

HOUSE JOURNAL

EIGHTY-FIFTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-THIRD DAY (CONTINUED) — THURSDAY, APRIL 20, 2017

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

The roll of the house was called and a quorum was announced present (Record 318).

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; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Absent, Excused — Gervin-Hawkins; Johnson, E.

Absent — Dukes.

The speaker recognized Representative Shaheen who introduced David Shivers, minister of men and evangelism, Prestonwood Baptist Church, Plano, who offered the invocation.

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

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business in the district:

Gervin-Hawkins on motion of Minjarez.

E. Johnson on motion of Gooden.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Hunter requested permission for the Committee on Calendars to meet while the house is in session, at 10:15 a.m. today, in 3W.15, to set a calendar.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Calendars, 10:15 a.m. today, 3W.15, for a formal meeting, to set a calendar.

(Roberts in the chair)

CAPITOL PHYSICIAN

The chair recognized Representative Alonzo who presented Dr. Thomas Shima of Dallas as the "Doctor for the Day."

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

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 1256 (by Sheffield), Recognizing April 20, 2017, as Doctors of Osteopathic Medical Excellence Day at the State Capitol.

HR 1379 (by Dutton), Congratulating Masjid At-Tawhid of Houston on its fifth anniversary.

HR 1494 (by Gervin-Hawkins), Congratulating Pastor Hamice Ronald "Trey" James on his 10th anniversary as pastor of Emmanuel Baptist Church in San Antonio.

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.

INTRODUCTION OF GUESTS

The chair recognized Representative Zerwas who introduced a delegation from Katy.

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 787 - PREVIOUSLY ADOPTED
(by Cyrier)**

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

HR 787, In memory of Colonel Joe Tom Haney, former band director for Texas A&M University.

INTRODUCTION OF GUESTS

The chair recognized Representative Cyrier who introduced family members of Colonel Joe Tom Haney.

**HR 769 - PREVIOUSLY ADOPTED
(by Kacal)**

The chair laid out the following previously adopted resolution:

HR 769, Congratulating Dr. George Norvell Smith on his receipt of the 2017 Osteopathic Family Physician of the Year Award from the American College of Osteopathic Family Physicians.

INTRODUCTION OF GUEST

The chair recognized Representative Kacal who introduced Dr. George Norvell Smith.

**HR 903 - PREVIOUSLY ADOPTED
(by Darby)**

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

HR 903, In memory of former state representative Richard James "Dick" Burnett of San Angelo.

INTRODUCTION OF GUESTS

The chair recognized Representative Darby who introduced family members and friends of the Honorable Richard James "Dick" Burnett.

(Speaker pro tempore in the chair)

**LOCAL, CONSENT, AND RESOLUTIONS CALENDAR
SECOND READING**

The following bills were laid before the house, read second time, and passed to third reading (members registering votes are shown following the caption), and the following resolutions were laid before the house on committee report:

HB 208 (by Springer), A bill to be entitled An Act relating to designating October 19 as Breast Reconstruction Awareness Day. (Rinaldi and Zedler recorded voting no.)

CSHB 355 (by Raney, Guillen, Clardy, Minjarez, Button, et al.), A bill to be entitled An Act relating to prohibiting certain sex offenders from residing on the campus of a public or private institution of higher education.

CSHB 442 (by Martinez), A bill to be entitled An Act relating to the online publication of home addresses of certain occupational license holders.

SB 492 (Koop - House Sponsor), in lieu of **HB 598**, A bill to be entitled An Act relating to procedures of a county tax assessor-collector for collection of dishonored checks and invoices; authorizing a fee. (Biedermann, Cain, Stickland, and Tinderholt recorded voting no.)

Representative Koop moved to lay **HB 598** on the table subject to call, and the motion prevailed.

HB 822 (by Canales), A bill to be entitled An Act relating to designating April as Sexual Assault Awareness Month. (Rinaldi and Zedler recorded voting no.)

HB 871 was deferred until the end of today's local, consent, and resolutions calendar.

CSHB 999 (by Israel and Laubenberg), A bill to be entitled An Act relating to requiring the election of directors of certain districts to be held on a uniform election date.

HB 1022 (by Wray), A bill to be entitled An Act relating to a written declaration to designate a guardian before the need for a guardian arises.

SB 550 (J. Rodriguez - House Sponsor), in lieu of **HB 1199**, A bill to be entitled An Act relating to the sale or assignment of tax credits for the certified rehabilitation of certified historic structures. (Biedermann, Cain, Swanson, Tinderholt, and Wilson recorded voting no.)

Representative J. Rodriguez moved to lay **HB 1199** on the table subject to call, and the motion prevailed.

CSHB 1247 (by Pickett), A bill to be entitled An Act relating to notice provided to vehicle owners and lienholders by operators of vehicle storage facilities. (Tinderholt recorded voting no.)

HB 1456 (by Smithee), A bill to be entitled An Act relating to judicial review of certain decisions under the Texas Workers' Compensation Act.

HB 1593 (by Bohac), A bill to be entitled An Act relating to the engagement strategies included in a school district's family engagement plan.

HB 1593 - STATEMENT OF LEGISLATIVE INTENT

REPRESENTATIVE STICKLAND: Representative Bohac, this in no way affects any private school or home school in the State of Texas, correct?

REPRESENTATIVE BOHAC: That's correct, just public schools.

REMARKS ORDERED PRINTED

Representative Stickland moved to print remarks between Representative Bohac and Representative Stickland.

The motion prevailed.

HB 1657 (by Phelan and Arévalo), A bill to be entitled An Act relating to the renewal of a certificate of registration by certain interior designers.

HB 1924 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 1948 (by Elkins), A bill to be entitled An Act relating to the administration and operation of certain trusts created to provide for the general care and maintenance of perpetual care cemeteries. (Tinderholt and Wilson recorded voting no.)

HB 1975 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 1982 (by Metcalf, Keough, and Bell), A bill to be entitled An Act relating to the board of directors of the Lone Star Groundwater Conservation District. (Tinderholt recorded voting no.)

HB 2048 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 2056 (by Oliveira), A bill to be entitled An Act relating to access by the division of workers' compensation to certain designated doctor contracts under the workers' compensation system.

HB 2061 (by Oliveira), A bill to be entitled An Act relating to service and filing requirements for a party seeking judicial review in certain workers' compensation cases.

HB 2176 (by Parker), A bill to be entitled An Act relating to surcharges imposed for the use of a credit card; providing a civil penalty. (Cain, Stickland, and Tinderholt recorded voting no.)

CSHB 2194 (by P. King, Springer, and Lang), A bill to be entitled An Act relating to the board of trustees of the Weatherford Junior College District.

CSHB 2275 (by Paddie), A bill to be entitled An Act relating to the regulation of a service contract. (Wilson recorded voting no.)

CSHB 2477 (by S. Davis), A bill to be entitled An Act relating to the authority of certain municipal employees to request the removal and storage of certain abandoned or illegally parked or operated vehicles. (Biedermann, Cain, Leach, Rinaldi, Schaefer, Stickland, Swanson, Tinderholt, Wilson, and Zedler recorded voting no.)

HB 2579 (by Holland and Longoria), A bill to be entitled An Act relating to the bond and other coverages required to be maintained by or for the benefit of a savings bank.

CSHB 2582 (by Sheffield), A bill to be entitled An Act relating to an exemption for certain quarries from regulation as aggregate production operations.

CSHB 2634 (by Dutton), A bill to be entitled An Act relating to enforcement of child support obligations.

HB 2648 (by Stephenson), A bill to be entitled An Act relating to including the obligations of Federal Home Loan Banks as authorized investments for a governmental entity.

HB 2669 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars. (Pursuant to Rule 6, Section 14(3) of the House Rules, the following five members gave notice of their objection: Stickland, Biedermann, Cain, Rinaldi, and Tinderholt.)

HB 2726 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 2729 (by Lucio), A bill to be entitled An Act relating to an inventory of credentials and certificates that may be earned by a public high school student through a career and technology education program.

HB 2761 (by Cortez), A bill to be entitled An Act relating to the powers and duties of a defense based development authority. (Cain, Leach, Rinaldi, Schaefer, Stickland, Swanson, and Zedler recorded voting no; Minjarez recorded voting present, not voting.)

HB 2788 (by White), A bill to be entitled An Act relating to the appointment of emergency services commissioners in certain districts located in more than one county.

CSHB 2798 (by Farrar), A bill to be entitled An Act relating to the authority of a county to implement a pilot program to reuse wastewater at county facilities.

CSHB 2798 - STATEMENT OF LEGISLATIVE INTENT

Representative Farrar submitted the following statement for inclusion in the journal:

In **CSHB 2798**, "at the facility" is intended to mean "on-site."

HB 2803 (by Larson), A bill to be entitled An Act relating to the nonsubstantive revision of certain local laws concerning water and wastewater special districts, including conforming amendments.

HB 2823 (by Dean), A bill to be entitled An Act relating to the issuance and enforcement of a subpoena during the course of an investigation of a residential mortgage loan servicer. (Rinaldi, Tinderholt, and Zedler recorded voting no.)

CSHB 2825 (by Gooden), A bill to be entitled An Act relating to the dissolution of a levee improvement district by a commissioners court.

HB 2850 (by Springer), A bill to be entitled An Act relating to the repeal of certain obsolete laws governing state pensions and other similar benefits.

HB 2928 (by Stephenson), A bill to be entitled An Act relating to including the obligations of Federal Home Loan Banks as authorized investments for a governmental entity and the requirements for certificates of deposit or share certificates held as authorized investments for a governmental entity.

HB 2933 (by D. Bonnen), A bill to be entitled An Act relating to the licensing and regulation of military optometrists and therapeutic optometrists who provide voluntary charity care.

CSHB 2953 (by Geren), A bill to be entitled An Act relating to the definition of a public entertainment facility and the promotion, sponsorship, or advertising of an entertainment event or venue or alcoholic beverage at certain governmentally owned public entertainment facilities. (Leach, Rinaldi, Schaefer, Swanson, and Zedler recorded voting no.)

HB 3215 (by Goldman), A bill to be entitled An Act relating to the authority of a licensed auctioneer to sell a business that owns vehicles without engaging in business as a motor vehicle dealer.

HB 3257 (by Paddie), A bill to be entitled An Act relating to the regulation and inspection of boilers.

HB 3275 (by Capriglione), A bill to be entitled An Act relating to the monitoring of major information resources projects by the Department of Information Resources.

HB 3557 (by Murphy), A bill to be entitled An Act relating to the system for protesting or appealing certain ad valorem tax determinations. (The vote was reconsidered later today, and **HB 3557** was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.)

HB 3563 (by Koop), A bill to be entitled An Act relating to parental notification regarding public school teacher qualifications. (Biedermann, Cain, Stickland, and Wilson recorded voting no.)

HB 4038 (by Bohac), A bill to be entitled An Act relating to the definition of "qualifying job" for purposes of certification by the comptroller of public accounts as a qualifying data center.

HB 4181 (by Perez), A bill to be entitled An Act relating to the electronic transmission of certain notice required for air quality permits.

HB 4279 (by T. King), A bill to be entitled An Act relating to expansion of the territory of the Frio Hospital District and to the election of the board of directors of the district. (Cain and Stickland recorded voting no.)

HB 4300 (by Koop, Button, Burkett, E. Johnson, and Neave), A bill to be entitled An Act relating to the creation and operations of a health care provider participation program by the Dallas County Hospital District. (Cain and Stickland recorded voting no.)

Pursuant to a previous motion, the following bills which were placed on the local, consent, and resolutions calendar set for 9 a.m. tomorrow were laid before the house, read second time, and passed to third reading (members registering votes are shown following the caption), and the following resolutions were laid before the house on committee report:

CSHB 354 (by Raney, Oliverson, Hefner, Lambert, Wray, et al.), A bill to be entitled An Act relating to the process for establishing speed limits on roads near certain schools. (Rinaldi, Stickland, and Zedler recorded voting no.)

CSHB 451 (by Moody, S. Thompson, P. King, Villalba, et al.), A bill to be entitled An Act relating to waiver of immunity in certain employment discrimination actions in connection with a workers' compensation claim. (Cain and Tinderholt recorded voting no.)

HB 550 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars. (Pursuant to Rule 6, Section 14(3) of the House Rules, the following six members gave notice of their objection: Cain, Tinderholt, Stickland, Rinaldi, Biedermann, and Schaefer.)

CSHB 594 (by VanDeaver), A bill to be entitled An Act relating to procedures for the dissolution of a county hospital authority.

HB 714 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars. (Pursuant to Rule 6, Section 14(3) of the House Rules, the following five members gave notice of their objection: Cain, Biedermann, Lang, Stickland, and Tinderholt.)

CSHB 755 (by Parker), A bill to be entitled An Act relating to the use by certain tax-exempt organizations of certain payments made in connection with real property transfers to provide educational activities through certain schools.

HB 789 (by Meyer), A bill to be entitled An Act relating to minimum scores required for students in certain school districts to pass an examination for acceleration or for credit. (Stickland recorded voting no.)

HB 926 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 967 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 1041 (by González), A bill to be entitled An Act relating to the review of certain privately operated residential facilities for persons released on parole or to mandatory supervision.

HB 1043 (by Blanco), A bill to be entitled An Act relating to a court order authorizing temporary care of a minor child.

CSHB 1093 (by Alvarado), A bill to be entitled An Act relating to petty cash funds for county welfare departments in certain populous counties. (Tinderholt recorded voting no.)

HB 1099 (by Canales), A bill to be entitled An Act relating to a residential tenant's right to summon police or other emergency assistance.

HB 1107 (by Reynolds, Zerwas, Miller, and Stephenson), A bill to be entitled An Act relating to county regulation of roadside vendors and solicitors. (Leach, Phillips, Rinaldi, Schaefer, Stickland, Swanson, Tinderholt, Wilson, and Zedler recorded voting no.)

HB 1117 (by Wray), A bill to be entitled An Act relating to eligibility for the Texas Armed Services Scholarship Program.

HB 1186 (by R. Anderson), A bill to be entitled An Act relating to the procedure for claiming an exemption from ad valorem taxation by the Dallas County Utility and Reclamation District of certain property subject to a tax abatement agreement with the district and to the validation of certain actions of the district.

HB 1221 (by Stephenson), A bill to be entitled An Act relating to the designation of a portion of U.S. Highway 90 Alternate as the Johnnie David Hutchins Memorial Highway.

HB 1331 (by Zerwas), A bill to be entitled An Act relating to the creation of the Fort Bend County Municipal Utility District No. 224; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Leach, Rinaldi, Schaefer, Stickland, Tinderholt, and Zedler recorded voting no.)

HB 1440 (by Bell), A bill to be entitled An Act relating to the creation of the Montgomery County Municipal Utility District No. 154; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Cain, Leach, Rinaldi, Schaefer, Stickland, Tinderholt, and Zedler recorded voting no.)

HB 1503 (by Frullo, S. Thompson, and Wray), A bill to be entitled An Act relating to the reporting of attempted child abductions.

HB 1512 (by Isaac), A bill to be entitled An Act relating to the maximum loan amount made to persons under the owner-builder loan program. (Tinderholt recorded voting no.)

HB 1515 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Calendars.

CSHB 1584 (by T. King), A bill to be entitled An Act relating to the implementation of county solid waste management programs in certain counties.

CSHB 1701 (by Parker), A bill to be entitled An Act relating to the presentation of the investment policy of certain governmental entities to a business organization that conducts investment transactions for the entity.

CSHB 1771 (by Price and Martinez), A bill to be entitled An Act relating to the use of certain weapons in or on the beds or banks of the Canadian River in Potter County. (Biedermann, Cain, Rinaldi, Stickland, Tinderholt, Wilson, and Zedler recorded voting no.) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 1802 (by Blanco and Flynn), A bill to be entitled An Act relating to a community outreach campaign to increase awareness of veterans benefits and services. (Stickland recorded voting no.)

HB 1896 (by Bohac), A bill to be entitled An Act relating to the application of and use of revenue from hotel occupancy taxes imposed by municipalities and counties. (Cain and Tinderholt recorded voting no.)

HB 2027 (by Goldman), A bill to be entitled An Act relating to the repeal of certain laws regulating the sale or transfer of secondhand watches.

HB 2308 was deferred until the end of today's local, consent, and resolutions calendar.

HB 2386 (by Bailes, Paddie, et al.), A bill to be entitled An Act relating to volunteer firefighter supervision of outdoor burning of waste consisting of plant growth.

CSHB 2647 (by Stephenson), A bill to be entitled An Act relating to authorized investments of public funds.

HB 2989 (by D. Bonnen), A bill to be entitled An Act relating to payment of an ad valorem tax refund in the event of a tax roll correction that decreases a property owner's tax liability.

HB 2999 (by D. Bonnen), A bill to be entitled An Act relating to the exemption from ad valorem taxation of property owned by certain medical centers in certain counties.

HB 3049 (by Guillen), A bill to be entitled An Act relating to the number of hours of work experience required of a plumber's apprentice to take an examination for a plumber's license.

HCR 32 (by Springer and Bernal), Designating the Bowie knife as the official State Knife of Texas.

HCR 32 was adopted by (Record 319): 140 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alvarado; Anchia; Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, J.; Kacal; Keough; 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.

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

Absent, Excused — Gervin-Hawkins; Johnson, E.

Absent — Alonzo; Arévalo; Cosper; Davis, Y.; Dukes; Reynolds.

HCR 53 (by Gooden), Authorizing the State Preservation Board, subject to state law and rules of the board, to approve and permit the relocation of the Texas Game Warden Memorial to a site at the State Capitol, south of the Sam Houston Building, just outside of the historic grounds.

HCR 53 was adopted by (Record 320): 144 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; 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; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, J.; Kacal; Keough; 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; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Gervin-Hawkins; Johnson, E.

Absent — Dukes; Stickland.

HCR 87 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 3557 - VOTE RECONSIDERED

Representative Murphy moved to reconsider the vote by which **HB 3557** was passed to engrossment.

The motion to reconsider prevailed.

HB 3557 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 871 (by Roberts, Frank, Miller, Wu, Klick, et al.), A bill to be entitled An Act relating to child and family support services for families in crisis, including authorization agreements.

HB 2308 (by Lambert and Miller), A bill to be entitled An Act relating to the issuance of specialty license plates for veterans with disabilities that include the emblem from military academy license plates.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Select Committee on Texas Ports, Innovation and Infrastructure, upon first adjournment today, Desk 93, for a formal meeting, to consider pending business.

Public Education, upon first adjournment today, Desk 108, for a formal meeting, to consider pending business.

Government Transparency and Operation, upon first adjournment today, Desk 18, for a formal meeting, to consider pending business.

Agriculture and Livestock, upon first adjournment today, Desk 28, for a formal meeting, to consider **HB 338**, **HB 3664**, **HB 3717**, and pending business.

Investments and Financial Services, upon first adjournment today, Desk 111, for a formal meeting, to consider pending business.

Criminal Jurisprudence, upon first adjournment today, Desk 101, for a formal meeting, to consider pending business.

Ways and Means, upon first adjournment today, Desk 1, for a formal meeting, to consider **HB 486** and pending business.

Corrections, upon first adjournment today, Desk 77, for a formal meeting, to consider pending business.

ADJOURNMENT

Representative Paddie moved that the house adjourn until 12:06 p.m. today.

The motion prevailed.

The house accordingly, at 11:46 a.m., adjourned until 12:06 p.m. today.

ADDENDUM

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 20, 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:
LOCAL AND UNCONTESTED CALENDAR

SB 56 Zaffirini

Relating to the acknowledgment by management of risks identified in state agency information security plans.

SB 59 Zaffirini

Relating to energy and water management planning and reporting requirements for state agencies and institutions of higher education.

SB 63 Zaffirini

Relating to the electronic filing of reports of political contributions and expenditures and of personal financial statements by certain officeholders and candidates and the content of those statements; creating a criminal offense.

SB 78 Nelson

Relating to the disposition of state surplus or salvage data processing equipment by the Texas Department of Criminal Justice.

SB 81 Nelson

Relating to the operations of the Cancer Prevention and Research Institute of Texas; authorizing a trust company to charge the institute an investment fee.

SB 82 Nelson

Relating to prohibiting the temporary closure of segments of the state highway system on days that certain scheduled events are being held in certain municipalities.

SB 160 Rodríguez

Relating to a prohibition of a monitoring system performance indicator based solely on the number or percentage of students receiving special education services.

SB 257 Taylor, Van

Relating to judicial review of protective orders and the duration of those orders.

SB 261 Zaffirini

Relating to the bulk purchase of information technology commodity items by the Department of Information Resources.

SB 298 Hinojosa

Relating to the creation and funding of the Texas Forensic Science Commission operating account.

SB 341 Perry

Relating to the consequences of the possession of illegal synthetic cannabinoids on a holder of or applicant for certain alcoholic beverage licenses and liability of a person who provides, sells, or serves a synthetic cannabinoid to another person.

- SB 343** Perry
Relating to the prosecution of the offense of improper sexual activity with a person under supervision.
- SB 344** West
Relating to the authority of emergency medical services personnel of certain emergency medical services providers to transport a person for emergency detention.
- SB 368** Garcia
Relating to the regulation of automotive wrecking and salvage yards in certain counties.
- SB 398** Kolkhorst
Relating to a study conducted by the State Auditor's Office to compare the projected cost estimate attached to certain bills and resolutions to the actual cost to the state of the bills and resolutions.
- SB 416** Watson
Relating to the composition of the board of directors of the State Bar of Texas.
- SB 417** Watson
Relating to notice to policyholders and agents of certain changes to property and casualty insurance policies.
- SB 498** Zaffirini
Relating to the use of person first respectful language instead of the term "ward."
- SB 511** Rodriguez
Relating to a written declaration to designate a guardian before the need for a guardian arises.
- SB 526** Birdwell
Relating to the abolishment of certain advisory committees and other entities created to assist or advise state agencies or officers.
- SB 549** Kolkhorst
Relating to refunds of certain bingo licensing and registration fees.
- SB 554** Kolkhorst
Relating to notice requirements for certain special districts that hold board meetings outside the district.
- SB 560** Hancock
Relating to surcharges imposed for the use of a credit card; providing a civil penalty.
- SB 561** Hancock
Relating to the identification and handling of unclaimed life insurance and annuity contract proceeds.
- SB 584** West
Relating to guidelines for prescribing opioid antagonists.
- SB 611** Birdwell

Relating to appointments by certain state officials to a legislative agency or an advisory committee.

SB 659 Campbell

Relating to the availability of personal information of a statewide elected official or member of the legislature.

SB 686 Uresti

Relating to the authority of certain counties to impose a hotel occupancy tax.

SB 707 Birdwell

Relating to the admissibility of certain recorded statements made by child abuse victims.

SB 718 Creighton

Relating to the regulation of insurance adjusters.

SB 720 Perry

Relating to rules regarding the carcasses of certain birds or animals.

SB 725 Miles

Relating to the authority of a school district to donate food to a nonprofit organization to be served to students of the district.

SB 752 Campbell

Relating to the overseas military e-mail ballot program.

SB 753 Perry

Relating to financial accounting and reporting requirements for this state and political subdivisions of this state.

SB 775 Estes

Relating to providing information to the public and to purchasers of real property regarding the impact of military installations.

SB 869 Huffman

Relating to authorizing a beneficiary designation that transfers a motor vehicle at the owner's death.

SB 911 Huffman

Relating to the form of a marriage license and an application for a marriage license.

SB 924 Perry

Relating to informal dispute resolutions for violations of health and safety standards at certain long-term care facilities; authorizing the imposition of costs.

SB 932 Schwertner

Relating to the licensing of, the executive commissioner of the Health and Human Services Commission's duties with respect to, and the administrative penalties for certain long-term care facilities.

SB 942 Hughes

Relating to the use of municipal hotel occupancy tax revenue in certain municipalities.

SB 948 Kolkhorst

Relating to certain information provided to prospective adoptive parents by the Department of Family and Protective Services.

SB 952 Hancock

Relating to enforcement of a lien on property in a self-service storage facility by a sale conducted through an Internet website.

SB 957 Campbell

Relating to the numbering of propositions on the ballot.

SB 964 Rodríguez

Relating to the Jeff Davis County Underground Water Conservation District; authorizing a fee.

SB 976 Birdwell

Relating to the dissolution of the Falls County Water Control and Improvement District No. 1.

SB 990 Watson

Relating to the requirements for an application for a low income housing tax credit allocation from the nonprofit set-aside.

SB 1003 Hancock

Relating to the participation of deregulated telecommunications companies in the lifeline program.

SB 1006 Nichols

Relating to the eligibility of land used as an ecological laboratory for appraisal for ad valorem tax purposes as qualified open-space land.

SB 1052 Hughes

Relating to debt cancellation agreements offered in connection with certain retail installment contracts and leases for vehicles.

SB 1056 Perry

Relating to the transfer of certain probate proceedings to the county in which the executor or administrator of a decedent's estate resides.

SB 1063 Perry

Relating to the investigation of an anonymous report of suspected abuse or neglect of a child.

SB 1076 Schwertner

Relating to amounts charged to an enrollee in a health benefit plan for prescription drugs covered by the plan.

SB 1086 Seliger

Relating to the availability of certain hotel occupancy tax information.

SB 1089 Perry

Relating to the certification of food service workers.

SB 1098 Zaffirini

Relating to recordings, acknowledgments, and proofs of certain written instruments.

SB 1102 Creighton

Relating to weight limitations for natural gas motor vehicles.

SB 1105 Hinojosa

Relating to the abolishment of the used oil recycling account, deposits of used oil recycling fees, and use of the water resource management account.

SB 1119 Zaffirini

Relating to an annual report on employment positions provided through the Texas college work-study program.

SB 1136 Hinojosa

Relating to the use of municipal hotel occupancy tax revenue by certain municipalities.

SB 1145 Nichols

Relating to the deployment of advanced metering and meter information networks in certain non-ERCOT areas.

SB 1158 Miles

Relating to food managers in food establishments in certain counties.

SB 1171 Estes

Relating to the suspension and reactivation of the operation of the Texas Health Reinsurance System.

SB 1179 Nelson

Relating to purchasing and contracting practices of coordinated county transportation authorities.

SB 1193 Taylor, Van

Relating to the adoption of the Texas Revised Uniform Fiduciary Access to Digital Assets Act.

SB 1196 Kolkhorst

Relating to the declaration of a common nuisance involving a computer network or web address.

SB 1203 Perry

Relating to the issuance of subpoenas or certain other court orders with respect to an online service provider in the investigation or prosecution of certain criminal offenses.

SB 1205 Nichols

Relating to the sharing of death record information between the Department of State Health Services and the Department of Public Safety.

SB 1221 Watson

Relating to an annual report submitted to the comptroller by a municipality that imposes certain hotel occupancy taxes.

SB 1232 Huffman

Relating to the creation of the offense of bestiality.

SB 1233 Rodríguez

Relating to a writ of mandamus by a court of appeals against an associate judge in certain cases.

- SB 1238** Rodríguez
Relating to the eligibility of certain at-risk developments to receive low income housing tax credits.
- SB 1242** Rodríguez
Relating to the confidentiality of certain personal information of an applicant for or a person protected by a protective order.
- SB 1250** West
Relating to the admissibility of certain evidence in the prosecution of certain offenses involving family violence.
- SB 1264** Huffman
Relating to psychological counseling for certain grand jurors.
- SB 1269** Miles
Relating to the establishment of a task force to conduct a comprehensive study on flood control infrastructure for Harris and Galveston Counties.
- SB 1296** Huffman
Relating to the review of ballot proposition language for certain political subdivision elections.
- SB 1299** Huffman
Relating to access to criminal history record information.
- SB 1304** Perry
Relating to confidentiality, sharing, sealing, and destruction of juvenile records.
- SB 1325** Zaffirini
Relating to authorizing counties to establish public guardians to serve as guardians for certain incapacitated persons.
- SB 1346** Watson
Relating to disclosure of state agency contract information regarding administrator services for group health benefit plans.
- SB 1365** Miles
Relating to the use of municipal hotel occupancy tax revenue by certain municipalities.
- SB 1371** Menéndez
Relating to the issuance of specialty license plates to honor recipients of the Commendation Medal with Valor and Military Outstanding Volunteer Service Medal.
- SB 1376** Buckingham
Relating to a joint interim study regarding the state's response to modifications to federal health care laws.
- SB 1381** Hughes
Relating to photo identification for certain debit or credit card transactions.
- SB 1400** Campbell
Relating to state banks, state bank holding companies, and branches of foreign banks.

SB 1402 Campbell
Relating to the regulation of cemeteries and the administration of perpetual care trust funds.

SB 1403 Campbell
Relating to the regulation of money services businesses.

SB 1406 Creighton
Relating to the authority of the commissioner of insurance to request a state innovation waiver for certain small group health benefit plans of certain federal actuarial value and level of coverage requirements.

SB 1421 Estes
Relating to access to criminal history record information by the Railroad Commission of Texas.

SB 1422 Estes
Relating to the protection and use of intellectual property by the Railroad Commission of Texas.

SB 1434 Zaffirini
Relating to compensation of county auditors and assistant auditors in certain counties.

SB 1459 Hinojosa
Relating to incentives to encourage landowners to destroy, remove, or treat citrus trees located in a pest management zone.

SB 1479 Hughes
Relating to the election of the board of directors of the Panola County Groundwater Conservation District.

SB 1488 West
Relating to nonsubstantive additions to, revisions of, and corrections in enacted codes, to the nonsubstantive codification or disposition of various laws omitted from enacted codes, and to conforming codifications enacted by the 84th Legislature to other Acts of that legislature.

SB 1489 Taylor, Larry
Relating to the Gulf Coast Waste Disposal Authority.

SB 1492 Zaffirini
Relating to rules adopted by the commissioner of insurance to stabilize long-term care premium rates.

SB 1511 Perry
Relating to the state and regional water planning process and the funding of projects included in the state water plan.

SB 1517 Hancock
Relating to partnerships, limited liability companies, and other domestic and foreign entities and to series of limited liability companies and foreign entities.

SB 1518 Hancock

Relating to corporations, associations, real estate investment trusts, and related entities; authorizing fees.

SB 1519 Hancock

Relating to the definition of a public entertainment facility and the promotion, sponsorship, or advertising of an entertainment event or venue or alcoholic beverage at certain governmentally owned public entertainment facilities.

SB 1522 Nichols

Relating to the composition of the aviation advisory committee.

SB 1523 Nichols

Relating to the creation of the state safety oversight program for rail fixed guideway public transportation systems.

SB 1525 Perry

Relating to a study by the Texas Water Development Board of water needs and availability in this state.

SB 1538 Watson

Relating to the permissible uses of the floodplain management account.

SB 1541 Estes

Relating to the treatment and recycling for beneficial use of drill cuttings.

SB 1544 Kolkhorst

Relating to financial reporting requirements of regional planning commissions.

SB 1554 Kolkhorst

Relating to establishing a Federal Medicaid Funding and Reform Waivers Legislative Oversight Committee.

SB 1592 Schwertner

Relating to the amount of an administrative penalty assessed against freestanding emergency medical care facilities.

SB 1663 Huffman

Relating to contributions to, benefits from, late fees imposed by, and the administration of systems and programs administered by the Teacher Retirement System of Texas.

SB 1664 Huffman

Relating to contributions to, benefits from, membership in, and the administration of systems and programs administered by the Teacher Retirement System of Texas.

SB 1665 Huffman

Relating to the investment authority of the Teacher Retirement System of Texas.

SB 1728 Birdwell

Relating to public access to juvenile court proceedings.

SB 1735 Hughes

Relating to the repeal of certain obsolete laws governing state pensions and other similar benefits.

SB 1760 Creighton

Relating to product tastings of alcoholic beverages on certain permitted premises.

SB 1787 Hinojosa

Relating to the functions and administration of the Health and Human Services Commission and the commission's office of inspector general in relation to fraud, waste, and abuse in health and human services.

SB 1807 Huffman

Relating to the application of certain handgun license laws to certain federal and state attorneys and to the authority of those attorneys to carry certain weapons.

SB 1815 Hinojosa

Relating to the eligibility of public institutions of higher education for formula funding for health-related institutions.

SB 1823 Burton

Relating to a warrant authorizing the search of a cellular telephone or other wireless communications device.

SB 1847 Bettencourt

Relating to the correction of an ad valorem tax appraisal roll and related appraisal records.

SB 1857 Whitmire

Relating to the exchange of certain information between the Department of Family and Protective Services or certain foster care services contractors and a state or local juvenile justice agency.

SB 1875 Hinojosa

Relating to the self-directed and semi-independent status of certain agencies and the requirements applicable to, and the oversight of, those agencies.

SB 1877 Perry

Relating to sending notice of proposed contracts for highway projects by e-mail.

SB 1878 Menéndez

Relating to the service plan for the annexation by certain municipalities of territory included in an emergency services district.

SB 1897 Perry

Relating to the declaration of a local state of disaster.

SB 1924 Schwertner

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

SB 1943 Hughes

Relating to restrictive covenants regarding firearms or firearms ammunition.

SB 1954 Hughes

Relating to participation in and contributions to the optional retirement program for certain employees of institutions of higher education.

SB 1965 Creighton

Relating to enforcement of child support obligations.

SB 1966 Creighton

Relating to certain procedures for cases and orders relating to the Title IV-D agency.

SB 1969 Kolkhorst

Relating to the nonsubstantive revision of the Texas Racing Act, including conforming amendments.

SB 2110 Menéndez

Relating to the composition of the Port Authority Advisory Committee.

SB 2150 Huffman

Relating to a revocable deed that transfers real property at the transferor's death.

SB 2262 Perry

Relating to the dissolution of the Central Colorado River Authority.

SCR 8 Huffines

Designating the cannon as the official state gun of Texas.

SCR 11 Kolkhorst

Authorizing the lieutenant governor and the speaker to appoint interim joint committees.

SCR 41 Taylor, Larry

Urging Congress to direct the Department of Defense to relocate the United States Africa Command to Ellington Field Joint Reserve Base in Houston.

Respectfully,

Patsy Spaw

Secretary of the Senate