

# HOUSE JOURNAL

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EIGHTY-FIFTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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FIFTY-SIXTH DAY — TUESDAY, APRIL 25, 2017

The house met at 10:02 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 376).

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; 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; 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; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Absent — Capriglione; Dukes; Swanson.

The speaker recognized Representative Cain who introduced Bradley Cooper, senior pastor, Greater Harvest Community Church, Pasadena, who offered the invocation as follows:

Dear heavenly Father, your word says "that petitions, prayers, intercession and thanksgiving be made for all people—for kings and all those in authority, that we may live peaceful and quiet lives in all godliness and holiness. This is good, and pleases Christ our Savior." Therefore, mighty God, I come before you on behalf of the great State of Texas and pray for divine protection over this land. I ask you, Lord, to direct the hearts and minds of this governing body. Lord, make them men and women of your integrity, that they may lead a peaceful life in all righteousness.

Thank you, Lord, for this state's rich diversity and all the people these men and women represent. I pray for godly wisdom and that you continue to give them a heart to do your perfect will. Direct their votes for the benefit of your kingdom, our cities, towns, communities, and families.

Your word declares that "Blessed is the nation whose God is the Lord." We receive your blessing and declare that the people of Texas will dwell safely in this land and prosper abundantly. We give thanks to you, Lord, for our freedom in this country and pray that your word prevails mightily in the hearts and lives of all people in this great state. We now go in faith knowing you have heard our prayers. In Christ's name. Amen.

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

#### **LEAVE OF ABSENCE GRANTED**

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

Simmons on motion of Springer.

(Capriglione now present)

#### **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.

(Goldman in the chair)

#### **COMMITTEE GRANTED PERMISSION TO MEET**

Representative Deshotel requested permission for the Select Committee on Texas Ports, Innovation and Infrastructure to meet while the house is in session, at 10:30 a.m. today, in 1W.14, to consider pending business.

Permission to meet was granted.

#### **COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Select Committee on Texas Ports, Innovation and Infrastructure, 10:30 a.m. today, 1W.14, for a formal meeting, to consider pending business.

(Swanson now present)

#### **CAPITOL PHYSICIAN**

The chair recognized Representative Hinojosa who presented Dr. Erica Swegler of Austin as the "Doctor for the Day."

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

**PROVIDING FOR A CONGRATULATORY  
AND MEMORIAL CALENDAR**

Representative Lucio moved to set a congratulatory and memorial calendar for 10 a.m. Thursday, April 27.

The motion prevailed.

**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 1346** (by Flynn), Congratulating the Canton High School Agricultural Issues Forum team on reaching the state semifinals of the 2016 Texas FFA Agricultural Issues Forum.

**HR 1488** (by E. Rodriguez), Congratulating Tom "Smitty" Smith on the occasion of his retirement as director of the Texas office of Public Citizen.

**HR 1512** (by Craddick), Commending Crane Middle School on its many accomplishments.

**HR 1552** (by Vo), Recognizing World Falun Dafa Day 2017.

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.

**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).

**REGULAR ORDER OF BUSINESS SUSPENDED**

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

**HCR 116 - PREVIOUSLY ADOPTED  
(by Workman)**

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

**HCR 116**, Commemorating the 20th anniversary of the Greater Austin Crime Commission.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Workman who introduced representatives of the Greater Austin Crime Commission.

**LEAVE OF ABSENCE GRANTED**

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

Vo on motion of Bernal.

**HR 1346 - INTRODUCTION OF GUESTS**

The chair recognized Representative Flynn who introduced representatives of the Canton High School Agricultural Issues Forum team.

**ADDRESS BY REPRESENTATIVE STICKLAND**

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

Members, this is an exciting day for me, because this is what we hope to be the first annual Tongan Day at the Capitol here in Austin. For those of you that don't know, my hometown, House District 92, the city of Euless and specifically northeast Tarrant County, is the second largest concentration of folks from the Kingdom of Tonga in the world outside of the island of Tonga. They are a huge part of our community. Tongans are known for their family values. They stick together. They have large families, and they all know each other; it's pretty crazy. But in Euless, we have over 4,000 Tongans in our community now, and they have led to such diversity and bring so many great things to our community. That's why our football team at Euless Trinity High School continues to win state championships in 2005, 2007, and 2009, thanks to many of their contributions. But more than that, what they bring to our bedroom community of Hurst-Euless-Bedford is much appreciated. I look forward to showing them around their Capitol today and welcome all of you to your state Capitol. Thank you for being here.

**HR 1488 - INTRODUCTION OF GUEST**

The chair recognized Representative E. Rodriguez who introduced Tom "Smitty" Smith, former director of the Texas office of Public Citizen.

**PARLIAMENTARY INQUIRY**

REPRESENTATIVE SCHAEFER: What calendar day of the session are we on today?

CHAIR (Goldman in the chair): Today is April 25, 2017.

SCHAEFER: And counting the calendar days of the session, what day of the session are we on?

CHAIR: We're on day 106.

SCHAEFER: So we are on the 106th day of the session, is that correct, Mr. Speaker?

CHAIR: That is correct.

SCHAEFER: Are we past the first 76 calendar days of the session?

CHAIR: Yes, Mr. Schaefer.

SCHAEFER: Mr. Speaker, can we have the clerk read Rule 7, Section 45(b)?

CHAIR: That's not a proper parliamentary inquiry, Mr. Schaefer.

SCHAEFER: Are you familiar with Rule 7, Section 45(b)?

CHAIR: I'm not, Mr. Schaefer.

SCHAEFER: Is it true that Rule 7, Section 45, "Motion to Require Committee to Report," Section (b) states, "After the first 76 calendar days of a regular session, when any bill, resolution, or other paper has been in committee for 6 calendar days, exclusive of the calendar day on which it was referred, it shall be in order for a member to move that the committee be required to report the same within 7 calendar days. This motion shall require a majority vote for passage"?

CHAIR: You have accurately read that subsection, Mr. Schaefer.

SCHAEFER: Are you familiar that **HB 844** was referred to State Affairs on February 21, and if so, can it be said that **HB 844** has been in committee for more than six calendar days?

CHAIR: I'm not aware of that, Mr. Schaefer.

SCHAEFER: If our online record keeping is correct, then **HB 844**, which says that a pre-born baby may not be dismembered if the baby's heart is still beating, has been in the committee for longer than six days. Is that accurate, Mr. Speaker?

CHAIR: Mr. Schaefer, if you have a parliamentary inquiry, we are happy to entertain it. That's not a proper parliamentary inquiry.

SCHAEFER: Mr. Speaker, I move that the Committee on State Affairs be required to report **HB 844** within seven calendar days.

CHAIR: You're not recognized for that motion, Mr. Schaefer.

SCHAEFER: Are you ruling me out of order, Mr. Speaker?

CHAIR: I'm sorry, Mr. Schaefer, we didn't hear you. Can you repeat the question, please?

SCHAEFER: Mr. Speaker, is my motion out of order?

CHAIR: Yes, it is.

SCHAEFER: Rule 7, Section 45(b), says that "it shall be in order for a member to move that the committee be required to report the same within 7 calendar days."

CHAIR: We require recognition for that motion, Mr. Schaefer, and you're not recognized for that motion.

SCHAEFER: Mr. Speaker, when will I be recognized to present a motion on **HB 844**, which says that a pre-born baby may not be dismembered if the baby's heart is still beating, to be reported out of committee?

CHAIR: We'd be happy to discuss that if you come down front, Mr. Schaefer.

SCHAEFER: If the speaker is not in the chair, who is making this decision?

CHAIR: The presiding officers are making the decisions, Mr. Schaefer.

SCHAEFER: Do you know if Speaker Straus, if he were in the chair, would recognize me for that motion?

CHAIR: That's not a proper parliamentary inquiry, Mr. Schaefer.

SCHAEFER: When will I be recognized under Rule 7, Section 45, to ask that **HB 844**, which says that a pre-born baby may not be dismembered if the baby's heart is still beating, be reported out of committee?

CHAIR: That's not a proper parliamentary inquiry. You're happy to come down front and have that discussion.

**GENERAL STATE CALENDAR  
HOUSE BILLS  
THIRD READING**

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

**HB 2437 ON THIRD READING  
(by Phillips)**

**HB 2437**, A bill to be entitled An Act relating to confidentiality of reports and related information for a solvency examination of an insurance carrier.

**HB 2437** was passed by (Record 377): 121 Yeas, 21 Nays, 2 Present, not voting.

Yeas — Alonzo; Alvarado; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Dutton; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Rinaldi; Roberts; Rodriguez, J.; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; White; Wilson; Workman; Wray; Zedler; Zerwas.

Nays — Allen; Anchia; Bernal; Blanco; Coleman; Davis, Y.; Farrar; Gervin-Hawkins; Herrero; Hinojosa; Martinez; Minjarez; Moody; Muñoz; Neave; Reynolds; Rodriguez, E.; Romero; Rose; Walle; Wu.

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

Absent, Excused — Simmons; Vo.

Absent — Deshotel; Dukes; Johnson, J.; Thompson, E.

### STATEMENTS OF VOTE

When Record No. 377 was taken, I was shown voting yes. I intended to vote no.

Alonzo

When Record No. 377 was taken, I was shown voting yes. I intended to vote no.

Canales

When Record No. 377 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 377 was taken, I was shown voting yes. I intended to vote no.

Israel

When Record No. 377 was taken, I was shown voting yes. I intended to vote no.

E. Johnson

### HB 1260 ON THIRD READING (by Phelan)

**HB 1260**, A bill to be entitled An Act relating to the regulation of commercial shrimp unloading; requiring an occupational license; authorizing a fee.

**HB 1260** was passed by (Record 378): 129 Yeas, 13 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; 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; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; Klick; Krause; 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; Sanford; Schofield; Schubert; Sheffield; Shine; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Biedermann; Bohac; Cain; Fallon; Lang; Leach; Rinaldi; Schaefer; Shaheen; Stickland; Swanson; Tinderholt; Zedler.

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

Absent, Excused — Simmons; Vo.

Absent — Dukes; Hinojosa; King, T.; Koop.

### STATEMENTS OF VOTE

When Record No. 378 was taken, I was in the house but away from my desk. I would have voted yes.

Hinojosa

When Record No. 378 was taken, I was shown voting yes. I intended to vote no.

Israel

When Record No. 378 was taken, I was in the house but away from my desk. I would have voted yes.

Koop

When Record No. 378 was taken, I was excused because of important business in the district. I would have voted no.

Simmons

### HB 3075 ON THIRD READING (by Huberty)

**HB 3075**, A bill to be entitled An Act relating to excluding certain students from the computation of dropout and completion rates for purposes of public school accountability.

**HB 3075** was passed by (Record 379): 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, 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; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; 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; Smithee; Springer; Stephenson; Stickland;



Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Simmons; Vo.

Absent — Dukes; Johnson, J.

**HB 865 ON THIRD READING**  
**(by Blanco and Minjarez)**

**HB 865**, A bill to be entitled An Act relating to establishing a veterans services coordinator for the Texas Department of Criminal Justice and a veterans reentry dorm program for certain state jail defendants confined by the department.

**HB 865** was passed by (Record 380): 113 Yeas, 30 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Biedermann; Blanco; Bohac; Bonnen, D.; Burkett; Burns; Button; Cain; Canales; Capriglione; Clardy; Collier; Cook; Cortez; Cospers; Craddick; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Farrar; 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, P.; King, T.; Koop; Kuempel; Lambert; Landgraf; Larson; Longoria; Lozano; Lucio; Martinez; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Sheffield; Shine; Smithee; Springer; Stucky; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Bell; Bonnen, G.; Burrows; Cyrier; Dale; Elkins; Faircloth; Fallon; Flynn; Frank; Hefner; Isaac; Keough; Klick; Krause; Lang; Laubenberg; Leach; Metcalf; Murphy; Rinaldi; Roberts; Sanford; Schaefer; Schubert; Shaheen; Stephenson; Stickland; Swanson; Zedler.

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

Absent, Excused — Simmons; Vo.

Absent — Anderson, C.; Coleman; Dukes.

**STATEMENTS OF VOTE**

When Record No. 380 was taken, I was shown voting yes. I intended to vote no.

Capriglione

When Record No. 380 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 380 was taken, I was shown voting yes. I intended to vote no.

Springer

### **HB 670 ON THIRD READING**

**(by Canales, S. Thompson, White, Dutton, and Collier)**

**HB 670**, A bill to be entitled An Act relating to the expunction of arrest records and files relating to certain criminal offenses.

**HB 670** was passed by (Record 381): 141 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; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; 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; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Pickett; Price; Raney; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schubert; Shaheen; Sheffield; Shine; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Murr; Phillips; Schofield.

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

Absent, Excused — Simmons; Vo.

Absent — Dukes; Phelan.

### **STATEMENT OF VOTE**

When Record No. 381 was taken, I was shown voting yes. I intended to vote no.

Fallon

**HB 59 ON THIRD READING****(by Guillen)**

**HB 59**, A bill to be entitled An Act relating to certain lottery prize winners' choice to remain anonymous.

**HB 59** was passed by (Record 382): 145 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, 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; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; 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; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Simmons; Vo.

Absent — Dukes.

**HB 63 ON THIRD READING****(by S. Davis and Zerwas)**

**HB 63**, A bill to be entitled An Act relating to the operations of the Cancer Prevention and Research Institute of Texas; authorizing a fee.

**HB 63** was passed by (Record 383): 128 Yeas, 17 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Blanco; Bohac; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Larson; Laubenberg; 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; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Shine; Smithee; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Biedermann; Bonnen, D.; Bonnen, G.; Cain; Faircloth; Hefner; Keough; Krause; Lang; Leach; Phillips; Rinaldi; Schaefer; Springer; Stickland; Swanson; Tinderholt.

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

Absent, Excused — Simmons; Vo.

Absent — Dukes.

### **HB 84 ON THIRD READING** (by S. Davis and Zerwas)

**HB 84**, A bill to be entitled An Act relating to the sunset review date for the Cancer Prevention and Research Institute of Texas and the time for awarding cancer research and prevention grants.

**HB 84** was passed by (Record 384): 105 Yeas, 40 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Blanco; Burkett; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cospser; Craddick; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; 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, P.; King, T.; Koop; Kuempel; Lambert; Larson; Longoria; Lozano; Lucio; Martinez; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Ortega; Paddie; Parker; Perez; Phelan; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Sheffield; Shine; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wray; Wu; Zerwas.

Nays — Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Cain; Cyrier; Dale; Faircloth; Fallon; Frank; Hefner; Isaac; Keough; Klick; Krause; Landgraf; Lang; Laubenberg; Leach; Metcalf; Murr; Oliverson; Paul; Phillips; Rinaldi; Sanford; Schaefer; Schubert; Shaheen; Smithee; Springer; Stickland; Swanson; Tinderholt; Wilson; Workman; Zedler.

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

Absent, Excused — Simmons; Vo.

Absent — Dukes.

**STATEMENTS OF VOTE**

When Record No. 384 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 384 was taken, I was shown voting no. I intended to vote yes.

Workman

**HB 490 ON THIRD READING**

**(by R. Anderson, S. Davis, Howard, Oliverson, Bernal, et al.)**

**HB 490**, A bill to be entitled An Act relating to health benefit plan coverage of hearing aids and cochlear implants for certain individuals.

**HB 490** was passed by (Record 385): 121 Yeas, 21 Nays, 2 Present, not voting.

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

Nays — Bell; Biedermann; Bonnen, D.; Burrows; Cain; Cyrier; Dale; Hefner; Krause; Landgraf; Lang; Murr; Phillips; Rinaldi; Sanford; Schaefer; Schubert; Shaheen; Stickland; Tinderholt; Wilson.

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

Absent, Excused — Simmons; Vo.

Absent — Dukes; Fallon; Gutierrez; Schofield.

**STATEMENTS OF VOTE**

When Record No. 385 was taken, I was shown voting no. I intended to vote yes.

Bell

When Record No. 385 was taken, my vote failed to register. I would have voted yes.

Gutierrez

When Record No. 385 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 385 was taken, I was shown voting yes. I intended to vote no.

Springer

**HB 1913 ON THIRD READING**  
(by Geren)

**HB 1913**, A bill to be entitled An Act relating to the required qualifications for serving as president of the University of North Texas Health Science Center at Fort Worth and to the prohibition against the award of certain degrees by the center's governing board.

**HB 1913** was passed by (Record 386): 145 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, 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; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; 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; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Simmons; Vo.

Absent — Dukes.

**HB 1930 ON THIRD READING**  
**(by Frullo)**

**HB 1930**, A bill to be entitled An Act relating to financial accounting and reporting requirements for this state and political subdivisions of this state.

**HB 1930** was passed by (Record 387): 145 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, 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; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; 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; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Simmons; Vo.

Absent — Dukes.

**HB 92 ON THIRD READING**  
**(by Guillen)**

**HB 92**, A bill to be entitled An Act relating to the entitlement of spouses of certain veterans with disabilities to a veteran's employment preference.

Representative Guillen moved to postpone consideration of **HB 92** until the end of today's third reading general state calendar.

The motion prevailed.

**HB 481 ON THIRD READING**  
**(by K. King)**

**HB 481**, A bill to be entitled An Act relating to the recovery of overallocated state funds by the Texas Education Agency.

**HB 481** was passed by (Record 388): 135 Yeas, 10 Nays, 2 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; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; 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; Sheffield; Shine; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

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

Absent, Excused — Simmons; Vo.

Absent — Dukes.

### STATEMENTS OF VOTE

When Record No. 388 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 388 was taken, I was excused because of important business in the district. I would have voted no.

Simmons

When Record No. 388 was taken, I was shown voting yes. I intended to vote no.

Springer

### HB 2019 ON THIRD READING (by T. King, Flynn, Guillen, and Elkins)

**HB 2019**, A bill to be entitled An Act relating to the regulation of manufactured homes.

**HB 2019** was passed by (Record 389): 123 Yeas, 21 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bernal; Biedermann; Blanco; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman;



Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; 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, P.; King, T.; Klick; Koop; Kuempel; Lambert; Larson; Laubenberg; 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; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Schofield; Schubert; Shaheen; Sheffield; Shine; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Walle; White; Workman; Wray; Wu; Zerwas.

Nays — Bell; Bonnen, D.; Cain; Dale; Dean; Hefner; Isaac; Keough; Krause; Landgraf; Lang; Leach; Murr; Rinaldi; Sanford; Schaefer; Stickland; Swanson; Tinderholt; Wilson; Zedler.

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

Absent, Excused — Simmons; Vo.

Absent — Dukes; Raney.

#### STATEMENTS OF VOTE

When Record No. 389 was taken, I was shown voting yes. I intended to vote no.

Bohac

When Record No. 389 was taken, I was shown voting yes. I intended to vote no.

Metcalf

#### HB 8 ON THIRD READING

(by Capriglione, Elkins, Parker, Dale, Dean, et al.)

**HB 8**, A bill to be entitled An Act relating to cybersecurity for state agency information resources.

#### Amendment No. 1

Representative Capriglione offered the following amendment to **HB 8**:

Amend **HB 8** on third reading by striking added Section 2054.0594(b-1), Government Code.

Amendment No. 1 was adopted.

**HB 8**, as amended, was passed by (Record 390): 145 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, 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; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; 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; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Simmons; Vo.

Absent — Dukes.

### **HB 31 ON THIRD READING** **(by Larson)**

**HB 31**, A bill to be entitled An Act relating to the regulation of groundwater.

**HB 31** was passed by (Record 391): 144 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; 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; Gervin-Hawkins; Giddings; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; 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; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Absent, Excused — Simmons; Vo.

Absent — Bernal; Dukes.

### POSTPONED BUSINESS

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

#### HB 92 ON THIRD READING

(by Guillen)

**HB 92**, A bill to be entitled An Act relating to the entitlement of spouses of certain veterans with disabilities to a veteran's employment preference.

**HB 92** was read third time earlier today and was postponed until this time.

#### Amendment No. 1

Representative Uresti offered the following amendment to **HB 92**:

Amend **HB 92** on third reading (second reading engrossment), on page 1, line 17, between "100 percent" and "or", insert ", or a pending disability rating of 100 percent.".

Amendment No. 1 failed of adoption by (Record 392): 49 Yeas, 91 Nays, 2 Present, not voting.

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

Nays — Anderson, C.; Anderson, R.; Ashby; Bailes; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cook; Cospier; Craddick; Cyrier; Dale; Darby; Davis, S.; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Geren; Gooden; Hefner; Holland; Huberty; Hunter; Isaac; Kacal; Keough; King, K.; King, P.; 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.

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

Absent, Excused — Simmons; Vo.

Absent — Coleman; Dukes; Gonzales; King, T.; Pickett; Thompson, S.

**HB 92** was passed by (Record 393): 139 Yeas, 2 Nays, 2 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; Cain; Canales; Clardy; Coleman; Collier;

Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; 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; Smithee; Springer; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Biedermann; Stickland.

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

Absent, Excused — Simmons; Vo.

Absent — Capriglione; Dean; Dukes; Gonzales; Thompson, S.

#### STATEMENTS OF VOTE

When Record No. 393 was taken, I was shown voting no. I intended to vote yes.

Biedermann

When Record No. 393 was taken, I was in the house but away from my desk. I would have voted yes.

Capriglione

When Record No. 393 was taken, I was shown voting no. I intended to vote yes.

Stickland

When Record No. 393 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

#### LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today to attend a meeting of the Conference Committee on **SB 1**:

Gonzales on motion of Geren.

#### HB 2417 ON SECOND READING (by Frullo)

**HB 2417**, A bill to be entitled An Act relating to the composition of the Texas Historical Commission.

**HB 2417** was read second time on April 18 and was postponed until 10 a.m. today.

Representative Frullo moved to postpone consideration of **HB 2417** until 10 a.m. Wednesday, May 3.

The motion prevailed.

**GENERAL STATE CALENDAR  
HOUSE BILLS  
SECOND READING**

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

**CSHB 240 ON SECOND READING  
(by Hernandez)**

**CSHB 240**, A bill to be entitled An Act relating to evidence in a suit to abate certain common nuisances.

**Amendment No. 1**

Representative Schofield offered the following amendment to **CSHB 240**:

Amend **CSHB 240** (house committee printing) as follows:

(1) On page 1, line 16, strike "Subsection (a-1)" and substitute "Subsections (a-1) and (a-2)".

(2) On page 1, line 18, strike "If" and substitute "Except as provided by Subsection (a-2), if".

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

(a-2) Proof of a service in violation of Section 455.160, 455.161, or 455.204, Occupations Code, does not constitute prima facie evidence for purposes of Subsection (a-1).

Amendment No. 1 was adopted.

**Amendment No. 2**

Representative Wu offered the following amendment to **CSHB 240**:

Amend **CSHB 240** (house committee printing) as follows:

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

SECTION \_\_\_\_\_. Subchapter A, Chapter 125, Civil Practice and Remedies Code, is amended by adding Section 125.0017 to read as follows:

Sec. 125.0017. NOTICE OF ARREST FOR CERTAIN ACTIVITIES. If a law enforcement agency makes an arrest related to an activity described by Section 125.0015(a)(6) or (7) that occurs at property leased to a person operating a massage establishment as defined by Section 455.001, Occupations Code, not later than the seventh day after the date of the arrest, the law enforcement agency shall provide written notice by certified mail to the property owner of the arrest.

(2) Strike page 1, line 18, through page 2, line 1, and substitute the following:

(a-1) If the defendant is a landowner who leases real estate to a person operating a massage establishment as defined by Section 455.001, Occupations Code, proof that an activity described by Section 125.0015(a)(6) or (7) was committed at the massage establishment after notice of an arrest was provided to the landowner in accordance with Section 125.0017 is prima facie evidence that the defendant knowingly tolerated the activity.

Amendment No. 2 was adopted.

**CSHB 240**, as amended, was passed to engrossment. (Rinaldi recorded voting no.)

**HB 655 ON SECOND READING**  
**(by Clardy and J. Rodriguez)**

**HB 655**, A bill to be entitled An Act relating to the filing of a degree plan by students at public junior colleges.

**HB 655** was passed to engrossment by (Record 394): 131 Yeas, 10 Nays, 2 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; Cospere; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Moody; 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; Schaefer; Schofield; Schubert; Sheffield; Shine; Smithee; Springer; Stephenson; Stucky; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zerwas.

Nays — Biedermann; Cain; Krause; Rinaldi; Sanford; Shaheen; Stickland; Swanson; Tinderholt; Zedler.

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

Absent, Excused — Simmons; Vo.

Absent, Excused, Committee Meeting — Gonzales.

Absent — Dukes; Hinojosa; Minjarez; Morrison.

**STATEMENTS OF VOTE**

When Record No. 394 was taken, I was in the house but away from my desk. I would have voted yes.

Hinojosa

When Record No. 394 was taken, I was in the house but away from my desk. I would have voted yes.

Morrison

When Record No. 394 was taken, I was shown voting no. I intended to vote yes.

Sanford

**HB 223 ON SECOND READING**  
**(by Howard, Burkett, Bernal, Morrison, and González)**

**HB 223**, A bill to be entitled An Act relating to use of compensatory education allotment funding to provide assistance to students at risk of dropping out of school who are pregnant or who are parents.

**Amendment No. 1**

Representatives Howard, Bernal, and González offered the following amendment to **HB 223**:

Amend **HB 223** (house committee printing) as follows:

(1) On page 1, line 7, strike "Subsection (c-3)" and substitute "Subsections (c-3) and (c-4)".

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

(c-4) Not later than January 1, 2018, the commissioner shall adopt rules requiring the Public Education Information Management System (PEIMS) to include pregnancy as a reason a student withdraws from or otherwise no longer attends public school.

Amendment No. 1 was adopted.

**HB 223**, as amended, was passed to engrossment by (Record 395): 88 Yeas, 51 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Arévalo; Ashby; Bailes; Bernal; Biedermann; Blanco; Burkett; Button; Cain; Canales; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Darby; Davis, S.; Davis, Y.; Deshotel; Dutton; Farrar; Geren; Gervin-Hawkins; Giddings; González; Gooden; Guerra; Guillen; Gutierrez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.; Kacal; King, K.; King, T.; Koop; Lambert; Larson; Longoria; Lozano; Lucio; Martinez; Minjarez; Moody; Morrison; Muñoz; Neave; Nevárez; Oliveira; Ortega; Paddie; Parker; Perez; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Shine; Stephenson; Stucky; Thompson, S.; Uresti; VanDeaver; Villalba; Walle; White; Wray; Zerwas.

Nays — Anderson, R.; Bell; Bohac; Bonnen, D.; Bonnen, G.; Burns; Burrows; Capriglione; Cyrier; Dale; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Hefner; Isaac; Keough; King, P.; Klick; Krause; Kuempel; Landgraf; Lang; Laubenberg; Leach; Metcalf; Meyer; Miller; Murphy; Murr; Oliverson;

Paul; Phelan; Phillips; Rinaldi; Sanford; Schaefer; Schofield; Schubert; Shaheen; Smithee; Springer; Stickland; Swanson; Thompson, E.; Tinderholt; Wilson; Workman; Zedler.

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

Absent, Excused — Simmons; Vo.

Absent, Excused, Committee Meeting — Gonzales.

Absent — Dean; Dukes; Hernandez; Thierry; Turner; Wu.

### STATEMENTS OF VOTE

When Record No. 395 was taken, I was shown voting yes. I intended to vote no.

C. Anderson

When Record No. 395 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 395 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 395 was taken, I was shown voting no. I intended to vote yes.

Meyer

When Record No. 395 was taken, I was shown voting yes. I intended to vote no.

Paddie

When Record No. 395 was taken, I was shown voting yes. I intended to vote no.

Price

When Record No. 395 was taken, I was in the house but away from my desk. I would have voted yes.

Turner

When Record No. 395 was taken, I was shown voting yes. I intended to vote no.

Wray

### HB 180 ON SECOND READING (by Lucio)

**HB 180**, A bill to be entitled An Act relating to the review of groundwater conservation districts by the state auditor.

**HB 180** was passed to engrossment.



**REMARKS ORDERED PRINTED**

Representative Tinderholt moved to print remarks by Representative Stickland.

The motion prevailed.

Representative Tinderholt moved to print remarks between Representative Schaefer and the chair.

The motion prevailed.

**HB 2948 ON SECOND READING  
(by Larson)**

**HB 2948**, A bill to be entitled An Act relating to the state and regional water planning process.

(Speaker in the chair)

**HB 2948** was passed to engrossment.

**CSHB 473 ON SECOND READING  
(by Moody and Villalba)**

**CSHB 473**, A bill to be entitled An Act relating to the employment of certain peace officers, detention officers, county jailers, or firefighters who are injured in the course and scope of duty.

**CSHB 473** was passed to engrossment. (Hunter recorded voting no.)

**HB 51 ON SECOND READING  
(by Guillen)**

**HB 51**, A bill to be entitled An Act relating to the management of commercial oyster boats in this state.

Representative Guillen moved to postpone consideration of **HB 51** until the end of today's second reading general state calendar.

The motion prevailed.

**CSHB 2097 ON SECOND READING  
(by Geren)**

**CSHB 2097**, A bill to be entitled An Act relating to the sale of malt liquor, ale, and beer by the holder of a brewpub license.

**CSHB 2097** was passed to engrossment.

**HB 1492 ON SECOND READING  
(by Miller, et al.)**

**HB 1492**, A bill to be entitled An Act relating to the creation of the National Museum of the Pacific War museum fund.

**HB 1492** was passed to engrossment by (Record 396): 135 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; 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; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Larson; Laubenberg; Leach; Longoria; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schofield; Schubert; Shaheen; Sheffield; Shine; Smithee; Springer; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Simmons; Vo.

Absent, Excused, Committee Meeting — Gonzales.

Absent — Bohac; Dukes; Lang; Lozano; Price; Thierry.

#### STATEMENTS OF VOTE

When Record No. 396 was taken, I was in the house but away from my desk. I would have voted yes.

Bohac

When Record No. 396 was taken, I was in the house but away from my desk. I would have voted no.

Lang

#### HB 2071 ON SECOND READING (by Cook)

**HB 2071**, A bill to be entitled An Act relating to a defendant's payment of costs associated with a court-appointed counsel.

Representative Cook moved to postpone consideration of **HB 2071** until 9 a.m. Thursday, May 4.

The motion prevailed.

#### HB 3042 ON SECOND READING (by Meyer, Burkett, Button, Koop, Giddings, et al.)

**HB 3042**, A bill to be entitled An Act relating to designating July 7 as Fallen Law Enforcement Officer Day.

**HB 3042 - REMARKS**

REPRESENTATIVE MEYER: **HB 3042** designates July 7 as Fallen Law Enforcement Officer Day. Our state and nation watched in horror last summer as four Dallas police officers and one Dallas Area Rapid Transit officer lost their lives in the single largest loss of life for peace officers since September 11, 2001. Since records have been kept, Texas has lost almost 1,900 peace officers in the line of duty. **HB 3042** will honor those officers by designating a day for the entire state to recognize the ultimate sacrifice made by our state law enforcement officers.

**HB 3042** was passed to engrossment by (Record 397): 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; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; 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; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Simmons; Vo.

Absent, Excused, Committee Meeting — Gonzales.

Absent — Dukes.

**REMARKS ORDERED PRINTED**

Representative Leach moved to print remarks by Representative Meyer.

The motion prevailed.

**CSHB 2113 ON SECOND READING**

(by Goldman)

**CSHB 2113**, A bill to be entitled An Act relating to the regulation of for-profit legal service contract companies.

**Amendment No. 1**

Representative Goldman offered the following amendment to **CSHB 2113**:

Amend **CSHB 2113** (house committee report) on page 4, line 23, by striking "2017" and substituting "2019".

Amendment No. 1 was adopted.

**CSHB 2113**, as amended, was passed to engrossment.

**HB 1978 ON SECOND READING**  
**(by Sheffield)**

**HB 1978**, A bill to be entitled An Act relating to physician assistant services performed as volunteer care.

**HB 1978** was passed to engrossment.

**CSHB 1698 ON SECOND READING**  
**(by Kuempel)**

**CSHB 1698**, A bill to be entitled An Act relating to the licensing and regulation of a journeyman industrial electrician.

**CSHB 1698** was passed to engrossment.

**CSHB 965 ON SECOND READING**  
**(by Springer)**

**CSHB 965**, A bill to be entitled An Act relating to the authority of a retail public water utility to require an operator of a correctional facility to comply with water conservation measures.

**CSHB 965** was passed to engrossment.

**CSHB 561 ON SECOND READING**  
**(by Murphy)**

**CSHB 561**, A bill to be entitled An Act relating to the operation of certain vehicles used for package delivery; authorizing a fee.

**CSHB 561** was passed to engrossment.

**BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER**

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 9).

**HB 877 ON SECOND READING**  
**(by Turner)**

**HB 877**, A bill to be entitled An Act relating to prohibiting certain telemarketing calls by a credit access business.

**HB 877** failed to pass to engrossment by (Record 398): 66 Yeas, 76 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Arévalo; Ashby; Bailes; Bernal; Blanco; Button; Canales; Clardy; Coleman; Collier; Cook; Cortez; Davis, S.; Davis, Y.; Deshotel; Dutton; Farrar; Gervin-Hawkins; Giddings; González; Gooden; Guerra; Guillen; Gutierrez; Hernandez; Herrero; Howard; Hunter; Israel; Johnson, E.; Johnson, J.; Keough; King, T.; Longoria; Lozano; Martinez; Minjarez; Moody; Muñoz; Neave; Nevárez; Oliveira; Ortega; Perez; Phillips; Pickett; Raymond; Reynolds; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sheffield; Shine; Thierry; Thompson, S.; Turner; Uresti; Villalba; Walle; Wu.

Nays — Anderson, R.; Bell; Biedermann; Bohac; Bonnen, D.; Bonnen, G.; Burkett; Burns; Burrows; Cain; Capriglione; Cospers; Craddick; Cyrier; Dale; Darby; Dean; Elkins; Faircloth; Fallon; Flynn; Frank; Frullo; Goldman; Hefner; Holland; Huberty; Isaac; Kacal; King, K.; King, P.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Laubenberg; Leach; Metcalf; Meyer; Miller; Morrison; Murphy; Murr; Oliverson; Paddie; Parker; Paul; Phelan; Price; Raney; Rinaldi; Roberts; Sanford; Schaefer; Schofield; Schubert; Shaheen; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Thompson, E.; Tinderholt; VanDeaver; White; Wilson; Workman; Wray; Zedler; Zerwas.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Simmons; Vo.

Absent, Excused, Committee Meeting — Gonzales.

Absent — Dukes; Geren; Hinojosa; Lucio.

**STATEMENTS OF VOTE**

When Record No. 398 was taken, I was shown voting yes. I intended to vote no.

C. Anderson

When Record No. 398 was taken, I was shown voting yes. I intended to vote no.

Button

When Record No. 398 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 398 was taken, I was in the house but away from my desk. I would have voted yes.

Hinojosa

When Record No. 398 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 398 was taken, I was shown voting no. I intended to vote yes.

Koop

**CSHB 294 ON SECOND READING**  
(by Walle)

**CSHB 294**, A bill to be entitled An Act relating to appointment of a receiver for a water or sewer utility.

**CSHB 294** was passed to engrossment.

**CSHB 513 ON SECOND READING**  
(by S. Davis, Guillen, Burkett, and Koop)

**CSHB 513**, A bill to be entitled An Act relating to the reappraisal for ad valorem tax purposes of property damaged in a disaster.

**CSHB 513** was passed to engrossment.

**HB 682 ON SECOND READING**  
(by Wu)

**HB 682**, A bill to be entitled An Act relating to the statute of limitations for aggravated assault.

**HB 682** was passed to engrossment.

**HB 1264 ON SECOND READING**  
(by Burkett and Button)

**HB 1264**, A bill to be entitled An Act relating to the concurrent jurisdiction of certain municipal courts in certain criminal cases punishable by fine only.

**HB 1264** was passed to engrossment. (Rinaldi recorded voting no.)

**HB 1570 ON SECOND READING**  
(by Burns)

**HB 1570**, A bill to be entitled An Act relating to the enforcement of commercial motor vehicle safety standards in certain municipalities.

**HB 1570** was passed to engrossment. (Hefner and Rinaldi recorded voting no.)

**HB 1635 ON SECOND READING**  
(by Smithee)

**HB 1635**, A bill to be entitled An Act 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.

Representative Smithee moved to postpone consideration of **HB 1635** until 9:05 a.m. Wednesday, May 3.

The motion prevailed.

**CSHB 53 ON SECOND READING**  
**(by Romero and Capriglione)**

**CSHB 53**, A bill to be entitled An Act relating to certain limitations on settlement agreements with a governmental unit.

**Amendment No. 1**

Representative Romero offered the following amendment to **CSHB 53**:

Amend **CSHB 53** (house committee printing) as follows:

(1) On page 1, line 15, strike "and".

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

(2) the money that would be used to pay the settlement is:

(A) derived from taxes collected by a governmental unit;

(B) received from the state; or

(C) insurance proceeds received from an insurance policy for which the premium was paid with taxes collected by a governmental unit or money received from the state; and

(3) On page 1, line 16, strike "(2)" and substitute "(3)".

Amendment No. 1 was adopted.

**CSHB 53**, as amended, was passed to engrossment.

(Gonzales now present)

**HB 1355 ON SECOND READING**  
**(by Wray)**

**HB 1355**, A bill to be entitled An Act relating to the enforcement of commercial motor vehicle safety standards in certain municipalities.

**HB 1355** was passed to engrossment. (Hefner and Rinaldi recorded voting no.)

**CSHB 3027 ON SECOND READING**  
**(by Phelan)**

**CSHB 3027**, A bill to be entitled An Act relating to the applicability of open meetings and public information laws to regional water planning groups and their committees.

Representative Phelan moved to postpone consideration of **CSHB 3027** until 10 a.m. Tuesday, May 2.

The motion prevailed.

**HB 1428 ON SECOND READING**  
**(by Smithee)**

**HB 1428**, A bill to be entitled An Act relating to mediation of the settlement of certain out-of-network health benefit claims involving balance billing for members of the Teacher Retirement System of Texas.

**HB 1428** was passed to engrossment.

**HB 1187 ON SECOND READING**  
(by Capriglione)

**HB 1187**, A bill to be entitled An Act relating to the authority of a captive insurance company to provide reinsurance.

**HB 1187** was passed to engrossment.

**POSTPONED BUSINESS**

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

**HB 51 ON SECOND READING**  
(by Guillen)

**HB 51**, A bill to be entitled An Act relating to the management of commercial oyster boats in this state.

**HB 51** was read second time earlier today and was postponed until this time.

**Amendment No. 1**

Representative D. Bonnen offered the following amendment to **HB 51**:

Amend **HB 51** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 76.301, Parks and Wildlife Code, is amended by amending Subsections (c) and (f) and adding Subsection (h) to read as follows:

(c) A proclamation issued under Subsection (a) of this section may limit the quantity and size of oysters that may be taken, possessed, sold, or purchased and may prescribe the times, places, conditions, and means and manner of taking oysters. ~~[However, measures dealing with sale and purchase may only be implemented at first sale or exchange transaction.]~~

(f) A person who violates a proclamation issued under ~~[Subsection (a) of]~~ this subchapter ~~[section]~~ commits an offense that is a Parks and Wildlife Code Class C misdemeanor. ~~[An offense under this section is punishable by a fine of not less than \$25 nor more than \$200.]~~

(h) A proclamation of the commission under this section applies to any person who purchases oysters from the captain of a commercial oyster boat, a commercial oyster boat, or a member of the crew of a commercial oyster boat who:

(1) purchases oysters under Section 47.0091; and

(2) holds a shellfish certificate as defined by Section 436.002, Health and Safety Code.

SECTION \_\_\_\_\_. Section 76.119, Parks and Wildlife Code, is amended by adding Subsections (c) and (d) to read as follows:

(c) The captain of a vessel licensed as a commercial oyster boat shall identify the name of the captain, the vessel, and each member of the crew to each purchaser of oysters from the captain, the commercial oyster boat, or a member of the crew.



(d) A wholesale fish dealer or a person who holds a shellfish certificate who purchases oysters from a captain of a vessel licensed as a commercial oyster boat, the commercial oyster boat, or a member of the crew of a commercial oyster boat, in violation of Section 76.109, 76.112, 76.116, or this section, may not possess the oysters and is subject to any penalty prescribed by law.

Amendment No. 1 was adopted.

## **Amendment No. 2**

Representative D. Bonnen offered the following amendment to **HB 51**:

Amend **HB 51** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS accordingly:

SECTION \_\_\_\_\_. Section 76.118, Parks and Wildlife Code, is amended by amending Subsection (a) and adding Subsections (e-2) and (e-3) to read as follows:

(a) Except as provided in Subsections (b), ~~[and]~~ (c), (e-2), and (e-3) ~~[of this section]~~, a person who violates a provision of this subchapter or a regulation of the commission issued under this subchapter commits an offense that is a Class C Parks and Wildlife Code misdemeanor.

(e-2) If it is shown at the trial of a defendant, including the captain of a commercial oyster boat, a member of the crew of a commercial oyster boat, or a person who purchases oysters from the captain or a member of the crew of a commercial oyster boat, for a violation of a statute or a regulation adopted relating to oyster size that the defendant has been convicted once in the oyster season in which the offense under trial was allegedly committed of a violation of a statute or a regulation adopted relating to oyster size, the defendant is guilty of a Class B Parks and Wildlife Code misdemeanor.

(e-3) If it is shown at the trial of a defendant, including the captain of a commercial oyster boat, a member of the crew of a commercial oyster boat, or a person who purchases oysters from the captain or a member of the crew of a commercial oyster boat, for a violation of a statute or a regulation adopted relating to oyster size that the defendant was in possession of a cargo of oysters in which 30 percent or more of the oysters were less than three inches in length along an imaginary straight line through the long axis of the shell, the defendant is guilty of a Class B Parks and Wildlife Code misdemeanor.

SECTION \_\_\_\_\_. Subchapter C, Chapter 76, Parks and Wildlife Code, is amended by adding Section 76.1181 to read as follows:

Sec. 76.1181. SUSPENSION OF LICENSE. (a) For purposes of this section, "final conviction" includes a plea of guilty or nolo contendere to or the imposition of deferred adjudication for an offense.

(b) On final conviction for an offense punishable under Section 76.118(e-3), the commercial oyster boat license of the boat used in the commission of the violation is suspended for 30 days.

(c) On final conviction for an offense punishable under Section 76.118(e-3), the commercial oyster boat captain's license of the captain of the boat used in the commission of the violation is suspended for 30 days. During the period of suspension, the holder of the suspended license may not purchase a general commercial fisherman's license or a commercial oyster fisherman's license.

(d) On final conviction for an offense punishable under Section 76.118(e-3), the general commercial fisherman's license of a person who committed the violation, including the captain of a commercial oyster boat, a member of the crew of a commercial oyster boat, or a person who purchases oysters from the captain or a member of the crew of a commercial oyster boat, is suspended for 30 days. During the suspension period, the holder of the suspended license may not purchase a commercial oyster boat captain's license or a commercial oyster fisherman's license.

(e) On final conviction for an offense punishable under Section 76.118(e-3), any license issued by the department to a person that purchases oysters is suspended for 30 days. During the suspension period, the holder of the suspended license may not purchase a license issued by the department allowing the taking or purchase of oysters.

(f) A suspension period described by this section must be served during the public oyster season in which the violation occurred, unless less than 30 days remain in the public oyster season, in which case the suspension must be served at the beginning of the next public oyster season.

Amendment No. 2 was adopted.

**HB 51**, as amended, was passed to engrossment.

### COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Business and Industry, upon adjournment today, Desk 71, for a formal meeting, to consider pending business.

(Cook in the chair)

State Affairs, 4:30 p.m. today, 1W.14, for a formal meeting, to consider pending business.

### FIVE-DAY POSTING RULE SUSPENDED

Representative T. King moved to suspend the five-day posting rule to allow the Committee on Agriculture and Livestock to consider **HB 2600** at 8 a.m. tomorrow in E1.010.

The motion prevailed.

### COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Agriculture and Livestock, 8 a.m. tomorrow, E1.010, for a public hearing, to consider **HB 2600** and the previously posted agenda.

### FIVE-DAY POSTING RULE SUSPENDED

Representative Springer moved to suspend the five-day posting rule to allow the Committee on County Affairs to consider **HB 3924** at 10:30 a.m. or upon final adjournment/recess Thursday, April 27 in E2.026.

The motion prevailed.

### COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

County Affairs, 10:30 a.m. or upon final adjournment/recess Thursday, April 27, E2.026, for a public hearing, to consider **HB 3924**.

County Affairs, upon adjournment today, 3W.9, for a formal meeting, to consider pending business.

Rules and Resolutions, upon adjournment today, 1W.14, for a formal meeting, to set a calendar.

Human Services, upon adjournment today, Desk 12, for a formal meeting, to consider pending business.

Special Purpose Districts, upon adjournment today, Desk 98, for a formal meeting, to consider pending business.

Appropriations, upon adjournment today, 1W.14, for a formal meeting, to consider pending business.

### HB 3304 - RECOMMITTED

Representative Phillips moved to recommit **HB 3304** from the Committee on Calendars to the Committee on Insurance.

The motion prevailed.

### PARLIAMENTARY INQUIRY

REPRESENTATIVE SCHAEFER: Mr. Speaker, is today the 106th day, calendar day, of the session?

CHAIR (Cook in the chair): We believe that's correct.

SCHAEFER: Are you aware that **HB 844**, a bill to say that a pre-born baby may not be dismembered if the baby's heart is still beating, was reported to State Affairs on February 21?

CHAIR: Mr. Schaefer, we've already discussed this this morning.

SCHAEFER: I move that pursuant to Rule 7, Section 45(b), that we take a vote on reporting **HB 844**, which says that a pre-born baby may not be dismembered if its heart is still beating, out of committee.

CHAIR: You're not recognized for that motion.

SCHAEFER: When will you recognize me for that motion?

CHAIR: Representative Schaefer, if you'll come down front, we'll be happy to discuss that with you.

SCHAEFER: Doesn't the rule say "shall be in order"?

CHAIR: Even if the motion is in order, it still requires recognition.

(Morrison in the chair)

### REMARKS ORDERED PRINTED

Representative Isaac moved to print remarks between Representative Larson and Representative Isaac on **CSHB 31** on April 24.

The motion prevailed.

### FIVE-DAY POSTING RULE SUSPENDED

Representative Lozano moved to suspend the five-day posting rule to allow the Committee on Higher Education to consider **HB 493, HB 654, HB 796, HB 971, HB 973, HB 1007, HB 1192, HB 1212, HB 1369, HB 1563, HB 1580, HB 1828, HB 2156, HB 2421, HB 2478, HB 2988, HB 2996, HB 3179, HB 3766, HB 3775, HB 4092, and HB 4276** at 10:30 a.m. or upon final adjournment/recess Thursday, April 27 in E2.030.

The motion prevailed.

### COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Higher Education, 10:30 a.m. or upon final adjournment/recess Thursday, April 27, E2.030, for a public hearing, to consider **HB 493, HB 654, HB 796, HB 971, HB 973, HB 1007, HB 1192, HB 1212, HB 1369, HB 1563, HB 1580, HB 1828, HB 2156, HB 2421, HB 2478, HB 2988, HB 2996, HB 3179, HB 3766, HB 3775, HB 4092, and HB 4276**.

### ADJOURNMENT

Representative Alonzo moved that the house adjourn until 10 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 12:28 p.m., adjourned until 10 a.m. tomorrow.

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### ADDENDUM

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### SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

**Senate List No. 9**

**SB 492, SB 550**

### MESSAGES FROM THE SENATE

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

**Message No. 1**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Tuesday, April 25, 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 544** Lucio  
Relating to required training for veterans county service officers and assistant veterans county service officers.

**SB 715** Campbell  
Relating to municipal annexation.

**SB 907** Birdwell  
Relating to the definition of the least restrictive environment for the placement of children in foster care.

**SB 949** Kolkhorst  
Relating to a limitation on the amount of attorney's fees awarded in a case assigned to a special three-judge district court.

**SB 975** Birdwell  
Relating to the security of high-speed rail operated by a private entity.

**SB 1073** Hancock  
Relating to registration statement and reporting requirements of insurers in an insurance holding company system.

**SB 1147** Watson  
Relating to the establishment of the Texas State Music Museum and Texas Music Foundation; authorizing fees.

**SB 1187** West  
Relating to the offense of operating a motor vehicle without financial responsibility.

**SB 1253** West  
Relating to the electronic recording and admissibility of certain custodial interrogations.

**SB 1326** Zaffirini  
Relating to procedures regarding criminal defendants who are or may be persons with a mental illness or an intellectual disability.

**SB 1658** Taylor, Larry  
Relating to the ownership, sale, lease, and disposition of property and management of assets of an open-enrollment charter school.

**SB 1743** Zaffirini

Relating to transferring the Office for the Prevention of Developmental Disabilities to The University of Texas at Austin and renaming the office the Office for Healthy Children.

**SB 2065** Hancock  
Relating to the licensing and regulation of certain occupations and activities.

**SB 2080** Taylor, Larry  
Relating to a requirement that school districts and open-enrollment charter schools report certain information regarding children with disabilities who reside in residential facilities.

**SCR 24** Perry  
Urging the United States Congress to continue joint federal-state funding of Texas Medicaid while transferring administration of the program to the Texas Legislature.

Respectfully,  
Patsy Spaw  
Secretary of the Senate

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## APPENDIX

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### STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

**April 24**

Agriculture and Livestock - **HB 1730, HB 2484, HB 2567, HB 3063, HB 3227, HB 3664, HB 3952, SB 1172**

Appropriations - **HB 579, SB 532**

Corrections - **HB 1505, HB 2468, HB 2883, HB 2888, HB 3130, HB 3829**

County Affairs - **HB 1288, HB 1409, HB 1837, HB 2762, HB 3504, HB 3783, HB 4114, HB 4330, SB 988**

Criminal Jurisprudence - **HB 1848, HB 1904, HB 2283, HB 2529, HB 2583**

Culture, Recreation, and Tourism - **HB 210, HB 1359, HB 2079**

Defense and Veterans' Affairs - **HB 864, HB 1276, HB 1860, HB 2154, HB 3521, HB 3567**

Economic and Small Business Development - **HB 374, HB 3488, HB 3772**

Energy Resources - **HB 2819, SB 1305**

Government Transparency and Operation - **HB 3492**

Human Services - **HB 1542**

Insurance - **HB 1566, HB 1649, HB 2491, HB 2492, HB 3102, HB 3124, HB 3370**

Investments and Financial Services - **HB 2339, HB 2822, HB 3082, HB 3336, HB 3342, HB 3921**

Judiciary and Civil Jurisprudence - **HB 45, HB 214, HB 1463, HB 1753**

Juvenile Justice and Family Issues - **HB 834, HB 1501, HB 1968, HB 2021**

Licensing and Administrative Procedures - **HB 986, HB 3307**

Pensions - **HB 3158, HB 3263, HB 4035**

Public Education - **HB 22, HB 23, HB 467, HB 639, HB 1076, HB 1081, HB 1336, HB 1342, HB 1540, HB 1556, HB 1776, HB 2051, HB 2614, HB 3145, HB 3318, HB 3369, HB 3381, HB 3593**

Public Health - **HB 492, HB 785, HB 1155, HB 3885, HB 4237**

Special Purpose Districts - **HB 1056, HB 1207, HB 1208, HB 2031, HB 2566**

State and Federal Power and Responsibility, Select - **HCR 82, HCR 101**

State Affairs - **HB 434, HB 787, HB 1290, HB 1450**

Transportation - **HB 263, HB 938, HB 1028, HB 1303, HB 1789, HB 2065, HB 2646, HB 2663, HB 2774, HB 3445, HB 3550, HB 3551, HB 3591, HB 3657**

Urban Affairs - **HB 2435, HB 2672, HB 3015**

#### **RECOMMENDATIONS FILED WITH THE SPEAKER**

**April 24 - HB 3136, HB 3173, HB 3219, HB 4268, HB 4283, HB 4285, HB 4286, HB 4287, HB 4290**

