$40,000,000 is appropriated out of the Economic Stabilization Fund to the Secretary of State for the state fiscal year ending August 31, 2019, for the same purpose.

Amendment No. 345 (by Hernandez) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 431

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

(1) Reduce the Section 17.13, Article IX, appropriations from the Economic Stabilization Fund to the Department of Public Safety for border security (page IX-86), by \$10,642,263 for the state fiscal biennium ending August 31, 2019.

(2) Increase the Article I appropriations from the Economic Stabilization Fund to the Commission on the Arts for Strategy A.1.2, Arts Education Grants (page I-1), by \$321,131 for the state fiscal year ending August 31, 2018, and by \$321,132 for the state fiscal year ending August 31, 2019.

(3) Increase the Article I appropriations from the Economic Stabilization Fund to the Commission on the Arts for Strategy A.1.3, Cultural Tourism Grants (page I-1), by \$5,000,000 for the state fiscal year ending August 31, 2018, and by \$5,000,000 for the state fiscal year ending August 31, 2019.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 346 (by Hernandez) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 432

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

(1) In Article IX of the bill, in Section 17.13, in the appropriations to the Department of Public Safety (page IX-86), reduce the amount appropriated from the Economic Stabilization Fund for Border Security by the amount of \$120,000 for the state fiscal biennium beginning September 1, 2017.

(2) Add the following appropriately numbered rider to Article I of the bill, following the appropriations to the Veterans Commission:

_____. Texas Women Veterans Program. In addition to other amounts appropriated to the Veterans Commission under this Act, the amount of \$120,000 is appropriated out of the Economic Stabilization Fund to the Veterans Commission for the state fiscal biennium beginning September 1, 2017, for the purpose of supporting the casework and employment benefit staff of the Texas Women Veterans Program.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 347 (by Howard) (R. Anderson, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Craddick, Cyrier, Dale, Darby, Dean, Faircloth, Fallon, Flynn, Goldman, Gonzales, Gooden, Hefner, Huberty, Isaac, Krause, Landgraf, Lang, Laubenberg, Leach, Meyer, Murr, Paddie, Parker, Phelan, Phillips, Price, Rinaldi, Roberts, Schaefer, Schubert, Shaheen, Shine, Springer, Stephenson, Stickland, Swanson, Tinderholt, Wilson, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 433

Amend **CSSB 1** (house committee report) in Section 17.13, Article IX, of the bill, by striking the first sentence of Subsection 3) of that section (page IX-87) and substituting the following:

Included in the amounts appropriated above for Deferred Maintenance at the Texas Facilities Commission is \$8,380,000 for emergency repairs to facilities under the Commission's authority and \$1,620,000 for repairs, maintenance, and associated costs for the French Legation Museum and grounds.

Amendment No. 348 (by Blanco) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 434

Amend **CSSB 1** (house committee printing) in Section 17.13 of Article IX of the bill, following the appropriations for selected state agencies and programs, by striking Section 5 (pages IX-87 and IX-88) and substituting the following:

5) The Department of Public Safety shall submit a report each fiscal year of the state fiscal biennium beginning September 1, 2017, detailing the effectiveness of and dollar amount saved by various cost containment measures the department has implemented, and proposing additional measures, including any amount saved by the cost containment measures, to reduce the department's operating costs with respect to the department's border security operations. Not later than the 45th day after the last day of the fiscal year, the department shall submit the report to the legislative and executive budget offices, in the form those offices require. Cost containment measures the department must consider include:

- a. eliminating duplicate functions within the department;
- b. having the department perform functions that are being performed by a private contractor;
- c. using technology to simplify department functions; and
- d. eliminating duplicative functions between the department and the United States Customs and Border Protection and between the department and the United States Immigration and Customs Enforcement.

Amendment No. 349 (by Lucio) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Gervin-Hawkins, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 435

Amend **CSSB 1** as follows:

(1) In Article IX, Section 17.13 on page IX-88 of **CSSB 1**, add the following new subsection:

11. Law Enforcement Training Facility. From the economic stabilization funds appropriated above in the Department of Public Safety's "Border Security" section, \$3,000,000 in each fiscal year shall be used to establish a law enforcement training facility in Cameron County, Texas.

Amendment No. 350 (by Frank) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bailes, Bernal, Blanco, Bohac, Burns, Canales, Collier, Cortez, Craddick, Dale, Darby, Dutton, Farrar, Gervin-Hawkins, Giddings, González, Guerra, Guillen, Gutierrez, Hefner, Hernandez, Hinojosa, Howard, Israel, Landgraf, Lang, Leach, Lucio, Martinez, Minjarez, Moody, Muñoz, Murr, Nevárez, Ortega, Perez, Phillips, Reynolds, Rinaldi, Roberts, E. Rodriguez, J. Rodriguez, Romero, Rose, Shaheen, Stephenson, Stickland, Thierry, S. Thompson, Turner, Uresti, Vo, Walle, and Wu recorded voting no.)

Floor Packet Page No. 436

Amend **CSSB 1** (house committee report), in Article IX of the bill:

Sec. 17.14. Budget Certification. (a) Deferrals of state expenditures made by this Act must be included in the total amount appropriated by this Act for the purposes of budget certification by the Comptroller of Public Accounts under Article III, Section 49a(b) of the Texas Constitution and Section 403.0131(a) of the Government Code.

(b) Revenue generated from accelerated payments of state taxes may not be used by the Comptroller of Public Accounts for the purposes of certifying the appropriations made in this Act under Article III, Section 49a(b) of the Texas Constitution and Section 403.0131(a) of the Government Code.

Amendment No. 351 (by Uresti) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 437

Amend **CSSB 1** (house committee printing), in Part 17 of Article IX of the bill, by adding the following appropriately numbered rider to read as follows:

Sec. 17.____. Contingency Rider. Contingent on **HB 3680** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to education employees uniform group health coverage becoming law:

(1) In Article IX of this Act, in Section 17.13, make a proportional reduction in the amount appropriated to each agency other than the Teacher Retirement System from the Economic Stabilization Fund (page IX-84) to reduce the total appropriations to the agencies by \$620,000,000 for the state fiscal year ending August 31, 2018, and \$1,200,000,000 for the state fiscal year ending August 31, 2019.

(2) There is appropriated to the Teacher Retirement System from the Economic Stabilization Fund \$620,000,000 for the state fiscal year ending August 31, 2018, and \$1,200,000,000 for the state fiscal year ending August 31, 2019, to provide additional state assistance for the purchase of group health coverage for employees of participating school districts.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 352 (by Uresti) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Gervin-Hawkins, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 438

Amend **CSSB 1** (house committee printing), in Part 17 of Article IX of the bill, by adding the following appropriately numbered rider to read as follows:

Sec. 17.____. Contingency Rider. Contingent on **HB 3680** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to education employees uniform group health coverage becoming law:

(1) In Article IX of this Act, in Section 17.13, make a proportional reduction in the amount appropriated to each agency other than the Teacher Retirement System from the Economic Stabilization Fund (page IX-84) to reduce the total appropriations to the agencies by \$620,000,000 for the state fiscal year ending August 31, 2018, and \$1,200,000,000 for the state fiscal year ending August 31, 2019.

(2) There is appropriated to the Teacher Retirement System from the Economic Stabilization Fund \$620,000,000 for the state fiscal year ending August 31, 2018, and \$1,200,000,000 for the state fiscal year ending August 31, 2019, to provide additional state assistance for the purchase of group health coverage for employees of participating school districts.

(3) Adjust totals and methods of financing accordingly.

Amendment No. 353 (by Uresti) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 439

Amend **CSSB 1** (house committee printing), in Part 17 of Article IX of the bill, by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

Sec. 17.____. Contingency Rider for **HB 3190**. Contingent on the passage of **HB 3190**, Acts of the 85th Legislature, Regular Session, 2017, relating to an adjustment to certain benefits paid by the Teacher Retirement System of Texas, or similar legislation of the 85th Legislature being enacted and becoming law:

(1) In addition to other amounts appropriated by this Act to the Teacher Retirement System of Texas, the amount of \$500,000,000 is appropriated out of the Economic Stabilization Fund to the Teacher Retirement System of Texas for each fiscal year of the 2018-19 state fiscal biennium.

(2) In Article IX of the bill, in Section 17.13 of that article:

(A) in the appropriations to the Department of Public Safety, reduce the amount appropriated from the Economic Stabilization Fund for Border Security (page IX-86) by \$294,400,000 for the 2018-19 state fiscal biennium; and

(B) make a proportional reduction in the amount appropriated to each agency other than the Teacher Retirement System of Texas from the Economic Stabilization Fund (page IX-84) to reduce total appropriations to those agencies by \$705,600,000 for the 2018-19 state fiscal biennium.

(3) In Article IX of the bill, in Section 17.07 of that article, in the informational listing of amounts appropriated for border security to the Department of Public Safety (IX-79), strike the line item for Baseline Border Security and the associated amount appropriated for that item.

(4) Adjust totals and methods of financing accordingly.

Amendment No. 354 (by Muñoz) (C. Anderson, R. Anderson, Ashby, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Burrows, Button, Capriglione, Cook, Cosper, Craddick, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Gervin-Hawkins, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 443

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

(1) In Part 17, Article IX of the bill, insert the following appropriately numbered rider:

Sec. 17.____. Trooper Work Week Compensation. The amounts appropriated above in Section 17.13, Part 17, Article IX, of this Act, to the Department of Public Safety for border security (page IX-86) and, as described by the informational listing under Section 17.07, Part 17, Article IX, of this Act (page IX-78), allocated for increasing the work week for department troopers to an average of 50 hours per week may be used to compensate a department trooper only if:

(1) the trooper's regularly assigned duties include the performance of border security, as defined by Section 7.11(b), Article IX, of this Act;

(2) the trooper regularly performs border security in the area described by Section 7.11(b)(1), (2), or (3), Article IX, of this Act; and

(3) the compensation paid from those amounts does not exceed the amount sufficient to increase the work week of the trooper to not more than 50 hours per week.

(2) In Article IX, Section 17.13 of the bill, in Section 4) of that section (page IX-87), in the first sentence of the section, between "security" and the period, strike "with the following exception: funding for overtime pay sufficient to increase the work week for all of the agency's troopers to an average of 50 hours per week".

Amendment No. 355 (by Walle) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Capriglione, Cook, Cospser, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Gervin-Hawkins, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 444

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Part 17, Article IX, of the bill:

Sec. 17.____. Contingency Rider: Economic Impact on This State and on Governmental Entities of Legislation Regarding Enforcement of Immigration Laws. Contingent on **SB 4**, relating to enforcement by governmental entities and police departments of laws governing immigration and to related duties of law enforcement and judicial entities, or similar legislation of the 85th Legislature, in a regular or called session, becoming law, out of money appropriated by this Act and available to the Legislative Budget Board for that purpose, the board shall conduct a study of the fiscal and economic effects of the enactment and implementation of that legislation on this state. The study must include consideration of any potential loss that may result from the implementation of the legislation of federal funds that would otherwise be available to state and local governmental entities. The board shall undertake to complete the study and make the study available to the public and to state and local governmental entities as soon as is practicable after the legislation becomes law and may undertake to initiate the study before the effective date of the legislation.

Amendment No. 356 (by Martinez) (C. Anderson, R. Anderson, Ashby, Bailes, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Capriglione, Cook, Cospser, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 445

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

(1) Add the following appropriately numbered section to Part 17, Article IX:

Sec. 17. _____. Contingent Rider. Transportation of Certain Persons Under Emergency Mental Health Detention. Contingent on the enactment and becoming law of **HB 71** or similar legislation of the 85th Legislature, Regular Session, 2017, authorizing a judge or magistrate in certain border counties to authorize the transportation of a person apprehended under a warrant for emergency mental health detention by a relative or other responsible person who has a proper interest in the apprehended person's welfare:

(1) In the appropriations to the Department of Public Safety made by Section 17.13, Article IX, of this Act (page IX-86), reduce the appropriations from the Economic Stabilization Fund for border security by the amount of \$125,000 for the state fiscal year ending August 31, 2018, and by the amount of \$125,000 for the state fiscal year ending August 31, 2019.

(2) In addition to other amounts appropriated for the fiscal biennium, the amount of \$125,000 for each fiscal year of the 2018-2019 fiscal biennium is appropriated from the Economic Stabilization Fund to the Health and Human Services Commission for Strategy G.2.1, Mental Health State Hospitals, for the purpose of implementing that legislation.

Amendment No. 357 (by Giddings) (C. Anderson, R. Anderson, Ashby, Bailes, Bohac, D. Bonnen, G. Bonnen, Burns, Burrows, Button, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 446

Amend **CSSB 1** as follows:

(1) At the end of Article IX, Part 17. Miscellaneous Provisions, add the following new rider:

_____. Contingency for **HB 1671**. Contingent upon enactment of **HB 1671** or similar legislation allocating all of the state share of child support collected on behalf of children in foster care to the Texas Department of Family and Protective Services by the Eighty-Fifth Legislature, Regular Session, 2017:

(a) amounts appropriated to the Office of Attorney General in Strategy B.1.1., Child Support Enforcement, from Child Support Retained Collection Account No. 787 are reduced by \$900,000 in each year of the 2018-19 biennium;

(b) in addition to amounts appropriated above in Strategy B.1.9, Foster Care Payments, the Texas Department of Family and Protective Services is appropriated an estimated \$900,000 in DFPS Appropriated Receipts - Child Support Collections in each fiscal year of the 2018-19 biennium to be used as

reimbursement for foster care maintenance payments pursuant to the provisions of Code of Federal Regulations, Title 45 Public Welfare, §302.52(b), and appropriation of general revenue funds in that strategy are reduced by a like amount.

(c) the Texas Department of Family Protective Services and the Office of the Attorney General shall evaluate the memorandum of understanding authorized in Texas Family Code §264.109 to find the most efficient manner of distributing child support to kinship caregivers of children in foster care; and, excess foster care child support funds to the corresponding child or appropriate caregiver when the child exits foster care. No later than November 1, 2017, the Texas Department of Family and Protective Services and the Office of the Attorney General shall report to the Legislative Budget Board how the efficiency of the distribution of child support for children in foster care will be improved and how the agencies will track and distribute excess child support funds for children in foster care. The report shall include a timeline for when the anticipated changes to the distribution process will be implemented.

Amendment No. 358 (by Zerwas) (Dutton and Paddie recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 448

Amend **CSSB 1** as follows:

(1) Move all appropriations in Article IX to the affected agencies in Articles I-VIII and adjust Methods of Finance, Objects of Expense, Full time Equivalents (FTEs), riders, and End of Article recapitulation totals accordingly.

Amendment No. 359 (by K. King and Kacal) (Allen, Alonzo, Alvarado, Anchia, C. Anderson, R. Anderson, Arévalo, Bailes, Bell, Bernal, Biedermann, Blanco, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Canales, Capriglione, Collier, Cook, Cortez, Cosper, Craddick, Cyrier, Darby, Dean, Dutton, Elkins, Fallon, Farrar, Flynn, Frank, Frullo, Geren, Gervin-Hawkins, Giddings, Goldman, Gonzales, González, Guerra, Guillen, Gutierrez, Hefner, Hernandez, Herrero, Hinojosa, Holland, Howard, Huberty, Hunter, Isaac, Israel, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Lucio, Martinez, Metcalf, Meyer, Miller, Minjarez, Moody, Morrison, Muñoz, Murphy, Murr, Neave, Nevárez, Oliverson, Ortega, Parker, Paul, Perez, Phillips, Price, Raney, Raymond, Reynolds, Rinaldi, Roberts, E. Rodriguez, J. Rodriguez, Romero, Rose, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, Thierry, E. Thompson, S. Thompson, Tinderholt, Turner, Uresti, VanDeaver, Villalba, Walle, Wilson, Workman, Wray, Wu, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 450

Amend **CSSB 1** (house committee printing) in Article X of the bill, following the appropriations to the House of Representatives (page X-2), by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Vote Against General Appropriations Act. No funds appropriated by this Act may be expended for the benefit of the legislative district of a member of the House of Representatives who votes against this bill unless the constitution requires the expenditure.

Amendment No. 360 (by Schofield) (Allen, Alonzo, Alvarado, Anchia, C. Anderson, R. Anderson, Arévalo, Ashby, Bailes, Bell, Bernal, Blanco, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Canales, Capriglione, Collier, Cook, Cortez, Cospers, Cyrier, Darby, S. Davis, Dean, Dutton, Elkins, Farrar, Flynn, Frank, Frullo, Geren, Gervin-Hawkins, Giddings, Gonzales, González, Gooden, Guerra, Guillen, Gutierrez, Hernandez, Herrero, Holland, Huberty, Hunter, Isaac, Israel, Kacal, Keough, K. King, P. King, Kuempel, Lambert, Landgraf, Larson, Longoria, Lucio, Martinez, Metcalf, Meyer, Miller, Minjarez, Moody, Muñoz, Murphy, Murr, Neave, Nevárez, Oliverson, Ortega, Paddie, Parker, Perez, Phelan, Price, Raney, Reynolds, Roberts, E. Rodriguez, J. Rodriguez, Romero, Rose, Schofield, Simmons, Smithee, Springer, Stucky, Thierry, S. Thompson, Turner, VanDeaver, Villalba, Walle, Wilson, Workman, Wray, Wu, and Zerwas recorded voting no.)

Amend Amendment No. 359 by K. King to **CSSB 1** (page 450, prefiled amendment packet) on lines 7-9 of the amendment, by striking "the legislative district of a member of the House of Representatives who" and substituting "Texas House District 88 if any member of the House of Representatives".

Amendment No. 361 (by Phillips) (Biedermann, Cain, Dutton, Gonzales, Price, Schaefer, Tinderholt, and Uresti recorded voting no.)

Floor Packet Page No. 451

Amend **CSSB 1** (house committee printing) in Article X of the bill, in Rider 7 following the appropriations to the House of Representatives (page X-3), after Subsection c. by inserting the following:

d. This rider takes effect only if **HB 1397** or similar legislation by the 85th Legislature, Regular Session, 2017, relating to the creation of a joint committee to review the Sunset Advisory Commission, is enacted and becomes law. If **HB 1397** or similar legislation described by this subsection does not become law, this rider has no effect.

Amendment No. 362 (by Phillips) (R. Anderson, Arévalo, Bailes, Bell, Bernal, Biedermann, D. Bonnen, Burns, Button, Cain, Craddick, Cyrier, Darby, S. Davis, Dutton, Fallon, Gonzales, Gooden, Hefner, Huberty, Isaac, Krause, Landgraf, Lang, Leach, Meyer, Murr, Rinaldi, Roberts, Schaefer, Schofield, Shine, Stickland, Swanson, Tinderholt, Uresti, and Zedler recorded voting no.)

Floor Packet Page No. 452

Amend **CSSB 1** as follows:

In Article X, page 8, Special Provisions Relating to the Legislature, add the following rider:

Annual Dues - Southern Legislative Conference. It is the intent of the legislature that out of funds appropriated above, the Texas house and senate shall coordinate to ensure the timely payment of annual membership dues to the Southern Legislative Conference.

Amendment No. 363 (by Leach) (Alvarado, Anchia, Arévalo, Bailes, Bernal, Cortez, Dutton, Gervin-Hawkins, Giddings, González, Guillen, Hinojosa, Howard, Isaac, Israel, Longoria, Ortega, Price, Raymond, Reynolds, E. Rodriguez, J. Rodriguez, Rose, Stephenson, Uresti, Walle, and Wu recorded voting no; Schofield recorded voting present, not voting.)

Floor Packet Page No. 454

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

(1) In Article XI of the bill, under the Article I items for the Trusteed Programs Within the Office of the Governor (page XI-2), strike "Moving Image Industry Incentive Program" and the associated amount for the biennium.

(2) In Article XI of the bill, under the Article I items for the Trusteed Programs Within the Office of the Governor (page XI-2), strike "Moving Image Industry Incentive Program - Rider" and the associated amount for the biennium.

(3) In Article XI of the bill, under the Article I items for the Trusteed Programs Within the Office of the Governor (page XI-2), strike "Workforce Development for Moving Image Industry Incentive - Rider" and the associated amount for the biennium.

(4) Adjust the Article I Subtotal (page XI-3) under Article XI accordingly.

Amendment No. 364 (by Wu) (C. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burns, Button, Cain, Capriglione, Cook, Cospes, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Phelan, Price, Raney, Rinaldi, Roberts, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, VanDeaver, Villalba, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 455

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

(1) Under the Article XI provisions for the Department of Family and Protective Services (page XI-3) add the following appropriately numbered provision:

____. Contingent Appropriation: Child Protective Services Suits by the Department of Family and Protective Services. Contingent on the enactment and becoming law of **HB 7** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to child protective services suits by the Department of Family and Protective Services, the amount of \$1,113,377 is appropriated out of the general revenue fund to the Department of Family and Protective Services for the fiscal year ending August 31, 2018, and the amount of \$886,034 is

appropriated out of the general revenue fund to the Department of Family and Protective Services for the fiscal year ending August 31, 2019, for the purpose of implementing the provisions of that legislation.

(2) Adjust totals and methods of financing appropriately.

Amendment No. 365 (by Wu) (C. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burns, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Phelan, Price, Raney, Rinaldi, Roberts, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, VanDeaver, Villalba, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 456

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

(1) Under the Article XI provisions for the Department of Family and Protective Services (page XI-3) add the following appropriately numbered provision:

_____. Contingent Appropriation: Child Protective Services Functions of the Department of Family and Protective Services. Contingent on the enactment and becoming law of **HB 39** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the child protective services functions of the Department of Family and Protective Services, the amount of \$12,258,808 is appropriated out of the general revenue fund to the Department of Family and Protective Services for the fiscal year ending August 31, 2018, and the amount of \$10,047,645 is appropriated out of the general revenue fund to the Department of Family and Protective Services for the fiscal year ending August 31, 2019, for the purpose of implementing the provisions of that legislation.

(2) Adjust totals and methods of financing appropriately.

Amendment No. 366 (by Leach) (Anchia, Arévalo, Bernal, S. Davis, Dutton, Farrar, Gervin-Hawkins, González, Hinojosa, Isaac, Laubenberg, Longoria, Ortega, Reynolds, E. Rodriguez, J. Rodriguez, Rose, S. Thompson, Uresti, and Wilson recorded voting no.)

Floor Packet Page No. 457

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

(1) In Article XI of the bill, following the Article II provisions for the Health and Human Services Commission (page XI-4), add the following appropriately numbered rider:

_____. Healthy Texas Women Program, Outreach and Marketing. In addition to amounts otherwise appropriated to the Health and Human Services Commission by this Act, \$5,000,000 for the state fiscal biennium ending August 31, 2019, is appropriated out of the general revenue fund to be used by the commission for outreach and marketing for the Healthy Texas Women Program.

(2) Adjust totals and methods of financing accordingly.

Amendment No. 367 (by S. Thompson) (C. Anderson, R. Anderson, Ashby, Biedermann, Bohac, G. Bonnen, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Dale, Darby, Dean, Elkins, Flynn, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Lang, Larson, Laubenberg, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Phelan, Raney, Rinaldi, Roberts, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, Tinderholt, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 458

Amend **CSSB 1** on page XI-5 by adding the following:

Contingent upon the passage of **HB 1622** or similar legislation relating to the personal needs allowance for certain Medicaid recipients who are residents of long-term care facilities, the Health and Human Services Commission is hereby appropriated \$6,427,585 in 2018 and \$6,416,487 in 2019 out of general revenue for the purpose of implementing the Act.

Amendment No. 368 (by Guillen) (C. Anderson, R. Anderson, Ashby, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burrows, Button, Cain, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Schaefer, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 459

Amend **CSSB 1** (house committee printing) in Article XI of the bill by adding the following appropriately numbered rider under the appropriations to Texas A&M University - Kingsville (page XI-6) and renumbering subsequent riders accordingly:

_____. Rural Access to Higher Education. The amount of \$2.5 million is appropriated from the general revenue fund to Texas A&M University–Kingsville for each year of the state fiscal biennium ending August 31, 2019, for the purpose of expanding access to public higher education in rural communities in South Texas, including in Brooks, Duval, Jim Hogg, and Willacy Counties. The university shall collaborate with school districts and rural communities in South Texas to support dual credit programs and to meet the educational needs of those communities, including by developing new educational programs, hiring faculty or staff, or providing classroom or office space, necessary computer or other technological infrastructure and support, or library resources.

Amendment No. 369 (by Guillen) (C. Anderson, R. Anderson, Ashby, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burrows, Button, Cain, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Fallon, Flynn, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, Tinderholt, Uresti, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 460

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

(1) Under the Article XI appropriations to the Department of Agriculture (page XI-11), add the following appropriately numbered rider:

_____. Rural Technology Grants. (a) In addition to other amounts appropriated by this Act to the Department of Agriculture for the purposes of Article VI, Strategy A.2.1, Rural Community and Economic Development, the amount of \$2,500,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2018, and the amount of \$2,500,000 is appropriated out of the general revenue fund for the state fiscal year ending August 31, 2019.

(b) The additional amounts appropriated under this provision may be used only as provided by Section 12.027 (g), Agriculture Code, to further economic development in rural south Texas, including the communities in Brooks County, Duval County, Jim Hogg County, and Willacy County by providing financial assistance to those counties, or to municipalities, school districts, or junior college districts located in those counties, to support dual enrollment programs and other educational programs that further economic development. The financial assistance may be used to develop new programs, to hire faculty and staff, to

provide classroom and office space, to provide computer and technology infrastructure and support, to provide library materials, and for similar educational purposes that further economic development.

(2) Adjust the Article VI subtotal (page XI-12) under Article XI and the Article XI grand total (page XI-14) accordingly.

Amendment No. 370 (by Alonzo) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Capriglione, Cook, Cospers, Craddick, Cyrier, Dale, Darby, S. Davis, Elkins, Fallon, Flynn, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Parker, Phelan, Phillips, Raney, Rinaldi, Roberts, Schaefer, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stickland, Stucky, Swanson, VanDeaver, Villalba, Wilson, Workman, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 461

Amend **CSSB 1** (house committee printing) by adding the following appropriately numbered rider to Article XI of the bill:

_____. State Agency Contracts for Small Businesses. Notwithstanding any other provision of this Act, an institution, department, or agency of this state that receives an appropriation under this Act for the purchase of goods or services may set aside at least 20 percent of that money to purchase goods and services from small businesses.

Amendment No. 371 (by Tinderholt) (Arévalo, Bailes, Bell, Dutton, Gervin-Hawkins, Giddings, Gonzales, Gooden, Guillen, Gutierrez, Isaac, Israel, Longoria, Romero, Rose, Schofield, Schubert, Thierry, and Uresti recorded voting no; Bernal recorded voting present, not voting.)

Floor Packet Page No. 462

Amend **CSSB 1** (house committee printing) in Article XI of the bill by adding the following appropriately numbered provision:

_____. TRS Care and TRS Active Care Blue Ribbon Panel. Out of funds appropriated to the Legislative Budget Board, the Legislative Budget Board shall establish a blue ribbon panel consisting of five members to study the long-term effectiveness of the expenditure of state funds for TRS Care and TRS Active Care. The panel shall:

(1) identify issues related to the effectiveness of TRS Care and TRS Active Care that the legislature must address;

(2) determine whether TRS Care and TRS Active Care are sustainable;
and

(3) not later than December 31, 2017, report to the legislature the findings and conclusions of the study and recommend legislation to improve TRS Care and TRS Active Care.

Amendment No. 372 (by Stephenson) (Bernal, Biedermann, Cain, Dean, Dutton, Fallon, Giddings, Gonzales, Gooden, Huberty, Isaac, Paddie, Rinaldi, Schaefer, Shine, Stephenson, Stickland, Tinderholt, and Wray recorded voting no; Uresti recorded voting present, not voting.)

Floor Packet Page No. 463

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

_____. Contingent Appropriation for **HB 572**. Contingent on the enactment and becoming law of **HB 572** or similar legislation of the 85th Legislature, Regular Session, 2017, relating to the disposal of pesticides, the amount deposited by the Department of Agriculture under Section 76.044(c), Agriculture Code, to the pesticide disposal fund in each year of the state fiscal biennium beginning September 1, 2017, not to exceed \$400,000 each year, is appropriated out of that fund to the department for that state fiscal biennium for the purpose of implementing the pesticide waste and pesticide container collection activities performed under Section 76.132, Agriculture Code.

Amendment No. 373 (by S. Davis) (C. Anderson, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burrows, Button, Cain, Craddick, Cyrier, Dale, Dean, Elkins, Faircloth, Fallon, Gervin-Hawkins, Goldman, Gonzales, Gooden, Hefner, Huberty, Hunter, Isaac, Klick, Lambert, Landgraf, Lang, Laubenberg, Leach, Morrison, Murphy, Paddie, Parker, Paul, Phillips, Rinaldi, Sanford, Schaefer, Schofield, Schubert, Shaheen, Shine, Simmons, Springer, Stephenson, Stickland, E. Thompson, Tinderholt, Wilson, and Wray recorded voting no; Uresti recorded voting present, not voting.)

Floor Packet Page No. 464

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

(1) Under the Article XI appropriations to the Department of Public Safety, add the following appropriately numbered rider:

_____. Anti-Crime Grant Program. In addition to the amount appropriated under Article V to the Department of Public Safety, the amount of \$4 million is appropriated from the general revenue fund for the state fiscal year ending August 31, 2018, to the Department of Public Safety for the purpose of awarding a grant in that amount to a nonprofit organization located in Harris County that is dedicated to preventing and solving crime in that county and the surrounding area by providing programs that emphasize crime information reporting, child and parent education, and community empowerment.

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

Amendment No. 374 (by Moody) (R. Anderson, Ashby, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burrows, Button, Capriglione, Cook, Cosper, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon,

Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Miller, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Raney, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Simmons, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 465

Amend **CSSB 1** (committee report version) on page XI-13 of the Article XI Texas Department of Transportation bill pattern by adding the following new rider:

Out of the funds appropriated above in Goal A, Project Development and Delivery, the Department of Transportation shall allocate, in addition to the allocations made under Subsection (a) of this rider, \$16,000,000 in FY 2018 to increase security measures, expedite trade, better facilitate cargo traffic and improve the efficiency of border inspections by procuring and implementing an Intelligent Transportation System at the International Port of Entry at the Zaragoza Bridge in El Paso. The Department shall coordinate with the City of El Paso for the procurement, design and implementation of the system.

Amendment No. 375 (by Blanco) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Darby, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Gooden, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phillips, Price, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 273

Amend **CSSB 1** (house committee printing) in Article V of the bill (page V-45), following the appropriations to the Department of Public Safety, by adding the following appropriately numbered rider and renumbering subsequent riders accordingly:

_____. Plan for Border Security Drawdown. a. Out of funds appropriated above or elsewhere in this bill to the Department of Public Safety for Border Security, the Department of Public Safety shall prepare a plan to reduce the state's

border security operations as the federal government increases its activities related to security along the Texas-Mexico border. The plan must include, at a minimum:

1. timelines for reducing or transitioning out of the border region troopers, Texas Rangers, and other personnel associated with border security activities and details regarding other areas of this state to which these personnel may be reassigned;

2. options for phasing out any remaining interagency contracts supplementing current border security operations with Texas National Guard forces;

3. alternate uses across this state for boats and aircraft currently used for border security activities; and

4. the amount of funds associated with the items described by Subdivisions (1) - (3) of this rider and any other appropriation for border security for the state fiscal biennium ending August 31, 2019, that may be reduced or repurposed, with the goal of returning to the funding levels for Secure Texas that existed before Operation Secure Texas.

b. Not later than November 1, 2018, the Department of Public Safety shall submit the plan described by Subsection a. of this rider to the Legislative Budget Board, the Office of the Governor, and all standing committees of the legislature with jurisdiction over border security activities.

Amendment No. 376 (by Schofield) (Allen, Alonzo, Alvarado, Anchia, Arévalo, Bailes, Bernal, Blanco, Burns, Canales, Collier, Cortez, Cyrier, Darby, Dutton, Farrar, Gervin-Hawkins, Giddings, González, Guerra, Gutierrez, Hernandez, Herrero, Hinojosa, Holland, Howard, Landgraf, Longoria, Lucio, Martinez, Minjarez, Moody, Muñoz, Murr, Neave, Nevárez, Ortega, Perez, Price, Raymond, Reynolds, E. Rodriguez, J. Rodriguez, Romero, Rose, Thierry, S. Thompson, Turner, Uresti, Walle, and Wu recorded voting no.)

Floor Packet Page No. 249

Amend **CSSB 1** (house committee printing) in Article IV of the bill following the appropriations to the Judiciary Section, Comptroller's Department (page IV-37), in Rider 11 (Fraud Investigations) by adding the following immediately after the last sentence of the second paragraph:

No funds appropriated under this rider shall be used to investigate or prosecute elected officials who reside in a county whose voters do not elect the Travis County district attorney.

Amendment No. 377 (by Arévalo) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burkett, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Dale, Darby, Dean, Elkins, Faircloth, Fallon, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Price, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 225

Amend **CSSB 1** (house committee report), in Article III of the bill, in Rider 45 in the Special Provisions Relating Only to State Agencies of Higher Education (page III-256), by inserting the following at the end of the rider: "The brochure must be medically accurate."

Amendment No. 378 (by Y. Davis) (C. Anderson, R. Anderson, Ashby, Bailes, Bell, Biedermann, Bohac, D. Bonnen, G. Bonnen, Burns, Burrows, Button, Cain, Capriglione, Cook, Craddick, Cyrier, Dale, Darby, S. Davis, Dean, Elkins, Faircloth, Fallon, Flynn, Frank, Frullo, Geren, Goldman, Gonzales, Hefner, Holland, Huberty, Hunter, Isaac, Kacal, Keough, K. King, P. King, Klick, Krause, Kuempel, Lambert, Landgraf, Lang, Larson, Laubenberg, Leach, Metcalf, Meyer, Morrison, Murphy, Murr, Oliverson, Paddie, Parker, Paul, Phelan, Phillips, Price, Rinaldi, Roberts, Sanford, Schaefer, Schofield, Schubert, Shaheen, Sheffield, Shine, Smithee, Springer, Stephenson, Stickland, Stucky, Swanson, E. Thompson, Tinderholt, VanDeaver, Villalba, Wilson, Workman, Wray, Zedler, and Zerwas recorded voting no.)

Floor Packet Page No. 360

Amend **CSSB 1** (house committee printing) under the Article VIII appropriations to the Department of Insurance by adding the following appropriately numbered provision:

_____. Review. Out of amounts appropriated above, the Department of Insurance shall, in fiscal year 2018, conduct a comprehensive review of policies and endorsements in the market and, pursuant to Chapter 2301.007, Insurance Code, disapprove or withdraw approval of all such forms or endorsements that allow any party to wait more than sixty days, after receipt of written notice of a dispute, to invoke any provision that provides for the resolution of such dispute through a process that determines the amount of loss, and disapprove or withdraw approval of all such forms or endorsements that include any provision that requires only one party to be bound by the outcome of the aforementioned process, as such forms violate the public policy of this state, which favors the prompt resolution of disputes."

**STATEMENT OF LEGISLATIVE INTENT
REGARDING ARTICLE XI RIDER ENTITLED
"NONHAZARDOUS INDUSTRIAL SOLID WASTE
REGISTRATION PROGRAM"**

The following statement was submitted for inclusion in the journal:

As the rider author and Article VI Subcommittee chairman, respectively, we desire to clarify the intent of the rider contained on page XI-11 of Article XI of the house appropriations bill, which reads as follows:

TCEQ Registration Program for Certain Nonhazardous Industrial Solid Wastes. In addition to the amounts appropriated above under Strategy A.2.3, Waste Management and Permitting, \$780,000 from the Waste Management Account No. 549 is appropriated for the biennium beginning September 1, 2017. The agency is also authorized to increase its cap on full time equivalents (FTEs) by 4 FTEs.

It is our intent in authoring and adopting this rider that it provide the resources necessary for the Texas Commission on Environmental Quality to implement a state registration program that will qualify for approval by the administrator of the United States Environmental Protection Agency as a "State Program for Control of Coal Combustion Residuals" pursuant to Section 2301, The Water Infrastructure Improvements for the Nation (WIIN) Act (Public Law No: 114-322)(Codified at 42 U.S.C. 6945(d)).

Ashby
Gonzales

CSSB 1, as amended, was passed to third reading by (Record 210): 129 Yeas, 18 Nays, 0 Present, not voting.

Yeas — Mr. Speaker(C); Allen; Alonzo; Alvarado; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospier; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, J.; Kacal; King, K.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Larson; Laubenberg; 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; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Anchia; Biedermann; Cain; Davis, Y.; Fallon; Hefner; Johnson, E.; Krause; Lang; Leach; Rinaldi; Sanford; Schaefer; Shaheen; Stickland; Swanson; Tinderholt; Zedler.

Absent, Excused — Keough; King, P.; Thompson, S.

STATEMENT OF VOTE

When Record No. 210 was taken, I was excused because of illness. I would have voted yes.

S. Thompson

CONSTITUTIONAL RULE SUSPENDED

Representative Zerwas moved to suspend the constitutional rule requiring bills to be read on three several days and to place **HB 2** and **SB 1** on their third readings and final passage.

The motion prevailed by (Record 211): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospere; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; 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, 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.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Keough; King, P.; Thompson, S.

Absent — White.

STATEMENT OF VOTE

When Record No. 211 was taken, I was in the house but away from my desk. I would have voted yes.

White

HB 2 ON THIRD READING
(by Zerwas)

The speaker laid **HB 2** before the house on its third reading and final passage.

HB 2 was read third time and was passed by (Record 212): 141 Yeas, 6 Nays, 0 Present, not voting.

Yeas — Mr. Speaker(C); Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospere; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; 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, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; 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; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Thierry; Thompson, E.; Tinderholt; Turner; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Hefner; Lang; Rinaldi; Shaheen; Swanson; Uresti.

Absent, Excused — Keough; King, P.; Thompson, S.

The speaker stated that **HB 2** was passed subject to the provisions of Article III, Section 49a of the Texas Constitution.

STATEMENTS OF VOTE

When Record No. 212 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 212 was taken, I was shown voting no. I intended to vote yes.

Lang

When Record No. 212 was taken, I was shown voting no. I intended to vote yes.

Rinaldi

When Record No. 212 was taken, I was shown voting no. I intended to vote yes.

Shaheen

When Record No. 212 was taken, I was shown voting no. I intended to vote yes.

Swanson

SB 1 ON THIRD READING
(Zerwas - House Sponsor)

The speaker laid **SB 1** before the house on its third reading and final passage.

SB 1 was read third time and was passed by (Record 213): 131 Yeas, 16 Nays, 0 Present, not voting.

Yeas — Mr. Speaker(C); Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; 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, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Larson; Laubenberg; 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; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Biedermann; Cain; Davis, Y.; Fallon; Hefner; Krause; Lang; Leach; Rinaldi; Sanford; Schaefer; Shaheen; Stickland; Swanson; Tinderholt; Zedler.

Absent, Excused — Keough; King, P.; Thompson, S.

The speaker stated that **SB 1** was passed subject to the provisions of Article III, Section 49a of the Texas Constitution.

STATEMENT OF VOTE

When Record No. 213 was taken, I was excused because of illness. I would have voted yes.

S. Thompson

REASONS FOR VOTE

I appreciate the dedication and hard work of Chairman Zerwas and the Appropriations Committee this session. However, I am unable to support **SB 1** because it utilizes \$2.5 billion from the economic stabilization fund with no compelling reason to do so, defers a \$1.8 billion Foundation School Program payment without accounting for it, and underestimates likely Medicaid expenditures. Barring an unforeseen increase in revenues over the next two years, this budget opens a sizeable fiscal deficit and puts the state in danger of necessitating further withdrawals from the rainy day fund. Therefore, I cannot support it.

Rinaldi

Establishing a budget for Texas is the principal duty Texas representatives are charged with once elected, and I do not take this vote lightly. Continuing our state's history of conservative budgeting is a high priority. I wish to thank the House Appropriations Committee for their hard work carried out in good faith. They have put in many hours and have made many excellent choices which will benefit the state.

My review of the proposed budget includes spending from the state savings fund, also known as the rainy day fund. I cannot support using the rainy day fund for what is, in effect, paying for normal, recurring expenses. I signed a 2017 "Pledge with Texans" declaring I would protect the rainy day fund. That pledge was to ensure that the fund would not be used to fund ongoing obligations of the state. I cannot support the bill brought before us because it does just that. The rainy day fund is designed to cover shortfalls, and I would support using it to improve infrastructure for our state. However, I cannot support taking money from our savings account to continue funding obligations of the state which we cannot sustain or afford.

In the coming days, house and senate members will convene to work through differences in their respective budgets. I look forward to a final budget that meets the core needs of state government without using the rainy day fund for normal, recurring expenditures.

Sanford

ADJOURNMENT

Representative Dukes moved that the house adjourn until 2 p.m. Monday, April 10 in memory of John Treviño Jr. of Austin.

The motion prevailed.

The house accordingly, at 1:35 a.m. Friday, April 7, adjourned until 2 p.m. Monday, April 10.

ADDENDUM

REFERRED TO COMMITTEES

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

List No. 1

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

HB 1933 (By Springer), Relating to the uniform election dates for certain political subdivisions.

To County Affairs.

HB 3736 (By Murr), Relating to funding for judicial continuing legal education.

To Criminal Jurisprudence.

MESSAGES FROM THE SENATE

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

Message No. 1

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Thursday, April 6, 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:

SB 39 Zaffirini

Relating to guardianships, substitutes for guardianships, and durable powers of attorney for persons with disabilities or who are incapacitated.

SB 91 Hall

Relating to the use of automatic license plate readers by a law enforcement agency.

SB 203 West

Relating to removing the deadline for the Department of Family and Protective Services to enter into permanency care assistance agreements.

SB 291 Whitmire

Relating to the issuance of a writ of attachment for certain witnesses.

SB 304 Taylor, Van

Relating to the continuation and functions of the Texas Board of Chiropractic Examiners; authorizing a reduction in fees.

SB 488 Bettencourt

Relating to requirements for certain petitions requesting an election and ballot propositions.

SB 737 Hancock

Relating to requirements for new or increased municipal fees.

SB 744 Kolkhorst

Relating to a tree planting credit to offset tree mitigation fees imposed by a municipality.

SB 1045 Estes

Relating to the consolidation of public notice requirements for certain air quality permit applications.

SB 1051 Watson

Relating to the accommodation of a deaf or hard of hearing student in driver education; authorizing a fee.

SB 1249 West

Relating to adverse possession of real property by a cotenant heir against other cotenant heirs.

SB 1251 West

Relating to making a voluntary contribution to the Ending Homelessness fund when registering a motor vehicle or renewing a motor vehicle registration.

SB 1414 Schwertner

Relating to a recipient's disenrollment from a Medicaid managed care plan.

SB 1539 Watson

Relating to the application of the sales and use tax to certain property and services.

SB 1620 Taylor, Van

Relating to the regulation of raising or keeping six or fewer chickens by a political subdivision.

SCR 25 Hughes

Recognizing the Mount Tabor Indian Community for its contributions to this state.

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, April 6, 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 18 Seliger
Relating to public institutions of higher education setting aside portions of designated tuition for student financial assistance.

SB 460 Lucio
Relating to general obligation bonds issued by political subdivisions.

SB 467 Lucio
Relating to a requirement for ballot propositions.

SB 929 Hughes
Relating to continuing education requirements for county tax assessor-collectors.

SB 1004 Hancock
Relating to the deployment of network nodes in public right-of-way; authorizing fees.

SB 1120 Zaffirini
Relating to the prohibition of local motor fuel taxes on compressed natural gas and liquefied natural gas.

SB 1329 Huffman
Relating to the operation and administration of and practice in courts in the judicial branch of state government.

Respectfully,
Patsy Spaw
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

April 5

Business and Industry - **HB 2053, HB 2060, HB 2111, HB 2112**

County Affairs - **HB 1183, HB 1654, HB 2062**

Criminal Jurisprudence - **HB 152, HB 383, HB 1177, HB 1264, HB 1431**

Economic and Small Business Development - **HB 92, HB 1352, HB 1432, HB 1433, HB 2413**

Government Transparency and Operation - **HB 1116, HB 1889, HB 1930, HB 1995**

Homeland Security and Public Safety - **HB 131, HB 300, HB 435, HB 1526, HB 1545, HB 1780**

Judiciary and Civil Jurisprudence - **HB 1166**

Licensing and Administrative Procedures - **HB 1284, HB 1508, HB 1612, HB 2029, HB 2095, HB 2098, HB 2299**

Pensions - **HB 265, HB 1014**

Public Education - **HB 136, HB 223, HB 264, HB 357, HB 367, HB 728, HB 878, HB 1270, HB 1291, HB 1469, HB 1645, HB 1731, HB 2263, HB 3075**

Special Purpose Districts - **HB 1331, HB 1982**

State and Federal Power and Responsibility, Select - **HCR 30, HCR 31, HCR 36, HCR 44, HCR 52, HCR 59, HCR 87**

Transportation - **HB 354, HB 561**

Urban Affairs - **HB 1512**

ENGROSSED

April 5 - HB 10, HB 544, HB 630, HB 1062, HB 1619

ENROLLED

April 5 - HCR 95

SENT TO THE GOVERNOR

April 5 - HCR 62, HCR 63, HCR 71

SIGNED BY THE GOVERNOR

April 5 - HCR 55, HCR 66, HCR 68, HCR 69