

HOUSE JOURNAL

EIGHTY-FIFTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

SIXTY-SIXTH DAY (CONTINUED) — TUESDAY, MAY 9, 2017

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

The roll of the house was called and a quorum was announced present (Record 1043).

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; Cospers; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; Gonzales; González; Gooden; Guerra; Guillen; Gutierrez; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; 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 — Dukes; Laubenberg; Murr.

The speaker recognized Representative Krause who introduced Nathan Tucker, senior pastor, Alliance Community Fellowship, Fort Worth, who offered the invocation as follows:

Lord, we come before you today to give you thanks for the men and women who fill this chamber and have raised their hands in service to you as they represent us. We thank you for their service today as they work diligently to keep the great State of Texas strong. We ask for strength, guidance, and protection for Governor Abbott, President Trump, and all who serve us as elected officials. We also thank you for our men and women in uniform who blanket this globe protecting us and our freedoms. Most of all we thank you for your son, our Savior, who gives us love, life, and liberty. Guide each proceeding and bless each decision today with your wisdom and grace. Remind us that your word teaches us, "Blessed is the nation whose God is the Lord." We offer this prayer in the most powerful and precious name. Amen.

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

(Murr now present)

(Roberts in the chair)

CAPITOL PHYSICIAN

The chair recognized Representative Bernal who presented Dr. Stuti Nagpal of San Antonio as the "Doctor for the Day."

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

(Cyrier in the chair)

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, House List No. 17).

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 1919 (by Burkett), Commending the Governor William P. Clements Jr. Scholars for their service to the State of Texas.

HR 1937 (by Turner), Commemorating the 35th anniversary of the Xi Theta Omega chapter of Alpha Kappa Alpha Sorority Incorporated in Arlington.

HR 1940 (by Button), Congratulating Richard Briley on his retirement as managing director of Health and Code Compliance for the City of Garland.

HR 1952 (by Dutton), Congratulating LaTreshia Hamilton on her graduation from the Loyola University New Orleans College of Law.

HR 1959 (by Ashby), Congratulating Mary Ann Whiteker on her retirement as superintendent of Hudson Independent School District.

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.

SCR 43 - PREVIOUSLY ADOPTED (Morrison and Hunter - House Sponsors)

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

SCR 43, Recognizing Ginger Fagan for her contributions to this state.

INTRODUCTION OF GUESTS

The chair recognized Representative Morrison who introduced the Honorable Ginger Fagan and members of her family.

LEAVE OF ABSENCE GRANTED

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

Laubenberg on motion of Koop.

COMMITTEE GRANTED PERMISSION TO MEET

Representative P. King requested permission for the Committee on Homeland Security and Public Safety to meet while the house is in session, at 10:30 a.m. today, in 3W.9, to consider pending business.

Permission to meet was granted.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Homeland Security and Public Safety, 10:30 a.m. today, 3W.9, for a formal meeting, to consider pending business.

HR 1830 - INTRODUCTION OF GUESTS

The chair recognized Representative Minjarez who introduced representatives of the Latina Leadership Institute program of the San Antonio Hispanic Chamber of Commerce.

LEAVE OF ABSENCE GRANTED

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

Longoria on motion of Geren.

(Paddie in the chair)

HOUSE AT EASE

At 10:45 a.m., the chair announced that the house would stand at ease.

(Speaker pro tempore in the chair)

The chair called the house to order at 11:08 a.m.

**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:

CSHB 349 (by Canales and Capriglione), A bill to be entitled An Act relating to the disclosure under the public information law of certain information related to parades, concerts, or other entertainment events open to the general public that are paid for with public funds.

CSHB 493 (by Perez, Button, Murphy, Clardy, and Blanco), A bill to be entitled An Act relating to reporting requirements for the College Credit for Heroes program.

SB 417 (Lucio and Vo - House Sponsors), in lieu of **HB 647**, A bill to be entitled An Act relating to notice to policyholders and agents of certain changes to property and casualty insurance policies. (Biedermann and Tinderholt recorded voting no.)

Representative Lucio moved to lay **HB 647** on the table subject to call, and the motion prevailed.

HB 654 (by Clardy, et al.), A bill to be entitled An Act relating to the elimination of certain formula funding and dropped course restrictions for returning adult students at public institutions of higher education and to the tuition rate that may be charged to those students for certain excessive undergraduate hours. (Biedermann and Tinderholt recorded voting no.)

CSHB 658 (by Bernal), A bill to be entitled An Act relating to priority voting for voters with certain disabilities substantially impairing mobility.

CSHB 674 (by E. Johnson and Giddings), A bill to be entitled An Act relating to the suspension of a student enrolled in a grade level below grade three from public school. (Biedermann, G. Bonnen, Burrows, Fallon, Goldman, Rinaldi, Simmons, Springer, Tinderholt, and Zedler recorded voting no.) (Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

SB 160 (Wu, Huberty, Bernal, Allen, K. King, et al. - House Sponsors), in lieu of **HB 713**, A bill to be entitled An Act relating to a prohibition of a monitoring system performance indicator based solely on the number or percentage of students receiving special education services.

HB 796 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

Representative Wu moved to lay **HB 713** on the table subject to call, and the motion prevailed.

(Longoria now present)

CSHB 804 (by Dale), A bill to be entitled An Act relating to the entitlement of a lessee of property who is required to pay the ad valorem taxes on the property to receive notice of the appraised value of the property.

HB 867 (by Villalba, Leach, et al.), A bill to be entitled An Act relating to school marshals for private schools. (Biedermann, Cain, Lang, Leach, Schaefer, and Tinderholt recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 867 - REMARKS

REPRESENTATIVE STICKLAND: Representative Villalba, number one, I appreciate some of the work you've done on this issue in past sessions. I've supported your bills in the past. I do have some questions on your bill.

REPRESENTATIVE VILLALBA: Representative, I'm yielding the front microphone to you at this moment so you can come to the front. If you want to talk for 10 minutes, you can do that.

STICKLAND: That's not my intent. I have questions on the bill. Representative, number one, can you explain what this bill does exactly?

VILLALBA: So as you recall, I think you were an author on the bill, we instituted the School Marshal Program in Texas public schools two sessions ago. The School Marshal Program provides for peace officers to be in the schools so they can activate during a time of crisis, say an active shooter situation. They are armed guards. They are undercover, and they have the ability to act in a moment of crisis. We extended the program into the junior colleges last year, and then this, at the request of private schools, was requested to be implemented in the private schools. It's permissive. It's not a mandate. Only if they choose to participate in the program will they participate.

STICKLAND: And I believe I supported both of those bills in the past.

VILLALBA: Yes, you did.

STICKLAND: I'll tell you, I have two concerns maybe you can alleviate for me. Number one, are you familiar what all falls under the label of private school in the State of Texas and our legal definitions?

VILLALBA: It includes homeschooling, yes.

STICKLAND: It includes homeschools?

VILLALBA: Right.

STICKLAND: That's a bit of where my concerns are, because there has, as in the past, been some regulations involved and some different requirements.

VILLALBA: This is a permissive program, Mr. Stickland. There's no requirement that they participate in this.

STICKLAND: I understand it's permissive now.

VILLALBA: Well, this legislation does not change that. There's no requirement that anyone engage in this program. It's only if they want to. Actually, the public schools came to me this session asking for this. This is their number one bill.

STICKLAND: The public schools?

VILLALBA: The private schools. This is their number one bill. Representative Leach is my joint author on this. He has worked tirelessly to make sure that we can implement this program into the private schools this session.

STICKLAND: Okay, and can you talk specifically on page 3, lines 5 through 27?

VILLALBA: Okay—on page 3, line 5.

STICKLAND: Lines 5 through 27—(c), (d), (e), and (f). These seem like—what are we trying to accomplish here?

VILLALBA: This language here, and why there is so much underlined text, it just mirrors the language that we currently have in the existing program. There's intended to be no restrictions other than with respect to what a school marshal can and cannot do.

STICKLAND: Okay, but we're kind of opening that up to where they can come up with their own policies?

VILLALBA: No, that's not what this legislation does. It's very specific.

STICKLAND: Line 7 says, "but only in the manner provided by written regulations adopted by the governing body." I assume that is—?

VILLALBA: TCOLE.

STICKLAND: Okay, and do they already have those written?

VILLALBA: They do.

STICKLAND: And do they currently have the jurisdiction to change that themselves at anytime or do we have jurisdiction over that policy?

VILLALBA: Only the rules and regulations—for instance, there's a concept of ammunition that we use in the guns, frangible ammunition. TCOLE would have the ability to determine what kind is the most safe ammunition for these kinds of guns. So that's the kind of regulation we're talking about. We're not talking about a wholesale regulation on an existing program.

STICKLAND: Okay, but for the purposes of legislative intent, Mr. Villalba, this is permissive.

VILLALBA: Yes, absolutely.

STICKLAND: No one is required to do this.

VILLALBA: No, not at all.

STICKLAND: It is not your intention to regulate anything to do with Texas homeschool families or any co-op groups that they may be involved in or regulation at their house which may be considered a schoolhouse, correct?

VILLALBA: That is absolutely correct.

REMARKS ORDERED PRINTED

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

The motion prevailed.

SB 160 - HOUSE SPONSORS AUTHORIZED

On motion of Representative Wu, Representatives Huberty, Bernal, Allen, K. King, and Koop were authorized as house sponsors to **SB 160**.

CSHB 902 (by Nevárez), A bill to be entitled An Act relating to the use by certain municipalities of hotel occupancy tax revenue to improve or expand certain airports. (Biedermann, Shaheen, Stickland, and Tinderholt recorded voting no.)

HB 917 (by Schubert), A bill to be entitled An Act relating to the designation of a portion of State Highway 95 in Lavaca County as the Sergeant David M. Furrh Memorial Highway.

HB 918 (by Schubert), A bill to be entitled An Act relating to the designation of a portion of Alternate United States Highway 90 in Lavaca County as the Sheriff Ronnie Dodds Memorial Highway.

CSHB 995 (by Wray and Guillen), A bill to be entitled An Act relating to the form and revocation of medical powers of attorney.

SB 495 (S. Thompson - House Sponsor), in lieu of **HB 1080**, A bill to be entitled An Act relating to certain procedural measures in a suit affecting a parent-child relationship to protect a child against child neglect or physical or sexual abuse.

Amendment No. 1

Representative S. Thompson offered the following amendment to **SB 495**:

Amend **SB 495** (house committee printing) as follows:

(1) On page 1, line 12, strike "child neglect or physical or sexual abuse" and substitute "child neglect or ~~[physical or sexual]~~ abuse or family violence".

(2) On page 1, strike lines 14 through 22 and substitute the following:

(1) that parent; or

(2) any person who resides in that parent's household or who is permitted by that parent to have unsupervised access to the child during that parent's periods of possession of or access to the child ~~[directed against the other parent, a spouse, or a child].~~

(3) On page 1, line 24, through page 2, line 1, strike "child neglect or physical or sexual abuse" and substitute "child neglect or ~~[physical or sexual]~~ abuse or family violence".

(4) On page 2, strike lines 8 through 11 and substitute the following:

(1) "Abuse" and "neglect" have the meanings assigned by Section 261.001.

(2) "Family violence" has the meaning assigned by Section 71.004.

Amendment No. 1 was adopted.

Representative S. Thompson moved to lay **HB 1080** on the table subject to call, and the motion prevailed.

CSHB 1111 (by S. Thompson), A bill to be entitled An Act relating to the child safety zone applicable to a person released on parole or to mandatory supervision. (Phillips recorded voting no.)

HB 1145 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 1158 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 1207 (by Gooden), A bill to be entitled An Act relating to the powers and duties of the Kaufman County Fresh Water Supply District No. 1-A; providing authority to issue bonds, impose a tax, and levy assessments. (G. Bonnen, Burrows, Fallon, Goldman, Shaheen, Simmons, and Stickland recorded voting no.)

CSHB 1208 (by Gooden), A bill to be entitled An Act relating to the powers and duties of the Kaufman County Fresh Water Supply District No. 1-D; providing authority to issue bonds, impose a tax, and levy assessments. (G. Bonnen, Burrows, Fallon, Goldman, Shaheen, Simmons, and Stickland recorded voting no.)

HB 1256 (by Kacal), A bill to be entitled An Act relating to the issuance of Blessed are the Peacemakers specialty license plates.

HB 1278 (by Dutton), A bill to be entitled An Act relating to availability of personal information of certain current and former prosecutors. (Phillips recorded voting no.)

SB 617 (Wray - House Sponsor), in lieu of **HB 1354**, A bill to be entitled An Act relating to trusts.

Representative Wray moved to lay **HB 1354** on the table subject to call, and the motion prevailed.

HB 1369 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

NOTICE GIVEN

At 12:19 p.m., pursuant to the provisions of Rule 14, Section 4 of the House Rules, the speaker announced that Representative S. Thompson would, in one hour, move to suspend all necessary rules for the local, consent, and resolutions calendar.

SB 671 (Guillen - House Sponsor), in lieu of **HB 1451**, A bill to be entitled An Act relating to the public high school graduation credit requirements for a language other than English. (Biedermann, Cain, Leach, Rinaldi, Schaefer, Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

Representative Guillen moved to lay **HB 1451** on the table subject to call, and the motion prevailed.

HB 1553 (by Lozano), A bill to be entitled An Act relating to permitting a school district that has failed to satisfy performance standards to partner with an institution of higher education to improve district performance. (Biedermann, Cain, and Tinderholt recorded voting no.)

HB 1595 (by Bohac), A bill to be entitled An Act relating to the dates to provide a ballot by mail to a voter.

CSSB 622 (Lozano - House Sponsor), in lieu of **HB 1596**, A bill to be entitled An Act relating to itemizing certain public notice expenditures in certain political subdivision budgets.

Representative Lozano moved to lay **HB 1596** on the table subject to call, and the motion prevailed.

CSHB 1640 (by Vo and Bernal), A bill to be entitled An Act relating to ensuring continuity of education for homeless children and foster care youth and access to higher education, career information, and skills certification for foster care youth and former foster care youth. (C. Anderson, Biedermann, Cain, Flynn, Murphy, and Tinderholt recorded voting no.) (Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

CSHB 1656 (by Israel, Workman, E. Rodriguez, et al.), A bill to be entitled An Act relating to the operation of a public transit motor bus by certain mass transit entities on an improved shoulder. (Rinaldi and Zedler recorded voting no.)

CSHB 1764 (by Israel), A bill to be entitled An Act relating to the operation of metropolitan rapid transit authorities. (Biedermann, Cain, Leach, Rinaldi, Schaefer, Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

SB 1365 (Reynolds - House Sponsor), in lieu of **HB 1806**, A bill to be entitled An Act relating to the use of municipal hotel occupancy tax revenue by certain municipalities. (G. Bonnen, Burrows, Fallon, Goldman, Shaheen, Simmons, and Stickland recorded voting no.)

Representative Reynolds moved to lay **HB 1806** on the table subject to call, and the motion prevailed.

HB 2010 (by G. Bonnen), A bill to be entitled An Act relating to providing workplace safety training information for use in the public school curriculum. (Biedermann, Cain, and Tinderholt recorded voting no.)

HB 2015 (by Paul, Faircloth, et al.), A bill to be entitled An Act relating to the disclosure of certain registration information by the voter registrar.

CSHB 2025 (by Y. Davis), A bill to be entitled An Act relating to staffing requirements for certain facilities that provide care to persons with Alzheimer's disease or related disorders; authorizing an administrative penalty. (Biedermann, G. Bonnen, Burrows, Cain, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Springer, Tinderholt, and Zedler recorded voting no.) (Krause and Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

SB 1494 (Oliveira - House Sponsor), in lieu of **HB 2058**, A bill to be entitled An Act relating to preauthorization and concurrent review of certain health care services under the workers' compensation system.

Representative Oliveira moved to lay **HB 2058** on the table subject to call, and the motion prevailed.

HB 2115 (by Klick, et al.), A bill to be entitled An Act relating to the issuance of specialty license plates for persons who serve or have served in the Third United States Infantry Regiment as a guard for the Tomb of the Unknown Soldier.

HB 2157 (by Miller), A bill to be entitled An Act relating to the requirements for a candidate's application or petition for a place on the ballot. (Biedermann, Cain, Lang, Leach, Rinaldi, Schaefer, Stickland, Tinderholt, and Zedler recorded voting no.)

Amendment No. 1

Representative Miller offered the following amendment to **HB 2157**:

Amend **HB 2157** (house committee printing) as follows:

(1) Strike the recital to SECTION 2 of the bill on page 3, lines 2 through 3, and substitute the following:

Section 141.065, Election Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(2) On page 3, between lines 13 and 14, insert the following:

(c) A single notarized affidavit by any person who obtained signatures is valid for all signatures gathered by the person if the date of notarization is on or after the date of the last signature obtained by the person.

Amendment No. 1 was adopted.

HB 2159 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, Rinaldi, Tinderholt, Stickland, and Biedermann.)

HB 2214 (by Schofield), A bill to be entitled An Act relating to cemeteries in certain municipalities.

SB 945 (Murphy - House Sponsor), in lieu of **HB 2227**, A bill to be entitled An Act relating to the authority of the chief appraiser of an appraisal district to correct an ad valorem tax appraisal roll.

Representative Murphy moved to lay **HB 2227** on the table subject to call, and the motion prevailed.

HB 2248 (by Guerra), A bill to be entitled An Act relating to the procedure for adoption by a state agency of rules that may have an adverse economic effect on small businesses and micro-businesses. (Biedermann and Tinderholt recorded voting no.)

CSSB 559 (Darby - House Sponsor), in lieu of **HB 2281**, A bill to be entitled An Act relating to the miscellaneous gross receipts tax on utility companies. (Biedermann, Cain, Leach, Schaefer, and Tinderholt recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

Representative Darby moved to lay **HB 2281** on the table subject to call, and the motion prevailed.

HB 2304 (by Guillen), A bill to be entitled An Act relating to the hours of instruction provided in barbering and cosmetology schools. (Biedermann and Tinderholt recorded voting no.)

CSHB 2323 (by Israel), A bill to be entitled An Act relating to the filing period for a place on the ballot in a special election to fill a vacancy.

HB 2324 (by Israel), A bill to be entitled An Act relating to the deadline for volunteer deputy registrars to submit voter registration applications.

HB 2358 (by Metcalf, Bell, Keough, Perez, and Murphy), A bill to be entitled An Act relating to the affidavit of a voter in a confirmation election for a water district. (Rinaldi and Zedler recorded voting no.)

HB 2388 (by Herrero), A bill to be entitled An Act relating to the designation of a portion of Farm-to-Market Road 666 in Nueces County as the Kollyn Barton Memorial Highway.

HB 2405 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: Rinaldi, Stickland, Tinderholt, Swanson, and Shaheen.)

CSHB 2410 (by Israel and Laubenberg), A bill to be entitled An Act relating to the authority to conduct a runoff primary election by mail in certain counties. (Biedermann, G. Bonnen, Burrows, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Springer, Tinderholt, and Zedler recorded voting no.) (Krause and Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 2418 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 2430 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: Schaefer, Stickland, Tinderholt, Biedermann, and Shaheen.)

(Dukes now present)

HB 2432 (by Raney), A bill to be entitled An Act relating to the establishment of a university system center located in Brazos County as part of The Texas A&M University System.

HB 2443 (by González), A bill to be entitled An Act relating to the electronic submission of a wage claim to the Texas Workforce Commission.

CSHB 2458 (by Price), A bill to be entitled An Act relating to the authority of a magistrate to issue a search warrant to collect a blood specimen from a person arrested for certain intoxication offenses. (Cain, Rinaldi, 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 2480 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: Shaheen, Stickland, Tinderholt, Swanson, and Rinaldi.)

CSSB 1541 (Lambert and P. King - House Sponsors), in lieu of **HB 2488**, A bill to be entitled An Act relating to the treatment and recycling for beneficial use of drill cuttings.

Representative Lambert moved to lay **HB 2488** on the table subject to call, and the motion prevailed.

HB 2537 (by Guerra), A bill to be entitled An Act relating to requiring public schools to provide information to certain students on the availability of financial assistance for postsecondary education.

CSHB 2559 (by Reynolds), A bill to be entitled An Act relating to public inspection of mail ballot applications. (Simmons and Springer recorded voting no.)

HB 2570 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 2586 (by S. Thompson, Collier, Villalba, Geren, and Gooden), A bill to be entitled An Act relating to the electronic filing of bail bonds.

HB 2614 (by Huberty), A bill to be entitled An Act relating to school district discretion to administer college preparation assessment instruments to public school students at state cost. (Cain recorded voting no.)

SB 1203 (S. Thompson - House Sponsor), in lieu of **HB 2622**, A bill to be entitled An Act 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.

Representative S. Thompson moved to lay **HB 2622** on the table subject to call, and the motion prevailed.

CSHB 2623 (by Allen and S. Thompson), A bill to be entitled An Act relating to requiring school districts and certain facilities to assist students in making the transition back to school after certain prolonged placements outside of school. (Biedermann, G. Bonnen, Burrows, Fallon, Goldman, Simmons, Springer, and Tinderholt recorded voting no.) (Parker and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 2629 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Calendars.

SB 1422 (Gonzales - House Sponsor), in lieu of **HB 2638**, A bill to be entitled An Act relating to the protection and use of intellectual property by the Railroad Commission of Texas. (Leach, Rinaldi, Schaefer, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

Representative Gonzales moved to lay **HB 2638** on the table subject to call, and the motion prevailed.

HB 2700 (by Hunter), A bill to be entitled An Act relating to the issuance of childhood cancer awareness license plates.

CSHB 2725 (by González), A bill to be entitled An Act relating to the composition of the board of directors of a stormwater control and recapture planning authority in certain counties.

HB 2738 (by Hernandez), A bill to be entitled An Act relating to the hours of instruction provided in barbering and cosmetology schools. (Cain recorded voting no.)

SB 1229 (Reynolds - House Sponsor), in lieu of **HB 2763**, A bill to be entitled An Act relating to solid waste services and solid waste management programs in the extraterritorial jurisdiction of municipalities in certain counties; authorizing penalties. (Leach, Rinaldi, Schaefer, Stickland, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

Representative Gervin-Hawkins moved to lay **HB 2763** on the table subject to call, and the motion prevailed.

CSHB 2812 (by Oliverson and White), A bill to be entitled An Act relating to the use of certain lighting equipment on security patrol vehicles. (Cain recorded voting no.)

SB 1402 (Dean and Parker - House Sponsors), in lieu of **HB 2821**, A bill to be entitled An Act relating to the regulation of cemeteries and the administration of perpetual care trust funds.

Representative Dean moved to lay **HB 2821** on the table subject to call, and the motion prevailed.

SB 1517 (Oliveira - House Sponsor), in lieu of **HB 2826**, A bill to be entitled An Act relating to partnerships, limited liability companies, and other domestic and foreign entities and to series of limited liability companies and foreign entities.

Representative Oliveira moved to lay **HB 2826** on the table subject to call, and the motion prevailed.

SB 1518 (Oliveira - House Sponsor), in lieu of **HB 2827**, A bill to be entitled An Act relating to corporations, associations, real estate investment trusts, and related entities; authorizing fees. (G. Bonnen, Burrows, Fallon, Goldman, and Simmons recorded voting no.)

Representative Oliveira moved to lay **HB 2827** on the table subject to call, and the motion prevailed.

HB 2831 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: Lang, Stickland, Tinderholt, Biedermann, and Rinaldi.)

CSHB 2837 (by Dean), A bill to be entitled An Act relating to removal of deceased voters from voter rolls.

CSHB 2856 (by Villalba), A bill to be entitled An Act relating to names of domestic and foreign filing entities for transacting business in this state.

SB 1246 (Ortega - House Sponsor), in lieu of **HB 2869**, A bill to be entitled An Act relating to the salary of a bailiff in El Paso County.

Representative Ortega moved to lay **HB 2869** on the table subject to call, and the motion prevailed.

CSHB 2875 (by Guillen), A bill to be entitled An Act relating to the imposition of additional fees for filing civil cases in Willacy County and Starr County. (Biedermann and Tinderholt recorded voting no.)

HB 2884 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: Shaheen, Stickland, Tinderholt, Biedermann, and Rinaldi.)

CSHB 2911 (by Lucio), A bill to be entitled An Act relating to a reemployment program as a condition of community supervision for certain veterans who commit a misdemeanor offense. (Biedermann, Leach, Murphy, Schaefer, and Tinderholt recorded voting no.) (Krause and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

CSHB 2925 (by Shine), A bill to be entitled An Act relating to the administration of gasoline and diesel fuel motor fuels taxes and the fee on the delivery of certain petroleum products. (Biedermann, Cain, Lang, Leach, Schaefer, and Stickland recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

CSHB 2937 (by Canales, Lozano, Longoria, Guerra, and Lucio), A bill to be entitled An Act relating to the establishment of a pilot program under which a licensed hospital may offer dual credit courses to public high school students. (Flynn, Leach, Murphy, Schaefer, and Tinderholt recorded voting no.) (Krause and Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

Amendment No. 1

Representative Canales offered the following amendment to **CSHB 2937**:

Amend **CSHB 2937** (house committee report) as follows:

(1) On page 1, line 13, strike "one licensed hospital" and substitute "up to three licensed hospitals".

(2) On page 1, line 14, strike "The hospital" and substitute "Each hospital selected".

(3) On page 2, lines 2 and 10, strike "The" and substitute "A" in each instance it appears.

(4) On page 2, line 21, through page 3, line 5, strike Subsections (e) and (f) and substitute the following appropriately lettered subsections:

() A student enrolled in a dual credit course offered under the pilot program is entitled to the benefits of the Foundation School Program for the time spent by the student on that course, in accordance with rules adopted by the commissioner.

() A student may not be charged for tuition, fees, or required textbooks or other instructional materials for a dual credit course offered under the pilot program. The school district in which the student is enrolled is responsible for the cost of the student's tuition, fees, or required textbooks or other instructional materials for that course to the extent that those amounts are not waived by the licensed hospital offering the course.

Amendment No. 1 was adopted.

CSHB 2960 (by Parker, Meyer, Burkett, and D. Bonnen), A bill to be entitled An Act relating to the prosecution and punishment of certain trafficking and sexual offenses; increasing a criminal penalty.

Amendment No. 1

Representative S. Thompson offered the following amendment to **CSHB 2960**:

Amend **CSHB 2960** (house committee report) as follows:

(1) Strike page 6, line 23, through page 8, line 6, and substitute the following:

(a) A person commits an offense if [~~in return for receipt of a fee,~~] the person knowingly offers or agrees to receive a fee from another to engage in sexual conduct[:

~~(1) offers to engage, agrees to engage, or engages in sexual conduct; or~~
~~(2) solicits another in a public place to engage with the actor in sexual conduct for hire].~~

(b) A person commits an offense if [~~based on the payment of a fee by the actor or another person on behalf of the actor,~~] the person knowingly offers or agrees to pay a fee to another person for the purpose of engaging in sexual conduct with that person or another[:

~~(1) offers to engage, agrees to engage, or engages in sexual conduct; or~~
~~(2) solicits another in a public place to engage with the actor in sexual conduct for hire].~~

(c) An offense under Subsection (a) is a Class B misdemeanor, except that the offense is:

(1) a Class A misdemeanor if the actor has previously been convicted one or two times of an offense under Subsection (a); or

(2) a state jail felony if the actor has previously been convicted three or more times of an offense under Subsection (a).

(c-1) An offense under Subsection (b) is a Class B misdemeanor, except that the offense is:

(1) a Class A misdemeanor if the actor has previously been convicted one or two times of an offense under Subsection (b);

(2) a state jail felony if the actor has previously been convicted three or more times of an offense under Subsection (b); or

(3) a felony of the second degree if the person with whom the actor agrees to engage in sexual conduct [~~solicited~~] is:

(A) younger than 18 years of age, regardless of whether the actor knows the age of the person [~~solicited~~] at the time of [the actor commits] the offense;

(B) represented to the actor as being younger than 18 years of age; or

(C) believed by the actor to be younger than 18 years of age.

(2) Strike page 9, line 21, through page 10, line 13, and substitute the following:

SECTION 10. Section 43.04(b), Penal Code, is amended to read as follows:

(b) An offense under this section is a felony of the second [~~third~~] degree, except that the offense is a felony of the first degree if the prostitution enterprise uses as a prostitute one or more persons younger than 18 years of age, regardless of whether the actor knows the age of the person at the time of [the actor commits] the offense.

Amendment No. 1 was adopted.

CSHB 3008 (by S. Thompson), A bill to be entitled An Act relating to the provision of certain information or assistance by life insurance agents to owners of life insurance policies. (Biedermann and Tinderholt recorded voting no.)

HB 3045 (by Dale), A bill to be entitled An Act relating to an election to reduce or increase the sales and use tax rate imposed by a municipality for the benefit of a Type B development corporation.

HB 3046 (by Dale), A bill to be entitled An Act relating to combined municipal sales tax ballot propositions. (Biedermann, Lang, and Tinderholt recorded voting no.)

HB 3047 (by Dale), A bill to be entitled An Act relating to the meeting of a governmental body held by videoconference call.

HB 3048 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 3052 (by Herrero), A bill to be entitled An Act relating to an authorization agreement between a parent and a nonparent relative of the child.

CSHB 3066 (by Guillen), A bill to be entitled An Act relating to certain benefits and protections for service members of the Texas military forces ordered to state active duty or to state training and other duty.

HB 3085 (by Keough), A bill to be entitled An Act relating to a study by the Geo-Technology Research Institute on the monitoring, prevention, and removal of floating trash. (Biedermann, Cain, Stickland, and Tinderholt recorded voting no.)

CSHB 3087 (by Morrison), A bill to be entitled An Act relating to the definitions of highway maintenance and service vehicles for purposes of certain provisions governing vehicle equipment. (Biedermann, Cain, and Tinderholt recorded voting no.)

HB 3147 (by White), A bill to be entitled An Act relating to the entitlement to expunction for certain persons who are arrested solely as a result of inaccurate identifying information.

CSHB 3173 (by Bell), A bill to be entitled An Act relating to the creation of the East Lake Houston Management District; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes. (Stickland recorded voting no.)

HB 3185 (by Frank), A bill to be entitled An Act relating to fees charged by the Rolling Plains Groundwater Conservation District; authorizing a fee. (G. Bonnen, Burrows, Fallon, Goldman, Simmons, and Stickland recorded voting no.)

HB 3196 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: Rinaldi, Swanson, Tinderholt, Stickland, and Schaefer.)

HB 3198 (by Darby), A bill to be entitled An Act relating to liability for the additional tax imposed on land appraised for ad valorem tax purposes as qualified open-space land in the event of a change of use of the land as a result of oil and gas operations.

SB 1073 (Smithee - House Sponsor), in lieu of **HB 3202**, A bill to be entitled An Act relating to registration statement and reporting requirements of insurers in an insurance holding company system. (Leach and Schaefer recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

Representative Smithee moved to lay **HB 3202** on the table subject to call, and the motion prevailed.

CSHB 3209 (by Gonzales), A bill to be entitled An Act relating to the consideration for public school accountability purposes of certain students participating in regional day school programs for the deaf.

HB 3231 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

LEAVE OF ABSENCE GRANTED

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

Gonzales on motion of Geren.

CSHB 3243 (by C. Anderson), A bill to be entitled An Act relating to the duties of the structural pest control advisory committee.

CSHB 3252 (by S. Thompson), A bill to be entitled An Act relating to certain contracting requirements for certain metropolitan rapid transit authorities. (Biedermann, Cain, Leach, Rinaldi, Schaefer, Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3254 (by Phillips), A bill to be entitled An Act relating to the regulation of a motor carrier and the enforcement of motor carrier regulations; authorizing the imposition of a fee. (Biedermann, Cain, Leach, Rinaldi, Schaefer, Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3262 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 3270 (by Bohac), A bill to be entitled An Act relating to criminal background checks for persons employed by certain public school contractors.

HB 3272 (by Wray), A bill to be entitled An Act relating to the suspension, revocation, or cancellation of a driver's license or personal identification certificate and to certain conduct constituting contempt of court that may result in the suspension or denial of a driver's license.

CSHB 3281 (by E. Rodriguez), A bill to be entitled An Act relating to the eligibility of certain municipalities to establish homestead preservation districts and reinvestment zones. (Biedermann, Cain, Leach, Murphy, Rinaldi, Schaefer, Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3321 (by Frank), A bill to be entitled An Act relating to jurisdiction of the county courts in certain counties.

CSHB 3359 (by Cospser), A bill to be entitled An Act relating to displaying certain informational materials and videos in driver's license offices. (Biedermann, Cain, and Tinderholt recorded voting no.)

HB 3363 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 3367 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 3389 (by Schofield), A bill to be entitled An Act relating to fees taxed as costs of suit for certain delinquent tax suits.

HB 3433 (by Lambert, Springer, Bailes, Clardy, Darby, et al.), A bill to be entitled An Act relating to the adoption by state agencies of rules affecting rural communities. (Biedermann, Cain, and Tinderholt recorded voting no.)

CSHB 3446 (by Y. Davis), A bill to be entitled An Act relating to the administration of ad valorem taxes.

HB 3460 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 3470 (by Hunter), A bill to be entitled An Act relating to acceptance of donations and bequests by a commissioners court. (Biedermann, Cain, and Tinderholt recorded voting no.)

CSHB 3526 (by Howard), A bill to be entitled An Act relating to renaming the instructional materials allotment as the technology and instructional materials allotment and making associated technical changes.

HB 3535 (by Keough, Raymond, Faircloth, Krause, Bell, et al.), A bill to be entitled An Act relating to the taking of certain feral hogs and coyotes using a hot air balloon.

CSHB 3560 (by Oliverson), A bill to be entitled An Act relating to a joint interim study regarding health benefit coverage for obesity under certain health benefit plans. (Biedermann, Cain, Leach, Rinaldi, Schaefer, Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

CSHB 3564 (by Klick), A bill to be entitled An Act relating to the office of the state long-term care ombudsman; affecting the prosecution of a criminal offense.

HB 3574 (by Collier), A bill to be entitled An Act relating to the allocation of low income housing tax credits. (G. Bonnen, Burrows, Cain, Fallon, Goldman, Leach, Murphy, Schaefer, Simmons, Springer, Stickland, and Tinderholt recorded voting no.) (Krause and Parker requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3632 (by Moody), A bill to be entitled An Act relating to extension of the timeline for a parent to request a special education impartial due process hearing in certain circumstances. (Leach and Schaefer recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3651 (by Wray), A bill to be entitled An Act relating to exempting certain trailers from being equipped with emergency brakes.

HB 3654 (by Wray), A bill to be entitled An Act relating to the definition of road machinery for purposes of certain provisions governing vehicle equipment.

HB 3669 (by Landgraf), A bill to be entitled An Act relating to the operations of the Ector County Hospital District. (Stickland recorded voting no.)

CSHB 3679 (by Isaac), A bill to be entitled An Act relating to signs informing motorists of facilities providing alternative fuels and electric vehicle charging stations. (Biedermann, Leach, Schaefer, and Tinderholt recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

CSHB 3705 (by White), A bill to be entitled An Act relating to local juvenile justice information systems.

HB 3706 (by Lucio), A bill to be entitled An Act relating to certain alternative education programs designed to address workforce development needs for at risk students.

SB 345 (Y. Davis - House Sponsor), in lieu of **HB 3731**, A bill to be entitled An Act relating to the use of tax revenue by certain municipalities for the payment of certain hotel-related bonds or other obligations. (Biedermann, Cain, Lang, Leach, Schaefer, Shaheen, Stickland, and Tinderholt recorded voting no.) (Krause and Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

Representative Y. Davis moved to lay **HB 3731** on the table subject to call, and the motion prevailed.

HB 3767 (by Allen), A bill to be entitled An Act relating to annual reporting regarding the establishment of certain school district planning and decision-making committees. (Leach and Schaefer recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 3775 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 3845 (by Raymond), A bill to be entitled An Act relating to the insurance reporting program operated by the Title IV-D agency to enforce certain child support obligations.

CSHB 3887 (by Coleman), A bill to be entitled An Act relating to trauma training for public school personnel. (Biedermann, Leach, Phillips, Rinaldi, Schaefer, Tinderholt, and Zedler recorded voting no.)

HB 3888 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: Schaefer, Stickland, Tinderholt, Rinaldi, and Cain.)

HB 3904 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 3907 (by Frullo), A bill to be entitled An Act relating to certain requirements of retail fireworks sites and inspections of those sites and assessment and collection of certain existing inspection fees by local fire prevention officers. (Biedermann, Cain, Lang, Leach, Rinaldi, Schaefer,

Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4027 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 4034 (by Bohac), A bill to be entitled An Act relating to updating a voter's information using information provided on a federal postcard application or an application for an early voting ballot.

CSHB 4064 (by Bohac), A bill to be entitled An Act relating to staff development and continuing education requirements for public school educators regarding digital education methods. (Biedermann, Cain, Leach, Phillips, Schaefer, and Tinderholt recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

CSHB 4094 (by Klick), A bill to be entitled An Act relating to the access of criminal history record information by the Department of Family and Protective Services.

CSHB 4104 (by Coleman), A bill to be entitled An Act relating to the county budget for certain court personnel.

HB 4114 (by Coleman), A bill to be entitled An Act relating to county approval for the locations at which a junkyard or automotive wrecking and salvage yard may be operated. (Leach and Schaefer recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4126 (by Herrero), A bill to be entitled An Act relating to signs required to be posted in licensed vehicle storage facilities. (Leach and Schaefer recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4127 (by Herrero), A bill to be entitled An Act relating to the inspection of towing companies and vehicle storage facilities by the Texas Department of Licensing and Regulation.

HB 4187 (by Raney and Kacal), A bill to be entitled An Act relating to the use of revenue from municipal hotel occupancy taxes for a sports facility or field in certain municipalities. (Biedermann, Leach, Schaefer, Shaheen, and Tinderholt recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

Amendment No. 1

Representative Raney offered the following amendment to **HB 4187**:

Amend **HB 4187** (house committee printing) as follows:

- (1) On page 1, line 6, strike "and (d)" and substitute "(d), and (e)".
- (2) On page 1, line 7, strike "may" and substitute "shall".

(3) On page 1, lines 17 and 18, strike "municipal hotel occupancy tax revenue received by the municipality" and substitute "area hotel revenue".

(4) On page 2, lines 4 and 5, strike "municipal hotel occupancy tax revenue received by the municipality" and substitute "area hotel revenue".

(5) On page 2, between lines 9 and 10, insert the following:

(e) For purposes of determining the amount of revenue required to be identified under Subsection (c)(1), if a sporting event described by that subdivision is part of a sports tournament involving events that occur in more than one municipality, a municipality shall multiply the total area hotel revenue attributable to that sporting event by a fraction, the denominator of which is the total number of attendees of the sports tournament and the numerator of which is the number of attendees of the sporting event held at the facility or field constructed or expanded using the municipality's hotel occupancy tax revenue.

Amendment No. 1 was adopted.

HB 4272 (by Oliverson), A bill to be entitled An Act relating to the creation of the Harris County Municipal Utility District No. 554; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes. (Leach, Rinaldi, Schaefer, Shaheen, Stickland, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

CSHB 4276 (by VanDeaver), A bill to be entitled An Act relating to the Paris Junior College District.

HB 4277 (by Zerwas), A bill to be entitled An Act relating to the powers and duties of the Fort Bend County Municipal Utility District No. 50; providing authority to issue bonds; providing authority to impose a tax. (Schaefer, Shaheen, Stickland, and Tinderholt recorded voting no.)

CSHB 4283 (by Oliverson), A bill to be entitled An Act relating to the conversion of the Grand Northwest Municipal Utility District to the Grand Northwest Municipal Management District; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes. (Biedermann, Leach, Rinaldi, Schaefer, Shaheen, Stickland, Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4285 (by Zerwas), A bill to be entitled An Act relating to the powers and duties of the Fort Bend County Municipal Utility District No. 130; providing authority to issue bonds; providing authority to impose a tax. (Biedermann, Leach, Rinaldi, Schaefer, Shaheen, Stickland, Tinderholt, and Zedler recorded voting no.)

HB 4289 (by Zerwas), A bill to be entitled An Act relating to the compensation of and reimbursement of expenses of the directors of the Aliana Management District. (Stickland recorded voting no.)

CSHB 4290 (by Thierry), A bill to be entitled An Act relating to the creation of the Stadium Park Management District; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes. (Biedermann, G. Bonnen, Burrows, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Springer, Stickland, Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4292 (by Zerwas), A bill to be entitled An Act relating to the powers and duties of the Fort Bend County Municipal Management District No. 1; authorizing the imposition of a tax. (Biedermann, G. Bonnen, Burrows, Cain, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Stickland, Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

HB 4315 (by Deshotel), A bill to be entitled An Act relating to the creation of the Beaumont Municipal Management District No. 1; providing authority to issue bonds and impose assessments, fees, or taxes. (Biedermann, G. Bonnen, Burrows, Cain, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Stickland, Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

CSHB 4320 (by Zerwas), A bill to be entitled An Act relating to the creation of the Fort Bend County Municipal Management District No. 2; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes. (Biedermann, G. Bonnen, Burrows, Cain, Fallon, Goldman, Leach, Rinaldi, Schaefer, Simmons, Stickland, Tinderholt, and Zedler recorded voting no.) (Krause requested to be recorded voting no after the deadline established by Rule 5, Section 52 of the House Rules.)

CSHCR 49 (by C. Anderson), Designating July as Train Safety Awareness Month for a 10-year period beginning in 2017.

CSHCR 49 was adopted by (Record 1044): 139 Yeas, 6 Nays, 2 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Bohac; Bonnen, G.; Burkett; Burns; Burrows; Button; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; Farrar; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Giddings; Goldman; 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; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose;

Sanford; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Springer; Stephenson; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

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

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Gonzales.

Absent — Blanco.

STATEMENT OF VOTE

When Record No. 1044 was taken, I was shown voting no. I intended to vote yes.

Schaefer

HCR 82 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, Stickland, Tinderholt, Biedermann, and Rinaldi.)

HCR 99 (by Anchia), Declaring Israel a major strategic ally of Texas.

HCR 99 was adopted by (Record 1045): 141 Yeas, 0 Nays, 4 Present, not voting.

Yeas — Allen; Alonzo; Alvarado; Anchia; Anderson, C.; Anderson, R.; Arévalo; Ashby; Bailes; Bell; Bernal; Biedermann; Blanco; Bohac; Burkett; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Dale; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; 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; Isaac; Israel; Johnson, E.; Johnson, J.; Kacal; Keough; King, K.; King, P.; King, T.; Klick; Koop; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; 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.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Gonzales.

Absent — Bonnen, G.; Cosper; Perez.

STATEMENTS OF VOTE

When Record No. 1045 was taken, I was in the house but away from my desk. I would have voted yes.

G. Bonnen

When Record No. 1045 was taken, I was in the house but away from my desk. I would have voted yes.

Cosper

When Record No. 1045 was taken, I was shown voting present, not voting. I intended to vote yes.

Hunter

HCR 101 (by Herrero and Neave), Urging Congress to repeal the Government Pension Offset and the Windfall Elimination Provision of the Social Security Act.

HCR 101 was adopted by (Record 1046): 143 Yeas, 1 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; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; 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; Leach; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliveira; Oliverson; Ortega; Paddie; Parker; Paul; Perez; Phelan; Phillips; Pickett; Price; Raney; Raymond; Reynolds; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; Schofield; Schubert; Shaheen; Sheffield; Shine; Simmons; Smithee; Stephenson; Stickland; Stucky; Swanson; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner; Uresti; VanDeaver; Villalba; Vo; Walle; White; Wilson; Workman; Wray; Wu; Zedler; Zerwas.

Nays — Rinaldi.

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

Absent, Excused — Laubenberg.

Absent, Excused, Committee Meeting — Gonzales.

Absent — Cosper; Springer.

STATEMENTS OF VOTE

When Record No. 1046 was taken, I was in the house but away from my desk. I would have voted yes.

Cosper

When Record No. 1046 was taken, I was shown voting yes. I intended to vote no.

Krause

When Record No. 1046 was taken, I was shown voting no. I intended to vote yes.

Rinaldi

When Record No. 1046 was taken, I was in the house but away from my desk. I would have voted yes.

Springer

HCR 122 (by Dean), Directing the governor of the State of Texas to posthumously award the Texas Legislative Medal of Honor to Master Sergeant Travis E. Watkins.

HCR 122 was adopted by (Record 1047): 142 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; Clardy; Coleman; Collier; Cook; Cortez; Cosper; Craddick; Cyrier; Dale; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dukes; Dutton; Elkins; Faircloth; Fallon; 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; 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; Raymond; Reynolds; Rinaldi; Roberts; Rodriguez, E.; Rodriguez, J.; Romero; Rose; Sanford; Schaefer; 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 — Laubenberg.

Absent, Excused, Committee Meeting — Gonzales.

Absent — Capriglione; Farrar; Raney; Schofield.

STATEMENTS OF VOTE

When Record No. 1047 was taken, my vote failed to register. I would have voted yes.

Capriglione

When Record No. 1047 was taken, I was in the house but away from my desk. I would have voted yes.

Raney

When Record No. 1047 was taken, I was in the house but away from my desk. I would have voted yes.

Schofield

CSHB 1794 (by Bell, Oliverson, Sheffield, Wray, Guerra, et al.), A bill to be entitled An Act relating to the establishment of the Work Group on Mental Health Access for First Responders.

HB 1959 (by S. Thompson and Morrison), A bill to be entitled An Act relating to a study by the Texas Department of Motor Vehicles of alternative registration technologies for commercial motor vehicles. (Cain and Tinderholt recorded voting no.)

Amendment No. 1

Representative Clardy offered the following amendment to **HB 1959**:

Amend **HB 1959** by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. (a) In this section, "department" means the Texas Department of Motor Vehicles.

(b) The department, in consultation with a state agency or research division of an institution of higher education in this state, shall establish a pilot program at no cost to the state that identifies, implements, and assesses alternative technologies to replace license plates, permits, and other existing documentation and registration methods currently in use for the registration of commercial motor vehicles in this state.

(c) The pilot program must:

(1) evaluate the safety and suitability of the alternative technologies identified under Subsection (b) of this section for use on roadways; and

(2) be funded through contributions by participants who voluntarily opt into the pilot program.

(d) Not later than December 21, 2018, the department shall submit a report on the results of the pilot program to the governor, lieutenant governor, speaker of the house of representatives, and presiding officer of each legislative standing committee with primary jurisdiction over transportation.

(e) This section expires January 1, 2019.

Amendment No. 1 was adopted.

HB 2252 (by Faircloth, Paul, Perez, G. Bonnen, and Deshotel), A bill to be entitled An Act relating to the feasibility of creating and maintaining a coastal barrier system. (Rinaldi and Zedler recorded voting no.)

HB 2746 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

CSHB 2886 (by Klick), A bill to be entitled An Act relating to limiting the liability of certain health care providers.

CSHB 3265 (by Howard), A bill to be entitled An Act relating to cemeteries.

Representative Howard moved to postpone consideration of **CSHB 3265** until 7 a.m. tomorrow.

The motion prevailed.

HB 3517 was withdrawn and, pursuant to Rule 6, Section 24 of the House Rules, was returned to the Committee on Local and Consent Calendars.

HB 3917 (by Landgraf), A bill to be entitled An Act relating to the designation of a portion of Interstate Highway 20 as the Trooper Billy Jack Zachary Memorial Highway.

LEAVE OF ABSENCE GRANTED

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

Ashby on motion of Geren.

POINT OF ORDER

Representative Stickland raised a point of order under Rule 14, Section 4 of the House Rules on the grounds that the notice given to suspend all necessary rules was not properly made.

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

Rule 14, Section 4 of the House Rules requires the speaker in making an announcement to the house to "advise the house of the member's name and the bill number, and this information, together with the time that the announcement was made, shall be entered in the journal."

On May 9, 2017, at 12:19 p.m., the chair made the following announcement: "Pursuant to Rule 14, Section 4 of the House Rules, the chair is providing one hour's notice that the speaker will recognize Representative Thompson of Harris for a motion to suspend all necessary rules regarding today's local and consent calendar. The motion affects all bills currently pending on today's local and consent second reading calendar, the calendar's addendum, as well as any bill withdrawn or removed from today's local and consent calendar and addendum." The language of the announcement advised the house of the name of the proponent of the motion, Representative Thompson of Harris, as well as the bill numbers of all of the measures potentially affected: the bills subject to the motion were listed on the local and consent calendar and addendum, which were e-mailed to members and their staff, distributed to members' desks, and available online to members and the public. Representative Stickland further seemed to suggest that the names of the bill authors were required to be included in the notice. Although the authors' names were not required in the notice, those names were also readily available on the local and consent calendar and addendum. The announcement, along with the time the announcement was made, was entered

into the journal. Under the circumstances, the chair finds that the notice of the motion complied with Rule 14, Section 4. The point of order is respectfully overruled.

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR MOTION TO SUSPEND RULES

Representative S. Thompson moved to suspend all necessary rules to take up and consider all bills that were withdrawn from today's local, consent, and resolutions calendar and to adopt the following rule governing floor consideration of those bills:

(1) The author of each bill or resolution shall have 10 minutes to lay out and debate their measure, and the time shall not be extended except by unanimous consent of the house. This rule shall have precedence over all other rules limiting time for debate.

(2) Once a bill or resolution has been laid out and has been debated for 10 minutes, a vote must be immediately taken on the measure without further debate.

(3) Any bill or resolution under consideration pursuant to this motion can be moved to the next local and consent calendar.

(4) A bill or resolution may not be removed from consideration if five signatures have been presented to the chair or debate exceeds 10 minutes.

(5) This motion does not affect any bill or resolution that has already been adopted on the May 9 local and consent calendar or the calendar's addendum.

The motion was withdrawn.

ADJOURNMENT

Representative S. Thompson moved that the house adjourn until 3:40 p.m. today.

The motion prevailed.

The house accordingly, at 2:40 p.m., adjourned until 3:40 p.m. today.

ADDENDUM

SIGNED BY THE SPEAKER

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

House List No. 17

HB 890, HB 1140, HB 1995, HB 3220

