

# HOUSE JOURNAL

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EIGHTY-SIXTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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THIRTY-EIGHTH DAY — WEDNESDAY, APRIL 3, 2019

The house met at 10:04 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 141).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

The invocation was offered by D.J. Nelson, pastor, Friendship Baptist Church, Longview, as follows:

Our Father who is in heaven, hallowed be your name. Your kingdom come. Your will be done, on earth as it is in heaven. As we begin this day, we want to say thank you for being our God. Thank you for the rights and liberties that you allow us to enjoy as citizens of this country. Today, as I approach your throne of grace, I pray for the men and women of the Texas House of Representatives. I pray, O God, that you give them great wisdom, discernment, and a steadfast resolve to lead, legislate, and lobby according to your will. God, guide this assembly as it participates in your governing power. Remind them of their special responsibility as elected officials to lead in your way, to lean on your word, and to listen to your voice. I pray that these men and women who are called to represent the people of this great State of Texas be given an inspired vision of the common good of all mankind. As they speak for their constituents, help them to be a voice for the downtrodden, the defenseless, and the disenfranchised. We pray that the

work of this house will contribute to the flourishing of this state and this nation, so that all people will be raised in dignity, encouraged in citizenship, and blessed in their pursuits. Lord, we commit this day to you. Thank you for hearing our prayer. For it is the name of Jesus Christ our Lord we pray. Amen.

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

### **CAPITOL PHYSICIAN**

The chair recognized Representative S. Davis who presented Dr. Lindsay Botsford of Houston as the "Doctor for the Day."

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

### **REGULAR ORDER OF BUSINESS SUSPENDED**

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

### **MESSAGE FROM THE SENATE**

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

### **HR 1057 - ADOPTED (by Meza)**

Representative Meza moved to suspend all necessary rules to take up and consider at this time **HR 1057**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1057**, In memory of Michael William Lehr, former executive director of the Texas Retired Teachers Association.

**HR 1057** was unanimously adopted by a rising vote.

On motion of Representative Darby, the names of all the members of the house were added to **HR 1057** as signers thereof.

### **HR 882 - ADOPTED (by G. Bonnen)**

Representative G. Bonnen moved to suspend all necessary rules to take up and consider at this time **HR 882**.

The motion prevailed.

The following resolution was laid before the house:

**HR 882**, Recognizing April 1 through 5, 2019, as Texas Retired Teachers Week.

**HR 882** was adopted.

On motion of Representative Miller, the names of all the members of the house were added to **HR 882** as signers thereof.

**INTRODUCTION OF GUESTS**

The chair recognized Representative G. Bonnen who introduced representatives of the Texas Retired Teachers Association.

(Goldman in the chair)

**HR 686 - INTRODUCTION OF GUESTS**

The chair recognized Representative Longoria who introduced family members of William Leo.

**HR 731 - INTRODUCTION OF GUESTS**

The chair recognized Representative Harris who introduced family members of Luke Grumbles.

**HR 978 - ADOPTED  
(by Sherman)**

Representative Sherman moved to suspend all necessary rules to take up and consider at this time **HR 978**.

The motion prevailed.

The following resolution was laid before the house:

**HR 978**, Commending Rob Franke for his service as mayor of Cedar Hill.

**HR 978** was adopted.

**INTRODUCTION OF GUESTS**

The chair recognized Representative Sherman who introduced Rob Franke; his wife, Jenaie; and a delegation from Cedar Hill.

**HR 831 - INTRODUCTION OF GUESTS**

The chair recognized Representative Smithee who introduced representatives of the Amarillo Sod Poodles baseball team and a delegation from Amarillo.

**HR 1075 - ADOPTED  
(by Paddie)**

Representative Paddie moved to suspend all necessary rules to take up and consider at this time **HR 1075**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1075**, Commemorating the 100th anniversary of the Railroad Commission's role in regulating the oil and gas industry in Texas.

**HR 1075** was adopted.

On motion of Representative Geren, the names of all the members of the house were added to **HR 1075** as signers thereof.

**PROVIDING FOR A CONGRATULATORY  
AND MEMORIAL CALENDAR**

Representative Guillen moved to set a congratulatory and memorial calendar for 9 a.m. Friday, April 5.

The motion prevailed.

**FIVE-DAY POSTING RULE SUSPENDED**

Representative Sheffield moved to suspend the five-day posting rule to allow the Committee on Public Health, Subcommittee on Health Professions, to consider **HB 2733** at 8 a.m. tomorrow in E2.012.

The motion prevailed.

Representative Bohac moved to suspend the five-day posting rule to allow the Committee on County Affairs to consider invited testimony at 9 a.m. tomorrow in E2.028.

The motion prevailed.

Representative Huberty moved to suspend the five-day posting rule to allow the Committee on Public Education to consider **HB 2738**, **HB 4611**, and **HJR 151** at 10:30 a.m. or upon adjournment/recess or during bill referral, if permission granted, tomorrow in E2.036.

The motion prevailed.

**MAJOR STATE CALENDAR  
HOUSE BILLS  
THIRD READING**

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

**HB 1550 ON THIRD READING  
(by Paddie, Flynn, S. Thompson, and Lambert)**

**HB 1550**, A bill to be entitled An Act relating to certain governmental entities subject to the sunset review process.

**HB 1550** was passed by (Record 142): 144 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie;

Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Biedermann; Cain; Stickland.

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

Absent — Beckley.

### STATEMENT OF VOTE

When Record No. 142 was taken, I was shown voting no. I intended to vote yes.

Biedermann

### HB 1442 ON THIRD READING (by Paddie, Flynn, S. Thompson, and Lambert)

**HB 1442**, A bill to be entitled An Act relating to the continuation and functions of the Office of Consumer Credit Commissioner and the licensing and registration of persons regulated by that state agency.

**HB 1442** was passed by (Record 143): 147 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

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

Absent — Biedermann.

## STATEMENT OF VOTE

When Record No. 143 was taken, I was in the house but away from my desk. I would have voted yes.

Biedermann

### HB 1520 ON THIRD READING

**(by S. Thompson, Flynn, Lambert, Paddie, Nevárez, et al.)**

**HB 1520**, A bill to be entitled An Act relating to the continuation and functions of the Texas State Board of Public Accountancy.

**HB 1520** was passed by (Record 144): 147 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

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

Absent — Cole.

## GENERAL STATE CALENDAR

### HOUSE BILLS

#### THIRD READING

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

### HB 1066 ON THIRD READING

**(by Ashby and Larson)**

**HB 1066**, A bill to be entitled An Act relating to extensions of an expired permit for the transfer of groundwater from a groundwater conservation district.

**HB 1066 - STATEMENT OF LEGISLATIVE INTENT**

REPRESENTATIVE CYRIER: Thanks for spending time with us and talking through a lot of this. Obviously, this is, like you stated, a bill that's been passed through this body before, but you have made some changes to this that strengthens it, in our opinion. I know the governor actually vetoed this bill in the past because he felt that it needed more public participation. Can you explain a little bit more how you have strengthened this bill to have that public participation?

REPRESENTATIVE ASHBY: Yes, and thank you for the question. We have worked very closely with all the stakeholders again in bringing this bill before you this morning, members. Certainly we've worked closely with the governor's office. They are supportive of **HB 1066** as presented this morning. What we did specifically regarding the public participation is the bill that was passed last session granted an automatic extension of that permit. In this bill, what we've allowed for, or what we're requiring, is that the groundwater conservation district has to have an open and public process to extend any operating or transfer permit. And of course, any member of the public can participate and petition that local body both for and against any permit that is to be extended. So absolutely, the public is very much involved in this.

CYRIER: So what you're stating is it brings it back to local control to those groundwater conservation districts that understand what those permits are doing and allows the public to then participate in the process which we currently have.

ASHBY: Yes, sir. That is exactly right.

CYRIER: I appreciate your explanation.

**HB 1066** was passed by (Record 145): 147 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Wilson.

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

**REMARKS ORDERED PRINTED**

Representative Cyrier moved to print remarks between Representative Ashby and Representative Cyrier.

The motion prevailed.

**HB 539 ON THIRD READING**

**(by Leman, Springer, Nevárez, Stucky, Ashby, et al.)**

**HB 539**, A bill to be entitled An Act relating to the automatic admission to general academic teaching institutions and eligibility for certain scholarships of a student who is the valedictorian of the student's high school graduating class.

**HB 539** was passed by (Record 146): 147 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas.

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

Absent — Zwiener.

**STATEMENT OF VOTE**

When Record No. 146 was taken, I was in the house but away from my desk. I would have voted yes.

Zwiener

**HB 27 ON THIRD READING**

**(by Canales, Hunter, Zedler, Moody, and Murr)**

**HB 27**, A bill to be entitled An Act relating to increasing the criminal penalty for assault or aggravated assault of a federal law enforcement officer.



**HB 27** was passed by (Record 147): 147 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

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

Absent — Nevárez.

### STATEMENT OF VOTE

When Record No. 147 was taken, my vote failed to register. I would have voted yes.

Nevárez

### HB 1254 ON THIRD READING (by Murphy)

**HB 1254**, A bill to be entitled An Act relating to the eligibility of land secured by a home equity loan to be designated for agricultural use for ad valorem tax purposes.

**HB 1254** was passed by (Record 148): 146 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer;

Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — González, J.

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

Absent — Leman.

### STATEMENT OF VOTE

When Record No. 148 was taken, I was in the house but away from my desk. I would have voted yes.

Leman

### HB 1241 ON THIRD READING

(by Bucy, Cortez, Klick, Cain, Moody, et al.)

**HB 1241**, A bill to be entitled An Act relating to the content of a polling place location notice.

**HB 1241** was passed by (Record 149): 148 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

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

(Speaker in the chair)

**POSTPONED BUSINESS**

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

**HB 1385 ON THIRD READING  
(by T. King)**

**HB 1385**, A bill to be entitled An Act relating to the regulation of industrialized housing and buildings.

**HB 1385** was read third time on April 2, postponed until later that day, and was again postponed until 10 a.m. today.

**Amendment No. 1**

Representative T. King offered the following amendment to **HB 1385**:

Amend **HB 1385** (on third reading) by striking the SECTION of the bill that adds Subsection (e) to Section 1202.003, Occupations Code, and renumbering the SECTIONS of the bill accordingly.

Amendment No. 1 was adopted.

**HB 1385**, as amended, was passed by (Record 150): 149 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Present, not voting — Mr. Speaker(C).

**RULES SUSPENDED  
FLOOR PRIVILEGES**

Representative Huberty moved to suspend Rule 5, Section 11, of the House Rules to entitle necessary staff from the Committee on Public Education privileges of the floor of the house during consideration of **HB 3**.

The motion prevailed.

**EMERGENCY CALENDAR  
HOUSE BILLS  
SECOND READING**

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

**CSHB 3 ON SECOND READING  
(by Huberty, Bernal, Zerwas, K. King, Allen, et al.)**

**CSHB 3**, A bill to be entitled An Act relating to public school finance and public education.

**Amendment No. 1**

Representative Huberty offered the following amendment to **CSHB 3**:

Floor Packet Page No. 2

Amend **CSHB 3** (house committee report) as follows:

(1) On page 3, lines 5 and 6, strike "Subsection (a-3)" and substitute "Subsections (a-3) and (a-4)".

(2) Strike page 3, line 16, through page 4, line 12, and substitute the following:

(a-1) In determining funding for an open-enrollment charter school under Subsection (a), the amount of the allotment under Section 48.102 is based solely on the basic allotment to which the charter holder is entitled and does not include any amount based on the allotment under Section 48.101[;

~~(1) adjustments under Sections 42.102, 42.104, and 42.105 are based on the average adjustment for the state; and~~

~~(2) the adjustment under Section 42.103 is based on the average adjustment for the state that would have been provided under that section as it existed on January 1, 2018].~~

(a-2) In addition to the funding provided by Subsection (a), a charter holder is entitled to receive for the open-enrollment charter school an allotment per student in average daily attendance in an amount equal to the product of:

(1) the state average allotment per student in average daily attendance provided to eligible school districts under Section 48.101; and

(2) the sum of one and the quotient of:

(A) the total number of students in average daily attendance in school districts that receive an allotment under Section 48.101; and

(B) the total number of students in average daily attendance in school districts statewide.

(a-3) In addition to the funding provided by Subsections [Subsection] (a) and (a-2), a charter holder is entitled to receive for the open-enrollment charter school enrichment funding under Section 48.202 [42.302] based on the state average tax effort.

(a-4) In addition to the funding provided by Subsections (a), (a-2), and (a-3), a charter holder is entitled to receive funding for the open-enrollment charter school under Subchapter D, Chapter 48, if the charter holder would be entitled to the funding if the school were a school district.

(3) On page 6, line 26, strike "adding Subsection" and substitute "adding Subsections (d-1), (f-1), and".

(4) On page 7, between lines 10 and 11, insert the following:

(d-1) If the rollback tax rate of a school district under Section 26.08(n), Tax Code, for the 2019 tax year exceeds \$1.04 per \$100 of taxable value, the district may not adopt a maintenance and operations tax rate for the 2019 tax year that exceeds the district's rollback rate. This subsection expires September 1, 2020.

(5) On page 7, line 11, between "law" and the comma, insert "except Section 48.202(f)".

(6) On page 7, between lines 20 and 21, insert the following:

(f-1) Notwithstanding Section 48.202(f), for the 2019-2020 school year, the reduction of a school district's tax rate required under Section 48.202(f) applies to the district's total enrichment tax rate under Section 45.0032(b) minus six cents. This subsection expires September 1, 2020.

(7) On page 8, line 1, strike "Except as provided by Subsection (c), a" and substitute "A".

(8) Strike page 8, line 24 through page 9, line 4.

(9) On page 9, strike lines 5-9 and substitute the following:

(c) For a district to which Section 45.003(f) applies, any cents of maintenance and operations tax effort that exceeds the maximum rate permitted under Section 45.003(d) are not included in the district's tier one maintenance and operations tax rate under Subsection (a) or the district's enrichment tax rate under Subsection (b).

(10) On page 31, strike lines 20-23 and substitute the following:

(h) Funds allocated under this section, other than an indirect cost allotment established under commissioner [State Board of Education] rule, must be used in the special education program under Subchapter A, Chapter 29.

(11) Strike page 33, line 21, through page 34, line 5, and substitute the following:

(b) A school district is entitled to an allotment under Subsection (a) only for a student who is receiving services for dyslexia or a related disorder in accordance with:

(1) an individualized education program developed for the student under Section 29.005; or

(2) a plan developed for the student under Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794).

(12) On page 34, between lines 8 and 9, insert the following:

(d) On request in accordance with Section 29.925 by the parent of a student who qualifies for an allotment under this section and Section 48.102, the school district shall use an amount not to exceed 50 percent of the allotment for the student under this section to acquire enhancement services for the student as provided by Section 29.925.

(13) On page 36, strike lines 7 through 10 and reletter subsequent subsections accordingly.

(14) On page 37, between lines 9 and 10, insert the following appropriately lettered subsection:

( ) The commissioner by rule shall establish guidelines for the method of determining the number of students who qualify for an allotment under this section at a campus that participates in the Community Eligibility Provision administered by the United States Department of Agriculture, as provided by the Healthy, Hunger-Free Kids Act of 2010 (Pub. L. No. 111-296).

(15) On page 58, line 20, between "property" and "as", insert "for the preceding tax year".

(16) On page 58, line 24, between "property" and "as", insert "for the preceding tax year".

(17) On page 60, strike lines 4-15.

(18) On page 61, strike lines 11-22 and substitute the following:

(f) For a school year in which the dollar amount guaranteed level of state and local funds per weighted student per cent of tax effort ("GL") under Subsection (a-1)(2) exceeds the dollar amount guaranteed level of state and local funds per weighted student per cent of tax effort ("GL") under Subsection (a-1)(2) for the preceding school year, a school district shall reduce the district's tax rate under Section 45.0032(b)(2) for the tax year that corresponds to that school year to a rate that results in the amount of state and local funds per weighted student per cent of tax effort available to the district at the dollar amount guaranteed level for the preceding school year. A school district is not entitled to the amount equal to the increase of revenue described by this subsection for the school year for which the district must reduce the district's tax rate. For a tax year in which a district must reduce the district's tax rate under this subsection, the district may not increase the district's maintenance and operations tax rate to a rate that exceeds the maximum maintenance and operations tax rate permitted under Section 45.003(d) minus the reduction of tax effort required under this subsection. This subsection does not apply if the amount of state

(19) On page 68, line 13, between "collections" and "for", insert "from the tax rate described by Section 45.0032(a)".

(20) On page 72, line 4, strike "ratification [~~rollback~~]" and substitute "rollback".

(21) On page 92, lines 4-5, strike "Subject to Subsection (b), a" and substitute "A".

(22) On page 92, line 5, between "district" and "is", insert "or open-enrollment charter school".

(23) On page 92, line 6, between "allotment" and "in", insert "for each student in average daily attendance".

(24) On page 92, line 9, strike "for the school year".

(25) On page 92, line 11, strike "the district's" and substitute "103 percent of the district's or school's".

(26) On page 92, lines 12-13, strike "2018-2019 school year" and substitute "2019-2020 school year that the district or school would have received under former Chapters 41 and 42, as those chapters existed on January 1, 2019".

(27) On page 92, line 14, strike "125" and substitute "128".

(28) On page 92, line 16, strike "for the 2018-2019 school year" and substitute "that would have been provided for the 2019-2020 school year under former Chapters 41 and 42, as those chapters existed on January 1, 2019".

(29) On page 92, line 19, strike the underlined colon.

(30) On page 92, strike lines 20-21.

(31) On page 92, line 22, strike "(B)".

(32) On page 92, line 23, strike "(i)" and substitute "(A)".

(33) On page 92, line 25, strike "(ii)" and substitute "(B)".

(34) On page 92, line 27, strike "(iii)" and substitute "(C)".

(35) On page 93, strike lines 2-6.

(36) On page 93, line 7, strike "(3)" and substitute "(2)".

(37) On page 93, line 9, strike "(4) if a school district" and substitute "(3) if a school district or open-enrollment charter school".

(38) On page 93, line 12, immediately following "district's", insert "or school's".

(39) On page 93, line 14, between "district" and "received", insert "or school".

(40) On page 93, line 18, between "district" and "is", insert "or open-enrollment charter school".

(41) On page 93, line 19, strike "this section" and substitute "Subsection (a)".

(42) On page 93, line 19, strike "2022-2023" and substitute "2024-2025".

(43) On page 93, line 20, strike "2024" and substitute "2025".

(44) On page 93, between lines 19-20, insert the following:

(d-1) In addition to the allotment under Subsection (a), a school district or open-enrollment charter school is entitled to receive an annual allotment for each student in average daily attendance in the amount equal to the difference, if the difference is greater than zero, that results from subtracting the total maintenance and operations revenue per student in average daily attendance for the current school year from the total maintenance and operations revenue per student in average daily attendance that would have been available to the district or school under former Chapters 41 and 42, as those chapters existed on January 1, 2019. Subsection (b) applies to the calculation of a district's maintenance and operations revenue under this subsection. This subsection expires September 1, 2021.

(45) On page 139, line 5, strike "(n), and (o)" and substitute "and (n)".

(46) On page 141, strike lines 22 through 26 and substitute the following:

(i) the district's maintenance and operations tax rate for the 2018 tax year, less the sum of:

(a) \$1.00; and

(b) any amount by which the district is required to reduce the district's enrichment tax rate under Section 48.202(f), Education Code, in the 2019 tax year; or

(47) On page 143, strike lines 12 through 19.

(48) On page 145, strike lines 17 and 18.

(49) On page 160, line 15, strike "ACADEMIC SERVICES GRANT PROGRAM" and substitute "ENHANCEMENT SERVICES PROGRAM".

(50) On page 160, line 24, strike "grant".

(51) Strike page 161, line 1 through page 165, line 22 and substitute the following:

(b) On request to the school district or open-enrollment charter school at which the parent's student is enrolled, the parent of an eligible student may elect to receive funding as described by Section 48.103(d) to obtain for the student enhancement services that:

(1) supplement the student's public education; and

(2) exceed the level of services that the student's committee has determined to be necessary for the student to receive a free appropriate public education.

(c) A student is eligible to participate in the program if the student qualifies for an allotment under Sections 48.102 and 48.103.

(d) Each school district or open-enrollment charter school annually shall provide information regarding the program to a parent of each student enrolled in the district or school who may be eligible to participate in the program.

(e) Funds received under the program may be used only for the following services or goods provided to a program participant by an enhancement service provider or vendor of educational products approved by the student's committee:

(1) transportation for the student to receive enhancement services;

(2) instructional materials, as that term is defined by Section 31.002;

(3) educational therapies or support services provided by a practitioner or provider; and

(4) assistive technology.

(f) The parent of a student participating in the program, in consultation with the student's committee, shall select the services or goods allowed under Subsection (e) to be provided to the student under the program and the appropriate enhancement service provider or vendor of educational products to provide those services or goods. Subject to Subsection (g), on the parent's selection, using funds described by Section 48.103(d), the school district or open-enrollment charter school at which the parent's student is enrolled shall contract with the selected enhancement service provider or vendor of educational products to provide the selected services or goods to the student.

(g) An enhancement service provider or vendor of educational products may not solicit or provide incentives to any program participant to select the provider or vendor to provide services or goods using funds described by Section 48.103(d). A school district or open-enrollment charter school is not required to contract under Subsection (f) with an enhancement service provider or vendor of educational products that the district or school determines violated this subsection.

(h) At least once each semester, an enhancement service provider or vendor of educational products selected to provide services or goods to a student participating in the program shall meet with the student's parent and relevant members of the student's committee at a time and place determined by the school



district or open-enrollment charter school at which the student is enrolled, in coordination with the student's parent, to discuss the student's progress and to assist the parent in evaluating the continued use of the provider or vendor.

(i) A student's participation in the program does not affect the student's rights or a school district's or open-enrollment charter school's obligations with respect to the student under the Individuals with Disabilities Education Act (20 U.S.C. Section 1400 et seq.); Section 504, Rehabilitation Act of 1973 (29 U.S.C. Section 794); or the Americans with Disabilities Act of 1990 (42 U.S.C. Section 12101 et seq.).

(j) A program participant is not entitled to use any dispute resolution processes provided by the Individuals with Disabilities Education Act (20 U.S.C. Section 1400 et seq.) to resolve disputes regarding the program.

(52) On page 228, line 20, strike "Section 26.08(p)" and substitute "Sections 26.08(o) and (p)".

(53) Add the following appropriately numbered SECTION to Article 5 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION 5.\_\_\_\_. Not later than September 1, 2019, the commissioner of education by rule shall establish an indirect cost allotment under Section 48.102(h), Education Code, as redesignated and amended by this Act, at the level in effect for the 2018-2019 school year under former Section 42.151(h), Education Code.

## **Amendment No. 2**

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

Amend Amendment No. 1 by Huberty to **CSHB 3** (pages 2-11, prefiled amendments packet) as follows:

(1) On page 1, line 20, between "state" and "average", insert "weighted".

(2) On page 7, strike lines 2-4 and substitute the following:

For purposes of calculating a district's maintenance and operations revenue under this subsection, the commissioner shall:

(1) apply Subsection (b); and

(2) in calculating a district's maintenance and operations revenue under former Chapters 41 and 42, as those chapters existed on January 1, 2019, exclude any additional revenue the district would have received under former Sections 41.002(e) through (g), as those sections existed on January 1, 2019.

(d-2) Subsection (d-1) and this subsection expire September 1, 2021.

Amendment No. 2 was adopted.

## **Amendment No. 3**

Representative K. King offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Huberty to **CSHB 3** (pages 2-11, prefiled amendments packet) as follows:

(1) On page 3, strike lines 25-30 and substitute the following:

(d) A school district may use an amount not to exceed 20 percent of the allotment provided for a qualifying student under this section to contract with a private provider to provide supplemental academic services to the student that are recommended under the student's program or plan described by Subsection (b). A student may not be excused from school to receive supplemental academic services provided under this subsection.

(2) Strike page 7, line 17 through page 9, line 25 and substitute the following appropriately numbered subdivisions and renumber subsequent subdivisions accordingly:

( ) On page 157, line 24, strike "Sections 29.924 and 29.925" and substitute "Section 29.924".

( ) Strike page 160, line 15 through page 165, line 22.

Amendment No. 3 was adopted.

#### **Amendment No. 4**

Representative K. Bell offered the following amendment to Amendment No. 1:

Amend Amendment No. 1 by Huberty to **CSHB 3** (pages 2-11, prefiled amendments packet) as follows:

(1) On page 2, line 13, strike "If" and substitute "Except as otherwise provided by this subsection, if".

(2) On page 2, line 17, between the underlined period and "This", insert "A school district that, before January 1, 2019, adopted a strategic plan through action taken by the board of trustees in a public meeting that proposed a maintenance and operations tax rate for the 2019 tax year that exceeds the rate permitted under this subsection may, subject to voter approval, adopt the rate proposed in the plan.

Amendment No. 4 was adopted.

Amendment No. 1, as amended, was adopted.

#### **Amendment No. 5**

Representative Huberty offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 12

Amend **CSHB 3** (house committee report) as follows:

- (1) On page 65, strike lines 9-11;
- (2) On page 100, strike lines 26 and 27;
- (3) On page 101, strike line 1;
- (4) On page 107, strike "This" on line 24;
- (5) On page 107, strike lines 25-27; and
- (6) On page 109, lines 21-24, strike the underlined text.

Amendment No. 5 was adopted. (The vote was reconsidered later today, and Amendment No. 5 was amended and was adopted.)

**Amendment No. 6**

Representatives Huberty, Cain, Middleton, and Sanford offered the following amendment to **CSHB 3**:

Floor Packet Page No. 13

Amend **CSHB 3** (house committee printing) as follows:

(1) On page 66, line 1, between "is" and the underlined colon, insert "the lower of".

(2) On page 66, strike lines 3-4 and substitute the following:

(2) the percentage determined by the following formula:

$$\text{SCP} = \text{PYCP} \times 1.025 / (1 + \text{ECPV})$$

(c) For purposes of Subsection (b)(2):

(1) "SCP" is the state compression percentage;

(2) "PYCP" is the state compression percentage for the previous school year; and

(3) "ECPV" is the estimated percentage change in total taxable property value for the applicable tax year as determined based on the estimate submitted to the legislature under Section 48.269.

(c-1) Notwithstanding Subsection (b), for the 2019-2020 school year, the state compression percentage is:

(1) established by appropriation; or

(2) if the state compression percentage is not established by appropriation, 96 percent.

(c-2) Subsection (c-1) and this subsection expire September 1, 2020 [not established by appropriation for a school year, the commissioner shall determine]. ~~No. 8~~

Amendment No. 6 was withdrawn.

**COMMITTEE GRANTED PERMISSION TO MEET**

Representative Geren requested permission for the Committee on House Administration to meet while the house is in session, at 1 p.m. today, in 3W.9, to consider pending business.

Permission to meet was granted.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

House Administration, 1 p.m. today, 3W.9, for a formal meeting, to consider pending business.

**CSHB 3 - (consideration continued)**

**Amendment No. 7**

Representative Sanford offered the following amendment to **CSHB 3**:

Floor Packet Page No. 18

Amend **CSHB 3** (house committee printing) as follows:

(1) On page 1, lines 9-10, strike "management and efficiency" and substitute "management, efficiency, and utilization of resources".

(2) On page 1, line 14, between "purpose" and the underlined period, insert ", and, subject to Subsection (g), may not hold the election without complying with this section".

(3) On page 1, line 18, strike the underlined colon.

(4) On page 1, strike lines 19-20.

(5) On page 1, line 21, strike "(2) not later than three" and substitute "not later than four".

(6) On page 1, line 22, strike "holds" and substitute "proposes to hold".

(7) Strike page 1, line 24, through page 2, line 11, and substitute the following:

(e) The board of trustees of a school district may select for purposes of Subsection (d) the auditor that conducts the district's annual audit under Section 44.008 and may include the efficiency audit as part of the district's annual audit.

(f) The Legislative Budget Board shall establish guidelines identifying the scope and areas of investigation of an efficiency audit, including identification of resources being used effectively and efficiently and identification of cost savings or reallocations. The Legislative Budget Board may consult with the agency to identify areas in which school districts have a demonstrated history of effectively utilizing resources to improve student achievement and achieve cost savings. The auditor selected by the board of trustees of a school district must follow the guidelines established by the Legislative Budget Board under this subsection.

(8) On page 2, strike lines 19-22 and substitute the following:

(h) Except as provided by Subsection (g), before an election at which a school district seeks voter approval to adopt a tax rate the board of trustees of the school district must hold an open meeting to discuss the results of the efficiency audit conducted under this section. Not later than 30 days before the date of the election, the results of an efficiency audit conducted under this section must be posted on the school district's Internet website.

(9) On page 2, line 25, strike "If a school district fails to timely".

(10) Strike page 2, line 26, through page 3, line 3.

(11) On page 229, lines 18-19, strike "(b) and (c)" and substitute "(b), (c), and (d)".

(12) On page 229, strike lines 20-26 and substitute the following:

(b) Section 11.184, Education Code, as added by this Act, takes effect January 1, 2020.

(c) Section 48.1041, Education Code, as added by this Act, takes effect immediately if this Act receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for Section 48.1041, Education Code, as added by this Act, to have immediate effect, that section takes effect September 1, 2019.

(13) On page 229, line 27, strike "(c)" and substitute "(d)".

**Amendment No. 8**

Representative Sanford offered the following amendment to Amendment No. 7:

Amend Amendment No. 7 by Sanford to **CSHB 3** (page 18, prefiled amendments packet) on page 1, line 25, between "districts" and "have", by inserting "in this state".

Amendment No. 8 was adopted.

**Amendment No. 9**

Representative Krause offered the following amendment to Amendment No. 7:

Amend Amendment No. 7 by Sanford to **CSHB 3** (page 18, prefiled amendments packet) as follows:

(1) On page 1, line 6, strike ", subject to Subsection (g),".

(2) Add the following appropriately numbered item to the amendment and renumber subsequent items accordingly:

(\_\_\_\_) On page 2, strike the sentence beginning on line 15.

(3) On page 2, line 4, strike "Except as provided by Subsection (g), before" and substitute "Before".

Amendment No. 9 was adopted.

A record vote was requested by Representative Stickland.

Amendment No. 7, as amended, was adopted by (Record 151): 133 Yeas, 13 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddock; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Herrero; Holland; Howard; Huberty; Hunter; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Phelan; Price; Raney; Raymond; Reynolds; Rodriguez; Rose; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stickland; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Walle; White; Wilson; Wray; Zedler; Zerwas.

Nays — Anchia; Beckley; Bucy; Calanni; González, J.; Hinojosa; Israel; Neave; Perez; Ramos; Romero; Rosenthal; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Hernandez; Vo; Wu.

**Amendment No. 10**

Representative Murphy offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 20

Amend **CSHB 3** (house committee printing) as follows:

(1) On page 1, line 11, strike "The" and substitute "Except as provided by Subsection (b-1), the".

(2) On page 1, between lines 14 and 15, insert the following:

(b-1) The board of trustees of a school district all or part of which is located in an area declared a disaster area by the governor under Chapter 418, Government Code, may hold an election to seek voter approval to adopt a maintenance and operations tax rate during the two-year period following the date of the declaration without conducting an efficiency audit otherwise required under this section.

Amendment No. 10 was adopted.

**Amendment No. 11**

Representative Hinojosa offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 22

Amend **CSHB 3** (house committee report) as follows:

(1) On page 3, strike lines 16 through 24 and substitute the following:

(a-1) In addition to the funding provided by Subsection (a), a charter holder that has one or more open-enrollment charter schools under one charter or under one common governing body with a combined total enrollment of less than 5,000 is entitled to receive an amount equal to the amount of the allotment provided to a school district under Section 48.101, computed in the manner provided under that section as if the charter school or combined charter schools were a school district. ~~In determining funding for an~~

(2) On page 25, between lines 4 and 5, insert the following:

(b) The commissioner shall allocate funding to increase the basic allotment under Section 48.051 in an amount equal to the difference between:

(1) the amount of funding the charter holder would have been entitled to receive for the school under former Subsection (a-1) (2), Section 12.106, as that subsection existed on January 1, 2019; and

(2) the amount of funding the charter holder is entitled to receive under Section 12.106(a-1), Section 12.106.

Amendment No. 11 was withdrawn.

**Amendment No. 12**

Representative Rosenthal offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 23

Amend **CSHB 3** (house committee report) as follows:

(1) On page 3, lines 5 and 6, strike "Subsection (a-3)" and substitute "Subsections (a-3) and (a-4)".

(2) On page 3, strike lines 19 through 24 and substitute the following:  
in an amount equal to the lesser of:

(1) the difference between:

(A) the state average adjusted allotment that would have been provided under former Section 42.103 as that section existed on January 1, 2018; and

(B) the basic allotment under Section 48.051 to which the charter holder is entitled; or

(2) the allotment under Section 48.101 for the school district within whose boundaries the charter holder's campus with the greatest enrollment is located. ~~In determining funding for an~~

(3) On page 4, line 7, strike "the state average tax effort" and substitute the following:  
the lesser of:

(1) the state average tax effort; or

(2) the tax effort of the school district within whose boundaries the charter holder's campus with the greatest enrollment is located

(4) On page 4, between lines 12 and 13, insert the following:

(a-4) For each open-enrollment charter school for which a charter holder receives funding under Subsection (a-1) (2) or (a-2) (2), the commissioner shall allocate an amount of funding equal to the difference between the amounts determined under Subsections (a-1) (1) and (2) or (a-2) (1) and (2), as applicable, to be used to proportionately increase the amount of funding provided under Section 48.102 in a manner determined by commissioner rule.

Amendment No. 12 was withdrawn.

### **Amendment No. 13**

Representative Howard offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 27

Amend **CSHB 3** (house committee report) as follows:

(1) On page 3, lines 5 and 6, strike "Subsection (a-3)" and substitute "Subsections (a-3) and (a-4)".

(2) Strike page 3, line 16, through page 4, line 12, and substitute the following:

(a-1) Beginning with the 2020-2021 school year, in ~~[H]~~ determining funding for an open-enrollment charter school under Subsection (a), the amount of the basic allotment to which the charter holder is entitled is the amount provided under Section 48.051 for the 2019-2020 school year[:

~~(1) adjustments under Sections 42.102, 42.104, and 42.105 are based on the average adjustment for the state; and~~

~~(2) the adjustment under Section 42.103 is based on the average adjustment for the state that would have been provided under that section as it existed on January 1, 2018].~~

(a-2) In addition to the funding provided by Subsection (a), a charter holder is entitled to receive for the open-enrollment charter school an allotment per student in average daily attendance in an amount equal to the difference between:

(1) the state average adjusted allotment that would have been provided under former Section 42.103 as that section existed on January 1, 2018; and

(2) the basic allotment under Section 48.051 or Subsection (a-1), as applicable, to which the charter holder is entitled.

(a-3) In addition to the funding provided by Subsections ~~[Subsection]~~ (a) and (a-2), a charter holder is entitled to receive for the open-enrollment charter school enrichment funding under Section 48.202 [~~42.302~~] based on the state average tax effort.

(a-4) In addition to the funding provided by Subsections (a), (a-2), and (a-3), a charter holder is entitled to receive funding for the open-enrollment charter school under Subchapter D, Chapter 48, if the charter holder would be entitled to the funding if the school were a school district.

Amendment No. 13 was withdrawn.

#### **Amendment No. 14**

Representative Stickland offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 29

Amend **CSHB 3** (house committee report) as follows:

- (1) Strike page 4, line 13 through page 6, line 5.
- (2) Strike page 13, lines 13 through 16.
- (3) Strike page 147, lines 20 through 25.
- (4) Renumber the SECTIONS of the bill accordingly.

Representative Huberty moved to table Amendment No. 14.

A record vote was requested by Representative Stickland.

The motion to table prevailed by (Record 152): 141 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen;



Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zerwas; Zwiener.

Nays — Cain; Middleton; Stickland; Tinderholt; Zedler.

Present, not voting — Mr. Speaker(C).

Absent — Biedermann; Johnson, E.; Klick.

### STATEMENT OF VOTE

When Record No. 152 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

### Amendment No. 15

Representative Bailes offered the following amendment to **CSHB 3**:

Floor Packet Page No. 30

Amend **CSHB 3** (house committee printing) by adding the following appropriately numbered SECTION to Article 1 of the bill and renumbering subsequent SECTIONS of that article accordingly:

SECTION 1.\_\_\_\_. Subchapter D, Chapter 12, Education Code, is amended by adding Section 12.1142 to read as follows:

Sec. 12.1142. EFFICIENCY AUDIT. (a) For purposes of this section, "efficiency audit" means an investigation of the operations of an open-enrollment charter school to examine fiscal management and efficiency.

(b) The governing body of an open-enrollment charter school shall conduct an efficiency audit before:

(1) requesting approval from the commissioner for a revision to the school's charter or an expansion amendment under Section 12.114; or

(2) establishing a new open-enrollment charter school campus under Section 12.101(b-4).

(c) The open-enrollment charter school must:

(1) pay for the costs associated with an efficiency audit required under this section; and

(2) post the results of the efficiency audit on the open-enrollment charter school's Internet website before taking an action described by Subsection (b).

(d) An auditor selected by the governing body of an open-enrollment charter school must maintain independence from the school and complete the audit not later than three months after the date the auditor was selected.

(e) An open-enrollment charter school shall provide all documents, records, and personnel requested by the auditor as needed to conduct the audit in an efficient manner. If an open-enrollment charter school fails to timely comply with this subsection, the auditor shall report the school's failure to the agency and the governing body of the school.

A record vote was requested by Representative Stickland.

Amendment No. 15 was adopted by (Record 153): 132 Yeas, 9 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dutton; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zerwas; Zwiener.

Nays — Bohac; Cain; Dominguez; Krause; Miller; Stickland; Swanson; Tinderholt; Zedler.

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

Absent — Biedermann; Farrar; Johnson, E.; Klick; Reynolds; Sanford; Wilson.

### STATEMENTS OF VOTE

When Record No. 153 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

When Record No. 153 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 153 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 153 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 153 was taken, I was shown voting yes. I intended to vote no.

Lang

When Record No. 153 was taken, I was shown voting present, not voting. I intended to vote no.

Middleton

When Record No. 153 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 153 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 153 was taken, I was shown voting yes. I intended to vote no.

Patterson

When Record No. 153 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

**Amendment No. 16**

Representative Howard offered the following amendment to **CSHB 3**:  
 Floor Packet Page No. 33

Amend **CSHB 3** (house committee report) as follows:

(1) On page 21, following line 27, insert the following appropriately lettered subsection:

( ) Not later than January 1, 2020, 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.

(2) On page 37, between lines 9 and 10, insert the following appropriately lettered subsection:

( ) In addition to other purposes for which funds allocated under this section may be used, those funds may also be used to:

(1) provide child-care services or assistance with child-care expenses for students at risk of dropping out of school, as described by Section 29.081(d)(5); or

(2) pay the costs associated with services provided through a life skills program in accordance with Sections 29.085(b)(1) and (3)-(7).

A record vote was requested by Representative Stickland.

Amendment No. 16 was adopted by (Record 154): 117 Yeas, 27 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Blanco; Bowers; Buckley; Bucy; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby;

Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Frank; Frullo; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Kuempel; Lambert; Larson; Leman; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Neave; Nevárez; Noble; Ortega; Pacheco; Paddie; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zerwas; Zwiener.

Nays — Bell, C.; Bohac; Bonnen; Burns; Cain; Goldman; Holland; Krause; Landgraf; Lang; Leach; Middleton; Miller; Murr; Oliverson; Parker; Patterson; Paul; Smithee; Springer; Stickland; Swanson; Thompson, E.; Tinderholt; Toth; Wilson; Zedler.

Present, not voting — Mr. Speaker(C).

Absent — Biedermann; Flynn; Hefner; Lozano; Stephenson.

#### STATEMENTS OF VOTE

When Record No. 154 was taken, I was in the house but away from my desk. I would have voted no.

Biedermann

When Record No. 154 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 154 was taken, I was in the house but away from my desk. I would have voted no.

Hefner

When Record No. 154 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 154 was taken, I was shown voting yes. I intended to vote no.

Shaheen

#### COMMITTEE GRANTED PERMISSION TO MEET

Representative Leach requested permission for the Committee on Judiciary and Civil Jurisprudence to meet while the house is in session, at 1:45 p.m. today, in 1W.14, to consider pending business.

Permission to meet was granted.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Judiciary and Civil Jurisprudence, 1:45 p.m. today, 1W.14, for a formal meeting, to consider pending business.

**COMMITTEE GRANTED PERMISSION TO MEET**

Representative Collier requested permission for the Committee on Criminal Jurisprudence to meet while the house is in session, at 2 p.m. today, in 1W.14, to consider pending business.

Permission to meet was granted.

**COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Criminal Jurisprudence, 2 p.m. today, 1W.14, for a formal meeting, to consider pending business.

**CSHB 3 - (consideration continued)****Amendment No. 17**

Representative Y. Davis offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 35

Amend **CSHB 3** (house committee report) on page 23 as follows:

(1) On line 2, strike "Section 48.011" and substitute "Sections 48.011 and 48.013".

(2) Between lines 19 and 20, insert the following:

Sec. 48.013 INFORMATION REGARDING PROPOSED LEGISLATION.  
On request by a member of the legislature, a state agency or department shall provide to the member information requested regarding the impact of any proposed legislation.

Amendment No. 17 was withdrawn.

**Amendment No. 18**

Representative Goodwin offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 37

Amend **CSHB 3** (house committee printing) as follows:

(1) On page 24, line 1, strike "For" and substitute "Subject to adjustment under Subsection (a-1), for [For]".

(2) On page 24, line 21, strike "~~[(a-1) Notwithstanding]~~" and substitute the following:

(a-1) Beginning with the 2021-2022 school year, the basic allotment provided to a district under Subsection (a) or (b) is adjusted annually to increase the allotment by the greater of:

(1) one percent of the amount of the allotment for the preceding school year; or

(2) the amount that results from applying the inflation rate, as determined by the comptroller on the basis of changes in the Consumer Price Index for All Urban Consumers published by the Bureau of Labor Statistics of the United States Department of Labor, to the allotment for the preceding school year ~~Notwithstanding~~

(3) On page 25, line 2, strike "~~(MCR)~~." and substitute "~~(MCR)~~".

#### **Amendment No. 18 - Point of Order**

Representative Stickland raised a point of order against further consideration of Amendment No. 18 under Rule 11, Section 3, of the House Rules on the grounds that the amendment would change the original purpose of the bill.

The point of order was withdrawn.

Amendment No. 18 was withdrawn.

#### **Amendment No. 19**

Representatives C. Turner, Raymond, and Huberty offered the following amendment to **CSHB 3**:

Floor Packet Page No. 38

Amend **CSHB 3** (house committee printing) as follows:

(1) On page 25, line 5, strike "~~(c) This~~" and substitute the following:

(c) During any school year for which the maximum amount of the basic allotment provided under Subsection (a) or (b) is greater than the maximum amount provided for the preceding school year, a school district must use at least 25 percent of the amount of the difference between the district's basic allotment for the current school year and the preceding school year to provide salary or wage increases to each full-time district employee other than an administrator as follows:

(1) 75 percent must be used to increase by an equal amount the salary or wages paid to each full-time district employee; and

(2) 25 percent may be used as determined by the district to increase salary or wages paid to full-time district employees ~~[This~~

(2) On page 25, line 14, strike "~~(a-1)~~." and substitute "~~(a-1)~~".

#### **Amendment No. 19 - Point of Order**

Representative Cain raised a point of order against further consideration of Amendment No. 19 under Rule 11, Section 2, and Rule 11, Section 3, of the House Rules on the grounds that the amendment is not germane to the bill and would change the original purpose of the bill.

The point of order was withdrawn.

**Amendment No. 20**

Representative Muñoz offered the following amendment to Amendment No. 19:

Amend Amendment No. 19 by C. Turner to **CSHB 3** (page 38, prefiled amendments packet) by adding the following appropriately numbered item to the amendment and renumbering subsequent items of the amendment accordingly:

(\_\_\_\_) Add the following appropriately numbered SECTION to Article 5 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION 5.\_\_\_\_. Not later than December 1, 2020, each school district shall submit to the legislature a report on salary or wage increases provided to district employees under Section 48.051(c), Education Code, as added by this Act, for the 2019-2020 school year. The report must include for each salary or wage increase:

- (1) the employee's position at the school district; and
- (2) the amount of the increase.

Amendment No. 20 was withdrawn.

Amendment No. 19 was adopted.

**Amendment No. 21**

Representative M. González offered the following amendment to **CSHB 3**: Floor Packet Page No. 39

Amend **CSHB 3** (house committee report) on page 29, line 16, by striking "1.1" and substituting "1.15 [~~4-1~~]".

A record vote was requested by Representative Stickland.

Amendment No. 21 was adopted by (Record 155): 121 Yeas, 15 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Blanco; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dominguez; Dutton; Fierro; Flynn; Frank; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Oliverson; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rose; Rosenthal; Sanford; Schaefer; Sheffield; Sherman; Shine; Smith; Springer; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wray; Wu; Zerwas; Zwiener.

Nays — Bell, C.; Biedermann; Bohac; Cain; Hefner; Lang; Middleton; Miller; Shaheen; Smithee; Stickland; Swanson; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Bonnen; Bowers; Dean; Deshotel; Farrar; Frullo; Goldman; King, K.; Kuempel; Noble; Patterson; Romero; Zedler.

### STATEMENTS OF VOTE

When Record No. 155 was taken, I was in the house but away from my desk. I would have voted yes.

G. Bonnen

When Record No. 155 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

When Record No. 155 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 155 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

When Record No. 155 was taken, I was in the house but away from my desk. I would have voted no.

Frullo

When Record No. 155 was taken, I was in the house but away from my desk. I would have voted yes.

Goldman

When Record No. 155 was taken, I was in the house but away from my desk. I would have voted yes.

K. King

When Record No. 155 was taken, I was in the house but away from my desk. I would have voted yes.

Kuempel

When Record No. 155 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 155 was taken, I was shown voting yes. I intended to vote no.

Oliverson

When Record No. 155 was taken, I was in the house but away from my desk. I would have voted no.

Patterson



When Record No. 155 was taken, I was shown voting yes. I intended to vote no.

Schaefer

### **Amendment No. 22**

Representative Bernal offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 43

Amend **CSHB 3** (house committee report) as follows:

(1) Strike page 37, line 10, through page 38, line 17, and substitute the following:

(k) At least 52 percent of the funds [(e) Funds] allocated under this section must [shall] be used to:

(1) fund supplemental programs and services designed to eliminate any disparity in performance on assessment instruments administered under Subchapter B, Chapter 39, or disparity in the rates of high school completion between:

(A) students who are educationally disadvantaged and students who are not educationally disadvantaged; and

(B) students at risk of dropping out of school, as defined by Section 29.081, and all other students; or

(2) [~~Specifically, the funds, other than an indirect cost allotment established under State Board of Education rule, which may not exceed 45 percent, may be used to meet the costs of providing a compensatory, intensive, or accelerated instruction program under Section 29.081 or a disciplinary alternative education program established under Section 37.008, to pay the costs associated with placing students in a juvenile justice alternative education program established under Section 37.011, or to~~ support a program eligible under Title I of the Elementary and Secondary Education Act of 1965, as provided by Pub. L. No. 103-382 and its subsequent amendments, and by federal regulations implementing that Act[~~, at a campus at which at least 40 percent of the students are educationally disadvantaged~~].

(l) The commissioner shall adopt rules regarding the use of funds described by Subsection (k). The rules:

(1) must:

(A) permit a school district to use those funds for programs and services that reflect the needs of students at each campus in the district; and

(B) provide for streamlined reporting on the use of those funds; and

(2) may not prohibit the use of those funds for any purpose for which the use of those funds was authorized under former Section 42.152 as that section existed on September 1, 2018.

(m) The State Board of Education shall adopt rules requiring a report on the use of funds under Subsection (k) as part of the annual audit under Section 44.008 and shall develop minimum requirements for that report.

(n) The commissioner annually shall review each report required under Subsection (m) for the preceding school year and:

(1) identify each school district that was not in compliance with Subsection (k) during that school year; and

(2) provide each district identified under Subdivision (1) a reasonable opportunity to comply with Subsection (k).

~~(o) [In meeting the costs of providing a compensatory, intensive, or accelerated instruction program under Section 29.081, a district's compensatory education allotment shall be used for costs supplementary to the regular education program, such as costs for program and student evaluation, instructional materials and equipment and other supplies required for quality instruction, supplemental staff expenses, salary for teachers of at risk students, smaller class size, and individualized instruction. A home rule school district or an open enrollment charter school must use funds allocated under Subsection (a) for a purpose authorized in this subsection but is not otherwise subject to Subchapter C, Chapter 29. For purposes of this subsection, a program specifically designed to serve students at risk of dropping out of school, as defined by Section 29.081, is considered to be a program supplemental to the regular education program, and a district may use its compensatory education allotment for such a program.~~

(2) On page 41, strike lines 5 through 12 and substitute the following:

~~[(q 4)]~~ The commissioner, in the year following a determination under Subsection (n) that a school district was not in compliance with Subsection (k) for the 2021-2022 school year or a subsequent school year ~~[local audit of compensatory education expenditures]~~, shall withhold from the [a] district's foundation school fund payment an amount equal to the amount of compensatory education funds the commissioner ~~[agency]~~ determines were not used in compliance with Subsection (k) ~~[(e)]~~. The commissioner shall release to a district funds withheld under this subsection when the district provides to the commissioner a detailed plan to spend those funds in compliance with Subsection (k) ~~[(e)]~~. In determining whether a school district is subject to the withholding of funding required under this subsection, the commissioner may consider the district's average use of funds for the three preceding school years.

(3) On page 43, line 4, strike "[~~(a)~~]" and substitute "(a)".

(4) Strike page 43, line 17, through page 44, line 1, and substitute the following:

(b) At least 52 percent of the funds ~~[Funds]~~ allocated under this section~~;~~ ~~other than an indirect cost allotment established under State Board of Education rule,~~ must be used in providing bilingual education or special language programs under Subchapter B, Chapter 29~~;~~ ~~and must be accounted for under existing agency reporting and auditing procedures~~.

~~[(e)]~~ A district's bilingual education or special language allocation may be used only for program and student evaluation, instructional materials and equipment, staff development, supplemental staff expenses, salary supplements for teachers, incremental costs associated with providing smaller class sizes, and other supplies required for quality instruction ~~[and smaller class size]~~.

(c) The State Board of Education shall adopt rules requiring a report on the use of funds under Subsection (b) as part of the annual audit under Section 44.008 and shall develop minimum requirements for that report.

(d) The commissioner annually shall review each report required under Subsection (c) for the preceding school year and:

(1) identify each school district that was not in compliance with Subsection (b) during that school year; and

(2) provide each district identified under Subdivision (1) a reasonable opportunity to comply with Subsection (b).

(e) The commissioner, in the year following a determination under Subsection (d) that a school district was not in compliance with Subsection (b) for the 2021-2022 school year or a subsequent school year, shall withhold from the district's foundation school fund payment an amount equal to the amount of bilingual education or special language funds the commissioner determines were not used in compliance with Subsection (b). The commissioner shall release to a district funds withheld under this subsection when the district provides to the commissioner a detailed plan to spend those funds in compliance with Subsection (b). In determining whether a school district is subject to the withholding of funding required under this subsection, the commissioner may consider the district's average use of funds for the three preceding school years.

A record vote was requested by Representative Stickland.

Amendment No. 22 was adopted by (Record 156): 125 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, K.; Bernal; Blanco; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Dutton; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Miller; Minjarez; Moody; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Rodriguez; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Bell, C.; Biedermann; Bohac; Cain; Middleton; Patterson; Paul; Stickland.

Present, not voting — Mr. Speaker(C).

Absent — Bowers; Davis, Y.; Dean; Deshotel; Dominguez; Farrar; King, K.; Lang; Morales; Phelan; Reynolds; Romero; Sherman; Tinderholt; White; Wilson.

**STATEMENTS OF VOTE**

When Record No. 156 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

When Record No. 156 was taken, I was in the house but away from my desk. I would have voted yes.

Dean

When Record No. 156 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 156 was taken, I was in the house but away from my desk. I would have voted no.

Lang

When Record No. 156 was taken, my vote failed to register. I would have voted yes.

Morales

When Record No. 156 was taken, I was in the house but away from my desk. I would have voted yes.

Phelan

When Record No. 156 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 156 was taken, I was shown voting yes. I intended to vote no.

Shaheen

When Record No. 156 was taken, I was shown voting yes. I intended to vote no.

E. Thompson

When Record No. 156 was taken, I was in the house but away from my desk. I would have voted no.

Tinderholt

When Record No. 156 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

**Amendment No. 23**

Representatives G. Bonnen and Middleton offered the following amendment to **CSHB 3**:

Floor Packet Page No. 47

Amend **CSHB 3** (committee printing) by adding the following section and renumbering subsequent sections accordingly:

SECTION \_\_\_\_\_. Subchapter C, Chapter 42, Education Code, is amended by adding Section 42.168 to read as follows:

Sec. 42.168. SCHOOL SAFETY ALLOTMENT. (a) From funds appropriated for that purpose, the commissioner shall provide to a school district an annual allotment in the amount provided by appropriation for each student in average daily attendance.

(b) Funds allocated under this section must be used to improve school safety and security, including costs associated with:

(1) securing school facilities, including:

(A) improvements to school infrastructure;

(B) the use of installation of physical barriers; and

(C) the purchase and maintenance of:

(i) security cameras or other security equipment; and

(ii) technology, including communications systems or devices,

that facilitates communication and information sharing between students, school personnel, and first responders in an emergency;

(2) providing security for the district, including:

(A) employing school district peace officers, private security officers, and school marshals; and

(B) collaborating with local law enforcement agencies, such as entering into a memorandum of understanding for the assignment of school resource officers to schools in the district; and

(3) school safety and security training and planning, including:

(A) active shooter and emergency response training;

(B) prevention and treatment programs relating to addressing adverse childhood experiences; and

(C) the prevention, identification, and management of emergencies and threats, including:

(i) providing mental health personnel and support;

(ii) providing behavioral health services; and

(iii) establishing threat reporting systems.

(c) A school district may use funds allocated under this section for equipment or software that is used for a school safety and security purpose and an instructional purpose, provided that the instructional use does not compromise the safety and security purpose of the equipment or software.

(d) A school district that is required to take action under Chapter 41 to reduce its wealth per student to the equalized wealth level is entitled to a credit, in the amount of the allotments to which the district is to receive as provided by appropriation, against the total amount required under Section 41.093 for the district to purchase attendance credits.

(e) The commissioner may adopt rules to implement this section.

#### **Amendment No. 24**

Representative G. Bonnen offered the following amendment to Amendment No. 23:

Amend Amendment No. 23 to **CSHB 3** (prefiled amendments packet) as follows:

(1) On page 1, line 3, strike "Subchapter C, Chapter 42" and replace with "Subchapter D, Chapter 48".

(2) On page 1, line 4, strike "42.168" and replace with "48.157".

(3) On page 1, line 5, strike "42.168" and replace with "48.157".

(4) Strike Subsection (d) from the amendment and renumber following subsections appropriately.

Amendment No. 24 was adopted.

Amendment No. 23, as amended, was adopted.

#### **Amendment No. 25**

Representative Bohac offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 49

Amend **CSHB 3** (house committee report) on page 42 as follows:

(1) Strike lines 4 and 5 and substitute the following:

rules:

(1) establishing the economic criteria described by Section 48.104 (c) (5); and

(2) detailing the method to count students who qualify for the allotment  
in:

(A) a dropout recovery school or program; or

(B) a residential treatment facility.

(2) Between lines 12 and 13, insert the following appropriately numbered subdivision and renumber subsequent subdivisions accordingly:

( ) at least one representative of an open-enrollment charter school;

Amendment No. 25 was adopted.

#### **Amendment No. 26**

Representative Raymond offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 50

Amend **CSHB 3** (house committee report) on page 42, between lines 9 and 10, by inserting the following appropriately numbered subdivision and renumbering subsequent subdivisions accordingly:

( ) classroom teachers;

Amendment No. 26 was adopted.

**Amendment No. 27**

Representative Guillen offered the following amendment to **CSHB 3**:

Floor Packet Page No. 52

Amend **CSHB 3** (house committee report) on page 44 by striking lines 10 through 12 and substituting the following:

(2) \$50 for each of the following in which ~~[-#]~~ the student is enrolled:

(A) ~~[#]~~ two or more advanced career and technology education classes for a total of three or more credits;

(B) a campus designated as a P-TECH school under Section 29.556; or

(C) a campus that is a member of the New Tech Network and that focuses on project-based learning and work-based education.

Amendment No. 27 was adopted.

**Amendment No. 28**

Representative Burns offered the following amendment to **CSHB 3**:

Floor Packet Page No. 54

Amend **CSHB 3** (house committee report) on page 44 by striking lines 21 through 26 and substituting the following:

(c) Funds allocated under this section ~~[-, other than an indirect cost allotment established under State Board of Education rule,]~~ must be used in providing career and technology education programs in grades 6 ~~[nine]~~ through 12 ~~[or career and technology education programs for students with disabilities in grades seven through 12 under Sections 29.182, 29.183, and 29.184].~~

Amendment No. 28 was withdrawn.

**Amendment No. 29**

Representatives Howard and Burns offered the following amendment to **CSHB 3**:

Floor Packet Page No. 56

Amend **CSHB 3** (house committee report) on page 44 by striking lines 21 through 26 and substituting the following:

(c) At least 58 percent of the funds ~~[-, other than an indirect cost allotment established under State Board of Education rule,]~~ ~~[Funds]~~ allocated under this section ~~[-, other than an indirect cost allotment established under State Board of Education rule,]~~ must be used in providing career and technology education programs in grades 6 ~~[nine]~~ through 12 ~~[or career and technology education programs for students with disabilities in grades seven through 12 under Sections 29.182, 29.183, and 29.184].~~

Amendment No. 29 was adopted.

**Amendment No. 30**

Representative Ramos offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 57

Amend **CSHB 3** (house committee report) as follows:

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

SECTION 1.\_\_\_\_. Section 42.156, Education Code, is transferred to Subchapter C, Chapter 48, Education Code, as added by this Act, redesignated as Section 48.109, Education Code, and amended to read as follows:

Sec. 48.109 [~~42.156~~]. GIFTED AND TALENTED STUDENT ALLOTMENT. (a) For each identified student a school district serves in a program for gifted and talented students that the district certifies to the commissioner as complying with Subchapter D, Chapter 29, a district is entitled to an annual allotment equal to the [~~district's adjusted~~] basic allotment [~~as determined under Section 42.102 or Section 42.103, as applicable,~~] multiplied by .12 for each school year or a greater amount provided by appropriation.

(b) Funds allocated under this section, other than the amount that represents the program's share of general administrative costs, must be used in providing programs for gifted and talented students under Subchapter D, Chapter 29, including programs sanctioned by International Baccalaureate and Advanced Placement, or in developing programs for gifted and talented students. Each district must account for the expenditure of state funds as provided by rule of the State Board of Education. If by the end of the 12th month after receiving an allotment for developing a program a district has failed to implement a program, the district must refund the amount of the allotment to the agency within 30 days.

(c) Not more than five percent of a district's students in average daily attendance are eligible for funding under this section.

(d) Nothing in this section may be construed as:

(1) limiting the number of students that a school district may identify as gifted and talented or serve under the district's program for gifted and talented students; or

(2) prohibiting a school district from using other available funds for the district's program for gifted and talented students. [If the amount of state funds for which school districts are eligible under this section exceeds the amount of state funds appropriated in any year for the programs, the commissioner shall reduce each district's tier one allotments in the same manner described for a reduction in allotments under Section 42.253.

~~[(e) If the total amount of funds allotted under this section before a date set by rule of the State Board of Education is less than the total amount appropriated for a school year, the commissioner shall transfer the remainder to any program for which an allotment under Section 42.152 may be used.~~

~~[(f) After each district has received allotted funds for this program, the State Board of Education may use up to \$500,000 of the funds allocated under this section for programs such as MATHCOUNTS, Future Problem Solving, Odyssey of the Mind, and Academic Decathlon, as long as these funds are used to train~~



~~personnel and provide program services. To be eligible for funding under this subsection, a program must be determined by the State Board of Education to provide services that are effective and consistent with the state plan for gifted and talented education.]~~

(2) Strike "\$6,030" and substitute "\$5,993.82" in each of the following places it appears:

- (A) page 24, line 7;
- (B) page 24, line 9; and
- (C) page 59, line 23.

(3) On page 59, line 10, strike "6,030" and substitute "\$5,993.82".

(4) Strike page 150, line 21, through page 151, line 11.

(5) On page 170, lines 20 and 21, strike "a gifted and talented program and".

(6) On page 170, line 22, strike "or 48.105" and substitute "48.105, or 48.109".

(7) On page 228, strike line 9 and renumber subsequent subdivisions accordingly.

Amendment No. 30 was withdrawn.

(Goldman in the chair)

### **Amendment No. 31**

Representatives Schaefer and Middleton offered the following amendment to **CSHB 3**:

Floor Packet Page No. 66

Amend **CSHB 3** (house committee printing) by striking page 54, line 20, through page 56, line 9, and substituting the following:

Sec. 48.153. EDUCATOR EFFECTIVENESS PROGRAM. (a) A school district may submit a request to the commissioner for state funding under this section to assist the district in providing merit salary increases under an educator effectiveness program approved by the agency and implemented by the district.

(b) An educator effectiveness program must provide merit salary increases to educators based on an evaluation of the effectiveness of the educator under a multi-measure system developed by the district in partnership with stakeholders and the district's educators that includes measures that account for:

- (1) campus leader observations;
- (2) teacher peer review;
- (3) student surveys; and
- (4) student academic growth.

(c) A school district must award higher merit salary increases under the district's educator effectiveness program to highly effective educators who are assigned to campuses with poor overall or domain performance ratings under Section 39.054.

(d) To be eligible to receive funding for an educator effectiveness program under this section, a school district may:

- (1) implement a program developed by the agency;

(2) collaborate with other school districts to develop a program to be approved by the agency; or

(3) develop a program to be approved by the agency.

(e) From funds appropriated for that purpose, the commissioner shall provide funding under this section in accordance with rules adopted by the commissioner. If funds are not available to provide funding to each school district that submits a request under Subsection (b), the commissioner shall give priority to:

(1) school districts with the highest proportion of economically disadvantaged students;

(2) school districts with the highest number of campuses assigned an overall performance rating of F under Section 39.054; and

(3) school districts that qualify as rural school districts.

(f) From funds provided to a school district under this section, the district shall use:

(1) a small percentage of the funds to:

(A) provide signing bonuses to new classroom teachers who attend educator preparation programs;

(B) implement a mentoring program in which classroom teachers receiving merit salary increases under the district's educator effectiveness program mentor students and new classroom teachers; and

(C) pay for costs associated with the development and implementation of the district's educator effectiveness program; and

(2) a small percentage of the funds, which may not be more than three percent, to provide merit salary increases to outstanding principals as determined under the educator effectiveness program.

(g) The percentage of classroom teachers in this state receiving a merit salary increase under this section may not exceed:

(1) for the 2019-2020 school year, 10 percent;

(2) for the 2020-2021 school year, 20 percent;

(3) for the 2021-2022 school year, 30 percent;

(4) for the 2022-2023 school year, 40 percent;

(5) for the 2023-2024 school year, 50 percent;

(6) for the 2024-2025 school year, 60 percent;

(7) for the 2025-2026 school year, 70 percent;

(8) for the 2026-2027 school year, 80 percent;

(9) for the 2027-2028 school year, 90 percent; and

(10) for the 2028-2029 school year and each subsequent school year, 100 percent.

(h) A school district that receives funding for the district's educator effectiveness program under this section must annually submit to the agency a report providing the number, percentage, and retention rate of educators employed by the district under the educator effectiveness program.

**AMENDMENT NO. 31 - REMARKS**

REPRESENTATIVE SCHAEFER: One of the three pillars of the School Finance Commission was to focus on outcomes. As part of that, part of the recommendation was to look at what they did in Dallas. Results. They actually worked on teacher performance and finding objective as well as subjective measures to reward effective teachers with money—give them a monetary incentive. There was reluctance among some teachers, but if you're like me and you've had the privilege to speak to some of the Dallas ISD teachers who are now a part of this, it's been one of the most remarkable turnarounds in our state. You'll see that the teachers have bought in. They're doing it, and the students are benefiting. Every teacher, no matter how big the school is, no matter how small the school is, can be rewarded for being an effective teacher, and you can do that with money. You can do that with real world incentives that help them improve and advance. You can also do things to incentivize good teachers to go to struggling schools, as they've done. That was part of what the School Finance Commission recommended.

You saw a letter signed by superintendents representing about a million students in the State of Texas sign on to a merit pay incentive program in the State of Texas. Now, members, that was taken out of the bill. That's not in the bill as you see it today; it was as introduced. So this amendment lays out some of those components. Now, I've heard the objections—how are you going to require STAAR testing to be the measuring stick? That's not how it has to be done, members. You can have locally driven factors that are used: MAP, the Measures of Academic Progress on math and reading—these are tools they already use—district benchmarks, college readiness tests. We can frame a program like this and let local school districts choose how they do it. It doesn't have to be a top-down approach. There is a bottom-up approach that lets locally developed programs reward our best teachers. We can let them opt in; we don't have to make it mandatory. And it's not just about strategic staffing. It's about strategic compensation. One of the things that you hear is that for a teacher to do well financially, they have to get away from students and get into administration. Members, my point in bringing up this amendment is that if we're going to have this kind of historic financial commitment to our public schools, we need to stop and say: Are we really going to do something that is reform-minded and results-driven? This type of merit pay incentive program that is locally driven makes that possible. It's not in this bill, but it can be. And I know there's a component over in the senate on their side.

It is my hope, members, that we will pay attention to what happened in Dallas, and it's happened to some of these other schools. You really can't argue with the results. I've had great respectful conversations with teachers who've experienced the career ladder and it didn't work out as well. Some liked it, but many didn't—and I get that. But just like you do in the military when you can have a program where you give clear guidance and you say, "If you do this, this, and this, you'll get the incentive"—teachers can buy into that. Loving kids and loving teaching is a minimum requirement to be a teacher. It's a minimum requirement. But I think it's time we get serious about telling that young teacher

that if you hone your craft, and you work in challenging environments, and you don't mind being evaluated, that you're going to get to where you can not only make a living, you're going to make a great living being a teacher because we value it. Right now, we have a system that values tenure. That's what we value—tenure. I know great teachers who don't make any more money than some of the poor teachers because they've simply been there so long. They've maxed out based on tenure; they're kept out.

Members, we have got to find a way to do what works. The Finance Commission said focus on outcomes. You've got to do that through financial incentives which we all respond to. The private sector responds to incentives. We can do that in our public schools. We can do it in a way that our ISDs can customize it for the big school and the rural school. We can do that, members. That's not too big of a challenge. So I'm going to urge you to pay attention to this issue whether you care about voting for this amendment or not today. Because this is alive this session. This is not dead. This issue needs to come back to the house with serious incentives for our teachers that will benefit our kids and help reform the system. Mr. Speaker, I'm going to withdraw my amendments, but it is my hope and my prayer that we see some component of this type of incentive come back and benefit the teachers and the students in the State of Texas.

Amendment No. 31 was withdrawn.

### REMARKS ORDERED PRINTED

Representative Middleton moved to print remarks by Representative Schaefer on Amendment No. 31.

The motion prevailed.

### Amendment No. 32

Representative Bernal offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 51

Amend **CSHB 3** (house committee report) on page 42 as follows:

(1) Between lines 16 and 17, insert the following appropriately lettered subsection:

( ) Members of the advisory committee serve at the pleasure of the commissioner.

(2) Strike lines 23 and 24 and substitute the following appropriately lettered subsection:

( ) Not less than once every two years, the advisory committee shall review census and student data and provide recommendations to the agency regarding any suggested changes to the rules adopted for the compensatory education allotment under Section 48.104.

(3) Reletter subsections accordingly.

**Amendment No. 33**

Representative Bernal offered the following amendment to Amendment No. 32:

Amend Amendment No. 32 by Bernal to **CSHB 3** (page 51, prefiled amendments packet) by adding the following appropriately numbered item and renumbering subsequent items of the amendment accordingly:

( ) On page 42, strike lines 3 through 5 and substitute the following: compensatory education allotment under Section 48.104, including:

(1) rules establishing the economic criteria described by Section 48.104(c) (5);

(2) methods for properly counting students who are homeless within the meaning of "homeless children and youths" under 42 U.S.C. Section 11434a; and

(3) rules to determine the appropriate weight by which to adjust the basic allotment in determining the compensatory allotment for students described by Subdivision (2).

Amendment No. 33 was adopted.

Amendment No. 32, as amended, was adopted.

**Amendment No. 34**

Representatives Springer, Guillen, Burrows, and K. King offered the following amendment to **CSHB 3**:

Floor Packet Page No. 84

Amend **CSHB 3** (house committee printing) by adding the following appropriately numbered SECTION to Article 1 of the bill and renumbering subsequent SECTIONS of that article accordingly:

SECTION 1. \_\_\_\_\_. Subchapter F, Chapter 48, Education Code, as added by this Act, is amended by adding Section 48.2542 to read as follows:

Sec. 48.2542. ADDITIONAL STATE AID FOR CERTAIN DISTRICTS THAT ARE ONLY DISTRICT IN COUNTY. (a) Notwithstanding any other provision of this title, a school district with a student enrollment of less than 300 that is the only school district located and operating in a county is entitled to not less than the amount of state and local revenue, excluding any amount of revenue used by the district to comply with Chapter 49, to which the district was entitled for the 2019-2020 school year.

(b) The commissioner shall adjust the entitlement under Subchapter B of a district to which this section applies as necessary to comply with this section.

**Amendment No. 35**

Representatives Nevárez and Springer offered the following amendment to Amendment No. 34:

Amend Amendment No. 34 by Springer to **CSHB 3** (page 84, prefiled amendments packet) on page 1, line 10, by striking "300" and substituting "500".

Amendment No. 35 was adopted.

Amendment No. 34, as amended, was adopted.

**Amendment No. 36**

On behalf of Representative Martinez, Representative Bernal offered the following amendment to **CSHB 3**:

Floor Packet Page No. 86

Amend **CSHB 3** (house committee printing) by striking "ratification" and substituting "voter-approved" in each of the following places it appears:

- (1) page 72, line 4

Amendment No. 36 was adopted.

**Amendment No. 37**

On behalf of Representative Martinez, Representative Bernal offered the following amendment to **CSHB 3**:

Floor Packet Page No. 87

Amend **CSHB 3** (house committee printing) by striking "rollback" and substituting "voter-approved" in each of the following places it appears:

- (1) page 72, line 4;
- (2) page 139, lines 8, 22, and 23;
- (3) page 140, lines 19 and 21;
- (4) page 141, line 10;
- (5) page 142, line 20;
- (6) page 143, line 12; and
- (7) page 203, line 4, 6, and 8.

Amendment No. 37 was adopted. (The vote was reconsidered later today, and Amendment No. 37 was amended and was adopted.)

**Amendment No. 38**

Representative Springer offered the following amendment to **CSHB 3**:

Floor Packet Page No. 88

Amend **CSHB 3** (house committee printing) by adding the following appropriately numbered SECTION to Article 1 of the bill and renumbering subsequent SECTIONS of that Article accordingly:

SECTION 1. \_\_\_\_\_. Subchapter F, Chapter 48, Education Code, as added by this Act, is amended by adding Section 48.2641 to read as follows:

Sec. 48.2641. ADJUSTMENT FOR CERTAIN STUDENT TRANSFERS.

(a) This section applies to a school district in which more than 50 percent of the student enrollment is students who transferred from the students' school district of residence, which is located in the same county as the school district to which the students transferred.

(b) If a student transfers from the student's school district of residence to another district and the student's district of residence receives an amount of funding per student in weighted average daily attendance that is two-thirds or less of the funding per student in weighted average daily attendance received by the district to which the student transfers, the commissioner shall adjust funding to the districts as follows:

(1) for the district to which the student transferred, reduce funding to the district in an amount equal to 50 percent of the difference between the amount of funding to which the district to which the student transferred is entitled for the transfer student and the amount of funding to which the district from which the student transferred would be entitled for the student; and

(2) for the district from which the student transferred, increase funding to the district in an amount equal to 50 percent of the difference between the amount of funding to which the district to which the student transferred is entitled for the transfer student and the amount of funding to which the district from which the student transferred would be entitled for the student.

Amendment No. 38 was withdrawn.

### **Amendment No. 39**

Representatives P. King, K. King, VanDeaver, Nevárez, Springer, Middleton, Krause, Klick, Anderson, Raymond, Lang, Zedler, Morrison, Geren, Stickland, and Goldman offered the following amendment to **CSHB 3**:

Floor Packet Page No. 90

Amend **CSHB 3** (house committee report) on page 84, between lines 9 and 10, by inserting the following:

(c) In addition to the funding provided under Subsection (b), a school district is entitled to reimbursement for the amount of interest included in a refund made by the district under Section 42.43, Tax Code, in the state fiscal year ending August 31, 2018, or August 31, 2019. This subsection expires September 1, 2021.

Amendment No. 39 was adopted.

### **Amendment No. 40**

Representative Zerwas offered the following amendment to **CSHB 3**:

Floor Packet Page No. 91

Amend **CSHB 3** (house committee printing) as follows:

(1) Strike page 85, line 6, through page 87, line 15, and substitute the following:

(a) ~~In this section:~~

~~(1) "Category 1 school district" means a school district having a wealth per student of less than one half of the statewide average wealth per student.~~

~~(2) "Category 2 school district" means a school district having a wealth per student of at least one half of the statewide average wealth per student but not more than the statewide average wealth per student.~~

~~(3) "Category 3 school district" means a school district having a wealth per student of more than the statewide average wealth per student.~~

~~(4) "Wealth per student" means the taxable property values reported by the comptroller to the commissioner under Section 42.252 divided by the number of students in average daily attendance.~~

~~[(b)]~~ Payments from the foundation school fund to each ~~[category 1]~~ school district shall be made in 12 equal installments of the yearly entitlement of the district on or before the 25th day of each month of a fiscal year ~~[as follows:~~

~~[(1) 15 percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of September of a fiscal year;~~

~~[(2) 80 percent of the yearly entitlement of the district shall be paid in eight equal installments to be made on or before the 25th day of October, November, December, January, March, May, June, and July; and~~

~~[(3) five percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of February].~~

~~[(e) Payments from the foundation school fund to each category 2 school district shall be made as follows:~~

~~[(1) 22 percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of September of a fiscal year;~~

~~[(2) 18 percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of October;~~

~~[(3) 9.5 percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of November;~~

~~[(4) 7.5 percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of April;~~

~~[(5) five percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of May;~~

~~[(6) 10 percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of June;~~

~~[(7) 13 percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of July; and~~

~~[(8) 15 percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of August.~~

~~[(d) Payments from the foundation school fund to each category 3 school district shall be made as follows:~~

~~[(1) 45 percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of September of a fiscal year;~~

~~[(2) 35 percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of October; and~~

~~[(3) 20 percent of the yearly entitlement of the district shall be paid in an installment to be made on or before the 25th day of August.]~~

(2) On page 87, line 16, strike "(e)" and substitute "(b) [(e)]".

(3) On page 87, line 24, strike "(f)" and substitute "(c) [(f)]".

(4) On page 87, line 27, strike "(g)" and substitute "(d) [(g)]".

(5) Strike page 89, line 5, through page 90, line 16, and substitute the following:

(c) Payments from the foundation school fund to an open-enrollment charter school under this section shall be made in 12 equal installments of the yearly entitlement of the school on or before the 25th day of each month of a fiscal year [as follows:



~~[(1) 22 percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of September of a fiscal year;~~

~~[(2) 18 percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of October;~~

~~[(3) 9.5 percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of November;~~

~~[(4) four percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of December;~~

~~[(5) four percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of January;~~

~~[(6) four percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of February;~~

~~[(7) four percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of March;~~

~~[(8) 7.5 percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of April;~~

~~[(9) five percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of May;~~

~~[(10) seven percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of June;~~

~~[(11) seven percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of July; and~~

~~[(12) eight percent of the yearly entitlement of the school shall be paid in an installment to be made on or before the 25th day of August].~~

(6) Add the following appropriately numbered SECTION to Article 5 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION 5.\_\_\_\_. Sections 48.273 and 48.274, Education Code, as transferred, redesignated, and amended by this Act, apply only to a payment from the foundation school fund that is made on or after September 1, 2019. A payment from the foundation school fund to a school district or open-enrollment charter school that is made before that date is governed by the law in effect before the effective date of this Act, and the former law is continued in effect for that purpose.

Amendment No. 40 was withdrawn.

#### **Amendment No. 41**

Representative Guillen offered the following amendment to **CSHB 3**:

Floor Packet Page No. 96

Amend **CSHB 3** (house committee printing) as follows:

(1) On page 92, lines 4-5, strike "Subject to Subsection (b), a" and substitute "A".

(2) On page 93, strike lines 2-6.

(3) On page 93, line 7, strike "(3)" and substitute "(2)".

(4) On page 93, line 9, strike "(4)" and substitute "(3)".

(5) On page 93, strike lines 18-20.

**Amendment No. 42**

Representative Guillen offered the following amendment to Amendment No. 41:

Amend Amendment No. 41 by Guillen by striking lines 1 through line 7 and substituting the following:

Amend **CSHB 3** (house committee printing) as follows:

(1) On page 17 following line 1 insert the following appropriately lettered subsection of Section 48.005:

(o) The commissioner shall adjust the average daily attendance of a school district to the average daily attendance of the school district from the 2018-2019 school year for a school district that has experienced a decline of four percent or more in average daily attendance from the prior year. This subsection expires September 1, 2024.

(2) On page 229 following line 26 insert the following appropriately lettered subsection:

(d) Section 48.005(o) is effective September 1, 2021.

Amendment No. 42 was adopted. (The vote was reconsidered later today, and Amendment No. 42 was withdrawn.)

Amendment No. 41, as amended, was adopted. (The vote was reconsidered later today, and Amendment No. 41 was further amended and was adopted.)

**Amendment No. 43**

Representative Landgraf offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 102

Amend **CSHB 3** (house committee printing), on page 108, by striking lines 15-17 and substituting the following:  
shall pay for credit [~~credits~~] purchased:

(1) in equal monthly payments as determined by the commissioner beginning February 15 and ending August 15 of the school year for which the agreement is in effect; or

(2) in one payment for the total amount required to be paid by the district not later than August 15 of the school year for which the agreement is in effect.

(a-1) If a school district elects to pay for credit purchased in the manner provided by Subsection (a)(2), the district must notify the commissioner not later than February 15 of the school year for which the agreement is in effect.

Amendment No. 43 was adopted.

**Amendment No. 44**

On behalf of Representative Martinez, Representative Bernal offered the following amendment to **CSHB 3**:

Floor Packet Page No. 105

Amend **CSHB 3** (house committee printing) by striking "Ratifying" and substituting "Voter Approval of" in each of the following places it appears:

(1) page 140, line 7

Amendment No. 44 was adopted.

**Amendment No. 45**

Representative Capriglione offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 107

Amend **CSHB 3** (house committee printing) by adding the following appropriately numbered SECTION to ARTICLE 1 of the bill and renumbering the subsequent SECTIONS of that ARTICLE accordingly:

SECTION 1. \_\_\_\_ . Section 31.01, Tax Code, is amended by adding Subsections (d-2) and (d-3) to read as follows:

(d-2) This subsection applies only to a school district that is required to reduce its local revenue level under Section 48.257, Education Code, and that, for the school year beginning in the current tax year, has entered into an agreement with the commissioner of education to purchase attendance credit as provided by Subchapter D, Chapter 49, Education Code, in an amount sufficient, in combination with any other actions taken under that chapter, to reduce the school district's local revenue level to a level that is equal to or less than the level established under Section 48.257, Education Code. In addition to any other information required by this section, the tax bill or the separate statement shall separately state:

(1) the percentage of the taxes for maintenance and operations imposed by the school district for the current tax year that the school district is required to pay under the agreement for the school year beginning in the current tax year to purchase attendance credit; and

(2) the percentage of the taxes for maintenance and operations imposed by the school district for the current tax year that the school district is not required to pay under the agreement for the school year beginning in the current tax year to purchase attendance credit.

(d-3) This subsection applies only to a school district that is not required to reduce its local revenue level under Section 48.257, Education Code. In addition to any other information required by this section, the tax bill or the separate statement shall separately state:

(1) the percentage of the maintenance and operations revenue of the school district for the school year beginning in the current tax year that is derived from taxes for maintenance and operations imposed by the school district for the current tax year;

(2) the percentage of the maintenance and operations revenue of the school district for the school year beginning in the preceding tax year that was derived from taxes for maintenance and operations imposed by the school district for the preceding tax year;

(3) the percentage of the maintenance and operations revenue of the school district for the school year beginning in the current tax year that is derived from state funds distributed to the school district; and

(4) the percentage of the maintenance and operations revenue of the school district for the school year beginning in the preceding tax year that was derived from state funds distributed to the school district.

(Speaker in the chair)

**Amendment No. 46**

Representative Stickland offered the following amendment to Amendment No. 45:

Amend Amendment No. 45 by Capriglione to **CSHB 3** (pages 107-108, prefiled amendments packet) as follows:

(1) On page 1, line 1, strike "by adding the" and substitute "as follows:".

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

(1) Strike page 67, line 26, through page 69, line 17.

(2) Strike page 95, line 4, through page 135, line 2.

(3) Add the

(3) On page 1, line 3, strike "renumbering" and substitute "renumber".

(4) On page 2, immediately following line 21, insert the following:

(4) On page 227, line 19, strike "headings to Chapters 41 and 42" and substitute "heading to Chapter 42".

(5) On page 227, line 20, strike "the heading to Subchapter A,".

(6) On page 227, strike lines 21-26 and renumber subdivisions of SECTION 4.001(a) of the bill accordingly.

(7) Add the following appropriately numbered SECTION to Article 5 of the bill and renumber subsequent SECTIONS of that article accordingly:

SECTION 5.\_\_\_\_. On or after the effective date of this Act, a reference in law to Section 48.257 or Chapter 49, Education Code, has no effect.

**Amendment No. 46 - Point of Order**

Representative K. King raised a point of order against further consideration of Amendment No. 46 under Rule 11, Section 2, of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

**RULING BY THE SPEAKER**

on Amendment No. 46 to House Bill 3

Announced in the House on April 3, 2019

Representative K. King raises a point of order against further consideration of the Stickland amendment to the amendment under Rule 11, Section 2, in that the amendment is not germane to the Capriglione amendment. The subject of the Capriglione amendment is to require the inclusion of certain information concerning the recapture system on property tax bills. The subject of the Stickland amendment to the amendment is the repeal of the Robin Hood recapture system. Because the amendment to the amendment is about Robin Hood recapture and does not relate to the provision of information concerning recapture to property tax payers, the amendment to the amendment is therefore not germane. The point of order is well-taken and sustained.

The ruling precluded further consideration of Amendment No. 46.

Amendment No. 45 was withdrawn.

**Amendment No. 47**

Representative M. González offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 109

Amend **CSHB 3** (house committee report) as follows:

(1) On page 143, between lines 19 and 20, insert the following:

SECTION 1.060. As soon as practicable after the effective date of this section, using funds appropriated for the purpose, the commissioner of education shall distribute funding to school districts and open-enrollment charter schools for each full-time equivalent student in a special education program under Subchapter A, Chapter 29, Education Code, in proportion to the weights provided for the student under Section 48.102, Education Code, as transferred, redesignated, and amended by this Act, in the amount necessary to comply with the maintenance of state financial support required under 20 U.S.C. Section 1412(a)(18) for the state fiscal year ending August 31, 2019.

(2) On page 229, line 21, between the comma and "take", insert "and Section 1.060 of this bill".

Amendment No. 47 was adopted.

**Amendment No. 48**

Representative Burrows offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 110

Amend **CSHB 3** (house committee printing) as follows:

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

SECTION 1. \_\_\_\_\_. (a) This section takes effect only if **HB 2**, 86th Legislature, Regular Session, 2019, or another act of that legislature that amends Chapter 26, Tax Code, to change the term "effective tax rate" to "no-new-revenue tax rate" becomes law.

(b) Effective January 1, 2020, Section 26.08(g), Tax Code, is amended to read as follows:

(g) In a school district that received distributions from an equalization tax imposed under former Chapter 18, Education Code, the no-new-revenue tax [effective] rate of that tax as of the date of the county unit system's abolition is added to the district's rollback tax rate.

(2) On page 229, line 1, between "5.002." and "Section", insert "Except as otherwise provided by this Act,".

(3) On page 229, lines 18-19, strike "Except as provided by Subsections (b) and (c) of this section," and substitute "Except as otherwise provided by this Act,".

Amendment No. 48 was adopted.

**Amendment No. 49**

On behalf of Representative Martinez, Representative Bernal offered the following amendment to **CSHB 3**:

Floor Packet Page No. 111

Amend **CSHB 3** (house committee printing) as follows:

(1) On page 144, line 12, after the term "adopt" insert "and post on the district's Internet website".

Amendment No. 49 was adopted.

**Amendment No. 50**

Representative Y. Davis offered the following amendment to **CSHB 3**:

Floor Packet Page No. 112

Amend **CSHB 3** (house committee report) by adding the following appropriately numbered SECTION to Article 2 of the bill and renumbering subsequent SECTIONS of that article accordingly:

SECTION 2. \_\_\_\_. Subchapter C, Chapter 7, Education Code, is amended by adding Section 7.071 to read as follows:

Sec. 7.071. STUDY ON RELATIONSHIP BETWEEN DISTRICT SIZE AND DISTRICT COST AND ACADEMIC EFFECTIVENESS. (a) The commissioner shall conduct a study regarding the relationship between school district size and school district cost and academic effectiveness. In conducting the study, the commissioner shall consider factors affecting the operation of school districts, including:

- (1) organization and management;
- (2) financial soundness;
- (3) transportation and other general services;
- (4) parent accessibility to school district administration;
- (5) campus feeder patterns; and
- (6) number of students enrolled.

(b) On the request of the commissioner, regional education service centers and the board shall assist the commissioner in conducting the study under this section.

(c) Not later than December 31, 2020, the commissioner shall submit to the governor, the lieutenant governor, the speaker of the house of representatives, and each legislative standing committee with primary jurisdiction over public education a report that includes:

- (1) the results of the study conducted under this section, including any determinations made with regard to an optimal school district size that would promote efficient operation and attainment of state educational goals; and
- (2) recommendations for legislative or other action.

(d) This section expires September 1, 2021.

**Amendment No. 50 - Point of Order**

Representative Cain raised a point of order against further consideration of Amendment No. 50 under Rule 11, Section 2, and Rule 11, Section 3, of the House Rules. The point of order was sustained and the speaker submitted the following ruling:

**RULING BY THE SPEAKER**

on Amendment No. 50 to House Bill 3

Announced in the House on April 3, 2019

Representative Cain raises a point of order against further consideration of the Y. Davis amendment under Rule 11, Section 2, in that the amendment is not germane to the bill. The subject of the bill is the modernization of the Foundation School Program's funding of the public education system and the education of students with that funding. The subject of the amendment is the study of the relationship between school district size and school district cost and effectiveness. The amendment focuses on the operation and management of school districts and requires the commissioner of education to study several factors relating to the operation of school districts, many of which do not relate directly to the funding of public education or the education of students.

**HB 3** is not an omnibus public education bill. The bill is limited to modernizing funding and the education of students with that funding. The bill does not address, in general terms, the operation of school districts. The amendment is beyond the scope of the bill's subject and is therefore not germane. Accordingly, the point of order is well-taken and sustained. 75 H.J. Reg. 1697-1698 (2003).

The ruling precluded further consideration of Amendment No. 50.

**Amendment No. 51**

Representative Meyer offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 114

Amend **CSHB 3** (house committee report) as follows:

(1) On page 144, line 9, strike "Section 11.185" and substitute "Sections 11.185 and 11.186".

(2) On page 145, between lines 16 and 17, insert the following appropriately lettered subsection and reletter subsequent subsections accordingly:

( ) A school district shall post the annual report described by Subsection (b)(4)(B) on the district's Internet website and on the Internet website, if any, of each campus in the district.

(3) On page 145, between lines 18 and 19, insert the following:

Sec. 11.186. COLLEGE, CAREER, AND MILITARY READINESS PLANS. (a) The board of trustees of each school district shall adopt college, career, and military readiness plans that set specific annual goals for the following five school years to reach quantifiable goals for measures of student college, career, and military readiness at each campus.

(b) Each plan adopted under Subsection (a) must:

(1) identify annual goals for students in each group evaluated under the closing the gaps domain under Section 39.053(c)(3);

(2) include annual goals for aggregate student growth on college, career, and military readiness indicators evaluated under the student achievement domain under Section 39.053(c)(1);

(3) assign at least one district-level administrator or employee of the regional education service center for the district's region to:

(A) coordinate implementation of the plan; and

(B) submit an annual report to the board of trustees on the district's progress toward the goals set under the plan; and

(4) be reviewed annually by the board of trustees at a public meeting.

(c) A school district shall post the annual report described by Subsection (b)(3)(B) on the district's Internet website and on the Internet website, if any, of each campus in the district.

(4) On page 147, line 17, strike "and".

(5) On page 147, line 19, between "Section 11.185" and the period, insert the following:

; and

(U) the college, career, and military readiness plans under Section 11.186

(6) On page 168, strike lines 7 through 10 and substitute the following:

(8) the progress of the district and each campus in the district toward meeting the goals set in the district's:

(A) early childhood literacy and mathematics proficiency plans adopted under Section 11.185; and

(B) college, career, and military readiness plans adopted under Section 11.186.

Amendment No. 51 was adopted.

### **Amendment No. 52**

On behalf of Representative Martinez, Representative Bernal offered the following amendment to **CSHB 3**:

Floor Packet Page No. 116

Amend **CSHB 3** (house committee printing) as follows:

(1) On page 145, line 25, after the term "offense" insert "the provisions in Chapter 554, Government Code".

Amendment No. 52 was adopted.

### **Amendment No. 53**

Representative Muñoz offered the following amendment to **CSHB 3**:

Floor Packet Page No. 117

Amend **CSHB 3** (house committee report) by adding the following appropriately numbered SECTION to Article 2 of the bill and renumbering subsequent SECTIONS of that article accordingly:



SECTION 2.\_\_\_\_. Subchapter I, Chapter 21, Education Code, is amended by adding Section 21.4024 to read as follows:

Sec. 21.4024. REPORT ON CERTAIN EMPLOYEE PAY INCREASES.

(a) Not later than September 1 of each even-numbered year, each school district shall submit to the legislature a report on pay increases provided to employees subject to the minimum salary schedule under Section 21.402 during the preceding biennium.

(b) The report under Subsection (a) must include for each pay increase:

(1) the employee's position at the school district; and

(2) the amount of the increase.

#### **Amendment No. 54**

Representative Muñoz offered the following amendment to Amendment No. 53:

Amend Amendment No. 53 by Muñoz. to **CSHB 3** (page 117, prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSHB 3** (house committee report) by adding the following appropriately numbered SECTION to Article 5 of the bill and renumbering subsequent SECTIONS of that article accordingly:

SECTION 5.\_\_\_\_. Not later than December 1, 2020, each school district shall submit to the legislature a report on salary or wage increases provided to district employees under Section 48.051(c), Education Code, as added by this Act, for the 2019-2020 school year. The report must include for each salary or wage increase:

(1) the employee's position at the school district; and

(2) the amount of the increase.

Amendment No. 54 was adopted.

#### **Amendment No. 53 - Point of Order**

Representative Cain raised a point of order against further consideration of Amendment No. 53, as amended, under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane to the bill.

The point of order was withdrawn.

Amendment No. 53, as amended, was adopted.

#### **Amendment No. 55**

Representative Nevárez offered the following amendment to **CSHB 3**:  
Floor Packet Page No. 118

Amend **CSHB 3** (house committee report) by adding the following appropriately numbered SECTION to Article 2 of the bill and renumbering subsequent SECTIONS of that article accordingly:

SECTION 2.\_\_\_\_. Subchapter J, Chapter 21, Education Code, is amended by adding Section 21.465 to read as follows:

Sec. 21.465. AUTISM TRAINING. (a) A school district may provide a salary bonus or similar compensation to a teacher who completes training provided by a regional education service center relating to autism.

(b) A school district that decides to provide a bonus or compensation under Subsection (a) shall adopt a policy to implement this section.

**Amendment No. 56**

Representative M. González offered the following amendment to Amendment No. 55:

Amend Amendment No. 55 by Nevárez to **CSHB 3** (page 118, prefiled amendments packet) as follows:

- (1) On page 1, line 7, strike "bonus" and substitute "incentive".
- (2) On page 1, line 10, strike "a bonus" and substitute "an incentive".

Amendment No. 56 was adopted.

Amendment No. 55, as amended, was adopted.

**Amendment No. 57**

On behalf of Representative Martinez, Representative Bernal offered the following amendment to **CSHB 3**:

Floor Packet Page No. 119

Amend **CSHB 3** (house committee printing) as follows:

- (1) On page 149, line 20, after the term "30th" insert "calendar".

Amendment No. 57 was adopted.

**Amendment No. 58**

Representative Guillen offered the following amendment to **CSHB 3**:

Floor Packet Page No. 121

Amend **CSHB 3** (house committee report) by adding the following appropriately numbered SECTION to ARTICLE 2 of the bill and renumbering subsequent SECTIONS of that ARTICLE accordingly:

SECTION 2. \_\_\_\_\_. Section 29.122, Education Code, is amended to read as follows:

Sec. 29.122. ESTABLISHMENT. (a) Using criteria established by the State Board of Education, each school district shall adopt a process for identifying and serving gifted and talented students in the district and shall establish a program for those students in each grade level. A district may establish a shared services arrangement program with one or more other districts.

(b) Each school district shall adopt a policy regarding the use of funds to support the district's program for gifted and talented students.

Amendment No. 58 was adopted.

**Amendment No. 59**

Representatives Shaheen, Button, Stickland, Holland, Meyer, Sanford, Leach, and J. Turner offered the following amendment to **CSHB 3**:

Floor Packet Page No. 122

Amend **CSHB 3** (house committee report) on page 150, line 26, between "subchapter" and the period by inserting "and that the program is consistent with the state plan developed under Section 29.123".

Amendment No. 59 was adopted.

**Amendment No. 60**

Representative Guillen offered the following amendment to **CSHB 3**:

Floor Packet Page No. 125

Amend **CSHB 3** (house committee report) on page 151, between lines 11 and 12, by inserting the following appropriately lettered subsection:

( ) Nothing in this section may be construed as limiting the number of students that a school district may identify as gifted and talented or serve under the district's program for gifted and talented students.

Amendment No. 60 was adopted.

**Amendment No. 61**

Representatives J. Turner, Talarico, J.E. Johnson, Shaheen, Meyer, Button, Goodwin, and Ramos offered the following amendment to **CSHB 3**:

Floor Packet Page No. 126

Amend **CSHB 3** (house committee report) as follows:

(1) On page 150, line 23, between "CERTIFICATION" and "REQUIRED", insert "AND REPORTING".

(2) On page 151, between lines 11 and 12, insert the following appropriately lettered subsection:

( ) At the same time that a school district makes the certification required under Subsection (a), the district shall report to the commissioner regarding the use of funds on the district's program for gifted and talented students as provided by State Board of Education rule.

Amendment No. 61 was adopted.

**Amendment No. 62**

Representative Lambert offered the following amendment to **CSHB 3**:

Floor Packet Page No. 127

Amend **CSHB 3** (house committee report) by adding the following appropriately numbered SECTION to Article 2 of the bill and renumbering subsequent SECTIONS of that article accordingly:

SECTION 2. \_\_\_\_\_. Subchapter F, Chapter 29, Education Code, is amended by adding Sections 29.194 and 29.1941 to read as follows:

Sec. 29.194. SUMMER CAREER AND TECHNOLOGY EDUCATION GRANT PROGRAM. (a) From funds appropriated or available for the purpose, the commissioner, in cooperation with an appropriate private entity, shall establish a grant program to provide funding to school districts for career and technology education courses offered during the summer.

(b) The commissioner may solicit and accept gifts, donations, or other contributions for the grant program established under this section.

(c) The commissioner may adopt rules as necessary to implement this section.

Sec. 29.1941. STUDY ON SUMMER CAREER AND TECHNOLOGY EDUCATION GRANT PROGRAM. (a) From funds appropriated or available for the purpose, the commissioner, in cooperation with an appropriate private entity, shall conduct a study regarding the summer career and technology education grant program established under Section 29.194. The study must analyze:

(1) the success of the grant program;

(2) the feasibility of expanding the grant program, including by funding career and technology education courses offered during the summer through the Foundation School Program;

(3) the potential demand for career and technology education courses during the summer;

(4) any future funding needs for the grant program or for providing career and technology education courses during the summer; and

(5) any other matter the commissioner determines appropriate.

(b) Not later than December 1, 2020, the commissioner shall submit to the governor and the members of the legislature a report on the results of the study and any recommendations for legislative or other action.

(c) The commissioner may solicit and accept gifts, donations, or other contributions for the study and report under this section.

(d) This section expires September 1, 2021.

### **Amendment No. 63**

Representative Lambert offered the following amendment to Amendment No. 62:

Amend Amendment No. 62 by Lambert to **CSHB 3** (page 127, prefiled amendments packet) as follows:

(1) On page 1, line 5, strike "Sections 29.194 and 29.1941" and substitute "Section 29.194".

(2) Strike page 1, line 17, through page 2, line 12.

Amendment No. 63 was adopted.

Amendment No. 62, as amended, was adopted.

### **HOUSE AT EASE**

At 3:29 p.m., the chair announced that the house would stand at ease.

The chair called the house to order at 3:54 p.m.

**Amendment No. 37 - Vote Reconsidered**

Representative Bernal moved to reconsider the vote by which Amendment No. 37 was adopted.

The motion to reconsider prevailed.

**Amendment No. 64**

Representative Bernal offered the following amendment to Amendment No. 37:

Amend Amendment No. 37 by Martinez to **CSHB 3** (page 87, prefiled amendments packet) by striking the text of the amendment and substituting the following:

Amend **CSHB 3** (house committee report) as follows:

(1) On page 139, line 8, strike "rollback" and substitute "voter-approved [~~rollback~~]".

(2) On page 139, lines 22 and 23, strike "rollback" and substitute "voter-approved" in each place it appears.

(3) On page 141, line 10, strike "rollback" and substitute "voter-approved [~~rollback~~]".

(4) On page 143, line 12, strike "rollback" and substitute "voter-approved [~~rollback~~]".

(5) On page 203, line 4, strike "Rollback" and substitute "Voter-Approved [~~Rollback~~]".

(6) On page 203, lines 6 and 8, strike "rollback" and substitute "voter-approved [~~rollback~~]" in each place it appears.

Amendment No. 64 was adopted.

Amendment No. 37, as amended, was adopted.

**Amendment No. 41 - Vote Reconsidered**

Representative Guillen moved to reconsider the vote by which Amendment No. 41, as amended, was adopted.

The motion to reconsider prevailed.

**Amendment No. 42 - Vote Reconsidered**

Representative Guillen moved to reconsider the vote by which Amendment No. 42 was adopted.

The motion to reconsider prevailed.

Amendment No. 42 was withdrawn.

**Amendment No. 65**

Representative Guillen offered the following amendment to Amendment No. 41:

Amend Amendment No. 41 by Guillen by striking lines 1 through line 7 and substituting the following:

Amend **CSHB 3** (house committee printing) as follows:

(1) On page 17 following line 1 insert the following appropriately lettered subsection of Section 48.005:

(o) The commissioner shall adjust the average daily attendance of a school district with average daily attendance of 400 or less to the average daily attendance of the school district from the 2018-2019 school year for a school district that has experienced a decline of four percent or more in average daily attendance from the prior year. Open-enrollment charters are not eligible for an adjustment under this subsection. This subsection expires September 1, 2024.

(2) On page 229 following line 26 insert the following appropriately lettered subsection:

(d) Section 48.005(o) is effective September 1, 2021.

Amendment No. 65 was adopted.

Amendment No. 41, as amended, was adopted.

### **Amendment No. 5 - Vote Reconsidered**

Representative Huberty moved to reconsider the vote by which Amendment No. 5 was adopted.

The motion to reconsider prevailed.

### **Amendment No. 66**

Representative Huberty offered the following amendment to Amendment No. 5:

Amend Amendment No. 5 by Huberty (page 12, prefiled amendments packet) by striking item (6) on line 7 of the amendment and substituting the following:

(6) On page 109, strike lines 10-27 and substitute the following:

Sec. 49.157 ~~[41.097]~~. CREDIT FOR APPRAISAL COSTS. ~~[(a)]~~ The total amount required under Section 49.153 ~~[41.093]~~ for a district to purchase attendance credit ~~[credits]~~ under this subchapter for any school year is reduced by an amount equal to the product of the district's total costs under Section 6.06, Tax Code, for the appraisal district or districts in which it participates multiplied by a percentage that is computed by dividing the total amount required under Section 49.153 ~~[41.093]~~ by the total amount of taxes imposed in the district for that year less any amounts paid into a tax increment fund under Chapter 311, Tax Code.

~~[(b) A school district is entitled to a reduction under Subsection (a) beginning with the 1996-1997 school year. For that school year, the reduction to which a district is entitled is the sum of the amounts computed under~~

Amendment No. 66 was adopted.

Amendment No. 5, as amended, was adopted.

A record vote was requested by Representative Leach.

**CSHB 3**, as amended, was passed to engrossment by (Record 157): 148 Yeas, 1 Nays, 0 Present, not voting.

Yeas — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Stickland.

Absent — Biedermann.

**HB 3 ON THIRD READING**  
(by Huberty)  
**CONSTITUTIONAL RULE SUSPENDED**

Representative Huberty moved to suspend the constitutional rule requiring bills to be read on three several days and to place **HB 3** on its third reading and final passage.

The motion prevailed by (Record 158): 147 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer;

Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Schaefer; Stickland.

Present, not voting — Mr. Speaker(C).

The chair laid **HB 3** before the house on its third reading and final passage.

**HB 3** was read third time and was passed by (Record 159): 148 Yeas, 1 Nays, 0 Present, not voting.

Yeas — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Blanco; Bohac; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Calanni; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Cyrier; Darby; Davis, S.; Davis, Y.; Dean; Deshotel; Dominguez; Dutton; Farrar; Fierro; Flynn; Frank; Frullo; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Gutierrez; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hunter; Israel; Johnson, E.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Kuempel; Lambert; Landgraf; Lang; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Miller; Minjarez; Moody; Morales; Morrison; Muñoz; Murphy; Murr; Neave; Nevárez; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Phelan; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sheffield; Sherman; Shine; Smith; Smithee; Springer; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wray; Wu; Zedler; Zerwas; Zwiener.

Nays — Stickland.

Absent — Johnson, J.D.

### COMMITTEES GRANTED PERMISSION TO MEET

Representative Burrows moved that the house grant permission for all committees and subcommittees to meet while the house is in session, during bill referral today, pursuant to their committee postings or recess motions.

Permission to meet was granted.

### PROVIDING FOR ADJOURNMENT

At 4:33 p.m., Representative Harris moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow in memory of Luke Grumbles of Palestine.

The motion prevailed.

### MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).



**BILLS AND JOINT RESOLUTIONS ON FIRST READING  
AND REFERRAL TO COMMITTEES**

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Lambert in the chair)

**ADJOURNMENT**

In accordance with a previous motion, the house, at 4:39 p.m., adjourned until 10 a.m. tomorrow.

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**ADDENDUM**

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**REFERRED TO COMMITTEES**

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

**List No. 1**

**HB 4689** (By Talarico), Relating to the creation of the Round Rock Municipal Utility District No. 1; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

**HB 4690** (By E. Thompson), Relating to the territory, powers, and administration of the Gulf Coast Water Authority.

To Natural Resources.

**HB 4691** (By Goodwin), Relating to the creation of the Travis County Municipal Utility District No. 25; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

**HB 4692** (By Oliverson), Relating to the creation of the Harris County Municipal Utility District No. 572; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

**HB 4693** (By Stucky), Relating to the creation of the Cole Ranch Improvement District No. 1 of Denton County, Texas; providing authority to impose an assessment, impose a tax, and issue bonds.

To County Affairs.

**HB 4694** (By Cole), Relating to the creation of the SH130 Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Urban Affairs.

**HB 4695** (By Deshotel), Relating to the administration of the Port of Port Arthur Navigation District of Jefferson County, including the authority to impose taxes.

To Transportation.

**HB 4696** (By Zerwas), Relating to the creation of the Fort Bend County Municipal Utility District No. 240; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

**HB 4697** (By Wilson), Relating to the powers and duties of the Williamson County Municipal Utility District No. 29; providing authority to issue bonds; providing authority to impose a tax.

To Land and Resource Management.

**HB 4698** (By Wilson), Relating to the powers and duties of the Williamson County Municipal Utility District No. 28; providing authority to issue bonds; providing authority to impose a tax.

To Land and Resource Management.

**HB 4699** (By Wilson), Relating to the powers and duties of the Williamson County Municipal Utility District No. 21; providing authority to issue bonds; providing authority to impose a tax.

To Land and Resource Management.

**HB 4700** (By Price), Relating to the jurisdiction of the County Court at Law No. 1 of Potter County.

To Judiciary and Civil Jurisprudence.

**HB 4701** (By Nevárez), Relating to the creation of the West Pecos Management District; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To County Affairs.

**HB 4702** (By Metcalf), Relating to the creation of the Montgomery County Municipal Utility District No. 179; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

**HB 4703** (By Coleman), Relating to the creation of the Harris County Improvement District No. 28; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To County Affairs.

**HB 4704** (By Smith), Relating to the creation of the Double M Municipal Utility District of Grayson County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Land and Resource Management.

**HB 4705** (By Murr), Relating to the territory of the Sutton County Groundwater Conservation District.

To Natural Resources.

**HB 4706** (By Holland), Relating to the creation of the Dynavest Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Urban Affairs.

**HB 4707** (By Murr), Relating to the amount of a tax imposed by the Sutton County Underground Water Conservation District.

To Natural Resources.

**HB 4708** (By Sanford), Relating to the powers and duties of the Lakehaven Municipal Utility District; providing authority to issue bonds; providing authority to impose a tax.

To Land and Resource Management.

**SB 361** to Business and Industry.

**SB 395** to Judiciary and Civil Jurisprudence.

**SB 749** to Public Health.

**SB 1082** to House Administration.

### 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

Wednesday, April 3, 2019

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 22** Campbell

Relating to prohibiting certain transactions between a governmental entity and an abortion provider or affiliate of the provider.

**SB 193** Perry  
Relating to waiving the fee for the issuance of a duplicate, modified, or renewed license to carry a handgun for school marshals.

**SB 201** Huffman  
Relating to increasing the criminal penalties for certain offenses committed in a disaster area or an evacuated area.

**SB 1041** Taylor  
Relating to the deadline by which the Texas Water Development Board is required to identify and designate brackish groundwater production zones for certain areas of the state.

**SB 2191** Whitmire  
Relating to the confinement of a defendant pending trial and detention or placement of a juvenile offender.

Respectfully,  
Patsy Spaw  
Secretary of the Senate

**Message No. 2**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Wednesday, April 3, 2019 - 2

The Honorable Speaker of the House  
House Chamber  
Austin, Texas

Mr. Speaker:

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

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

**SB 17** Perry  
Relating to discrimination by a state agency against an applicant for or holder of an occupational license.

**SB 406** Birdwell  
Relating to the carrying or storage of a handgun by a school marshal.

**SB 475** Hancock  
Relating to an advisory body on the security of the electric grid.

**SB 477** Creighton  
Relating to the expiration of a school marshal license issued or renewed by the Texas Commission on Law Enforcement.

**SB 522** Zaffirini  
Relating to the development of an individualized education program for a public school student with a visual impairment.

**SB 586** Watson  
Relating to the training of peace officers for family violence and sexual assault assignments.

**SB 1113** Lucio  
Relating to a waiver authorizing the application of pesticides for mosquito control by certain municipal or county employees in an emergency.

**SB 1324** Taylor  
Relating to the filing of a degree plan by students at public institutions of higher education.

**SB 1564** West  
Relating to access to medication-assisted treatment for opioid use disorder under Medicaid.

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 2**

County Affairs - **HB 294, HB 468, HB 651, HB 886, HB 1142, HB 1227, HB 1378, HB 1651, HB 2318, HB 2324, HB 2326, HB 2477, HB 2755, HB 2888, HB 2976, HB 3459, HB 3463, HB 3896**

Elections - **HB 431**

Energy Resources - **HB 2714** (corrected)

Higher Education - **HB 1482**

International Relations and Economic Development - **HB 680**

Land and Resource Management - **HB 3122**

Public Education - **HB 548, HB 684, HB 1051, HB 1182, HB 1388**

Public Health - **HB 10, HB 19, HJR 5**

State Affairs - **HB 2263, HB 2868**

Ways and Means - **HB 2, HB 360, HB 380, HB 861, HB 1060, HB 1558, HB 2129, HB 3086**

**ENGROSSED**

**April 2 - HB 88, HB 101, HB 303, HB 374, HB 405, HB 440, HB 678, HB 785, HB 807, HB 826, HB 1067, HB 1264, HB 1418, HB 1849, HB 2179, HB 2223, HB 2243**

**SENT TO THE GOVERNOR**

**April 2 - HCR 128**

**RECOMMENDATIONS FILED WITH THE SPEAKER**

**April 2 - HB 2329, HB 2380, HB 2671, HB 2712, HB 3019, HB 3047**

**SIGNED BY THE GOVERNOR**

**April 2 - HCR 62, HCR 93, HCR 94, HCR 95, HCR 96, HCR 97, HCR 98, HCR 99, HCR 100, HCR 101, HCR 102, HCR 103, HCR 104, HCR 105, HCR 106, HCR 107, HCR 108, HCR 109, HCR 110, HCR 111, HCR 112, HCR 113, HCR 114, HCR 115, HCR 116**