

# HOUSE JOURNAL

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EIGHTY-SEVENTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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TWENTY-SIXTH DAY — THURSDAY, APRIL 15, 2021

The house met at 10:16 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 223).

Present — Mr. Speaker(C); Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

The invocation was offered by Representative Leman as follows:

Dear Lord, we come to you this morning as your humble servants seeking to live our lives in accordance with your will. Lord, sometimes it gets very difficult to hear your voice in today's world. Our minds are often preoccupied with an abundance of noise and distractions that interrupt our thoughts. We sometimes forget that we cannot live out your will through our daily lives unless we hear what you are trying to tell us. Help us hear you, Lord. Help us to remember to block off ample time each and every day to put away all distractions and turn off all the noise, to just listen to the sound of silence so that we may hear your voice above and beyond all else. Your will be done. In Jesus' name we pray. Amen.

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

### LEAVES OF ABSENCE GRANTED

The following member was granted leave of absence for today because of a death in the family:

Guerra on motion of Price.

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

Gervin-Hawkins on motion of Cole.

The following member was granted leave of absence for today because of a family emergency:

Kuempel on motion of Geren.

### 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).

#### SB 1 - COMMITTEE ON CALENDARS RULE ADOPTED

Representative Burrows moved to adopt the following rule governing floor consideration for **SB 1**:

Section 1. This rule for floor consideration of **SB 1** is proposed by the Committee on Calendars, pursuant to House Rule 3, Section 4(2). The rule will be effective if it is approved by the house, in accordance with House Rule 6, Section 16(f).

Section 2. (a) During second and third reading consideration of the bill, any amendment that adds or increases an item of appropriation in the bill made from general revenue or a general revenue-dedicated account is not in order unless the amendment contains an equal or greater reduction in one or more items of appropriation in the bill from general revenue or from a general revenue-dedicated account, regardless of whether the general revenue-dedicated account is subject to certification.

(b) The provisions of this section do not apply to an amendment that makes an adjustment in an item of appropriation solely to correct a technical clerical error.

The Committee on Calendars rule was adopted by (Record 224): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza;

Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

## **HB 2 - COMMITTEE ON CALENDARS RULE ADOPTED**

Representative Burrows moved to adopt the following rule governing floor consideration for **HB 2**:

Section 1. This rule for floor consideration of **HB 2** is proposed by the Committee on Calendars, pursuant to House Rule 3, Section 4(2). The rule will be effective if it is approved by the house, in accordance with House Rule 6, Section 16(f).

Section 2. All original amendments that will be offered during second reading consideration of the bill must be filed with the chief clerk by 10 a.m. on Monday, April 19.

Section 3. (a) During second and third reading consideration of the bill, any amendment that adds or increases an item of appropriation in the bill made from general revenue or a general revenue-dedicated account is not in order unless the amendment contains an equal or greater reduction in one or more items of appropriation in the bill from general revenue or from a general revenue-dedicated account, regardless of whether the general revenue-dedicated account is subject to certification.

(b) During second and third reading consideration of the bill, any amendment that adds or increases an item of appropriation in the bill made from the economic stabilization fund is not in order unless the amendment contains an equal or greater reduction in one or more items of appropriation in the bill from the economic stabilization fund.

(c) The provisions of this section do not apply to an amendment that makes an adjustment in an item of appropriation solely to correct a technical clerical error.

The Committee on Calendars rule was adopted by (Record 225): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel;

Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

**MAJOR STATE CALENDAR  
SENATE BILLS  
THIRD READING**

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

**SB 632 ON THIRD READING  
(Buckley, Ashby, Leman, and Anderson - House Sponsors)**

**SB 632**, A bill to be entitled An Act relating to provision of broadband infrastructure and connectivity by the Lower Colorado River Authority.

**SB 632** was passed by (Record 226): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Harless; Raney.

**STATEMENT OF VOTE**

When Record No. 226 was taken, I was in the house but away from my desk. I would have voted yes.

Harless

**MAJOR STATE CALENDAR  
HOUSE BILLS  
THIRD READING**

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

**HB 4 ON THIRD READING  
(by Price, Oliverson, Coleman, Ashby, Guillen, et al.)**

**HB 4**, A bill to be entitled An Act relating to the provision and delivery of health care services under Medicaid and other public benefits programs using telecommunications or information technology and to reimbursement for some of those services.

**HB 4** was passed by (Record 227): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Davis.

**HB 18 ON THIRD READING  
(by Oliverson, Bonnen, Collier, Canales, Burrows, et al.)**

**HB 18**, A bill to be entitled An Act relating to establishment of the prescription drug savings program for certain uninsured individuals.

**HB 18** was passed by (Record 228): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Raney.

### STATEMENTS OF VOTE

When Record No. 228 was taken, I was in the house but away from my desk. I would have voted yes.

Raney

When Record No. 228 was taken, I was shown voting no. I intended to vote yes.

Toth

### GENERAL STATE CALENDAR HOUSE BILLS THIRD READING

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

#### **HB 1616 ON THIRD READING (by Bonnen)**

**HB 1616**, A bill to be entitled An Act relating to the Interstate Medical Licensure Compact; authorizing fees.

**HB 1616** was passed by (Record 229): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cason.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Morales Shaw.

### STATEMENT OF VOTE

When Record No. 229 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

### HB 290 ON THIRD READING

(by Cortez, Rose, Oliverson, A. Johnson, Frank, et al.)

**HB 290**, A bill to be entitled An Act relating to the period of continuous eligibility and a periodic eligibility review for a child for Medicaid.

**HB 290** was passed by (Record 230): 130 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.;

Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Hefner; Krause; Leman; Middleton; Patterson; Paul; Sanford; Schaefer; Slaton; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

**HB 457 ON THIRD READING**  
**(by Shaheen, Klick, Pacheco, Price, and Lopez)**

**HB 457**, A bill to be entitled An Act relating to a local option exemption from ad valorem taxation by a county of a portion of the value of the residence homestead of a physician who provides health care services for which the physician agrees not to seek payment from any source, including the Medicaid program or otherwise from this state or the federal government, to county residents who are indigent or who are Medicaid recipients.

**HB 457** was passed by (Record 231): 133 Yeas, 12 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Landgraf; Murr; Ramos; Schaefer; Slaton; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Rose.



**STATEMENTS OF VOTE**

When Record No. 231 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 231 was taken, I was shown voting yes. I intended to vote no.

Collier

When Record No. 231 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 231 was taken, I was shown voting yes. I intended to vote no.

Sherman

**HB 133 ON THIRD READING**

**(by Rose, S. Thompson, Walle, Thierry, Reynolds, et al.)**

**HB 133**, A bill to be entitled An Act relating to the Medicaid eligibility of certain women after a pregnancy.

**HB 133** was passed by (Record 232): 121 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Biedermann; Cain; Cason; Cyrier; Darby; Frullo; Gates; Hefner; Holland; King, P.; Leman; Metcalf; Middleton; Paul; Schaefer; Slaton; Smithee; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Thompson, E.

**STATEMENTS OF VOTE**

When Record No. 232 was taken, I was shown voting no. I intended to vote yes.

Darby

When Record No. 232 was taken, I was shown voting no. I intended to vote yes.

Gates

**HB 2090 ON THIRD READING**

**(by Burrows, Oliverson, Frank, Bonnen, Middleton, et al.)**

**HB 2090**, A bill to be entitled An Act relating to health care cost disclosures by health benefit plan issuers and third-party administrators.

**HB 2090** was passed by (Record 233): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Martinez Fischer; Rodriguez.

**STATEMENT OF VOTE**

When Record No. 233 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez Fischer

**HB 3810 ON THIRD READING****(by Hunter, Canales, Morrison, Lucio, Middleton, et al.)**

**HB 3810**, A bill to be entitled An Act relating to the authority of the Texas Windstorm Insurance Association to raise premium rates on association policies.

**HB 3810** was passed by (Record 234): 139 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Schaefer; Slaton; Smithee; Tinderholt; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Canales; Johnson, A.

**STATEMENTS OF VOTE**

When Record No. 234 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 234 was taken, I was shown voting yes. I intended to vote no.

Toth

**HB 695 ON THIRD READING****(by Martinez, Canales, Muñoz, Lucio, Guerra, et al.)**

**HB 695**, A bill to be entitled An Act relating to the establishment of a public law school in the Rio Grande Valley.

**HB 695** was passed by (Record 235): 97 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Campos; Canales; Capriglione; Cole; Coleman; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; González, J.; González, M.; Goodwin; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Krause; Lambert; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Allison; Anderson; Bell, C.; Bell, K.; Biedermann; Bonnen; Button; Cain; Cason; Clardy; Cook; Craddick; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; King, P.; Klick; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Price; Sanford; Schaefer; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Hunter; Johnson, A.

#### STATEMENTS OF VOTE

When Record No. 235 was taken, I was shown voting yes. I intended to vote no.

Buckley

When Record No. 235 was taken, I was in the house but away from my desk. I would have voted yes.

Hunter

When Record No. 235 was taken, I was shown voting yes. I intended to vote no.

Lambert

#### HB 1105 ON THIRD READING (by Paddie and Canales)

**HB 1105**, A bill to be entitled An Act relating to the vehicles authorized to be equipped with a digital license plate.

**HB 1105** was passed by (Record 236): 143 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel;

Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Murr; Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Johnson, A.

#### STATEMENT OF VOTE

When Record No. 236 was taken, I was shown voting yes. I intended to vote no.

Biedermann

#### HB 1057 ON THIRD READING

(by Oliverson, Shaheen, Parker, Hefner, C. Bell, et al.)

**HB 1057**, A bill to be entitled An Act relating to designating November 7 as Victims of Communism Day.

**HB 1057** was passed by (Record 237): 142 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton;

Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Morales Shaw; Romero.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Johnson, A.; Meza.

### STATEMENT OF VOTE

When Record No. 237 was taken, I was shown voting no. I intended to vote yes.

Morales Shaw

### HB 1172 ON THIRD READING

(by Howard, Tinderholt, Harless, Neave, White, et al.)

**HB 1172**, A bill to be entitled An Act relating to the rights of victims of sexual assault or other prohibited sexual conduct.

**HB 1172** was passed by (Record 238): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

### HB 404 ON THIRD READING

(by Hernandez and S. Thompson)

**HB 404**, A bill to be entitled An Act relating to sexual assault and domestic violence awareness continuing education for cosmetology license holders.

**HB 404** was passed by (Record 239): 94 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Bell, C.; Bell, K.; Biedermann; Cain; Capriglione; Cason; Cook; Craddick; Dean; Frank; Gates; Harless; Harris; Hefner; Holland; King, P.; Klick; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Patterson; Paul; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Thompson, E.; Tinderholt; Toth; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Allen; Anderson; Bonnen; Morrison.

#### STATEMENTS OF VOTE

When Record No. 239 was taken, I was in the house but away from my desk. I would have voted yes.

Allen

When Record No. 239 was taken, I was in the house but away from my desk. I would have voted no.

Anderson

When Record No. 239 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 239 was taken, I was shown voting yes. I intended to vote no.

Hull

#### HB 394 ON THIRD READING

(by Moody, S. Thompson, Goldman, Geren, and Guillen)

**HB 394**, A bill to be entitled An Act relating to Texas Lottery Commission rules on lottery game drawings.

**HB 394** was passed by (Record 240): 80 Yeas, 62 Nays, 1 Present, not voting.

Yeas — Allison; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; Goldman; González, J.; Goodwin; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Cason; Clardy; Craddick; Cyrier; Dean; Frank; Gates; Harris; Hefner; Holland; Hull; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Leach; Leman; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Parker; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Allen; Capriglione; Cook; González, M.

#### STATEMENTS OF VOTE

When Record No. 240 was taken, I was in the house but away from my desk. I would have voted yes.

Allen

When Record No. 240 was taken, my vote failed to register. I would have voted yes.

Capriglione

When Record No. 240 was taken, my vote failed to register. I would have voted no.

Cook

When Record No. 240 was taken, I was shown voting yes. I intended to vote no.

Frullo

When Record No. 240 was taken, I was shown voting yes. I intended to vote no.

Metcalf



**HB 2723 ON THIRD READING**  
**(by Meyer, Shine, and Button)**

**HB 2723**, A bill to be entitled An Act relating to public notice of the availability on the Internet of property-tax-related information.

**HB 2723** was passed by (Record 241): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Dean; Rodriguez.

**HB 2039 ON THIRD READING**  
**(by Talarico, Ramos, C. Turner, and Beckley)**

**HB 2039**, A bill to be entitled An Act relating to persons authorized to conduct a marriage ceremony.

**HB 2039** was passed by (Record 242): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza;

Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Schofield.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Rodriguez.

**HB 816 ON THIRD READING**  
**(by Krause, Collier, Murr, and Moody)**

**HB 816**, A bill to be entitled An Act relating to the creation of a commission to review certain penal laws of this state and to make certain recommendations regarding those laws, to criminal offenses previously compiled in statutes outside the Penal Code, to repealing certain of those offenses, and to conforming punishments for certain of those offenses to the penalty structure provided in the Penal Code; increasing the punishment for the criminal offenses of sedition, sabotage, and capital sabotage; imposing a civil penalty.

**HB 816** was passed by (Record 243): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

**HB 2080 ON THIRD READING****(by Leman, Meyer, Thierry, Jetton, Hefner, et al.)****HB 2080**, A bill to be entitled An Act relating to taxpayers' suits.**HB 2080** was passed by (Record 244): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Burns; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Bucy; Burrows.

**STATEMENT OF VOTE**

When Record No. 244 was taken, I was in the house but away from my desk. I would have voted yes.

Bucy

**HB 787 ON THIRD READING****(by Allen, Murr, Rodriguez, White, Sherman, et al.)****HB 787**, A bill to be entitled An Act relating to conditions of community supervision prohibiting contact with certain persons.**HB 787** was passed by (Record 245): 131 Yeas, 12 Nays, 4 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland;

Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wu; Zwiener.

Nays — Cain; Canales; Harris; Hefner; Klick; Leman; Oliverson; Patterson; Schaefer; Schofield; Slaton; Wilson.

Present, not voting — Mr. Speaker(C); Capriglione; Lambert; Rose.

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

### STATEMENTS OF VOTE

When Record No. 245 was taken, I was shown voting yes. I intended to vote no.

Krause

When Record No. 245 was taken, I was shown voting present, not voting. I intended to vote yes.

Lambert

When Record No. 245 was taken, I was shown voting yes. I intended to vote no.

Slawson

When Record No. 245 was taken, I was shown voting yes. I intended to vote no.

Toth

### HB 465 ON THIRD READING

(by Shaheen, Leach, Hull, Thierry, and Bowers)

**HB 465**, A bill to be entitled An Act relating to changing the eligibility for release on parole of certain inmates serving sentences for trafficking offenses involving one or more child victims.

**HB 465** was passed by (Record 246): 143 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa;

Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Canales; Ellzey.

### STATEMENTS OF VOTE

When Record No. 246 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 246 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 246 was taken, I was in the house but away from my desk. I would have voted yes.

Ellzey

### HB 199 ON THIRD READING

(by Ortega, Moody, M. González, Fierro, Ordaz Perez, et al.)

**HB 199**, A bill to be entitled An Act relating to the establishment of a public law school in El Paso County.

**HB 199** was passed by (Record 247): 86 Yeas, 58 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Ashby; Bailes; Beckley; Bernal; Bowers; Bucy; Burns; Burrows; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; González, J.; Goodwin; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, T.; Landgraf; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Parker; Perez; Ramos;

Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.

Nays — Allison; Anderson; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; King, K.; King, P.; Klick; Krause; Lambert; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Paddie; Patterson; Paul; Price; Rogers; Sanford; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — González, M.; Morrison.

### **HB 1407 ON THIRD READING**

**(by Schaefer, Metcalf, Patterson, Hefner, Cain, et al.)**

**HB 1407**, A bill to be entitled An Act relating to the carrying of a handgun by a license holder in a motor vehicle.

**HB 1407** was passed by (Record 248): 97 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dominguez; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Herrero; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Crockett; Davis; Deshotel; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Neave; Ordaz Perez; Ortega; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Ellzey; Schofield.

**STATEMENTS OF VOTE**

When Record No. 248 was taken, I was shown voting yes. I intended to vote no.

Cole

When Record No. 248 was taken, I was shown voting yes. I intended to vote no.

Collier

When Record No. 248 was taken, I was shown voting no. I intended to vote yes.

Deshotel

When Record No. 248 was taken, I was in the house but away from my desk. I would have voted yes.

Ellzey

When Record No. 248 was taken, I was shown voting yes. I intended to vote no.

Sherman

**HB 773 ON THIRD READING  
(by VanDeaver and Ashby)**

**HB 773**, A bill to be entitled An Act relating to indicators of achievement under the public school accountability system.

**HB 773** was passed by (Record 249): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Gates.

### STATEMENT OF VOTE

When Record No. 249 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

### HB 1856 ON THIRD READING

(by Hefner, White, Metcalf, Raymond, Slawson, et al.)

**HB 1856**, A bill to be entitled An Act relating to carrying and storing a firearm or firearm ammunition by a hotel guest.

**HB 1856** was passed by (Record 250): 100 Yeas, 45 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Coleman; Cook; Cyrier; Darby; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Johnson, A.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Lucio; Martinez; Metcalf; Meyer; Middleton; Morales, E.; Morales Shaw; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bucy; Campos; Cole; Collier; Cortez; Craddick; Crockett; Davis; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, J.E.; Longoria; Lopez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Muñoz; Ortega; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Smithee; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Johnson, J.D.

### STATEMENTS OF VOTE

When Record No. 250 was taken, I was shown voting no. I intended to vote yes.

Craddick

When Record No. 250 was taken, I was shown voting yes. I intended to vote no.

Fierro



When Record No. 250 was taken, I was shown voting yes. I intended to vote no.

A. Johnson

When Record No. 250 was taken, I was shown voting no. I intended to vote yes.

Smithee

**HB 1796 ON THIRD READING**  
**(by Harris)**

**HB 1796**, A bill to be entitled An Act relating to the division of and assumption of road district authority by fresh water supply districts.

**HB 1796** was passed by (Record 251): 141 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Cain; Canales; Klick; Tinderholt.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

**STATEMENTS OF VOTE**

When Record No. 251 was taken, I was shown voting yes. I intended to vote no.

Slaton

When Record No. 251 was taken, I was shown voting yes. I intended to vote no.

Toth

**HB 1472 ON THIRD READING**  
**(by Bucy, Krause, Rodriguez, Moody, et al.)**

**HB 1472**, A bill to be entitled An Act relating to the eligibility of the Concacaf Gold Cup for funding under the Major Events Reimbursement Program.

**HB 1472** was passed by (Record 252): 109 Yeas, 34 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frullo; Geren; González, J.; González, M.; Goodwin; Guillen; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Krause; Lambert; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Biedermann; Bonnen; Cain; Cason; Craddick; Frank; Gates; Goldman; Hefner; King, P.; Klick; Landgraf; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Patterson; Paul; Sanford; Schaefer; Shaheen; Slaton; Slawson; Swanson; Thompson, E.; Tinderholt; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Harless; Leach; Toth.

**STATEMENTS OF VOTE**

When Record No. 252 was taken, I was shown voting no. I intended to vote yes.

Parker

When Record No. 252 was taken, I was in the house but away from my desk. I would have voted no.

Toth

**HB 2607 ON THIRD READING**  
**(by Talarico, Button, and Minjarez)**

**HB 2607**, A bill to be entitled An Act relating to the powers and duties of the Texas Workforce Commission and local workforce development boards regarding the provision of child care and the subsidized child care program.

**HB 2607** was passed by (Record 253): 88 Yeas, 58 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Geren; González, J.; González, M.; Goodwin; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Stephenson; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Biedermann; Bonnen; Burns; Cain; Capriglione; Cason; Cook; Cyrier; Dean; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; King, P.; Klick; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

#### STATEMENTS OF VOTE

When Record No. 253 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 253 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 253 was taken, I was shown voting no. I intended to vote yes.

Raney

#### HB 2941 ON THIRD READING (by Burns)

**HB 2941**, A bill to be entitled An Act relating to the appointment of appraisal review board members.

**HB 2941** was passed by (Record 254): 141 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook;

Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Cain; Canales; Harris; Klick; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

#### **HB 54 ON THIRD READING**

**(by Talarico, White, Israel, Bucy, Patterson, et al.)**

**HB 54**, A bill to be entitled An Act relating to accompanying and filming peace officers of state and local law enforcement agencies for producing reality television programs.

**HB 54** was passed by (Record 255): 110 Yeas, 34 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Geren; González, J.; González, M.; Goodwin; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Patterson; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Cain; Cason; Cook; Craddick; Dean; Ellzey; Gates; Goldman; Harless; Harris; Hefner; Krause; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Parker; Paul; Sanford; Schaefer; Shaheen; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Klick; White.

### STATEMENTS OF VOTE

When Record No. 255 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 255 was taken, I was shown voting yes. I intended to vote no.

E. Thompson

### HB 379 ON THIRD READING

(by Smith)

**HB 379**, A bill to be entitled An Act relating to changing the eligibility for parole of certain inmates serving a sentence for the offense of online solicitation of a minor.

**HB 379** was passed by (Record 256): 146 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

### HB 918 ON THIRD READING

(by Leman, White, Slawson, Hefner, Schaefer, et al.)

**HB 918**, A bill to be entitled An Act relating to a license to carry a handgun for certain young adults who are protected under certain court orders related to family violence.

**HB 918** was passed by (Record 257): 127 Yeas, 18 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Cason; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frullo; Gates; Geren; Goldman; González, M.; Guillen; Harless; Harris; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, E.; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu.

Nays — Anchia; Beckley; Capriglione; Cole; Fierro; Frank; González, J.; Goodwin; Longoria; Meza; Morales, C.; Ramos; Reynolds; Rodriguez; Romero; Rose; Turner, J.; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Morales Shaw.

### STATEMENTS OF VOTE

When Record No. 257 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 257 was taken, I was shown voting no. I intended to vote yes.

Frank

When Record No. 257 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 257 was taken, I was shown voting no. I intended to vote yes.

Romero

When Record No. 257 was taken, I was shown voting yes. I intended to vote no.

Sherman

**HB 1262 ON THIRD READING**  
**(by Bowers, Ortega, Collier, Raymond, et al.)**

**HB 1262**, A bill to be entitled An Act relating to training for certain peace officers regarding trauma-informed techniques to facilitate interactions with homeless individuals.

**HB 1262** was passed by (Record 258): 93 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Coleman; Collier; Cook; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; González, J.; González, M.; Goodwin; Guillen; Hernandez; Herrero; Hinojosa; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Lambert; Larson; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murphy; Neave; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Slaton; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; White; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Biedermann; Bonnen; Cain; Cason; Clardy; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; King, P.; Klick; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Morrison; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Shaheen; Slawson; Smith; Smithee; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Ordaz Perez.

**STATEMENTS OF VOTE**

When Record No. 258 was taken, I was in the house but away from my desk. I would have voted yes.

Ordaz Perez

When Record No. 258 was taken, I was shown voting no. I intended to vote yes.

Sanford

**HB 80 ON THIRD READING**  
**(by J.D. Johnson, Collier, and Meza)**

**HB 80**, A bill to be entitled An Act relating to the discharge by certain defendants of fines and costs through community service.

**HB 80** was passed by (Record 259): 127 Yeas, 18 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harris; Hernandez; Herrero; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Krause; Lambert; Landgraf; Larson; Leach; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Parker; Perez; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Smithee; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Ellzey; Harless; Hefner; King, P.; Klick; Leman; Metcalf; Middleton; Murr; Oliverson; Paddie; Patterson; Paul; Price; Rogers; Slawson; Smith; Spiller.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Dean.

#### STATEMENTS OF VOTE

When Record No. 259 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 259 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 259 was taken, I was shown voting yes. I intended to vote no.

Shaheen

When Record No. 259 was taken, I was shown voting yes. I intended to vote no.

Wilson

#### MAJOR STATE CALENDAR HOUSE BILLS SECOND READING

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



**CSHB 1927 ON SECOND READING**  
**(by Schaefer, White, Hefner, Guillen, Canales, et al.)**

**CSHB 1927**, A bill to be entitled An Act relating to provisions governing the carrying of a firearm by a person who is 21 years of age or older and not otherwise prohibited by state or federal law from possessing the firearm and to other provisions related to the carrying, possessing, transporting, or storing of a firearm or other weapon; creating criminal offenses.

**CSHB 1927 - REMARKS**

REPRESENTATIVE SHERMAN: Mr. Schaefer, I want to express to you that I appreciate you for your authenticity. And I want to express to you that I appreciate you for the fact that you I have found to be a man who is willing to stand up against partisan politics, as evident in the bill that you and I have joint authored together. My question, though, is I'm not sure of the intent of your bill. Could you elaborate on that, because I've heard several speakers come forward and say things like it would make their granddaughters safer, it would make their wives safer. But could you express to this body what the intent of the bill is?

REPRESENTATIVE SCHAEFER: So to answer your question, Mr. Sherman, I give the common example of two different women in two different neighborhoods going for a walk for a reason. Because I think that is a common occurrence. And I think that that woman who walks alone on the street because she wants to get away from the screaming kids or the daily tasks and responsibilities in her home and clear her head, that sometimes she may not feel safe when she's walking on a street in any neighborhood. We have made it hard. We've made it difficult for a woman to feel safer when she is a law-abiding citizen walking on the street in her neighborhood. And I think that that is worthy of bringing this bill to this body.

SHERMAN: And I appreciate your concern. Have you considered what your bill does? I heard you ask or state that you felt if a weapon was in a homeowner's home and someone broke into their home and the weapon was seen, that the outcome would be different. Do you recall saying that?

SCHAEFER: Yes. I do believe that that is factual and is something that has happened.

SHERMAN: I know what is factual is Atatiana Jefferson who had a weapon in her home that was revealed. It didn't work out for her. And I don't think that for people of color that you've considered the ramifications. Mr. Schaefer, are you familiar with the talk that African American parents have to give their children when it comes to driving their vehicles and being pulled over by police officers? And let me just say that I have a son who is a police officer, who that's all he's wanted to be since he was five years old, and he's living his best life. He's also a firefighter as well, and I've got a firefighter son, too. And they're very concerned about the proliferation of guns. But are you familiar with the talk that we have to have?

SCHAEFER: You and I have had this conversation, Representative Sherman.

SHERMAN: Are you familiar with the talk?

SCHAEFER: Mr. Sherman, you and I have had a conversation in my office about the talk.

SHERMAN: Mr. Schaefer, there are 20 percent African Americans in your district and 18 percent Hispanics. And all of the individuals who have been killed have been unarmed in their vehicles killed by law enforcement. What do you think the ramifications will be if there's a gun in their car that is seen? They're already seen as a danger.

SCHAEFER: Mr. Sherman, I believe everyone should be treated equally under the law.

SHERMAN: And are they?

SCHAEFER: That is our hope, but we don't live in a perfect world, and you and I know that. And that's not what this bill is about. This bill has no mention of color or race or creed. This bill is about people's God-given right to protect themselves, and that applies no matter what neighborhood you live in, who your parents were, how much money you make, or who you voted for. This applies to all Texans.

SHERMAN: Thank you, Mr. Schaefer. But sticking with the subject, are you at all concerned about the ramifications for people of color? I understand this bill is about freedom and liberty, but have you considered what this does for the African American parents who have to give that talk? Because you and I know in this world it's not perfect. And there are no white Botham Jeans. There are no white Atatiana Jeffersons. There are no white Breonna Taylors. So I implore you to consider the other parts of your district and the entire State of Texas. We are very diverse, and every law that we pass here affects every family, sir.

SCHAEFER: Thank you, Mr. Sherman.

SHERMAN: Thank you, Mr. Schaefer. I appreciate the opportunity to discuss this with you. I do not believe that we had the opportunity to go into deep discussion regarding this in your office, but I really appreciate the opportunity that we have to have candid conversation, because that's what you and I do.

SCHAEFER: Representative Sherman, I have shared that conversation that we've talked about with close friends of mine of color. And so I'm not going to bring them into this conversation, but the answer to your question is yes, I have had a detailed conversation about that.

### REMARKS ORDERED PRINTED

Representative Collier moved to print remarks between Representative Sherman and Representative Schaefer on **CSHB 1927**.

The motion prevailed.

### Amendment No. 1

Representatives Moody, Fierro, Ortega, M. González, and Ordaz Perez offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee printing) by striking the enacting clause (page 1, line 7).

### AMENDMENT NO. 1 - REMARKS

REPRESENTATIVE MOODY: You all know what this amendment does. What I'd like to talk to you about is why I'm here to offer it. There are dates you remember because they change your life. And so in my headspace, I've got the births of my children, my anniversary, and others that bring me a lot of joy.

Sitting next to those are a few dates that I'll never forget, as much as I'd like to. August 3, 2019, I was at church preparing for a retreat, talking about community and love, actually, and everyone's phones started buzzing. There was this sort of weird, nervous energy when we realized that a whole bunch of us were all getting calls at the same time, sort of like that slow monster-behind-the-door moment in a horror movie. You don't want to look but you have to. And that's exactly what it was when we got the news. There was horror. There was a monster. And innocent people in my hometown were dead on the floor of a Walmart because a man wrote a racist manifesto and grabbed a rifle and drove across Texas to kill Hispanic people. Twenty-three died altogether. The last one, Coach Memo, held on in intensive care for nine long, painful months. And I'll always remember April 26, 2020, as the date he died. He was a father, a husband, a devoted teacher, and he was taken from us. It hit me then, hard, that I wasn't over the shooting. I'd actually hardly gotten a break because on August 31, 2019, a man drove between Midland and Odessa shooting dozens of people. He tried to buy a gun at a store, was refused when he failed the background check, then simply walked out without consequence and arranged to buy the murder weapon in a private sale where no background check was required.

After those shootings, people everywhere from all political stripes talked about what could be done to keep this from happening again. There were roundtable discussions and stakeholder meetings and a lot of promises. We were told there would be good guys with guns and that we'd keep them out of the hands of the bad guys. And I was hopeful, members. Even knowing the political realities, I was hopeful. But now, here we are, the first legislative session back since then and it's another date that's going to be burned into my heart. April 15, 2021, is the date we heard a big gun expansion bill, like the big gun expansion bills we have every single session, having done nothing at all to make sure dangerous criminals aren't armed, having done nothing at all to make our current laws enforceable, having done nothing at all to make good on solemn promises made to the families of El Paso and in places across the state on the graves of their loved ones. April 15, 2021, is the date where we did nothing at all once again.

I'm not anti-gun. I'm a gun owner like a lot of us here. But I'm also like most Texans—democrats, republicans, and independents alike—in that we don't want felons to be able to buy a gun without a background check. We don't want a court to hold a hearing, grant a protective order against a domestic abuser, then have no way to enforce it. We want people who intentionally lie on background checks to be prosecutable. We want some common sense things we all know there's broad bipartisan support for in this state. We want this body voting on this floor on gun legislation that isn't just more guns. Members, I'm so tired of doing nothing. I'm so tired of catering to a very small number of very loud people whose thinking about guns is wrapped up in unfounded fears and bizarre conspiracy theories. I'm so tired of the gun being worshipped like some golden calf and hearing all about rights but nothing about responsibilities.

When are we going to do something? When we do, I'll mark that date down, too, with great pride in this body. Until then, until we actually do something real, I don't want to do anything else. I'm asking the same of you for the people of El Paso and for Midland-Odessa and for Bryan and for White Settlement and for Santa Fe and Sutherland Springs, for Plano and Dallas and Houston, Waco, Garland, Spring, Fort Hood, College Station, and for every other community

shattered by mass shootings prior to the last decade because all I just listed was only the last 10 years. For all of them and for the responsible gun owners of Texas who do things the right way, I ask you to vote for this amendment.

### REMARKS ORDERED PRINTED

Representatives Geren and Landgraf moved to print remarks by Representative Moody on Amendment No. 1 on **CSHB 1927**.

The motion prevailed.

A record vote was requested by Representative Cason.

Amendment No. 1 failed of adoption by (Record 260): 63 Yeas, 79 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Frank; Frullo; Gates; Geren; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Kuempel.

Absent — Button; Ellzey; Guillen; Hunter.

### STATEMENTS OF VOTE

When Record No. 260 was taken, I was in the house but away from my desk. I would have voted no.

Ellzey

When Record No. 260 was taken, I was in the house but away from my desk. I would have voted no.

Guillen

When Record No. 260 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

**CSHB 1927 - POINT OF ORDER**

Representative Hinojosa raised a point of order against further consideration of **CSHB 1927** under Rule 8, Section 1(a)(1), of the House Rules. The point of order was overruled and the speaker submitted the following ruling:

**RULING BY THE SPEAKER**

on House Bill 1927

Announced in the House on April 15, 2021

Representative Hinojosa raises a point of order against further consideration of **CSHB 1927** under Rule 8, Section 1(a)(1), of the House Rules on the grounds that the caption does not give reasonable notice of the bill's subject.

Ms. Hinojosa argues that the caption's phrase "not otherwise prohibited by state or federal law from possessing the firearm" is incorrect because SECTION 17 of the bill would legalize the possession of a firearm by persons who are currently prohibited from possessing a firearm.

The subject of the bill is to authorize persons 21 years of age or older to carry a firearm without a license if not prohibited by law from possessing a firearm. The complained-of section is a conforming change to implement the purpose of the bill. The caption gives reasonable notice of SECTION 17 in the phrase "other provisions related to the carrying . . . of a firearm." The caption complies with the rule.

Accordingly, the point of order is respectfully overruled.

**LEAVE OF ABSENCE GRANTED**

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

Herrero on motion of Hunter.

**CSHB 1927 - (consideration continued)****Amendment No. 2**

Representative Schaefer offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee report) as follows:

(1) On page 2, lines 12, 22, and 23, strike "weapon" and substitute "handgun" in each instance that it appears.

(2) On page 2, line 21, strike "weapons locker" and substitute "gun locker".

(3) On page 8, line 12, between "oral communication" and "from", insert "or, if the person is unable to reasonably understand the oral communication, other personal notice that is reasonable under the circumstances".

(4) On page 9, line 5, between "communication" and "from", insert "or, if the person is unable to reasonably understand the oral communication, other personal notice that is reasonable under the circumstances".

(5) On page 13, line 22, following the underlined semicolon, strike "or".

(6) On page 13, line 23, between "park" and the underlined period, insert the following:

; or

(14) in the room or rooms where a meeting of a governmental entity is held, if the meeting is an open meeting subject to Chapter 551, Government Code, and if the entity provided notice as required by that chapter

(7) On page 17, line 9, between "46.02" and "and", insert ", 46.03(a)(14),".

(8) On page 19, lines 23-24, between "oral communication" and "from", insert "or, if the person is unable to reasonably understand the oral communication, other personal notice that is reasonable under the circumstances".

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

SECTION \_\_\_\_\_. Section 229.001(b), Local Government Code, is amended to read as follows:

(b) Subsection (a) does not affect the authority a municipality has under another law to:

(1) require residents or public employees to be armed for personal or national defense, law enforcement, or another lawful purpose;

(2) regulate the discharge of firearms or air guns within the limits of the municipality, other than at a sport shooting range;

(3) except as provided by Subsection (b-1), adopt or enforce a generally applicable zoning ordinance, land use regulation, fire code, or business ordinance;

(4) regulate the use of firearms, air guns, or knives in the case of an insurrection, riot, or natural disaster if the municipality finds the regulations necessary to protect public health and safety;

(5) regulate the storage or transportation of explosives to protect public health and safety, except that 25 pounds or less of black powder for each private residence and 50 pounds or less of black powder for each retail dealer are not subject to regulation;

(6) regulate the carrying of an air gun or [a] firearm, [or air gun by a person] other than a [person licensed to carry a] handgun carried by a person not otherwise prohibited by law from carrying a handgun [under Subchapter II, Chapter 411, Government Code], at a:

(A) public park;

(B) public meeting of a municipality, county, or other governmental body;

(C) political rally, parade, or official political meeting; or

(D) nonfirearms-related school, college, or professional athletic event;

(7) ~~regulate the carrying of a firearm by a person licensed to carry a handgun under Subchapter II, Chapter 411, Government Code,~~ regulate the carrying of a firearm by any person;

(8) regulate the hours of operation of a sport shooting range, except that the hours of operation may not be more limited than the least limited hours of operation of any other business in the municipality other than a business permitted or licensed to sell or serve alcoholic beverages for on-premises consumption;

(9) regulate the carrying of an air gun by a minor on:

(A) public property; or

(B) private property without consent of the property owner; or

(10) except as provided by Subsection (d-1), regulate or prohibit an employee's carrying or possession of a firearm, firearm accessory, or ammunition in the course of the employee's official duties.

Amendment No. 2 was adopted.

### **Amendment No. 3**

Representative A. Johnson offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee printing) as follows:

(1) Strike SECTION 12 of the bill (page 7, line 1, through page 9, line 8).

(2) On page 17, strike lines 6 through 8, and substitute the following:

SECTION 20. Sections 46.15(b) and (l), Penal Code, are amended to read as follows:

(3) On page 19, strike lines 21-27.

A record vote was requested by Representative Cason.

Amendment No. 3 failed of adoption by (Record 261): 61 Yeas, 83 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Button.

### STATEMENT OF VOTE

When Record No. 261 was taken, I was shown voting yes. I intended to vote no.

E. Morales

#### Amendment No. 4

Representative Thierry offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee printing) as follows:

- (1) On page 8, line 27, strike the underlined colon.
- (2) On page 9, strike lines 1 through 3.
- (3) On page 9, line 4, strike "2".

A record vote was requested by Representative Cason.

Amendment No. 4 failed of adoption by (Record 262): 61 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Button; Harless; Rogers; Tinderholt.

### STATEMENTS OF VOTE

When Record No. 262 was taken, I was shown voting yes. I intended to vote no.

E. Morales



When Record No. 262 was taken, I was in the house but away from my desk. I would have voted no.

Rogers

When Record No. 262 was taken, I was in the house but away from my desk. I would have voted no.

Tinderholt

### **Amendment No. 5**

Representative Ramos offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee report) on page 2, line 26, between "(3)" and "For", by inserting the following:

A peace officer who is acting in the lawful discharge of the officer's official duties may temporarily disarm a person when the person enters a government building or other facility or enters a building or other facility where a meeting of a governmental entity is held, if the building or facility provides a weapons locker where the peace officer can secure the person's weapon. The peace officer shall secure the weapon in the locker and shall return the weapon to the person immediately after the person leaves the building or facility.

(4)

A record vote was requested by Representative Cason.

Amendment No. 5 failed of adoption by (Record 263): 59 Yeas, 85 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Button.

### STATEMENT OF VOTE

When Record No. 263 was taken, I was shown voting yes. I intended to vote no.

E. Morales

#### Amendment No. 6

Representative Cason offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee printing) on page 10, lines 12 and 20, by striking "21 years of age" and substituting "18 years of age" in each instance that it appears.

A record vote was requested by Representative Cason.

Amendment No. 6 failed of adoption by (Record 264): 12 Yeas, 121 Nays, 8 Present, not voting.

Yeas — Ashby; Biedermann; Cain; Cason; Guillen; Hefner; Raymond; Slaton; Tinderholt; Toth; White; Wilson.

Nays — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Harless; Harris; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lopez; Lozano; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vasut; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C); Goodwin; Hernandez; Israel; Longoria; Lucio; Muñoz; Ramos.

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Bernal; Button; Coleman; King, T.; Vo.

### STATEMENTS OF VOTE

When Record No. 264 was taken, I was shown voting no. I intended to vote yes.

K. Bell

When Record No. 264 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 264 was taken, my vote failed to register. I would have voted no.

Button

When Record No. 264 was taken, I was shown voting no. I intended to vote yes.

Cook

When Record No. 264 was taken, I was shown voting no. I intended to vote yes.

Landgraf

When Record No. 264 was taken, I was shown voting no. I intended to vote yes.

Leach

When Record No. 264 was taken, I was shown voting present, not voting. I intended to vote no.

Muñoz

When Record No. 264 was taken, I was shown voting no. I intended to vote yes.

Murr

When Record No. 264 was taken, I was shown voting present, not voting. I intended to vote no.

Ramos

When Record No. 264 was taken, I was shown voting no. I intended to vote yes.

Smith

When Record No. 264 was taken, I was shown voting no. I intended to vote yes.

VanDeaver

### **Amendment No. 7**

Representative J. Turner offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee report) on page 10 of the bill, by striking lines 9 through 19, and substituting the following:

(a) A person commits an offense if ~~the person~~:

(1) the person intentionally, knowingly, or recklessly carries on or about his or her person a handgun; ~~and~~

(2) the person is not:

(A) on the person's own premises or premises under the person's control; or

(B) inside of or directly en route to a motor vehicle or watercraft that is owned by the person or under the person's control; and

(3) at the time of the offense the person:

(A) is younger than 21 years of age;

(B) is charged with a Class A or Class B misdemeanor or equivalent offense, or an offense under Section 42.01, or equivalent offense, or of a felony under an information or indictment;

(C) is a fugitive from justice for a felony or a Class A or Class B misdemeanor or equivalent offense; or

(D) has, in the five years preceding the offense, been convicted of a Class A or Class B misdemeanor or equivalent offense or been convicted of an offense under Section 42.01.

A record vote was requested by Representative Cason.

Amendment No. 7 failed of adoption by (Record 265): 58 Yeas, 85 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Fierro; Geren; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Smithee; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Bowers; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Dean; Dutton; Ellzey; Frank; Frullo; Gates; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Johnson, J.D.

### STATEMENT OF VOTE

When Record No. 265 was taken, I was shown voting no. I intended to vote yes.

Bowers

### Amendment No. 8

Representative J. Turner offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee report) on page 10 of the bill, by striking lines 9 through 19, and substituting the following:

(a) A person commits an offense if the person:

(1) intentionally, knowingly, or recklessly carries on or about his or her person a handgun; ~~and~~

(2) the person:

(A) is younger than 21 years of age at the time of the offense;

(B) has been convicted two times within the preceding 10 year period of an offense punishable as a Class B misdemeanor, or any higher category of offense, that involves the use of alcohol or a controlled substance as a statutory element of the offense; or

(C) is not eligible for a license to carry a handgun because the person is not capable of exercising sound judgment with respect to the proper use and storage of a handgun; and

(3) is not:

(A) on the person's own premises or premises under the person's control; or

(B) inside of or directly en route to a motor vehicle or watercraft that is owned by the person or under the person's control.

(Burns in the chair)

A record vote was requested by Representative Cason.

Amendment No. 8 failed of adoption by (Record 266): 61 Yeas, 82 Nays, 2 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

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

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Huberty.

**Amendment No. 9**

Representative Romero offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (committee report printing) by inserting "or written" after "oral" in each of the following places that it appears:

- (1) page 8, line 12;
- (2) page 9, line 4; and
- (3) page 19, line 23.

**AMENDMENT NO. 9 - STATEMENT OF LEGISLATIVE INTENT**

REPRESENTATIVE CANALES: Representative Schaefer, for the purposes of legislative intent, under your bill, do you believe that your bill covers that you should be able to hand somebody a written notice and that suffices?

REPRESENTATIVE SCHAEFER: A hundred percent.

CANALES: As personal notice?

SCHAEFER: Yes.

(Speaker in the chair)

**REMARKS ORDERED PRINTED**

Representative Lucio moved to print remarks between Representative Canales and Representative Schaefer on Amendment No. 9 on **CSHB 1927**.

The motion prevailed.

A record vote was requested by Representative Cason.

Amendment No. 9 failed of adoption by (Record 267): 67 Yeas, 78 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Ashby; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Larson; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Price; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

### **CSHB 1927 - POINT OF ORDER**

Representative Martinez Fischer raised a point of order against further consideration of **CSHB 1927** under Rule 4, Section 32(c), and Rule 11, Section 2, of the House Rules and under Article III, Section 30, of the Texas Constitution on the grounds that the bill analysis is inaccurate and that the committee substitute is not germane to the original bill.

The points of order raised by Representative Martinez Fischer under Rule 11, Section 2, of the House Rules and under Article III, Section 30, of the Texas Constitution were withdrawn. The point of order raised under Rule 4, Section 32(c), of the House Rules was overruled and the speaker submitted the following ruling:

### **RULING BY THE SPEAKER**

on House Bill 1927

Announced in the House on April 15, 2021

Representative Martinez Fischer raises a point of order against further consideration of **CSHB 1927** under Rule 4, Section 32(c), of the House Rules on the grounds that the bill analysis is inaccurate.

Mr. Martinez Fischer argues that SECTION 17 of the bill would legalize the possession of a firearm by persons who are currently prohibited from possessing a firearm and that the bill analysis misstates the effect of this section.

The subject of the bill is to authorize persons 21 years of age or older to carry a firearm without a license if not prohibited by law from possessing a firearm. The complained-of section is a conforming change to implement the purpose of the bill. In the first paragraph of the analysis section, the bill analysis explains the effect of SECTION 17 as it relates to the purpose of the bill. The paragraph of the bill analysis referenced by Mr. Martinez Fischer adequately describes the changes in law made by SECTION 17 of the bill and is neither substantially nor materially misleading. 87 H. Jour. 1063 (2021).

Accordingly, the point of order is respectfully overruled.

### **Amendment No. 10**

Representative Hinojosa offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee report) as follows:

(21) On page 11, strike lines 10-14, and substitute the following:

(a-5) A person commits an offense if the person carries a firearm and intentionally displays the firearm in plain view of another person in a public place. It is an exception to the application of this subsection that a handgun was partially or wholly visible but was carried in a holster.

### **AMENDMENT NO. 10 - REMARKS**

REPRESENTATIVE SLATON: Can you tell us the difference between a firearm and a handgun?

REPRESENTATIVE HINOJOSA: A firearm, in my understanding, a firearm is more global of a definition and a handgun is a type of firearm.

**REMARKS ORDERED PRINTED**

Representative Slaton moved to print remarks between Representative Hinojosa and Representative Slaton on Amendment No. 10 on **CSHB 1927**.

The motion prevailed.

**COMMITTEE MEETING ANNOUNCEMENT**

At 2:39 p.m., the following committee meeting was announced:

Calendars, 3:15 p.m. today, 3W.15, for a formal meeting, to consider a calendar.

**CSHB 1927 - (consideration continued)**

A record vote was requested by Representative Cason.

Amendment No. 10 failed of adoption by (Record 268): 55 Yeas, 82 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Darby; Davis; Dean; Harless; Martinez; Moody; Shine; Smithee.

**STATEMENTS OF VOTE**

When Record No. 268 was taken, I was in the house but away from my desk. I would have voted no.

Darby



When Record No. 268 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 268 was taken, I was in the house but away from my desk. I would have voted no.

Harless

When Record No. 268 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez

When Record No. 268 was taken, I was in the house but away from my desk. I would have voted yes.

Moody

When Record No. 268 was taken, I was in the house but away from my desk. I would have voted no.

Shine

When Record No. 268 was taken, I was in the house but away from my desk. I would have voted no.

Smithee

### **Amendment No. 11**

Representative Zwiener offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee report) as follows:

(1) On page 10, lines 7-8, strike "Subsection (a-5)" and substitute "Subsections (a-5) and (a-6)".

(2) On page 11, between lines 14 and 15, insert the following:

(a-6) A person commits an offense if, while intoxicated, the person carries a handgun, regardless of whether the handgun is concealed or carried in a holster.

A record vote was requested by Representative Cason.

Amendment No. 11 failed of adoption by (Record 269): 60 Yeas, 81 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Ellzey; Frank; Frullo; Gates; Geren; Goldman;

Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Darby; Dean; Shine; Smithee.

### STATEMENTS OF VOTE

When Record No. 269 was taken, I was in the house but away from my desk. I would have voted no.

Darby

When Record No. 269 was taken, I was in the house but away from my desk. I would have voted no.

Dean

When Record No. 269 was taken, I was in the house but away from my desk. I would have voted no.

Shine

When Record No. 269 was taken, I was in the house but away from my desk. I would have voted no.

Smithee

### COMMITTEE GRANTED PERMISSION TO MEET

Representative Burrows requested permission for the Committee on Calendars to meet while the house is in session, at 3:15 p.m., in 3W.15, to consider a calendar.

Permission to meet was granted.

### CSHB 1927 - (consideration continued)

#### Amendment No. 12

Representatives Bernal and Anchia offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** on page 16, line 27, between the underlined comma and "commits", by inserting "or of an organization that engages in acts of domestic terrorism, as defined by 18 U.S.C. Section 2331,".

#### AMENDMENT NO. 12 - REMARKS

REPRESENTATIVE BERNAL: Members, I actually filed this thinking that you might like it. In the bill, there's a provision about criminal street gangs. Members, in the bill, there's a provision about criminal street gangs, and all that my

amendment does is add "or of an organization that engages in acts of domestic terrorism." And I don't know why we wouldn't do this. If we're going to focus on criminal street gangs and say that they can't and honestly shouldn't avail themselves of the new protections and privileges that the bill awards, then why would we allow domestic terrorists to do it. In defining domestic terrorism, I stay within the four corners of the Patriot Act, but in almost every single way, criminal street gangs and domestic terrorists are described the same way. My point is, if it's going to be applied to the Crips, it should be applied to the Klan. I don't know if the author is going to accept it. I don't know why he wouldn't. I don't know why we wouldn't do this.

REPRESENTATIVE ANCHIA: So if I understand your amendment, you're saying that people should not be able to bypass the licensure regime in current Texas law if they are not only members of criminal street gangs as is spelled out in **CSHB 1927** but also if they are on a list that is kept by the Department of Homeland Security of domestic terrorist organizations. Correct?

BERNAL: That's right.

ANCHIA: And examples of those domestic terrorist organizations might be what?

BERNAL: Something like the Ku Klux Klan or another radical group like that. And by the way, the definition of criminal street gang is "three or more persons having a common identifying sign or symbol or an identifiable leadership who continuously or regularly associate in the commission of criminal activities." That's in the statute. Domestic terrorism defines "activities that involve acts dangerous to human life that are a violation of the criminal laws of the United States or of any state" and "appear to be intended to intimidate or coerce a civilian population; to influence the policy of a government by intimidation or coercion; or to affect the conduct of a government by mass destruction, assassination, or kidnapping." My point is, if we're going to focus on criminal street gangs, which, by the way, tend to be black or brown, why wouldn't we also apply it to domestic terrorists who just so happen to engage in the same kind of activity but also tend to be of a different background? There's no reason to vote this amendment down except to keep the bill clean. But if one part's already there, why wouldn't we put the other?

ANCHIA: And so your view on this is probably informed by testimony from the FBI director to the Senate Judiciary Committee just last month on March 2 when the FBI director said: "I would certainly say, as I think I've said consistently in the past, that racially motivated violent extremism, specifically of the sort that advocates for the superiority of the white race, is a persistent, evolving threat. It's the biggest chunk," he goes on to say, "of our racially motivated violent extremism cases for sure. And racially motivated violent extremism is the biggest chunk of our domestic terrorism portfolio." That's the FBI director, the Federal Bureau of Investigation, to the Senate Judiciary Committee. You're probably aware of that threat that we're seeing in the United States of domestic terrorism.

BERNAL: I would be surprised if any of us were unaware of that. Look, we already have criminal street gangs in the statute. Now, we have the opportunity to add domestic terrorists. And the question is, why wouldn't we? What is the argument against adding these groups? I don't know what it is, so we should do it.

SCHAEFER: Constitutional rights in this country are taken away after due process. There may be some very good arguments about things like criminal street gangs and domestic terrorism organizations, that after due process they should be persons who are prohibited from carrying firearms, and those due process arguments should be brought up on another bill, another day. I know Representative Mary González has brought up a bill. Putting someone on any kind of list, even the things that we think are good lists like terrorist organizations, should always involve a judicial process, and those are very important considerations. Certainly no one here wants someone who's dangerous to possess a weapon, but that's not the purpose of this bill here today. And for that reason I will be opposing it.

BERNAL: Representative Schaefer, you mentioned lists and whether or not someone appears on those lists, right?

SCHAEFER: Yes.

BERNAL: And in the Patriot Act, they talk about organizations that someone may be a member of. Is that right?

SCHAEFER: I haven't read the Patriot Act lately. I'll take your word for it.

BERNAL: But we do include criminal street gangs, don't we?

SCHAEFER: There is no judicial process involved in state law to have someone placed on a criminal street gang list. And so what my bill has done is we haven't tried to address it one way or the other. We simply are restating current law.

BERNAL: So correct me if I'm wrong, but the bill lists criminal street gangs. But you just said there is no list for criminal street gangs. Is that right?

SCHAEFER: There is.

BERNAL: And there's a database that can be checked to see if a street gang exists and whether—

SCHAEFER: But there's no judicial process that is required in order to put someone on that list. None.

BERNAL: And so what you're saying is you're comfortable with the inclusion of criminal street gangs but you are uncomfortable with the inclusion of domestic terrorists as it's defined in the Patriot Act?

SCHAEFER: No, sir, not at all. In fact, I'm supporting a bill in the Homeland Security and Public Safety Committee that would reform that part of the code dealing with criminal street gangs so that a judicial process is required in order to make that finding to put someone on a list. So what I'm telling you is that that issue about the criminal street gangs is not the purpose of this bill. The purpose of this bill is—

BERNAL: But it's in the bill.

SCHAEFER: It's in the bill only because we had to conform the way some statutes are drafted.

BERNAL: You're saying it's not the purpose, but it's in the bill. Are you offering an amendment to remove it from the bill?

SCHAEFER: That's not why I'm here today. I'm here—

BERNAL: But my question, though—

SCHAEFER: I'm supporting legislation to reform that through a different bill.

BERNAL: Representative Schaefer—

SCHAEFER: You know that sometimes we take policy in chunks, and I just don't think that's a policy discussion for right now.

BERNAL: Representative Schaefer, there's no greener poster child for having bills in the process that don't pass than me. So the fact that there's another bill isn't germane to this piece. Are you offering an amendment to remove that part from your bill?

SCHAEFER: I don't have any further amendments.

BERNAL: So what you're saying then is that we're keeping the criminal street gang part but we're not going to accept the federal Patriot Act definition of domestic terrorist?

SCHAEFER: That is not the purpose of this bill. Those lists are not the purpose of this bill. My bill remains neutral as to the criminal street gang list, and it just doesn't fit with the purpose of what we're trying to accomplish in this bill.

BERNAL: How can the bill be neutral to a criminal street gang when there are specifically named—

SCHAEFER: Because I make no substantive change to that area of the law whatsoever. In order to reorganize the statute, we just had to move it from one part to the other. That's all we're doing.

BERNAL: Sir, if I say Blood or Crip or Vatos Locos, do you know who are likely to be the members of those organizations?

SCHAEFER: What's your point?

BERNAL: My point is that we are focusing on organizations, criminal organizations, that the membership is primarily African American and Latino, and we have an opportunity to add traitors—right?—seditionists, domestic terrorists, who also so happen to be primarily, as Representative Anchia mentioned, white, and we're going to keep one in and you're going to oppose adding the other.

SCHAEFER: Have you filed a bill on this subject?

BERNAL: That is not my question.

SCHAEFER: Well, that's my answer to you is, have you filed a bill on this subject?

BERNAL: Is it true or not true that you're opposing this amendment?

SCHAEFER: I'm opposing this amendment because the policy discussion on this is best placed somewhere else.

BERNAL: You think that the policy discussion about which members of a criminal organization should or shouldn't be subject to this bill is better left to a different time and place than this?

SCHAEFER: There are bills moving through committee that are related to these.

BERNAL: Members, let's be clear. This bill does include a definition of criminal street gang—a group or groups that I am not protecting or endorsing. But what I am saying is why would we—why would we—apply this bill to Bloods and

Crips, Kings and Vatos Locos, right, but not the Klan or groups like the Klan? What is the rationale? If the rationale is there are other places in this body to discuss that, then what do we have these two microphones for? It's in the bill. I'm adding to what's in the bill. I'm not introducing something new. If it applies to the Crips, it applies to the Klan. That is your vote.

A record vote was requested by Representative Cason.

Amendment No. 12 failed of adoption by (Record 270): 66 Yeas, 79 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; Geren; González, J.; González, M.; Goodwin; Guillen; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Shaheen; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Goldman; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

#### STATEMENTS OF VOTE

When Record No. 270 was taken, I was shown voting no. I intended to vote yes.

Button

When Record No. 270 was taken, I was shown voting no. I intended to vote yes.

Meyer

#### Amendment No. 13

Representatives Anchia and Bernal offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee printing) on page 16, line 27, between the underlined comma and "commits", by inserting the following:

or who participates in or with an organization that engages in acts of insurrection, as defined by 18 U.S. Code § 2383, or is a violent white supremacist extremist, as defined by the U.S. Department of Homeland Security.

### AMENDMENT NO. 13 - REMARKS

ANCHIA: I was following the debate very closely between Representative Schaefer and Representative Bernal, and I didn't know whether I would file this amendment. I just did it because I saw that there was maybe a lack of focus on keeping guns out of the hands of bad guys. And the discussion on the last amendment went something like we don't want guns in the hands of criminal street gangs, but we absolutely want to allow them for domestic terrorist organizations. And apparently it is the sense of this body that domestic terrorist organizations should have guns. I sought to narrow the discussion slightly because the response from the bill author was well, you know, you don't have due process on some of these law enforcement lists—lists that only law enforcement can see. So what I thought I would narrow the amendment to do—and, again, I filed it when I was listening to the argument on the prior amendment with the bill author—is I said we don't want guns to fall into the hands of insurrectionists as defined by 18 U.S. Code Section 23.83 or violent white supremacist extremists.

And this really speaks to the dialogue that I was having with Representative Bernal about the greatest domestic terrorist threat to the United States today. And anybody who's been paying any attention is probably watching hearings after the insurrection about the people who most want to do harm to our country, the people who took the Confederate flag into our nation's Capitol, a flag that had not even been there even during the Civil War. Yet these people penetrated the Capitol. They murdered law enforcement officers. They sought to hang the vice president of the United States and murder members of Congress. They did great violence upon our democracy. Those people should not have guns under this bill, period, and should be treated as badly as criminal street gangs and should not enjoy the privileges of gun ownership in the State of Texas.

And furthermore, because it is the greatest threat, the greatest domestic terrorism threat that we are facing today, these violent white supremacist organizations—this is not me saying it; this is the head of the Federal Bureau of Investigation, the top cop in the United States—we don't think those guys should have guns and be protected under this bill either. So I would ask you, members, and I would ask that, really, the author of the bill accept this amendment so that we could put criminal gangs and these types of people who want to harm us, want to change our way of life, believe in white supremacy, want to kill Jews and black people, they want to kill Mexicans like they did in El Paso—we don't think they should have guns either. So if you stood in sympathy with our brethren from El Paso and understand the pain that they felt, then you shouldn't want to treat these violent white supremacists any different than you would a criminal street gang. So members, I hope you will do the right thing. I hope the bill author will do the right thing and accept this amendment. And if not, I hope you stand with me against violent white supremacists and insurrectionists.

SCHAEFER: I just have to respectfully disagree with Mr. Anchia. This is not the place for this policy discussion, and I will oppose this amendment.

REPRESENTATIVE C. TURNER: You oppose the amendment, and I just want to try to understand why. The amendment seems very simple to me. It is that someone who participates in or with an organization that engages in acts of

insurrection as defined by federal statute or is a violent white supremacist extremist as defined by the Department of Homeland Security—why would we not include that in this bill?

SCHAEFER: I think there needs to be a thoughtful discussion about all sorts of people who would be dangerous and engage in activity that threatens our country, threatens our safety and our neighborhoods. But the purpose of this bill is different. And in fact, there are bills, Mr. Turner, related to these lists, to a list like that. There's bills in Homeland Security that deal with that, with what kind of due process is put in place before someone is placed on a list. And so the question is not whether we find these types of behavior—criminal street gangs, terrorism, white supremacy—the question is not whether we find those offensive. We do. The question is, how do we go about contemplating that in our law—that respects people's constitutional rights—who we may disagree with?

C. TURNER: Well, as we know from the debate on the previous amendment, you did contemplate criminal street gangs and so you have mention of them in the bill. And I think we understand why. I don't think anyone is arguing with that. Why not also include white supremacist extremists and people in organizations that engage in acts of insurrection? Isn't that at least equally as bad?

SCHAEFER: Representative Turner, the reason that the bill mentioned criminal street gangs was in order to simplify the statutes, and so we had to rearrange some things. So we did not touch the substance of that at all; we were just rearranging things in the bill. So we made no—the bill was essentially neutral to that subject.

C. TURNER: Okay, sure, but we amend bills on the floor all the time to make them better, and I think Chairman Anchia's amendment here makes this bill better by saying very clearly that in no way is someone who is identified by the federal government as a violent white supremacist extremist or as someone who is engaged in acts of insurrection against our country going to have any special protections under this bill. What could be wrong with being very clear that we are in no way affording any special protection to those types of individuals that the FBI has established are a serious threat to our national security?

SCHAEFER: Mr. Turner, there is a way to address those issues, and I think it is certainly the topic of discussion in this building, and those bills are moving. And that's just not the purpose of this bill today. It's just not.

C. TURNER: Sure, and I think this is one way to address it. This is a way right here in front of this body right now to address that issue. So why not take this opportunity to address the issue by simply accepting Mr. Anchia's amendment?

SCHAEFER: I believe I've answered your question, Mr. Turner.

REPRESENTATIVE COLLIER: Representative Schaefer, do you know what the definition of a white supremacist is?

SCHAEFER: You know, I think that—

COLLIER: A white supremacist believes that their race is superior to the race of others.

SCHAEFER: Absolutely.

COLLIER: Including my race.

SCHAEFER: There's a plain definition that you and I would understand.



COLLIER: All right. So what you're telling me is that you're not willing to take an amendment to the bill that would acknowledge—you're not willing to take an amendment to your bill that would acknowledge that a white supremacist should not have access to a weapon that they could use against someone like me?

SCHAEFER: Representative Collier, certainly white supremacy is something that is abhorrent, is abhorrent to everyone here in this chamber. The point of my bill has to do with who can lawfully carry a handgun, and those issues of creating new criminal offenses or taking away substantive constitutional rights have to fall into the normal process of committee process here. We have bills that are touching on that for street gangs and other things. And so what should be done is that there should be a policy discussion on that but outside of this bill.

COLLIER: We are having that discussion right now.

SCHAEFER: That's not the purpose of this bill.

COLLIER: You can make it right, right now. I think Chair Anchia has an amendment that is appropriate that can address this issue. We can nip it in the bud and have it very clear that Texas does not allow this, and Texas will not stand for this, and we do not want to have white supremacists walking around with weapons that can be used against people of color.

SCHAEFER: Chair Collier, I just really appreciate the sentiment of what you're talking about, and I wish that this bill was the place to do that, but it's just not. And so for that, I respectfully disagree.

ANCHIA: I'm really grateful to Representative Schaefer for walking back up and taking questions, which is a really solid courtesy that we should always accord to each other. And I really wanted to riff off of what the chairwoman was asking from the back mic because she was told that this was not the right time to talk about whether we should be denouncing white supremacy or insurrection. I think it's always the right time to be talking about denouncing insurrectionists and white supremacists and creating policy that doesn't put guns in their hands. And so to the chair of the black caucus, I say, right on. There's no reason why we should be treating criminal gangs differently than violent white supremacists who want to kill just about half the people on this house floor as an article of faith, who wanted to string up the vice president of the United States because an election didn't go their way, who wanted to kill members of Congress and tried to, who killed Capitol police officers. I don't think they should benefit from protections under this bill. A bunch of them were from Texas. And so members, I've got to tell you, there is never a bad time to denounce insurrectionists, violent white supremacists. And I think the time to deal with it is not in some random bill but now, and make a strong statement from this body that we will not tolerate it at all.

BERNAL: I wanted to make something clear. The author of the bill says that the section about criminal street gangs does not intersect or interact with the overall purpose of the bill. In the bill itself, is the section about criminal street gangs underlined?

ANCHIA: It absolutely is.

BERNAL: Which means what to the layperson who's watching?

ANCHIA: Which means it's new. It is part of the new law. It is a statement of policy that we are making from this body. That's what it means.

BERNAL: And so it did not exist before. It exists now. Does that section interact with the overall body or corpus and purpose of the bill?

ANCHIA: Completely and inextricably.

BERNAL: So we could add white supremacist domestic terrorist organizations right now and have that group also be subject to the bill as criminal street gangs already are. Is that right?

ANCHIA: And that is the goal of this amendment. This amendment says we do not offer insurrectionists, we do not offer violent white supremacists, protections under this bill. They do not and have not earned protections under this bill. They do not get to have unlicensed guns. That's what this amendment says.

BERNAL: And so just to be clear, we could add and subject domestic terrorists and white supremacists to the body of this bill but may choose to or not to with this vote. Is that correct?

ANCHIA: This is a choice, members. And as the chair of the black caucus so ably pointed out, yes, this is—we are making policy. We are talking policy. This isn't in the abstract. This is where you stand right now today, and this decision cannot be clearer.

COLLIER: I'm just wondering if, you know, they're so offended by the term "white supremacist." I mean, we know that that's an official term. It's been acknowledged. I mean, what about "extremists"? You know, there's extremists.

ANCHIA: It is literally defined in federal law. I mean, we have included the U.S. Code sections. The Department of Homeland Security defines this. I mean, there's no ambiguity here, Madam Chair.

COLLIER: Right. Are you aware that more unarmed blacks have been shot by police than any other race or ethnicity?

ANCHIA: I was not, but thank you for bringing it to my attention.

COLLIER: And were you aware that black men have been detained by police for just wearing hoodies?

ANCHIA: I am aware of this.

COLLIER: Were you aware that a black man was killed by police for carrying a cell phone?

ANCHIA: Yes.

COLLIER: Were you aware that black men have been arrested just for shaking hands?

ANCHIA: Yes, and the purpose of my amendment does not want to get at innocent behavior. Look, the bill clearly says there is this group of bad people that we want to exclude. I am just making it very clear that in that group of bad people, it is not limited just to petty street gangs. It also includes insurrectionists and it also includes violent white supremacists. That's all we're doing here. We don't want those categories of people to be able to get guns under this bill. It's that simple.

COLLIER: We had insurrectionists here at our own Capitol.

ANCHIA: You know, it is not often that in preparation for being sworn in, we get security briefings.

COLLIER: Exactly.

ANCHIA: We're usually coming here—it's a joyous occasion. We've all been elected. People are wanting to be sworn in. And instead, this year, one of our preparations was credible threats against this building and against the members of this body. And I don't think we need to be protecting those people under this bill, period.

### LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence temporarily for today to attend a meeting of the Committee on Calendars:

Burrows on motion of White.

Craddick on motion of White.

Harris on motion of White.

Hefner on motion of White.

Hernandez on motion of White.

Leman on motion of White.

Moody on motion of White.

Patterson on motion of White.

Rose on motion of White.

Slawson on motion of White.

Talarico on motion of White.

### CSHB 1927 - (consideration continued)

A record vote was requested by Representative Cason.

Amendment No. 13 failed of adoption by (Record 271): 61 Yeas, 72 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Button; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Guillen; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Price; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rosenthal; Sherman; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Clardy; Cook; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Harless; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Paddie; Parker; Paul; Raney; Rogers; Sanford;

Schaefer; Schofield; Shaheen; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent, Excused, Committee Meeting — Burrows; Craddick; Harris; Hefner; Hernandez; Leman; Moody; Patterson; Rose; Slawson; Talarico.

Absent — Martinez.

### STATEMENTS OF VOTE

When Record No. 271 was taken, I was excused to attend a meeting of the Committee on Calendars. I would have voted no.

Hefner

When Record No. 271 was taken, I was excused to attend a meeting of the Committee on Calendars. I would have voted no.

Leman

When Record No. 271 was taken, I was shown voting no. I intended to vote yes.

Meyer

When Record No. 271 was taken, I was excused to attend a meeting of the Committee on Calendars. I would have voted no.

Patterson

When Record No. 271 was taken, I was excused to attend a meeting of the Committee on Calendars. I would have voted no.

Slawson

### REMARKS ORDERED PRINTED

Representative Martinez Fischer moved to print all remarks on Amendment No. 12 and Amendment No. 13 on **CSHB 1927**.

The motion prevailed.

#### Amendment No. 14

Representative Crockett offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee printing) as follows:

(1) On page 17, line 7, strike "Subsection (m)" and substitute "Subsections (m) and (n)".

(2) On page 19, line 21, between "(m)" and "Section 46.03", insert "Except as otherwise provided by Subsection (n),".

(3) On page 19, following line 27, insert the following:

(n) The defense to prosecution provided by Subsection (m) is not available to a person who is carrying a weapon on premises described by Section 46.03(a)(3), (6), or (9).

(Harris, Hefner, Hernandez, Leman, Patterson, Rose, Slawson, and Talarico now present)

A record vote was requested by Representative Cason.

Amendment No. 14 failed of adoption by (Record 272): 59 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez Fischer; Meza; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Capriglione; Cason; Clardy; Cook; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent, Excused, Committee Meeting — Burrows; Craddick; Moody.

Absent — Martinez; Schofield; White.

#### STATEMENT OF VOTE

When Record No. 272 was taken, I was in the house but away from my desk. I would have voted no.

White

(Burrows, Craddick, and Moody now present)

#### Amendment No. 15

Representative Thierry offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee printing) as follows:

(1) On page 17, line 7, strike "Subsection (m)" and substitute "Subsections (m) and (n)".

(2) On page 19, line 21, between "(m)" and "Section 46.03", insert "Except as otherwise provided by Subsection (n),".

(3) On page 19, following line 27, insert the following:

(n) The defense provided by Subsection (m) is not available to a person on the premises of a public school or open-enrollment charter school if the premises post a visible written sign at an entrance stating that carrying a weapon on the property is prohibited.

A record vote was requested by Representative Cason.

Amendment No. 15 failed of adoption by (Record 273): 64 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Beckley; Bernal; Bowers; Bucy; Button; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Gates.

### STATEMENT OF VOTE

When Record No. 273 was taken, I was in the house but away from my desk. I would have voted no.

Gates

### Amendment No. 16

Representative Slaton offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee report) by adding the following appropriately numbered SECTION and renumber the subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 42.042(e-2), Human Resources Code, is amended to read as follows:

(e-2) The department may not prohibit the foster parent of a child who resides in the foster family's home from transporting the child in a vehicle where a handgun is present if the handgun is in the possession and control of the foster

parent and the foster parent is not otherwise prohibited by law from carrying a handgun [~~licensed to carry the handgun under Subchapter H, Chapter 411, Government Code~~].

### **Amendment No. 16 - Point of Order**

Representative Canales raised a point of order against further consideration of Amendment No. 16 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane.

(Harris in the chair)

The point of order was withdrawn.

(Speaker in the chair)

A record vote was requested by Representative Cason.

Amendment No. 16 was adopted by (Record 274): 88 Yeas, 52 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lozano; Metcalf; Middleton; Morales, E.; Morrison; Murphy; Murr; Neave; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Campos; Cole; Coleman; Collier; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.E.; Longoria; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Muñoz; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Sherman; Thierry; Turner, C.; Turner, J.; Vo; Walle; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Johnson, J.D.; Rosenthal; Slawson; Thompson, S.; Wu.

### **STATEMENTS OF VOTE**

When Record No. 274 was taken, I was shown voting yes. I intended to vote no.

Bucy

When Record No. 274 was taken, I was shown voting yes. I intended to vote no.

Button

When Record No. 274 was taken, I was shown voting yes. I intended to vote no.

Neave

When Record No. 274 was taken, I was in the house but away from my desk. I would have voted yes.

Slawson

When Record No. 274 was taken, I was shown voting yes. I intended to vote no.

Talarico

### **CSHB 1927 - POINT OF ORDER**

Representative Ramos raised a point of order against further consideration of **CSHB 1927** under Rule 4, Section 32(c)(5), of the House Rules. The point of order was overruled and the speaker submitted the following ruling:

#### **RULING BY THE SPEAKER** on House Bill 1927

Announced in the House on April 15, 2021

Representative Ramos raises a point of order against further consideration of **CSHB 1927** under Rule 4, Section 32(c)(5), of the House Rules on the grounds that the comparison of the original to the substitute section of the bill analysis is inaccurate.

Ms. Ramos argues that the comparison fails to note that the original bill permitted the carrying of a firearm or other weapon at certain places of worship and that the substitute bill does not contain that provision.

Both the original and substitute bills contain this provision, but is expressed by different drafting conventions. The substitute does not differ from the original bill in this regard. There is no comparison to be made because there is no difference.

Accordingly, the point of order is respectfully overruled.

#### **Amendment No. 17**

Representative Biedermann offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee report) as follows:

(1) Add the following appropriately numbered SECTIONS and renumbers the subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Chapter 51, Education Code, is amended by adding Subchapter Z-1, and a heading is added to that subchapter to read as follows:

#### SUBCHAPTER Z-1. MISCELLANEOUS PROVISIONS RELATING TO FIREARMS

SECTION \_\_\_\_\_. Sections ~~411.2031 and 411.2032~~, Government Code, are transferred to Subchapter Z-1, Chapter 51, Education Code, as added by this Act, redesignated as Sections 51.991, 51.992, and 51.993, Education Code, and amended to read as follows:



Sec. 51.991. DEFINITIONS [~~411.2031. CARRYING OF HANDGUNS BY LICENSE HOLDERS ON CERTAIN CAMPUSES~~]. [~~(a)~~] For purposes of this subchapter [~~section~~]:

(1) "Campus" means all land and buildings owned or leased by an institution of higher education or private or independent institution of higher education.

(2) "Institution of higher education" and "private or independent institution of higher education" have the meanings assigned by Section 61.003[ ~~Education Code~~].

(3) "Premises" has the meaning assigned by Section 46.03 [~~46.035~~], Penal Code.

Sec. 51.992. CARRYING OF HANDGUNS ON CERTAIN CAMPUSES.

(a) [~~(b)~~] A person who is not otherwise prohibited by law from carrying a handgun [license holder] may carry a [concealed] handgun in a concealed manner [on or about the license holder's person] while the person [license holder] is on the campus of an institution of higher education or private or independent institution of higher education in this state.

(b) [~~(c)~~] Except as provided by Subsection (c), (d), [~~(d-1)~~], or (h) [~~(e)~~], an institution of higher education or private or independent institution of higher education in this state may not adopt any rule, regulation, or other provision prohibiting a person who is not otherwise prohibited by law from carrying a handgun [license holders] from carrying a handgun [handguns] on the campus of the institution.

(c) [~~(d)~~] An institution of higher education or private or independent institution of higher education in this state may establish rules, regulations, or other provisions concerning the storage of handguns in dormitories or other residential facilities that are owned or leased and operated by the institution and located on the campus of the institution.

(d) [~~(d-1)~~] After consulting with students, staff, and faculty of the institution regarding the nature of the student population, specific safety considerations, and the uniqueness of the campus environment, the president or other chief executive officer of an institution of higher education in this state shall establish reasonable rules, regulations, or other provisions regarding the carrying of concealed handguns [by license holders] on the campus of the institution or on premises located on the campus of the institution. The president or officer may not establish provisions that generally prohibit or have the effect of generally prohibiting a person who is not otherwise prohibited by law from carrying a handgun [license holders] from carrying concealed handguns on the campus of the institution. The president or officer may amend the provisions as necessary for campus safety. The provisions take effect as determined by the president or officer unless subsequently amended by the board of regents or other governing board under Subsection (e) [~~(d-2)~~]. The institution must give effective notice under Section 30.06, Penal Code, with respect to any portion of a premises that is subject to provisions established by the institution under this subsection [~~on which license holders may not carry~~].

(e) ~~[(d-2)]~~ Not later than the 90th day after the date that the rules, regulations, or other provisions are established as described by Subsection (d) ~~[(d-1)]~~, the board of regents or other governing board of the institution of higher education shall review the provisions. The board of regents or other governing board may, by a vote of not less than two-thirds of the board, amend wholly or partly the provisions established under Subsection (d) ~~[(d-1)]~~. If amended under this subsection, the provisions are considered to be those of the institution as established under Subsection (d) ~~[(d-1)]~~.

(f) ~~[(d-3)]~~ An institution of higher education shall widely distribute the rules, regulations, or other provisions described by Subsection (d) ~~[(d-1)]~~ to the institution's students, staff, and faculty, including by prominently publishing the provisions on the institution's Internet website.

(g) ~~[(d-4)]~~ Not later than September 1 of each even-numbered year, each institution of higher education in this state shall submit a report to the legislature and to the standing committees of the legislature with jurisdiction over the implementation and continuation of this section that:

(1) describes its rules, regulations, or other provisions regarding the carrying of concealed handguns on the campus of the institution; and

(2) explains the reasons the institution has established those provisions.

(h) ~~[(e)]~~ A private or independent institution of higher education in this state, after consulting with students, staff, and faculty of the institution, may establish rules, regulations, or other provisions prohibiting a person, including a person who is not otherwise prohibited by law from carrying a handgun, ~~[license holders]~~ from carrying a handgun ~~[handguns]~~ on the campus of the institution, any grounds or building on which an activity sponsored by the institution is being conducted, or a passenger transportation vehicle owned by the institution.

Sec. 51.993 ~~[411.2032]~~. TRANSPORTATION AND STORAGE OF FIREARMS AND AMMUNITION ~~[BY LICENSE HOLDERS]~~ IN PRIVATE VEHICLES ON CERTAIN CAMPUSES. ~~[(a) For purposes of this section:~~

~~[(1) "Campus" means all land and buildings owned or leased by an institution of higher education or private or independent institution of higher education.~~

~~[(2) "Institution of higher education" and "private or independent institution of higher education" have the meanings assigned by Section 61.003, Education Code.~~

~~[(b)]~~ An institution of higher education or private or independent institution of higher education in this state may not adopt or enforce any rule, regulation, or other provision or take any other action, including posting notice under Section 30.06 or 30.07, Penal Code, prohibiting or placing restrictions on the storage or transportation of a firearm or ammunition in a locked, privately owned or leased motor vehicle by a person, including a student enrolled at that institution, who is not otherwise prohibited by law from carrying ~~[holds a license to carry a handgun under this subchapter and lawfully possesses]~~ the firearm or ammunition:

(1) on a street or driveway located on the campus of the institution; or

(2) in a parking lot, parking garage, or other parking area located on the campus of the institution.

SECTION \_\_\_\_\_. Subchapter Z-1, Chapter 51, Education Code, as added by this Act, is amended by adding Section 51.994 to read as follows:

Sec. 51.994. LIMITATION OF LIABILITY. (a) A cause of action in damages may not be brought against an institution of higher education, an officer or employee of an institution of higher education, a private or independent institution of higher education that has not adopted rules under Section 51.992(h), or an officer or employee of a private or independent institution of higher education that has not adopted rules under Section 51.992(h) for damages caused by the actions of a person who carries a handgun on the campus of the institution, any grounds or building on which an activity sponsored by the institution is being conducted, or a passenger transportation vehicle owned by the institution, and a court may not hold such an institution, officer, or employee liable for those damages.

(b) The immunities granted under Subsection (a) do not apply to:

(1) an act or a failure to act by an institution of higher education, an officer or employee of an institution of higher education, a private or independent institution of higher education that has not adopted rules under Section 51.992(h), or an officer or employee of a private or independent institution of higher education that has not adopted rules under Section 51.992(h) if the act or failure to act was capricious or arbitrary; or

(2) any officer or employee of an institution of higher education or private or independent institution of higher education described by Subdivision (1) who possesses a handgun on the campus of that institution and whose conduct with regard to the handgun is made the basis of a claim for personal injury or property damage.

SECTION \_\_\_\_\_. Sections 411.208(a), (b), and (d), Government Code, are amended to read as follows:

(a) A court may not hold the state, an agency or subdivision of the state, an officer or employee of the state, ~~[an institution of higher education, an officer or employee of an institution of higher education, a private or independent institution of higher education that has not adopted rules under Section 411.2031(e), an officer or employee of a private or independent institution of higher education that has not adopted rules under Section 411.2031(e),]~~ a peace officer, a qualified handgun instructor, or an approved online course provider liable for damages caused by:

(1) an action authorized under this subchapter or a failure to perform a duty imposed by this subchapter; or

(2) the actions of an applicant or license holder that occur after the applicant has received a license or been denied a license under this subchapter.

(b) A cause of action in damages may not be brought against the state, an agency or subdivision of the state, an officer or employee of the state, ~~[an institution of higher education, an officer or employee of an institution of higher education, a private or independent institution of higher education that has not adopted rules under Section 411.2031(e), an officer or employee of a private or independent institution of higher education that has not adopted rules under~~

~~Section 411.2031(e),~~] a peace officer, a qualified handgun instructor, or an approved online course provider for any damage caused by the actions of an applicant or license holder under this subchapter.

(d) The immunities granted under Subsections (a), (b), and (c) do not apply to[~~±~~

~~(4)] an act or a failure to act by the state, an agency or subdivision of the state, an officer of the state, [an institution of higher education, an officer or employee of an institution of higher education, a private or independent institution of higher education that has not adopted rules under Section 411.2031(e), an officer or employee of a private or independent institution of higher education that has not adopted rules under Section 411.2031(e),] or a peace officer if the act or failure to act was capricious or arbitrary[; ~~or~~~~

~~(2) any officer or employee of an institution of higher education or private or independent institution of higher education described by Subdivision (1) who possesses a handgun on the campus of that institution and whose conduct with regard to the handgun is made the basis of a claim for personal injury or property damage].~~

(2) Strike page 5, lines 4 through 7.

(3) Strike page 12, lines 5 through 12, and substitute the following:

(B) the person possesses or goes with a concealed handgun that the person is not otherwise prohibited by law from carrying [licensed to carry under Subchapter II, Chapter 411, Government Code], and no other weapon to which this section applies, on the premises of an institution of higher education or private or independent institution of higher education, on any grounds or building on which an activity sponsored by the institution is being conducted, or in a passenger transportation vehicle of the institution;

(4) Strike page 13, line 24 through page 15, line 3, and substitute the following:

(a-2) Notwithstanding Section 46.02(a-5), a person commits an offense if the person carries a partially or wholly visible handgun, regardless of whether the handgun is holstered, and intentionally or knowingly displays the handgun in plain view of another person:

(1) on the premises of an institution of higher education or private or independent institution of higher education; or

(2) on any public or private driveway, street, sidewalk or walkway, parking lot, parking garage, or other parking area of an institution of higher education or private or independent institution of higher education.

(a-3) Notwithstanding Subsection (a) or Section 46.02(a-5), a person commits an offense if the person carries a handgun on the campus of a private or independent institution of higher education in this state that has established rules, regulations, or other provisions prohibiting a person from carrying a handgun under Section 51.992(h), Education Code, or on the grounds or building on which an activity sponsored by the institution is being conducted, or in a passenger transportation vehicle of the institution, regardless of whether the handgun is concealed, provided the institution gives effective notice under Section 30.06.

(a-4) Notwithstanding Subsection (a) or Section 46.02(a-5), a person commits an offense if the person intentionally carries a concealed handgun on a portion of a premises located on the campus of an institution of higher education in this state on which the carrying of a concealed handgun is prohibited by rules, regulations, or other provisions established under Section 51.992(d), Education Code, provided the institution gives effective notice under Section 30.06 with respect to that portion.

(5) In SECTION 21, insert the following appropriately numbered subsection and renumber subsequent subsections accordingly:

( ) Section 411.208(f), Government Code;

#### **Amendment No. 17 - Point of Order**

Representative Canales raised a point of order against further consideration of Amendment No. 17 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. 17 to House Bill 1927

Announced in the House on April 15, 2021

Representative Canales raises a point of order against further consideration of the Biedermann Amendment to **CSHB 1927** under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane.

The subject of the bill is to authorize persons 21 years of age or older to carry a firearm without a license if not prohibited by law from possessing a firearm and addresses related criminal offenses. The Biedermann Amendment includes provisions limiting civil liability for certain institutions of higher education and their officers and employees for failure to take certain actions related to the carrying of firearms on an institution's campus. The amendment contains provisions that are not on the same subject as the bill. See 78 H. Jour. 3524, 3534-3535 (2003).

Accordingly, the point of order is well-taken and sustained.

The ruling precluded further consideration of Amendment No. 17.

#### **Amendment No. 18**

Representative Biedermann offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Sections 62.082(d) and (e), Parks and Wildlife Code, are amended to read as follows:

(d) Section 62.081 does not apply to:

- (1) an employee of the Lower Colorado River Authority;
- (2) a person authorized to hunt under Subsection (c);
- (3) a peace officer as defined by Article 2.12, Code of Criminal

Procedure; or

(4) a person who:

(A) ~~is carrying~~ [possesses] a handgun [~~and a license issued under Subchapter II, Chapter 411, Government Code, to carry a handgun~~]; or

(B) under circumstances in which the person would be justified in the use of deadly force under Chapter 9, Penal Code, shoots a handgun [~~the person is licensed to carry under Subchapter II, Chapter 411, Government Code~~].

(e) A state agency, including the department, the Department of Public Safety, and the Lower Colorado River Authority, may not adopt a rule that prohibits a person who is not otherwise prohibited by state or federal law from possessing a firearm [~~possesses a license issued under Subchapter II, Chapter 411, Government Code,~~] from entering or crossing the land of the Lower Colorado River Authority while:

(1) ~~carrying~~ [possessing] a handgun; or

(2) under circumstances in which the person would be justified in the use of deadly force under Chapter 9, Penal Code, shooting a handgun.

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

Representative Canales raised a point of order against further consideration of Amendment No. 18 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane. The point of order was withdrawn.

A record vote was requested by Representative Cason.

Amendment No. 18 failed of adoption by (Record 275): 14 Yeas, 127 Nays, 1 Present, not voting.

Yeas — Ashby; Biedermann; Cason; Clardy; Deshotel; Geren; Guillen; Lambert; Raymond; Slaton; Stucky; Tinderholt; White; Wilson.

Nays — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dominguez; Dutton; Ellzey; Fierro; Frank; Gates; Goldman; González, J.; González, M.; Goodwin; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, P.; King, T.; Klick; Krause; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Swanson; Talarico; Thierry; Thompson, E.; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Dean; Frullo; King, K.; Thompson, S.

**STATEMENTS OF VOTE**

When Record No. 275 was taken, my vote failed to register. I would have voted no.

Frullo

When Record No. 275 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 275 was taken, I was shown voting yes. I intended to vote no.

Lambert

**Amendment No. 19**

Representative S. Thompson offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Article 55.01(a), Code of Criminal Procedure, is amended to read as follows:

(a) A person who has been placed under a custodial or noncustodial arrest for commission of either a felony or misdemeanor is entitled to have all records and files relating to the arrest expunged if:

(1) the person is tried for the offense for which the person was arrested and is:

(A) acquitted by the trial court, except as provided by Subsection

(c); or

(B) convicted and subsequently:

(i) pardoned for a reason other than that described by Subparagraph (ii); ~~or~~

(ii) pardoned or otherwise granted relief on the basis of actual innocence with respect to that offense, if the applicable pardon or court order clearly indicates on its face that the pardon or order was granted or rendered on the basis of the person's actual innocence; or

(iii) the statute prohibiting the conduct has been repealed and the offense of which the person was convicted is an offense related solely to the unlawful possession of a firearm; or

(2) the person has been released and the charge, if any, has not resulted in a final conviction and is no longer pending and there was no court-ordered community supervision under Chapter 42A for the offense, unless the offense is a Class C misdemeanor, provided that:

(A) regardless of whether any statute of limitations exists for the offense and whether any limitations period for the offense has expired, an indictment or information charging the person with the commission of a

misdeemeanor offense based on the person's arrest or charging the person with the commission of any felony offense arising out of the same transaction for which the person was arrested:

(i) has not been presented against the person at any time following the arrest, and:

(a) at least 180 days have elapsed from the date of arrest if the arrest for which the expunction was sought was for an offense punishable as a Class C misdemeanor and if there was no felony charge arising out of the same transaction for which the person was arrested;

(b) at least one year has elapsed from the date of arrest if the arrest for which the expunction was sought was for an offense punishable as a Class B or A misdemeanor and if there was no felony charge arising out of the same transaction for which the person was arrested;

(c) at least three years have elapsed from the date of arrest if the arrest for which the expunction was sought was for an offense punishable as a felony or if there was a felony charge arising out of the same transaction for which the person was arrested; or

(d) the attorney representing the state certifies that the applicable arrest records and files are not needed for use in any criminal investigation or prosecution, including an investigation or prosecution of another person; or

(ii) if presented at any time following the arrest, was dismissed or quashed, and the court finds that the indictment or information was dismissed or quashed because:

(a) the person completed a veterans treatment court program created under Chapter 124, Government Code, or former law, subject to Subsection (a-3);

(b) the person completed a mental health court program created under Chapter 125, Government Code, or former law, subject to Subsection (a-4);

(c) the person completed a pretrial intervention program authorized under Section 76.011, Government Code, other than a veterans treatment court program created under Chapter 124, Government Code, or former law, or a mental health court program created under Chapter 125, Government Code, or former law;

(d) the presentment had been made because of mistake, false information, or other similar reason indicating absence of probable cause at the time of the dismissal to believe the person committed the offense; or

(e) the indictment or information was void; or

(B) prosecution of the person for the offense for which the person was arrested is no longer possible because the limitations period has expired.

A record vote was requested by Representative Cason.

Amendment No. 19 was adopted by (Record 276): 145 Yeas, 0 Nays, 1 Present, not voting.



Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

#### **Amendment No. 20**

Representative Goodwin offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter A, Chapter 411, Government Code, is amended by adding Section 411.02096 to read as follows:

Sec. 411.02096. REPORT REGARDING CERTAIN FIREARM STATISTICS. (a) Not later than January 31 of each year, the department shall collect information for the preceding calendar year related to the carrying of firearms by persons in this state, including:

(1) the number of persons who applied for a license to carry a handgun under Subchapter H compared to the yearly average number of people who applied for a license from 2010 through 2020; and

(2) any other relevant information related to the carrying of firearms by persons in this state.

(b) The department shall identify the entities that possess information required by Subsection (a) and require each entity to report the information to the department in the manner prescribed by the department.

(c) Not later than February 1 of each year, the department shall prepare and submit to the governor, the lieutenant governor, and each member of the legislature a report that includes the information described by Subsection (a).

(d) This section expires September 1, 2028.

SECTION \_\_\_\_\_. Notwithstanding Section 411.02096, Government Code, as added by this Act, the Department of Public Safety is not required to submit the initial report required by that section before February 1, 2023.

A record vote was requested by Representative Cason.

Amendment No. 20 was adopted by (Record 277): 125 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; González, J.; González, M.; Goodwin; Guillen; Hefner; Hernandez; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Meyer; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wilson; Wu; Zwiener.

Nays — Biedermann; Bonnen; Cain; Cason; Goldman; Harless; Harris; Leach; Metcalf; Meza; Perez; Slaton; Thompson, S.; Toth; Vasut; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Darby; Johnson, J.D.; Middleton; Schofield.

### STATEMENTS OF VOTE

When Record No. 277 was taken, I was shown voting yes. I intended to vote no.

Burns

When Record No. 277 was taken, I was shown voting yes. I intended to vote no.

Cyrier

When Record No. 277 was taken, I was in the house but away from my desk. I would have voted no.

Darby

When Record No. 277 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 277 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 277 was taken, I was shown voting no. I intended to vote yes.

Meza

When Record No. 277 was taken, I was in the house but away from my desk. I would have voted no.

Middleton

When Record No. 277 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 277 was taken, I was shown voting no. I intended to vote yes.

S. Thompson

When Record No. 277 was taken, I was shown voting yes. I intended to vote no.

VanDeaver

When Record No. 277 was taken, I was shown voting no. I intended to vote yes.

Walle

### **Amendment No. 21**

Representative Biedermann offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee report) as follows:

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

SECTION \_\_\_\_\_. Chapter 51, Education Code, is amended by adding Subchapter Z-1, and a heading is added to that subchapter to read as follows:

SUBCHAPTER Z-1. MISCELLANEOUS PROVISIONS RELATING TO  
FIREARMS

SECTION \_\_\_\_\_. Sections 411.2031 and 411.2032, Government Code, are transferred to Subchapter Z-1, Chapter 51, Education Code, as added by this Act, redesignated as Sections 51.991, 51.992, and 51.993, Education Code, and amended to read as follows:

Sec. 51.991. DEFINITIONS [~~411.2031. CARRYING OF HANDGUNS BY LICENSE HOLDERS ON CERTAIN CAMPUSES~~]. [(a)] For purposes of this subchapter [~~section~~]:

(1) "Campus" means all land and buildings owned or leased by an institution of higher education or private or independent institution of higher education.

(2) "Institution of higher education" and "private or independent institution of higher education" have the meanings assigned by Section 61.003[~~7~~; ~~Education Code~~].

(3) "Premises" has the meaning assigned by Section 46.03 [~~46.035~~], Penal Code.

Sec. 51.992. CARRYING OF HANDGUNS ON CERTAIN CAMPUSES.

(a) [~~(b)~~] A person who is not otherwise prohibited by law from carrying a handgun [~~license holder~~] may carry a [~~concealed~~] handgun in a concealed manner [~~on or about the license holder's person~~] while the person [~~license holder~~] is on the campus of an institution of higher education or private or independent institution of higher education in this state.

(b) [~~(e)~~] Except as provided by Subsection (c), (d), [~~(d-1)~~], or (h) [~~(e)~~], an institution of higher education or private or independent institution of higher education in this state may not adopt any rule, regulation, or other provision prohibiting a person who is not otherwise prohibited by law from carrying a handgun [~~license holders~~] from carrying a handgun [~~handguns~~] on the campus of the institution.

(c) [~~(d)~~] An institution of higher education or private or independent institution of higher education in this state may establish rules, regulations, or other provisions concerning the storage of handguns in dormitories or other residential facilities that are owned or leased and operated by the institution and located on the campus of the institution.

(d) [~~(d-1)~~] After consulting with students, staff, and faculty of the institution regarding the nature of the student population, specific safety considerations, and the uniqueness of the campus environment, the president or other chief executive officer of an institution of higher education in this state shall establish reasonable rules, regulations, or other provisions regarding the carrying of concealed handguns [~~by license holders~~] on the campus of the institution or on premises located on the campus of the institution. The president or officer may not establish provisions that generally prohibit or have the effect of generally prohibiting a person who is not otherwise prohibited by law from carrying a handgun [~~license holders~~] from carrying concealed handguns on the campus of the institution. The president or officer may amend the provisions as necessary for campus safety. The provisions take effect as determined by the president or officer unless subsequently amended by the board of regents or other governing board under Subsection (e) [~~(d-2)~~]. The institution must give effective notice under Section 30.06, Penal Code, with respect to any portion of a premises that is subject to provisions established by the institution under this subsection [~~on which license holders may not carry~~].

(e) [~~(d-2)~~] Not later than the 90th day after the date that the rules, regulations, or other provisions are established as described by Subsection (d) [~~(d-1)~~], the board of regents or other governing board of the institution of higher education shall review the provisions. The board of regents or other governing

board may, by a vote of not less than two-thirds of the board, amend wholly or partly the provisions established under Subsection (d) ~~[(d-1)]~~. If amended under this subsection, the provisions are considered to be those of the institution as established under Subsection (d) ~~[(d-1)]~~.

(f) ~~[(d-2)]~~ An institution of higher education shall widely distribute the rules, regulations, or other provisions described by Subsection (d) ~~[(d-1)]~~ to the institution's students, staff, and faculty, including by prominently publishing the provisions on the institution's Internet website.

(g) ~~[(d-4)]~~ Not later than September 1 of each even-numbered year, each institution of higher education in this state shall submit a report to the legislature and to the standing committees of the legislature with jurisdiction over the implementation and continuation of this section that:

(1) describes its rules, regulations, or other provisions regarding the carrying of concealed handguns on the campus of the institution; and

(2) explains the reasons the institution has established those provisions.

(h) ~~[(e)]~~ A private or independent institution of higher education in this state, after consulting with students, staff, and faculty of the institution, may establish rules, regulations, or other provisions prohibiting a person, including a person who is not otherwise prohibited by law from carrying a handgun, [license holders] from carrying a handgun [handguns] on the campus of the institution, any grounds or building on which an activity sponsored by the institution is being conducted, or a passenger transportation vehicle owned by the institution.

Sec. 51.993 ~~[411.2032]~~. TRANSPORTATION AND STORAGE OF FIREARMS AND AMMUNITION ~~[BY LICENSE HOLDERS]~~ IN PRIVATE VEHICLES ON CERTAIN CAMPUSES. ~~[(a) For purposes of this section:~~

~~(1) "Campus" means all land and buildings owned or leased by an institution of higher education or private or independent institution of higher education.~~

~~(2) "Institution of higher education" and "private or independent institution of higher education" have the meanings assigned by Section 61.003, Education Code.~~

~~[(b)] An institution of higher education or private or independent institution of higher education in this state may not adopt or enforce any rule, regulation, or other provision or take any other action, including posting notice under Section 30.06 or 30.07, Penal Code, prohibiting or placing restrictions on the storage or transportation of a firearm or ammunition in a locked, privately owned or leased motor vehicle by a person, including a student enrolled at that institution, who is not otherwise prohibited by law from carrying [holds a license to carry a handgun under this subchapter and lawfully possesses] the firearm or ammunition:~~

~~(1) on a street or driveway located on the campus of the institution; or~~

~~(2) in a parking lot, parking garage, or other parking area located on the campus of the institution.~~

SECTION \_\_\_\_\_. Sections 411.208(a), (b), and (d), Government Code, are amended to read as follows:

(2) Strike page 5, lines 4 through 7.

(3) Strike page 12, lines 5 through 12, and substitute the following:

(B) the person possesses or goes with a concealed handgun that the person is not otherwise prohibited by law from carrying [~~licensed to carry under Subchapter H, Chapter 411, Government Code~~], and no other weapon to which this section applies, on the premises of an institution of higher education or private or independent institution of higher education, on any grounds or building on which an activity sponsored by the institution is being conducted, or in a passenger transportation vehicle of the institution;

(4) Strike page 13, line 24 through page 15, line 3, and substitute the following:

(a-2) Notwithstanding Section 46.02(a-5), a person commits an offense if the person carries a partially or wholly visible handgun, regardless of whether the handgun is holstered, and intentionally or knowingly displays the handgun in plain view of another person:

(1) on the premises of an institution of higher education or private or independent institution of higher education; or

(2) on any public or private driveway, street, sidewalk or walkway, parking lot, parking garage, or other parking area of an institution of higher education or private or independent institution of higher education.

(a-3) Notwithstanding Subsection (a) or Section 46.02(a-5), a person commits an offense if the person carries a handgun on the campus of a private or independent institution of higher education in this state that has established rules, regulations, or other provisions prohibiting a person from carrying a handgun under Section 51.992(h), Education Code, or on the grounds or building on which an activity sponsored by the institution is being conducted, or in a passenger transportation vehicle of the institution, regardless of whether the handgun is concealed, provided the institution gives effective notice under Section 30.06.

(a-4) Notwithstanding Subsection (a) or Section 46.02(a-5), a person commits an offense if the person intentionally carries a concealed handgun on a portion of a premises located on the campus of an institution of higher education in this state on which the carrying of a concealed handgun is prohibited by rules, regulations, or other provisions established under Section 51.992(d), Education Code, provided the institution gives effective notice under Section 30.06 with respect to that portion.

(5) In SECTION 21, insert the following appropriately numbered subsection and renumber subsequent subsections accordingly:

(\_\_\_\_) Section 411.208(f), Government Code;

A record vote was requested by Representative Cason.

Amendment No. 21 failed of adoption by (Record 278): 16 Yeas, 126 Nays, 1 Present, not voting.

Yeas — Ashby; Biedermann; Cain; Cason; Cook; Dutton; Guillen; Hefner; Oliverson; Slaton; Stephenson; Tinderholt; Toth; Vasut; White; Wilson.

Nays — Allen; Allison; Anchia; Anderson; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick;

Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Harless; Harris; Hernandez; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; VanDeaver; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Middleton; Schofield; Thierry.

### STATEMENT OF VOTE

When Record No. 278 was taken, I was in the house but away from my desk. I would have voted yes.

Middleton

### Amendment No. 22

Representatives Dutton and Canales offered the following amendment to **CSHB 1927**:

Amend **CSHB 1927** (house committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter H, Chapter 411, Government Code, is amended by adding Section 411.2049 to read as follows:

Sec. 411.2049. CERTAIN INVESTIGATORY STOPS AND INQUIRIES PROHIBITED. A peace officer may not make an investigatory stop or other temporary detention to inquire as to a person's possession of a handgun solely because the person is carrying a partially or wholly visible handgun in a holster.

A record vote was requested by Representative Cason.

Amendment No. 22 was adopted by (Record 279): 141 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf;

Larson; Leach; Leman; Longoria; Lopez; Lozano; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Johnson, A.; Ordaz Perez.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins; Guerra; Herrero; Kuempel.

Absent — Fierro; Thierry.

### CSHB 1927 - REMARKS

REPRESENTATIVE CANALES: Members, I don't take the fact that I stand here lightly. In fact, my position on this bill weighed on my mind for months. One of my favorite quotes in life is: "Those who are filled with great passion lose their ability to reason." So I set my passions aside, and I said I was going to focus on logic. I was going to focus on the law. So let's talk about the law.

As it stands in Texas, I can go in and I can buy a gun with no classes and no permit. I can drive that gun home loaded in my vehicle with no classes and no permit. I can have that gun in my house, loaded in my yard, in my backyard, in my front yard, in my bedroom—no classes, no permit. I can then take that gun in my car, get in, drive to work—no classes, no permit. If my job allows me to or if I own my business, I can then get in my business with my loaded weapon with no classes and no permit. That is the law. But the only place I can't have it is on my person outside that parameter, which is a real small window. So what do you have to do then? You've got to go to DPS, you've got to pay that tax, and I've got to take a class that I don't have to take any other time and pay that tax. And it's an "I gotcha" law.

If you have a drink, you have now committed a crime. If you forgot your little ticket at home, you've committed a crime. If you didn't register or didn't renew your permit, you've committed a crime. In fact, I know people, because I'm a criminal defense lawyer, that have come to me and said, I took the class and when I realized I was in more legal jeopardy, I decided I'd rather not even have a permit. What we have in Texas is a bunch of "I gotcha" hodgepodge of laws. I'll tell you that if you leave your passions—and I can tell you that it hurts and I've seen all the things. And man, I've voted with almost 90 percent of the logical amendments, that I thought were logical, and I think we could have made that bill better today. We could have. And I voted with those amendments because we could have made a better bill. But the fact of the matter is in Texas we've got some "I gotcha" laws, and there is no consistency.

The only thing that makes this consistent is if you are a lawful resident of the State of Texas, a lawful adult, and you meet those standards, we're not going to jail you and we're not going to require you to pay a tax. And if someday the pendulum swings back, well, we start with a blank slate, not with the hodgepodge that we have right now. At this point in time what we have is a bunch of "I



gotchas," and this is my opinion as a criminal defense attorney of 15 years. This is a criminal justice reform bill, and I urge you to support it to keep people out of jail for no reason whatsoever.

SCHAEFER: I'm going to give just a minute for people to get to their seats because I'm going to be very, very brief here in my comments. I know there's strict enforcement, and members are going to want to now get to their seats. Members, I believe that it is time to restore faith in law-abiding Texans and for the State of Texas to become the 21st constitutional carry state.

### **REMARKS ORDERED PRINTED**

Representative Slaton moved to print closing remarks by Representative Canales and Representative Schaefer on **CSHB 1927**.

The motion prevailed.

### **LEAVES OF ABSENCE GRANTED**

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

Bailes on motion of Price.

Longoria on motion of Kacal.

Lozano on motion of Hefner.

The following member was granted leave of absence temporarily for today because of important business:

Larson on motion of Price.

### **CSHB 1927 - (consideration continued)**

A record vote was requested by Representative Cason.

**CSHB 1927**, as amended, was passed to engrossment by (Record 280): 84 Yeas, 56 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Dutton; Ellzey; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Leach; Leman; Metcalf; Middleton; Morales, E.; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Romero; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Fierro; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales Shaw; Muñoz;

Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Larson; Longoria; Lozano.

### STATEMENT OF VOTE

When Record No. 280 was taken, I was shown voting yes. I intended to vote no.

Romero

### GENERAL STATE CALENDAR HOUSE BILLS SECOND READING

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

#### HB 1500 ON SECOND READING (by Hefner, White, Guillen, Burrows, Paddie, et al.)

**HB 1500**, A bill to be entitled An Act relating to authority of the governor and certain political subdivisions to regulate firearms, ammunition, knives, air guns, explosives, and combustibles and certain associated businesses during certain disasters and emergencies.

#### Amendment No. 1

Representative Hefner offered the following amendment to **HB 1500**:

Amend **HB 1500** (house committee report) as follows:

(1) On page 4, line 1, between "(c)," and "and", insert "(d),".

(2) On page 6, between lines 2 and 3, insert the following:

(d) ~~Nothing in this section may be construed to [The exception provided by Subsection (b)(4) does not]~~ authorize the seizure or confiscation of any firearm, air gun, knife, ammunition, or firearm or air gun supplies or accessories from an individual who is lawfully carrying or possessing the firearm, air gun, knife, ammunition, or firearm or air gun supplies or accessories.

(3) On page 6, strike lines 7 and 8.

(4) Renumber the SECTIONS of the bill accordingly.

A record vote was requested by Representative Slaton.

Amendment No. 1 was adopted by (Record 281): 88 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Leach; Leman; Martinez; Metcalf; Meyer;

Middleton; Moody; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Paul; Price; Raney; Raymond; Rogers; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Campos; Cole; Coleman; Collier; Crockett; Davis; Deshotel; Dominguez; Dutton; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Lopez; Lucio; Martinez Fischer; Minjarez; Morales, C.; Morales, E.; Morales Shaw; Neave; Ordaz Perez; Ortega; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Larson; Longoria; Lozano.

Absent — Bucy; Johnson, J.D.; Meza; Patterson; Perez.

A record vote was requested by Representative Slaton.

**HB 1500**, as amended, was passed to engrossment by (Record 282): 86 Yeas, 53 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Leach; Leman; Martinez; Metcalf; Meyer; Middleton; Moody; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Rogers; Sanford; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Thompson, S.; Toth; VanDeaver; Vasut; White; Wilson.

Nays — Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Coleman; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Lucio; Martinez Fischer; Minjarez; Morales, C.; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Schaefer; Sherman; Talarico; Thierry; Tinderholt; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Larson; Longoria; Lozano.

Absent — Meza; Morales Shaw.

### STATEMENTS OF VOTE

When Record No. 282 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 282 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 282 was taken, I was shown voting no. I intended to vote yes.

Schaefer

When Record No. 282 was taken, I was shown voting no. I intended to vote yes.

Tinderholt

### CSHB 1931 ON SECOND READING (by Walle, Campos, and Morales Shaw)

**CSHB 1931**, A bill to be entitled An Act relating to requirements for beneficial tax treatment related to a leasehold or other possessory interest in a public facility used to provide multifamily housing.

#### Amendment No. 1

Representative Gates offered the following amendment to **CSHB 1931**:

Amend **CSHB 1931** (house committee printing) as follows:

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

(5) "Lower income housing unit" means a residential unit reserved for occupancy by an individual or family earning not more than 60 percent of the area median income, adjusted for family size.

(2) On page 2, between lines 22 and 23, insert the following:

(d) A public facility user must reserve at least 10 percent of the residential units in a housing development for individuals or families participating in the housing choice voucher program.

(e) At least 10 percent of the units in the development must be reserved as lower income housing units. A unit may not be used to satisfy the reservation required under this subsection if every tenant in the unit is:

(1) a part-time or full-time student at an institution of higher education;

(2) under the age of 24; and

(3) ineligible for housing assistance under Section 8, United States

Housing Act of 1937 (42 U.S.C. Section 1437f).

(f) The percentage of lower income housing development, reserved in each category of units in the housing development, based on the number of bedrooms and bathrooms per unit, must be the same as the percentage of lower income housing units reserved in the housing development as a whole.

(g) The monthly rent charged for a lower income housing unit may not exceed:

(1) 30 percent of 60 percent of the area median income, adjusted for family size; or

(2) if the unit is occupied by a participant in the housing choice voucher program, the payment standard used by the housing authority that administers the voucher for the unit.

(h) In calculating the income of an individual or family for a lower income housing unit, the public facility user must consider the income of every individual who will be living in the unit.

Amendment No. 1 was adopted.

A record vote was requested by Representative Cason.

**CSHB 1931**, as amended, was passed to engrossment by (Record 283): 86 Yeas, 53 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Bucy; Burrows; Button; Campos; Canales; Cole; Coleman; Collier; Cortez; Crockett; Cyrier; Davis; Dean; Deshotel; Dutton; Fierro; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Hernandez; Hinojosa; Howard; Huberty; Hunter; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; King, T.; Klick; Lambert; Leach; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave; Oliverson; Ordaz Perez; Ortega; Pacheco; Perez; Ramos; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner, C.; Turner, J.; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Biedermann; Bonnen; Buckley; Burns; Cain; Capriglione; Cason; Clardy; Cook; Craddick; Ellzey; Frank; Frullo; Harless; Harris; Hefner; Holland; Hull; Jetton; Kacal; King, P.; Krause; Landgraf; Leman; Metcalf; Middleton; Morrison; Murphy; Murr; Noble; Paddie; Parker; Patterson; Paul; Price; Raney; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; White; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Larson; Longoria; Lozano.

Absent — Darby; Dominguez.

### STATEMENTS OF VOTE

When Record No. 283 was taken, I was shown voting no. I intended to vote yes.

Ellzey

When Record No. 283 was taken, I was shown voting no. I intended to vote yes.

Jetton

When Record No. 283 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 283 was taken, I was shown voting yes. I intended to vote no.

Rogers

### 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).

#### **HB 3907 ON SECOND READING** **(by Goldman, Meyer, Rodriguez, Thierry, and Button)**

**HB 3907**, A bill to be entitled An Act relating to a franchise or insurance tax credit for certain housing developments.

A record vote was requested by Representative Cason.

**HB 3907** was passed to engrossment by (Record 284): 119 Yeas, 18 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hernandez; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Klick; Lambert; Landgraf; Leach; Leman; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wu; Zwiener.

Nays — Biedermann; Cain; Cason; Cook; Frullo; Hefner; Holland; King, P.; Krause; Middleton; Schaefer; Slaton; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Larson; Longoria; Lozano.

Absent — Hinojosa; Stucky; Thompson, S.; Walle.

**STATEMENTS OF VOTE**

When Record No. 284 was taken, I was shown voting yes. I intended to vote no.

Leman

When Record No. 284 was taken, I was in the house but away from my desk. I would have voted no.

Stucky

(Larson now present)

**HB 2673 ON SECOND READING**

(by Guillen)

**HB 2673**, A bill to be entitled An Act relating to the reimbursement of excess costs incurred by a recipient of certain grants awarded by the Texas Department of Transportation.

**HB 2673** was passed to engrossment.

**CSHB 2211 ON SECOND READING**

(by Metcalf, Bonnen, Moody, Oliverson, et al.)

**CSHB 2211**, A bill to be entitled An Act relating to in-person visitation with hospital patients during certain periods of disaster.

**Amendment No. 1**

Representative Slaton offered the following amendment to **CSHB 2211**:

Amend **CSHB 2211** (house committee report) as follows:

(1) On page 1, between lines 18 and 19, insert the following:

(4) "Religious counselor" means an individual acting substantially in a pastoral or religious capacity to provide spiritual counsel to other individuals.

(2) On page 4, between lines 11 and 12, insert the following appropriately lettered subsection and reletter subsequent subsections and cross-references to those subsections accordingly:

( ) Notwithstanding any other provision of this section, a hospital may not prohibit in-person visitation by a religious counselor with a patient who is receiving care or treatment at the hospital and who is seriously ill or dying for a reason other than the religious counselor's failure to comply with a requirement described by Subsection (c)(2).

Amendment No. 1 was adopted.

A record vote was requested by Representative Slaton.

**CSHB 2211**, as amended, was passed to engrossment by (Record 285): 136 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez;

Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; Walle; White; Wilson; Wu; Zwiener.

Nays — Anchia; Beckley; Hinojosa; Johnson, A.; Rose.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Longoria; Lozano.

Absent — Thompson, S.

**CSHB 326 ON SECOND READING**  
**(by Howard, Klick, Darby, Price, et al.)**

**CSHB 326**, A bill to be entitled An Act relating to workplace violence prevention in certain health care facilities.

**Amendment No. 1**

Representative Howard offered the following amendment to **CSHB 326**:

Amend **CSHB 326** (house committee printing) by striking page 1, line 21, through page 2, line 2, and relettering subsequent paragraphs of added Section 331.001(3), Health and Safety Code, accordingly.

Amendment No. 1 was adopted.

A record vote was requested by Representative Cason.

**CSHB 326**, as amended, was passed to engrossment by (Record 286): 87 Yeas, 54 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Ashby; Beckley; Bernal; Bowers; Bucy; Burrows; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Crockett; Darby; Davis; Deshotel; Dominguez; Dutton; Fierro; Frullo; Geren; González, J.; González, M.; Goodwin; Guillen; Hernandez; Hinojosa; Howard; Huberty; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, K.; King, T.; Klick; Lambert; Larson; Lopez; Lucio; Martinez; Martinez Fischer; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Neave; Ordaz Perez; Ortega; Pacheco; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Stephenson; Talarico; Thierry; Thompson, E.; Turner, C.; Turner, J.; Vo; Walle; White; Wu; Zwiener.



Nays — Anderson; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Button; Cain; Cason; Cook; Craddick; Cyrier; Dean; Ellzey; Frank; Gates; Goldman; Harless; Harris; Hefner; Holland; Hull; Kacal; King, P.; Krause; Landgraf; Leach; Leman; Metcalf; Middleton; Murr; Noble; Oliverson; Paddie; Parker; Patterson; Paul; Rogers; Sanford; Schaefer; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Longoria; Lozano.

Absent — Thompson, S.

**CSHB 574 ON SECOND READING**  
**(by Bonnen, Goldman, et al.)**

**CSHB 574**, A bill to be entitled An Act relating to the elements of the criminal offense of election fraud; increasing criminal penalties.

**Amendment No. 1**

Representative J. González offered the following amendment to **CSHB 574**:

Amend **CSHB 574** (house committee report) as follows:

(1) Insert "that the person knows to be invalid" in each of the following places:

(A) On page 1, line 13, between "votes" and "or"; and

(B) On page 1, line 14, between "votes" and the semicolon at the end of the line.

(2) Insert "that the person knows to be valid" in each of the following places:

(A) On page 1, line 15, between "votes" and "or"; and

(B) On page 1, line 16, between "votes" and the semicolon.

Amendment No. 1 was adopted.

A record vote was requested by Representative Cason.

**CSHB 574**, as amended, was passed to engrossment by (Record 287): 87 Yeas, 50 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Coleman; Cook; Craddick; Cyrier; Darby; Dean; Ellzey; Frank; Frullo; Gates; Geren; Goldman; González, J.; Guillen; Harless; Harris; Hefner; Holland; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Martinez Fischer; Metcalf; Meyer; Moody; Morrison; Muñoz; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Price; Raney; Raymond; Sanford; Schaefer; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Walle; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Collier; Cortez; Crockett; Davis; Deshotel; Dominguez; Dutton; Fierro; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Lopez; Lucio; Martinez; Meza; Minjarez; Morales, C.; Morales, E.; Neave; Ordaz Perez; Ortega; Perez; Ramos; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Longoria; Lozano.

Absent — Huberty; Middleton; Morales Shaw; Rogers; Thompson, S.

### STATEMENTS OF VOTE

When Record No. 287 was taken, I was in the house but away from my desk. I would have voted yes.

Middleton

When Record No. 287 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 287 was taken, I was in the house but away from my desk. I would have voted yes.

Rogers

When Record No. 287 was taken, I was shown voting yes. I intended to vote no.

Walle

### HB 1593 ON SECOND READING

(by Leach)

**HB 1593**, A bill to be entitled An Act relating to civil liability of a nursing facility resident's responsible payor for misappropriation of the resident's funds.

Representative Leach moved to postpone consideration of **HB 1593** until 11 a.m. Monday, April 19.

The motion prevailed.

### HB 533 ON SECOND READING

(by Shine and Lambert)

**HB 533**, A bill to be entitled An Act relating to ad valorem tax sales of personal property seized under a tax warrant.

**HB 533** was passed to engrossment.

**CSHB 3282 ON SECOND READING**  
**(by Canales)**

**CSHB 3282**, A bill to be entitled An Act relating to the authority of a district engineer for the Texas Department of Transportation to temporarily lower the speed limit at a highway maintenance activity site.

**Amendment No. 1**

Representative Cason offered the following amendment to **CSHB 3282**:

Amend **CSHB 3282** (house committee printing) as follows:

(1) On page 1, line 12, between "highway" and "in a district", insert "currently under construction".

(2) On page 2, line 27, strike "and".

(3) On page 3, line 2, between "Section 545.353" and the underlined period, insert the following:

; and

(3) may not be used as a speed trap by local or state law enforcement"

Amendment No. 1 was adopted.

**CSHB 3282**, as amended, was passed to engrossment.

**HB 2057 ON SECOND READING**  
**(by Klick)**

**HB 2057**, A bill to be entitled An Act relating to the timing of changes to county election precincts.

**HB 2057** was passed to engrossment.

**HB 1906 ON SECOND READING**  
**(by Herrero and Guillen)**

**HB 1906**, A bill to be entitled An Act relating to grants awarded to reimburse counties for the cost of monitoring defendants and victims in criminal cases involving family violence.

**HB 1906** was passed to engrossment. (Toth recorded voting no.)

**CSHB 2262 ON SECOND READING**  
**(by Schofield)**

**CSHB 2262**, A bill to be entitled An Act relating to the extended registration of certain fleet vehicles.

Representative Schofield moved to postpone consideration of **CSHB 2262** until 10 a.m. Friday, April 23.

The motion prevailed.

**HB 1259 ON SECOND READING**  
**(by Darby, Anderson, Stucky, Buckley, Rogers, et al.)**

**HB 1259**, A bill to be entitled An Act relating to the rural veterinarian incentive program.

A record vote was requested by Representative Cason.

**HB 1259** was passed to engrossment by (Record 288): 115 Yeas, 20 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bell, C.; Bell, K.; Bernal; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Coleman; Collier; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Hefner; Hernandez; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Lambert; Landgraf; Larson; Leach; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stephenson; Stucky; Talarico; Thierry; Thompson, E.; Turner, C.; Turner, J.; VanDeaver; Vo; White; Wu; Zwiener.

Nays — Biedermann; Bonnen; Cain; Cason; Cook; Harris; Krause; Leman; Middleton; Noble; Oliverson; Patterson; Schaefer; Shaheen; Slaton; Slawson; Swanson; Tinderholt; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Longoria; Lozano.

Absent — Deshotel; Dutton; Johnson, J.D.; Klick; Thompson, S.; Toth; Walle.

### STATEMENTS OF VOTE

When Record No. 288 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

When Record No. 288 was taken, I was shown voting no. I intended to vote yes.

Leman

When Record No. 288 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 288 was taken, I was shown voting no. I intended to vote yes.

Slaton

When Record No. 288 was taken, I was in the house but away from my desk. I would have voted no.

Toth

### 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. 3).

#### CSHB 1622 ON SECOND READING (by Guillen)

**CSHB 1622**, A bill to be entitled An Act relating to reporting of early voting rosters.

A record vote was requested by Representative Cason.

**CSHB 1622** was passed to engrossment by (Record 289): 137 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Beckley; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Cole; Coleman; Collier; Cook; Cortez; Craddick; Crockett; Cyrier; Darby; Davis; Dean; Deshotel; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris; Hefner; Hernandez; Hinojosa; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Lopez; Lucio; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Middleton; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murphy; Murr; Neave; Noble; Oliverson; Ordaz Perez; Ortega; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rodriguez; Rogers; Romero; Rose; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Tinderholt; Toth; Turner, C.; Turner, J.; VanDeaver; Vasut; Vo; White; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Longoria; Lozano.

Absent — Johnson, J.D.; Minjarez; Shine; Thompson, S.; Walle.

#### HB 1394 ON SECOND READING (by White, et al.)

**HB 1394**, A bill to be entitled An Act relating to automatic orders of nondisclosure of criminal history record information for certain misdemeanor defendants.

**HB 1394** was passed to engrossment.

**HB 29 ON SECOND READING**  
**(by Swanson, White, Patterson, Hefner, et al.)**

**HB 29**, A bill to be entitled An Act relating to authorizing the provision of temporary secure storage for weapons at certain public buildings; authorizing fees.

A record vote was requested by Representative Slaton.

**HB 29** was passed to engrossment by (Record 290): 114 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bell, C.; Bell, K.; Bernal; Biedermann; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Cason; Clardy; Coleman; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Davis; Dean; Dominguez; Dutton; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; Guillen; Harless; Harris; Hefner; Holland; Howard; Huberty; Hull; Hunter; Israel; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; King, P.; King, T.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Martinez; Martinez Fischer; Metcalf; Meyer; Middleton; Minjarez; Moody; Morales, E.; Morales Shaw; Morrison; Murphy; Murr; Noble; Oliverson; Ordaz Perez; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rodriguez; Rogers; Rosenthal; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Talarico; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Vo; White; Wilson.

Nays — Anchia; Beckley; Cole; Crockett; Goodwin; Hernandez; Hinojosa; Johnson, J.D.; Lopez; Lucio; Meza; Morales, C.; Muñoz; Neave; Ortega; Ramos; Romero; Rose; Thierry; Turner, C.; Turner, J.; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Longoria; Lozano.

Absent — Deshotel; González, J.; González, M.; Thompson, S.

**STATEMENTS OF VOTE**

When Record No. 290 was taken, I was in the house but away from my desk. I would have voted yes.

Deshotel

When Record No. 290 was taken, I was in the house but away from my desk. I would have voted no.

J. González

When Record No. 290 was taken, I was shown voting no. I intended to vote yes.

Neave

When Record No. 290 was taken, I was shown voting no. I intended to vote yes.

Romero

**HB 460 ON SECOND READING**  
**(by Shaheen)**

**HB 460**, A bill to be entitled An Act relating to the solicitation of pen pals by certain inmates of the Texas Department of Criminal Justice.

**HB 460** was passed to engrossment.

**CSHB 3379 ON SECOND READING**  
**(by Leman)**

**CSHB 3379**, A bill to be entitled An Act relating to the duty to report child abuse and neglect.

**CSHB 3379 - STATEMENT OF LEGISLATIVE INTENT**

REPRESENTATIVE WU: May I ask you some questions about your legislative intent?

REPRESENTATIVE LEMAN: Yes, you can ask me questions.

WU: This is the reporting requirement for all people, including professionals, whenever they see child abuse, correct?

LEMAN: This is the reporting requirement for everybody as the law requires.

WU: The original law just says that a person having cause to believe that there was abuse or neglect was required to report, correct?

LEMAN: That's correct.

WU: And what you're adding to there is that now a person has to have a reasonable cause.

LEMAN: What I'm adding in there is yes, the term "reasonable," the standard "reasonable," to address the lack of clarification. Right now, "cause" is an undefined term.

WU: So in the law, whenever we pass bills out here, I mean, generally we assume that—whenever there is a reason for doing something—we assume that is it not an unreasonable reason, right?

LEMAN: That's correct.

WU: We assume that even if we don't say it, right? So sort of what I'm trying to get at is so in the law, when we practice law, we have different levels of standards. We have reasonable suspicion—that's one level. The next level up is probable cause. The next level up is clear and convincing. And then we have beyond a reasonable doubt. Those are all different standards that are set within the law and are defined. Would you agree with me on that?

LEMAN: I would agree that is correct.

WU: So what my concern here is, are you trying to create a new standard or are you just trying to specifically limit out unreasonable causes?

LEMAN: I'm not trying to create a new standard. I'm trying to create the standard that's well-established in the law. It's the legal definition of reasonable cause.

WU: Okay.

LEMAN: When you say not create a new standard, I just want to be clear that I'm not trying to create a new definition for reasonable cause—if that's what you're asking.

WU: So—and I apologize—I don't know if reasonable cause is defined in the code somewhere else, and you can correct me if I'm wrong, I don't think it is defined specifically in the code anywhere.

LEMAN: There is a legal definition that is accepted in the justice system for—

WU: Okay, and you're going with that?

LEMAN: I'm sorry? You were talking when I was talking. Sorry, I couldn't hear you.

WU: That's what you're putting the standard to?

LEMAN: That's correct.

WU: Okay. In your second page, in your newly created (b-2), I'm having a little trouble understanding what you're trying to do. It says that "A person who with due diligence in good faith is required to make a report," but "if the person reasonably determines" that they lack the "reasonable cause to make the report," they're okay. But then at the next sentence it says: "This subsection does not require the person to act with due diligence." Can you explain what that means? Because you're saying in one part of the bill that they're supposed to act with due diligence, and the next part of the bill says that they're not required to act with due diligence. Again, I'm not trying to mess with your bill. I'm just trying to make sure this is clear if there is ever a litigation about this.

LEMAN: So to be clear, the bill does not say it both ways. The bill does not require in one section for them to act with due diligence and then not require them to do it in another.

WU: I'm sorry. I mean, it literally says "this subsection does not require the person to act with due diligence."

LEMAN: Okay, but where else does it say it requires them to act with due diligence? I'm just trying to understand where you're looking.

WU: About five lines above that, it says, "a person who with due diligence."

LEMAN: But I don't see where it says it requires them to perform due diligence. Let me make sure I understand your question. You're asking me if they're required. Down in that last sentence it says: "This subsection does not require the person to act." But up there above on line 16, it does not say that it is requiring them to act. So it's consistent in both instances. Clear?

WU: Not really, but that's okay.



**REMARKS ORDERED PRINTED**

Representative Wu moved to print remarks between Representative Leman and Representative Wu on **CSHB 3379**.

The motion prevailed.

A record vote was requested by Representative Slaton.

**CSHB 3379** was passed to engrossment by (Record 291): 90 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bell, C.; Bell, K.; Biedermann; Bonnen; Buckley; Burns; Burrows; Button; Cain; Canales; Capriglione; Cason; Clardy; Collier; Cook; Cortez; Craddick; Cyrier; Darby; Dean; Dominguez; Ellzey; Fierro; Frank; Frullo; Gates; Geren; Goldman; González, J.; González, M.; Harless; Harris; Hefner; Holland; Huberty; Hull; Hunter; Jetton; Kacal; King, K.; King, P.; Klick; Krause; Lambert; Landgraf; Larson; Leach; Leman; Metcalf; Meyer; Middleton; Morrison; Murphy; Murr; Noble; Oliverson; Pacheco; Paddie; Parker; Patterson; Paul; Perez; Price; Raney; Rogers; Sanford; Schaefer; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stephenson; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Walle; White; Wilson.

Nays — Allen; Anchia; Beckley; Bernal; Bowers; Bucy; Campos; Cole; Crockett; Davis; Deshotel; Dutton; Goodwin; Guillen; Hernandez; Howard; Israel; Johnson, A.; Johnson, J.D.; Johnson, J.E.; King, T.; Lopez; Lucio; Martinez; Martinez Fischer; Meza; Minjarez; Moody; Morales, C.; Morales, E.; Muñoz; Neave; Ordaz Perez; Ortega; Ramos; Raymond; Reynolds; Rodriguez; Romero; Rose; Rosenthal; Talarico; Thierry; Turner, C.; Turner, J.; Vo; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bailes; Gervin-Hawkins; Guerra; Herrero; Kuempel; Longoria; Lozano.

Absent — Coleman; Hinojosa; Morales Shaw; Thompson, S.

**STATEMENTS OF VOTE**

When Record No. 291 was taken, I was shown voting no. I intended to vote yes.

Guillen

When Record No. 291 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

**HB 372 ON SECOND READING  
(by J. González, Collier, and White)**

**HB 372**, A bill to be entitled An Act relating to the representation of certain indigent applicants for a writ of habeas corpus.

**HB 372** was passed to engrossment.

### FIVE-DAY POSTING RULE SUSPENDED

Representative Meyer moved to suspend the five-day posting rule to allow the Committee on Ways and Means to consider **HJR 84** and **HJR 141** at 10 a.m. or upon final adjournment or recess or bill referral, if permission is granted, Monday, April 19 in JHR 140.

The motion prevailed.

Representative Krause moved to suspend the five-day posting rule to allow the Committee on Culture, Recreation, and Tourism to consider **HB 1661** at 10 a.m. or upon final adjournment or recess or bill referral, if permission is granted, Monday, April 19 in E2.036.

The motion prevailed.

### BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Metcalf in the chair)

### RECESS

Representative Schaefer moved that the house recess until 9 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 6:44 p.m., recessed until 9 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 4636** (By E. Morales), Relating to the creation of the Val Verde County Groundwater Conservation District; providing authority to issue bonds; providing authority to impose fees, surcharges, and taxes.

To Natural Resources.

**HB 4637** (By C. Bell), Relating to the authority for road projects of the Blaketree Municipal Utility District No. 1 of Montgomery County; affecting the authority to issue bonds.

To Land and Resource Management.

**HB 4638** (By Bucy), Relating to the creation of the City of Leander Municipal Management District No. 1; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

To Urban Affairs.

**HR 646** (By Jetton), Expressing support for the protection of religious liberty and urging local and state law enforcement authorities to work to prevent and report anti-religious hate crimes.

To State Affairs.

**SB 56** to Criminal Jurisprudence.

**SB 198** to Homeland Security and Public Safety.

**SB 199** to Public Health.

**SB 203** to Public Education.

**SB 211** to Environmental Regulation.

**SB 220** to State Affairs.

**SB 271** to Human Services.

**SB 289** to Public Education.

**SB 367** to Energy Resources.

**SB 387** to Natural Resources.

**SB 481** to Public Education.

**SB 484** to Judiciary and Civil Jurisprudence.

**SB 511** to Juvenile Justice and Family Issues.

**SB 598** to Elections.

**SB 600** to Natural Resources.

**SB 798** to Juvenile Justice and Family Issues.

**SB 800** to State Affairs.

**SB 967** to Public Health.

**SB 1112** to Elections.

**SB 1114** to Elections.

**SB 1202** to State Affairs.

**SB 1234** to Elections.

**SB 1308** to Transportation.

**MESSAGES FROM THE SENATE**

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

**Message No. 1**

## MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Thursday, April 15, 2021

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 2** Hancock

Relating to the governance of the Public Utility Commission of Texas, the Office of Public Utility Counsel, and an independent organization certified to manage a power region.

**SB 15** Nichols

Relating to the Texas Consumer Privacy Act Phase I; creating criminal offenses; increasing the punishment for an existing criminal offense.

**SB 20** Campbell

Relating to carrying and storing a handgun or handgun ammunition by a hotel guest.

**SB 21** Huffman

Relating to rules for fixing the amount of bail, to the release of certain defendants on a bail bond or personal bond, to related duties of certain officers taking bail bonds and of a magistrate in a criminal case, to charitable bail organizations, and to the reporting of information pertaining to bail bonds.

**SB 239** Powell

Relating to the provision of educational materials regarding disease prevention during a disaster.

**SB 347** Paxton

Relating to the inclusion of local school health advisory councils as governmental bodies for purposes of the open meetings law and the public information law.

**SB 646** Schwertner

Relating to county approval of certain proposed purchases or conversions of properties to house homeless individuals.

**SB 725** Schwertner

Relating to the qualification of land for appraisal for ad valorem tax purposes as agricultural land and the liability for the additional tax imposed on such land if the use of the land changes as a result of a condemnation.

**SB 760** Springer

Relating to the removal of solar power facilities.

**SB 793** Campbell

Relating to a ribbon for certain service members of the military who served in support of operations to secure this state's international border.

**SB 959** Zaffirini

Relating to student success-based funding recommendations for certain continuing workforce education courses offered by public junior colleges.

**SB 1160** Taylor

Relating to the creation of the Gulf Coast Protection District; providing authority to issue bonds; providing authority to impose fees; providing authority to impose a tax; granting the power of eminent domain.

**SB 1278** Hancock

Relating to the responsibility for ancillary services costs incurred for the operation of intermittent generation resources.

**SB 1340** Buckingham

Relating to voter qualification and registration.

**SB 1387** Creighton

Relating to a requirement that a voting system used in an election in this state be manufactured, stored, and held in the United States by a company headquartered in the United States.

**SB 1448** Taylor

Relating to the powers and duties of the windstorm insurance legislative oversight board and to certain studies by the board relating to the Texas Windstorm Insurance Association and the Fair Access to Insurance Requirements Plan.

**SB 1529** Huffman

Relating to the creation of the Texas Court of Appeals to hear certain cases; authorizing fees.

**SB 1650** Perry

Relating to middle mile broadband service provided by an electric utility.

**SB 2062** Menéndez

Relating to the establishment of the Motor Fuel Metering and Quality Advisory Board.

Respectfully,

Patsy Spaw

Secretary of the Senate

**Message No. 2**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Thursday, April 15, 2021 - 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 10** Bettencourt  
Relating to the use by a county or municipality of public money for lobbying activities.

**SB 19** Schwertner  
Relating to prohibited contracts with companies that discriminate against the firearm or ammunition industries.

**SB 29** Perry  
Relating to requiring public school students to compete in interscholastic athletic competitions based on biological sex.

**SB 659** Buckingham  
Relating to disannexation of certain areas that do not receive full municipal services.

Respectfully,  
Patsy Spaw  
Secretary of the Senate

**Message No. 3**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Thursday, April 15, 2021 - 3

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 13** Birdwell

Relating to state contracts with and investments in certain companies that boycott energy companies.

**SB 18** Creighton

Relating to authority of the governor and certain political subdivisions to regulate firearms, ammunition, knives, air guns, explosives, and combustibles and certain associated businesses during certain disasters and emergencies.

**SB 28** Bettencourt

Relating to the approval of open-enrollment charter schools and the applicability of certain state and local laws to open-enrollment charter schools.

**SB 518** Kolkhorst

Relating to the use of certain data collected by the Texas Workforce Commission to determine general prevailing wage rates for certain public work contracts.

**SB 550** Springer

Relating to the manner of carrying a handgun by a person who holds a license under Subchapter H, Chapter 411, Government Code.

**SB 1253** Hall

Relating to the issuance and renewal of licenses to carry a handgun for purposes of reciprocity with other states.

**SB 1678** Campbell

Relating to the prohibited release by a public agency of information regarding the members, supporters, or volunteers of or donors to certain nonprofit organizations; creating a criminal offense.

**SCR 3** Paxton

Condemning China's practice of involuntary organ harvesting.

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 14**

Business and Industry - **HB 1059, HB 1635, HB 1647, HB 1752, HB 1753, HB 1826, HB 1993, HB 2110, HB 2247, HB 3115, HB 3120, HB 3131, HB 3364, HB 3506**

Criminal Jurisprudence - **HB 956, HB 2446, HB 2448, HB 2725, HB 3022, HB 4136**

Defense and Veterans' Affairs - **HB 1736, HB 1884, HB 2115**

Energy Resources - **HB 14**

Homeland Security and Public Safety - **HB 1550** (corrected), **HB 1920**

Human Services - **HB 1516**, **HB 3041**

Insurance - **HB 1110**, **HB 1693**, **HB 1763**

International Relations and Economic Development - **HB 1032**

Juvenile Justice and Family Issues - **HB 487**, **HB 890**

Natural Resources - **HB 2103**, **HB 2990**

Public Education - **HB 2287**, **HB 2954**

**ENGROSSED**

**April 14 - HB 67, HB 376, HB 544, HB 569, HB 604, HB 636, HB 789, HB 1049, HB 1322, HB 1325, HB 1410, HB 1522, HB 1540, HB 1575, HB 1585, HB 1600, HB 1728, HB 1792, HB 2225, HB 2415, HJR 25**

**SENT TO THE GOVERNOR**

**April 14 - HCR 75, HCR 80, HCR 81, HCR 82**