

# HOUSE JOURNAL

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EIGHTY-EIGHTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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FIFTIETH DAY — THURSDAY, APRIL 27, 2023

The house met at 10:41 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 586).

Present — Mr. Speaker(C); Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Absent — Lalani.

The invocation was offered by the Reverend Jakob N. Hurlimann, chaplain, as follows:

Heavenly Father, you have created the world, the universe, out of love, for us to know you and love you in kind. All of reality bears the imprint of your creative hand. Grant us this day the vision to see your presence behind all things, not simply as a reminder of your existence, but as a sign of the immensity of your love for each of us. Thank you for this opportunity once more to love you and serve you through the work of our hands. Through Christ our Lord. Amen.

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

**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).

**CAPITOL PHYSICIAN**

The chair presented Dr. Dana Sprute of Austin as the "Doctor for the Day."

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

**REGULAR ORDER OF BUSINESS SUSPENDED**

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

**COMMITTEE MEETING ANNOUNCEMENT**

At 10:48 a.m., the following committee meeting was announced:

Ways and Means, upon final recess today, Desk 41, for a formal meeting, to consider pending, referred, and committee business.

**HR 1235 - ADOPTED**

(by Clardy)

Representative Clardy moved to suspend all necessary rules to take up and consider at this time **HR 1235**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1235**, Commemorating the 75th anniversary of Panola College.

**HR 1235** was adopted.

**INTRODUCTION OF GUEST**

The chair recognized Representative Clardy who introduced Greg Powell, president of Panola College.

**HR 628 - INTRODUCTION OF GUESTS**

The chair recognized Representative J.E. Johnson who introduced representatives of the Dallas Wings organization.

(Hernandez in the chair)

**HR 1305 - ADOPTED**

(by Anchía)

Representative Anchía moved to suspend all necessary rules to take up and consider at this time **HR 1305**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1305**, Commending Sergeant Robert Rangel of the Methodist Health System Police Department in Dallas for his heroic actions in confronting an armed assailant.

**HR 1305** was adopted.

**HR 1209 - ADOPTED  
(by Bonnen)**

Representative Bonnen moved to suspend all necessary rules to take up and consider at this time **HR 1209**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1209**, Recognizing Faithful Friends Animal-Assisted Therapy Ministry.

**HR 1209** was adopted.

**HR 1306 - ADOPTED  
(by Zwiener)**

Representative Zwiener moved to suspend all necessary rules to take up and consider at this time **HR 1306**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1306**, Congratulating Billy Streu on his receipt of the MSW Outstanding Field Award from the School of Social Work at Texas State University.

**HR 1306** was adopted.

**HR 1283 - ADOPTED  
(by Ramos)**

Representative Ramos moved to suspend all necessary rules to take up and consider at this time **HR 1283**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1283**, Commending Eleanor Nicholson for her service as a legislative intern in the office of State Representative Ana-Maria Ramos.

**HR 1283** was adopted.

**PROVIDING FOR A LOCAL, CONSENT,  
AND RESOLUTIONS CALENDAR**

Representative C.J. Harris moved to set a local, consent, and resolutions calendar for 9 a.m. Tuesday, May 2.

The motion prevailed.

**MOTION IN WRITING  
RULES SUSPENDED  
AUTHORIZING FLOOR PRIVILEGES**

Representative Holland offered the following motion in writing:

Mr. Speaker:

I move to suspend House Rule 5, Section 11, of the House Rules to entitle necessary staff from the Sunset Advisory Commission and office of the vice-chair of the Sunset Advisory Commission to privileges of the floor of the house today during the consideration of **HB 1540**.

Holland

The motion was read and prevailed.

(Speaker in the chair)

**GENERAL STATE CALENDAR  
SENATE BILLS  
THIRD READING**

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

**SB 1333 ON THIRD READING  
(Bonnen - House Sponsor)**

**SB 1333**, A bill to be entitled An Act relating to the creation of the Texas state buildings preservation endowment fund, including the transfer to the fund of the unencumbered balances of certain other funds.

**SB 1333** was passed by (Record 587): 143 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Bryant; Gervin-Hawkins; Klick; Lalani; Lozano; Troxclair.

### STATEMENTS OF VOTE

When Record No. 587 was taken, I was in the house but away from my desk. I would have voted yes.

Bryant

When Record No. 587 was taken, my vote failed to register. I would have voted yes.

Gervin-Hawkins

When Record No. 587 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

When Record No. 587 was taken, I was in the house but away from my desk. I would have voted yes.

Troxclair

### SB 1523 ON THIRD READING

**(Anderson, Oliverson, Rogers, Stucky, Buckley, et al. - House Sponsors)**

**SB 1523**, A bill to be entitled An Act relating to the dismissal of a baseless or unfounded complaint filed with the State Board of Veterinary Medical Examiners.

**SB 1523** was passed by (Record 588): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchiá; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Dean; Lalani.

**SB 505 ON THIRD READING  
(Canales - House Sponsor)**

**SB 505**, A bill to be entitled An Act relating to imposing an additional fee for the registration of an electric vehicle.

**SB 505** was passed by (Record 589): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.E.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Johnson, J.D.; Jones, J.; Lalani; Reynolds.

**STATEMENTS OF VOTE**

When Record No. 589 was taken, I was shown voting yes. I intended to vote no.

Goodwin

When Record No. 589 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

**MAJOR STATE CALENDAR  
HOUSE BILLS  
THIRD READING**

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

**HB 1000 ON THIRD READING**  
**(by Darby)**

**HB 1000**, A bill to be entitled An Act relating to the composition of districts for the election of members of the Texas House of Representatives.

**HB 1000** was passed by (Record 590): 87 Yeas, 59 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morales, E.; Morrison; Murr; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Price; Raney; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut.

Nays — Anchia; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Flores; Gámez; Garcia; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Muñoz; Neave Criado; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wilson; Wu.

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

Absent — Lalani; Zwiener.

**STATEMENTS OF VOTE**

When Record No. 590 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 590 was taken, I was shown voting yes. I intended to vote no.

Dutton

When Record No. 590 was taken, I was shown voting yes. I intended to vote no.

E. Morales

When Record No. 590 was taken, I was shown voting yes. I intended to vote no.

Ordaz

When Record No. 590 was taken, I was in the house but away from my desk. I would have voted no.

Zwiener

### REASON FOR VOTE

Representative Neave Criado submitted the following reason for vote to be printed in the journal:

Today, the legislature seeks to further ratify the actions taken by the 87th Legislature in adopting Plan H2316 as the statewide plan for the Texas House of Representatives, and has adopted and incorporated the record from the 87th Legislature as part of its actions on **HB 1000**.

The proposed house plan systematically diminishes the ability of African Americans, Hispanics, Asians, and other minorities to have electoral power in Texas.

As was revealed by the results of the 2020 Census, communities of color accounted for approximately 95 percent of the population growth in the State of Texas. According to the most recent American Community Survey data from 2021, Latinos now comprise a majority of the state's total population. Yet, despite accounting for the largest demographic group, Latino voters actually lose representational power in Plan H2316. As the Texas Legislative Council confirmed during the committee proceedings for **HB 1000**, Latinos will now comprise a majority of the Citizen Voting Age population in two fewer districts than prior to 2021, and they will comprise a majority of the registered voter population in four fewer districts.

Alongside other legislation from the 87th and 88th Legislatures that negatively impacts ethnic minorities and makes it harder for communities of color to vote, Plan H2316 shows a pattern of minimizing the representation of people of color in this state.

The concerns that were raised during the 87th Legislature regarding Plan H2316 and have been incorporated herein to the record of **HB 1000** remain as valid today as they were then, and we, the undersigned members believe that **HB 1000** constitutes a violation of the federal Voting Rights Act and intentionally diminishes the equal opportunity of voters of color to participate in the electoral process in Texas.

Neave Criado, Turner, Anchía, Rosenthal, Garcia, E. Morales, J. González, R. Lopez, Ordaz, Herrero, Martinez Fischer, Walle, Canales, Romero, Raymond, Ramos, Martinez, Flores, Ortega, Hinojosa, Perez, Morales Shaw, Campos, Gámez, J. Jones, Muñoz, Wu, Bernal, Moody, Meza, T. King, C. Morales, and Guerra

### HB 4559 ON THIRD READING

(by Darby)

**HB 4559**, A bill to be entitled An Act relating to the application of statutes that classify political subdivisions according to population.



**HB 4559** was passed by (Record 591): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Button; Dutton; Geren; Lalani.

#### STATEMENT OF VOTE

When Record No. 591 was taken, my vote failed to register. I would have voted yes.

Button

#### HB 9 ON THIRD READING

(by Ashby, Hunter, Hernandez, Bonnen, Longoria, et al.)

**HB 9**, A bill to be entitled An Act relating to the development and funding of broadband and telecommunications services; providing for transfers of money for funding.

**HB 9** was passed by (Record 592): 140 Yeas, 8 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody;

Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Cain; Harrison; Hayes; Schaefer; Schatzline; Slaton; Tinderholt; Toth.

Present, not voting — Mr. Speaker(C).

Absent — Lalani.

### STATEMENTS OF VOTE

When Record No. 592 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 592 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 592 was taken, I was shown voting yes. I intended to vote no.

Leo-Wilson

When Record No. 592 was taken, I was shown voting yes. I intended to vote no.

Swanson

### HB 11 ON THIRD READING

(by Dutton, K. King, Harless, Buckley, J. Jones, et al.)

**HB 11**, A bill to be entitled An Act relating to the rights and certification of public school educators, including financial and other assistance provided to public schools by the Texas Education Agency related to public school educators, methods of reading instruction in public schools, certain allotments providing for compensation for certain public school teachers under the Foundation School Program, and rules adopted by the State Board for Educator Certification.

**HB 11** was passed by (Record 593): 145 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.;

Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Dorazio; Hinojosa; Morales, C.

Present, not voting — Mr. Speaker(C).

Absent — Lalani.

### STATEMENTS OF VOTE

When Record No. 593 was taken, I was shown voting no. I intended to vote yes.

Dorazio

When Record No. 593 was taken, I was shown voting yes. I intended to vote no.

Ramos

### HB 100 ON THIRD READING

(by K. King, VanDeaver, Dutton, Howard, Buckley, et al.)

**HB 100**, A bill to be entitled An Act relating to the compensation of public school educators and to the public school finance system, including enrollment-based funding for certain allotments under the Foundation School Program.

#### Amendment No. 1

Representatives Harrison and Leo-Wilson offered the following amendment to **HB 100**:

Amend **HB 100** on third reading as follows:

(1) In the recital to the SECTION of Article 1 of the bill amending Section 48.051, Education Code, strike "and (c-5)" and substitute "(c-5), and (c-6)".

(2) In the SECTION of Article 1 of the bill amending Section 48.051, Education Code, immediately following added Subsection (c-5), insert the following:

(c-6) Notwithstanding any other provision of this section, a school district is entitled to the basic allotment under Subsection (a) as amended by the 88th Legislature, Regular Session, 2023, only if more than 50 percent of the district's maintenance and operations expenditures for the preceding school year were spent on salary and benefits for full-time classroom teachers.

A record vote was requested.

Amendment No. 1 failed of adoption (not receiving the necessary two-thirds vote) by (Record 594): 87 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burrows; Button; Cain; Canales; Capriglione; Clardy; Collier; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gates; Gerdes; Geren; Goldman; González, J.; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lozano; Lujan; Manuel; Metcalf; Meyer; Morrison; Murr; Noble; Orr; Patterson; Paul; Price; Raney; Raymond; Schaefer; Schatzline; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Burns; Campos; Cole; Cortez; Davis; Flores; Gámez; Garcia; Gervin-Hawkins; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Holland; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Longoria; Lopez, R.; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Reynolds; Rogers; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Lalani; Oliverson; Schofield.

#### STATEMENTS OF VOTE

When Record No. 594 was taken, I was shown voting no. I intended to vote yes.

Burns

When Record No. 594 was taken, I was shown voting no. I intended to vote yes.

Holland

When Record No. 594 was taken, I was shown voting no. I intended to vote yes.

Morales Shaw

When Record No. 594 was taken, I was shown voting no. I intended to vote yes.

Martinez

When Record No. 594 was taken, I was shown voting no. I intended to vote yes.

Muñoz

When Record No. 594 was taken, I was in the house but away from my desk. I would have voted yes.

Oliverson

When Record No. 594 was taken, I was shown voting no. I intended to vote yes.

Rogers

When Record No. 594 was taken, I was shown voting no. I intended to vote yes.

Thierry

When Record No. 594 was taken, I was shown voting no. I intended to vote yes.

S. Thompson

**HB 100** was passed by (Record 595): 141 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Dorazio; Harrison; Hayes.

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

Absent — Bhojani; Johnson, J.D.; Lalani; Raymond.

#### STATEMENTS OF VOTE

When Record No. 595 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 595 was taken, I was shown voting no. I intended to vote yes.

Hayes

When Record No. 595 was taken, I was shown voting present, not voting. I intended to vote yes.

E. Morales

### REASON FOR VOTE

Representative Martinez Fischer submitted the following reason for vote to be printed in the journal:

We commend Representative K. King for his work on **HB 100** but we are disappointed that this bill falls far short of what is actually needed for our schools.

The legislature has an unprecedented amount of money to spend—over \$200 billion—and **HB 100** does not even raise the basic allotment to keep up with inflation. That means, in real dollars, we are reducing funding for counselors, special education, smaller class sizes, and much more.

We are voting for **HB 100** because it starts an important conversation on investing in our schools but it's certainly not and should not be the last word.

### GENERAL STATE CALENDAR HOUSE BILLS THIRD READING

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

#### **HB 1300 ON THIRD READING** (by Geren)

**HB 1300**, A bill to be entitled An Act relating to the punishment for the criminal offense of tampering with or fabricating physical evidence.

**HB 1300** was passed by (Record 596): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal;

Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Slaton.

Present, not voting — Mr. Speaker(C).

Absent — Dutton; Lalani; Rogers.

### STATEMENT OF VOTE

When Record No. 596 was taken, I was shown voting no. I intended to vote yes.

Slaton

### HB 1554 ON THIRD READING (by Raymond)

**HB 1554**, A bill to be entitled An Act relating to disclosure of a beneficiary to a funeral director under a life insurance policy.

**HB 1554** was passed by (Record 597): 129 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hayes; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bumgarner; Cain; Harrison; Hefner; Hull; Oliverson; Patterson; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent — DeAyala; Geren; Lalani; Rogers.

### STATEMENTS OF VOTE

When Record No. 597 was taken, I was in the house but away from my desk. I would have voted no.

DeAyala

When Record No. 597 was taken, I was shown voting yes. I intended to vote no.

Hayes

When Record No. 597 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 597 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 597 was taken, I was shown voting yes. I intended to vote no.

Wilson

### HB 1302 ON THIRD READING (by Geren)

**HB 1302**, A bill to be entitled An Act relating to inspections and examinations by the Railroad Commission of Texas of certain sites and facilities conducted using unmanned aircraft.

**HB 1302** was passed by (Record 598): 145 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.



Nays — Oliverson; Schofield; Slaton.

Present, not voting — Mr. Speaker(C).

Absent — Lalani.

### STATEMENTS OF VOTE

When Record No. 598 was taken, I was shown voting no. I intended to vote yes.

Oliverson

When Record No. 598 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 598 was taken, I was shown voting no. I intended to vote yes.

Schofield

### HB 1709 ON THIRD READING (by Canales)

**HB 1709**, A bill to be entitled An Act relating to a special bill of review to reform a final judgment of forfeiture of a bail bond.

**HB 1709** was passed by (Record 599): 140 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Cain; Murr; Schaefer; Slaton; Spiller.

Present, not voting — Mr. Speaker(C).

Absent — Dutton; Johnson, A.; Lalani; Ortega.

### STATEMENTS OF VOTE

When Record No. 599 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 599 was taken, I was shown voting yes. I intended to vote no.

Toth

### HB 2012 ON THIRD READING

(by Oliverson, Metcalf, Longoria, C.J. Harris, Harrison, et al.)

**HB 2012**, A bill to be entitled An Act relating to the display of the national motto in public school and institution of higher education classrooms.

**HB 2012** was passed by (Record 600): 130 Yeas, 14 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Cook; Cortez; Craddick; Cunningham; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Gervin-Hawkins; Goldman; González, M.; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.E.; Jones, J.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Raney; Raymond; Rogers; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson.

Nays — Anchía; Bucy; Collier; Davis; González, J.; Goodwin; Jones, V.; Morales, C.; Ramos; Reynolds; Romero; Rose; Wu; Zwiener.

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

Absent — Darby; Geren; Johnson, J.D.; Lalani.

### STATEMENTS OF VOTE

When Record No. 600 was taken, I was shown voting no. I intended to vote yes.

Anchía

When Record No. 600 was taken, I was shown voting yes. I intended to vote no.

Bryant

When Record No. 600 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 600 was taken, I was shown voting yes. I intended to vote no.

J. Jones

When Record No. 600 was taken, I was shown voting no. I intended to vote yes.

Romero

(Lalani now present)

### **HB 927 ON THIRD READING (by Dutton)**

**HB 927**, A bill to be entitled An Act relating to the creation of a commission to review certain laws of this state that restrict the rights or activities of persons convicted of a felony offense and to make certain recommendations regarding those laws.

**HB 927** was passed by (Record 601): 108 Yeas, 38 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Craddick; Cunningham; Darby; Davis; Dean; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Hernandez; Herrero; Hinojosa; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kuempel; Lalani; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Spiller; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bumgarner; Cain; Capriglione; Clardy; Cook; Dorazio; Gerdes; Goldman; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Kitzman; Klick; Leach; Leo-Wilson; Metcalf; Murr; Noble; Patterson; Price; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smithee; Swanson; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent — DeAyala; Gates.

### STATEMENTS OF VOTE

When Record No. 601 was taken, I was shown voting no. I intended to vote yes.

Clardy

When Record No. 601 was taken, I was shown voting yes. I intended to vote no.

Craddick

When Record No. 601 was taken, I was in the house but away from my desk. I would have voted no.

DeAyala

When Record No. 601 was taken, I was shown voting yes. I intended to vote no.

C.E. Harris

When Record No. 601 was taken, I was shown voting yes. I intended to vote no.

Landgraf

When Record No. 601 was taken, I was shown voting yes. I intended to vote no.

Meyer

When Record No. 601 was taken, I was shown voting yes. I intended to vote no.

Thimesch

### HB 906 ON THIRD READING (by Moody)

**HB 906**, A bill to be entitled An Act relating to the provision of information regarding mental health and suicide prevention services to entering students at public institutions of higher education.

**HB 906** was passed by (Record 602): 149 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchiá; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez

Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

**HB 1008 ON THIRD READING**  
**(by Turner and Garcia)**

**HB 1008**, A bill to be entitled An Act relating to suspending the employment of certain persons who provide care to individuals with an intellectual or developmental disability and who are alleged to have engaged in reportable conduct.

**HB 1008** was passed by (Record 603): 128 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchá; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Davis; Dean; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hayes; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Sherman; Shine; Smithee; Spiller; Stucky; Swanson; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bungarner; Cain; Clardy; DeAyala; Dorazio; Gates; Harrison; Hefner; Hull; Metcalf; Murr; Schaefer; Slaton; Slawson; Smith; Tepper; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent — Darby; Guerra.

**STATEMENTS OF VOTE**

When Record No. 603 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 603 was taken, I was shown voting yes. I intended to vote no.

Stucky

**HB 1158 ON THIRD READING**  
(by Darby)

**HB 1158**, A bill to be entitled An Act relating to advanced clean energy projects and certain other projects that reduce or eliminate emissions of carbon dioxide or other pollutants.

**HB 1158** was passed by (Record 604): 118 Yeas, 27 Nays, 1 Present, not voting.

Yeas — Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bonnen; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hefner; Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lozano; Lujan; Martinez; Metcalf; Meyer; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Plesa; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Stucky; Swanson; Talarico; Tepper; Thimesch; Thompson, E.; Troxclair; Turner; VanDeaver; Vasut; Vo; Wilson; Wu; Zwiener.

Nays — Allen; Bhojani; Bowers; Collier; Flores; González, J.; González, M.; Hayes; Johnson, A.; Johnson, J.D.; Lopez, R.; Manuel; Martinez Fischer; Meza; Moody; Morales, C.; Neave Criado; Perez; Ramos; Rose; Sherman; Spiller; Thierry; Thompson, S.; Tinderholt; Toth; Walle.

Present, not voting — Mr. Speaker(C).

Absent — Bumgarner; Cain; Cook; Herrero.

**STATEMENTS OF VOTE**

When Record No. 604 was taken, my vote failed to register. I would have voted yes.

Bumgarner

When Record No. 604 was taken, I was in the house but away from my desk. I would have voted yes.

Cook

When Record No. 604 was taken, I was shown voting no. I intended to vote yes.

Neave Criado

When Record No. 604 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 604 was taken, I was shown voting yes. I intended to vote no.

Wilson

### **HB 218 ON THIRD READING**

**(by Moody, Dutton, Geren, Anchía, Cain, et al.)**

**HB 218**, A bill to be entitled An Act relating to the criminal and licensing consequences of certain offenses relating to the possession of marihuana, certain tetrahydrocannabinols, certain synthetic cannabinoids, and drug paraphernalia; imposing a fee.

**HB 218** was passed by (Record 605): 87 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Button; Cain; Campos; Canales; Clardy; Cole; Collier; Cortez; Cunningham; Darby; Davis; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Harrison; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kuempel; Lalani; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Oliverson; Ordaz; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Schatzline; Sherman; Talarico; Thierry; Thompson, S.; Toth; Turner; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Bumgarner; Burns; Burrows; Capriglione; Cook; Dean; DeAyala; Dorazio; Gerdes; Goldman; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hayes; Hefner; Holland; Isaac; King, K.; Kitzman; Klick; Lambert; Landgraf; Leach; Leo-Wilson; Metcalf; Meyer; Morrison; Murr; Noble; Orr; Patterson; Paul; Price; Rogers; Schaefer; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Tinderholt; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Craddick; Schofield; Thompson, E.

### **STATEMENTS OF VOTE**

When Record No. 605 was taken, I was in the house but away from my desk. I would have voted no.

Craddick

When Record No. 605 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 605 was taken, I was shown voting no. I intended to vote yes.

Meyer

When Record No. 605 was taken, I was shown voting yes. I intended to vote no.

Schatzline

When Record No. 605 was taken, my vote failed to register. I would have voted no.

E. Thompson

### **HB 2464 ON THIRD READING** **(by Price and Smithee)**

**HB 2464**, A bill to be entitled An Act relating to optional annuity increases for certain retirees and beneficiaries of the Texas Municipal Retirement System.

**HB 2464** was passed by (Record 606): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Meyer.



**STATEMENT OF VOTE**

When Record No. 606 was taken, I was in the house but away from my desk. I would have voted yes.

Meyer

**HB 2727 ON THIRD READING**

**(by Price, S. Thompson, Oliverson, Jetton, Guerra, et al.)**

**HB 2727**, A bill to be entitled An Act relating to the provision of home telemonitoring services under Medicaid.

**HB 2727** was passed by (Record 607): 138 Yeas, 11 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Cain; Gates; Harrison; Hayes; Hefner; Schaefer; Slaton; Spiller; Tinderholt; Toth; Wilson.

Present, not voting — Mr. Speaker(C).

**STATEMENTS OF VOTE**

When Record No. 607 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 607 was taken, I was shown voting yes. I intended to vote no.

Leach

**HB 3156 ON THIRD READING****(by Leach)**

**HB 3156**, A bill to be entitled An Act relating to liability of professional firms performing construction monitoring and inspection services for the Texas Department of Transportation.

**HB 3156** was passed by (Record 608): 122 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, M.; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murr; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Vo.

Nays — Bowers; Canales; Cole; Gámez; Garcia; González, J.; Goodwin; Hernandez; Herrero; Johnson, A.; Meza; Morales Shaw; Neave Criado; Perez; Plesa; Ramos; Rosenthal; Slaton; Thierry; Turner; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Anchía; Bhojani; Johnson, J.D.

**STATEMENTS OF VOTE**

When Record No. 608 was taken, I was in the house but away from my desk. I would have voted no.

Anchía

When Record No. 608 was taken, I was in the house but away from my desk. I would have voted no.

Bhojani

When Record No. 608 was taken, I was shown voting yes. I intended to vote no.

Guerra

When Record No. 608 was taken, I was shown voting no. I intended to vote yes.

Herrero

When Record No. 608 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 608 was taken, I was shown voting yes. I intended to vote no.

V. Jones

When Record No. 608 was taken, I was shown voting no. I intended to vote yes.

Wilson

**HB 3574 ON THIRD READING**  
**(by Lambert and Ashby)**

**HB 3574**, A bill to be entitled An Act relating to the regulation of state banks.

**HB 3574** was passed by (Record 609): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Canales.

Present, not voting — Mr. Speaker(C).

Absent — Allison; Davis; Hayes; Reynolds.

**STATEMENTS OF VOTE**

When Record No. 609 was taken, I was in the house but away from my desk. I would have voted yes.

Allison

When Record No. 609 was taken, my vote failed to register. I would have voted yes.

Hayes

**HB 653 ON THIRD READING**  
**(by Allison, Spiller, and Hull)**

**HB 653**, A bill to be entitled An Act relating to guardianships of the person of wards with profound intellectual disabilities who are minors or were minors when their guardianship proceedings commenced.

**HB 653** was passed by (Record 610): 109 Yeas, 40 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchiá; Anderson; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Guerra; Guillen; Harless; Harris, C.E.; Harrison; Hefner; Herrero; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Orr; Ortega; Patterson; Paul; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rosenthal; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Toth; Troxclair; VanDeaver; Vasut; Vo; Wilson.

Nays — Ashby; Bailes; Bowers; Canales; Capriglione; Clardy; Cole; Collier; Flores; Goldman; González, J.; González, M.; Goodwin; Harris, C.J.; Hayes; Hernandez; Hinojosa; King, K.; Kitzman; Klick; Kuempel; Lalani; Meza; Moody; Morales, C.; Morales, E.; Noble; Oliverson; Ordaz; Perez; Plesa; Ramos; Rose; Schaefer; Sherman; Tinderholt; Turner; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

**STATEMENTS OF VOTE**

When Record No. 610 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 610 was taken, I was shown voting yes. I intended to vote no.

Bhojani

When Record No. 610 was taken, I was shown voting yes. I intended to vote no.

Cook

When Record No. 610 was taken, I was shown voting no. I intended to vote yes.

Goldman

When Record No. 610 was taken, I was shown voting yes. I intended to vote no.

Rosenthal

When Record No. 610 was taken, I was shown voting yes. I intended to vote no.

S. Thompson

### **HB 55 ON THIRD READING**

**(by J.E. Johnson, C. Morales, Rogers, Leach, Cook, et al.)**

**HB 55**, A bill to be entitled An Act relating to the punishment for the criminal offense of indecent assault; increasing a criminal penalty.

**HB 55** was passed by (Record 611): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bungarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Hinojosa; Isaac.

### **HB 357 ON THIRD READING**

**(by Bucy, Smith, Capriglione, and Garcia)**

**HB 357**, A bill to be entitled An Act relating to the requirements to access the online tracker of an application for a ballot to be voted by mail.

**HB 357** was passed by (Record 612): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Allen; Capriglione; Dorazio; Thompson, S.

#### STATEMENT OF VOTE

When Record No. 612 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

#### HB 2014 ON THIRD READING (by Leach)

**HB 2014**, A bill to be entitled An Act relating to reimbursement for jury service.

**HB 2014** was passed by (Record 613): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson;

Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Goldman; Manuel; Toth; Wu.

### STATEMENTS OF VOTE

When Record No. 613 was taken, I was in the house but away from my desk. I would have voted yes.

Manuel

When Record No. 613 was taken, I was in the house but away from my desk. I would have voted yes.

Toth

### HB 479 ON THIRD READING (by Hinojosa, Hayes, Kacal, and Rose)

**HB 479**, A bill to be entitled An Act relating to the period for transporting a criminal defendant who is found incompetent to stand trial to a facility for competency restoration services and to the compensation to the county for the costs of confinement occurring after that period.

**HB 479** was passed by (Record 614): 120 Yeas, 29 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hayes; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Patterson; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Spiller; Stucky; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bumgarner; Cain; Cunningham; Dorazio; Frank; Gates; Harris, C.E.; Harris, C.J.; Harrison; Hefner; Holland; Isaac; Kitzman; Noble; Paul; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

### STATEMENTS OF VOTE

When Record No. 614 was taken, I was shown voting yes. I intended to vote no.

Cook

When Record No. 614 was taken, I was shown voting yes. I intended to vote no.

DeAyala

When Record No. 614 was taken, I was shown voting no. I intended to vote yes.

C.E. Harris

When Record No. 614 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 614 was taken, I was shown voting yes. I intended to vote no.

Leo-Wilson

### HB 409 ON THIRD READING (by Collier)

**HB 409**, A bill to be entitled An Act relating to the governance and administration of the Texas Indigent Defense Commission and to certain disclosures made in relation to the provision of funding for indigent defense services.

**HB 409** was passed by (Record 615): 141 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vasut; Vo; Wilson; Wu; Zwiener.



Nays — Bumgarner; Cain; Dorazio; Tinderholt; Toth.

Present, not voting — Mr. Speaker(C).

Absent — Herrero; Slawson; Walle.

### STATEMENTS OF VOTE

When Record No. 615 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 615 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 615 was taken, my vote failed to register. I would have voted no.

Slawson

When Record No. 615 was taken, I was shown voting yes. I intended to vote no.

Wilson

### HB 1182 ON THIRD READING (by Harless)

**HB 1182**, A bill to be entitled An Act relating to judicial statistics and other pertinent information gathered by the Texas Judicial Council and certain populous counties.

**HB 1182** was passed by (Record 616): 133 Yeas, 16 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Capriglione; Cole; Collier; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Hayes; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Canales; Clardy; Cook; Harris, C.J.; Harrison; Hefner; Isaac; Patterson; Schaefer; Schatzline; Slaton; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

### STATEMENT OF VOTE

When Record No. 616 was taken, I was shown voting no. I intended to vote yes.

Clardy

### HB 1238 ON THIRD READING (by VanDeaver)

**HB 1238**, A bill to be entitled An Act relating to the school health and related services program, including parental consent for program services, the establishment of a school health and related services program advisory council, and the publication of the School Health and Related Services (SHARS) Handbook portion of the Texas Medicaid Provider Procedures Manual.

**HB 1238** was passed by (Record 617): 123 Yeas, 23 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Collier; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guillen; Hayes; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Patterson; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bumgarner; Cain; Cook; Dorazio; Gates; Harris, C.E.; Harris, C.J.; Harrison; Hefner; Hull; Klick; Noble; Paul; Schaefer; Schatzline; Slaton; Slawson; Thimesch; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Guerra; Harless; Lalani.

### STATEMENTS OF VOTE

When Record No. 617 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 617 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 617 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 617 was taken, I was shown voting yes. I intended to vote no.

Leo-Wilson

When Record No. 617 was taken, I was shown voting yes. I intended to vote no.

Swanson

### **HB 1826 ON THIRD READING (by Turner and Raney)**

**HB 1826**, A bill to be entitled An Act relating to the establishment of an organized retail theft task force.

**HB 1826** was passed by (Record 618): 143 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Isaac; Schaefer; Schatzline; Tepper; Toth.

Present, not voting — Mr. Speaker(C).

Absent — Cain.

**STATEMENTS OF VOTE**

When Record No. 618 was taken, I was shown voting yes. I intended to vote no.

Slaton

When Record No. 618 was taken, I was shown voting no. I intended to vote yes.

Tepper

When Record No. 618 was taken, I was shown voting yes. I intended to vote no.

Wilson

**HB 1950 ON THIRD READING**  
(by K. King)

**HB 1950**, A bill to be entitled An Act relating to the major events reimbursement program, including event funding eligibility, site selection organizations, and single event and single year classifications.

**HB 1950** was passed by (Record 619): 117 Yeas, 32 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; Dorazio; Dutton; Flores; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris, C.J.; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smith; Smithee; Stucky; Talarico; Thierry; Thimesch; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bonnen; Bumgarner; Cain; DeAyala; Frank; Gates; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Hull; Isaac; Klick; Leo-Wilson; Noble; Oliverson; Patterson; Schaefer; Schatzline; Shaheen; Slaton; Slawson; Spiller; Swanson; Tepper; Thompson, E.; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

**STATEMENTS OF VOTE**

When Record No. 619 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 619 was taken, I was shown voting no. I intended to vote yes.

Tepper

### **HB 1626 ON THIRD READING**

**(by Allen, A. Johnson, S. Thompson, Wu, Hull, et al.)**

**HB 1626**, A bill to be entitled An Act relating to a public school student's transition from an alternative education program to a regular educational environment, including parental rights related to that transition, and the admission of certain students with a criminal or disciplinary history.

**HB 1626** was passed by (Record 620): 95 Yeas, 53 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burrows; Button; Campos; Cole; Collier; Cook; Cortez; Cunningham; Davis; Dean; Dorazio; Dutton; Flores; Gámez; Garcia; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris, C.E.; Harrison; Hayes; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Lalani; Lambert; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Neave Criado; Ordaz; Orr; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Spiller; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bonnen; Bumgarner; Burns; Cain; Canales; Capriglione; Clardy; Craddick; Darby; DeAyala; Frank; Frazier; Gates; Gerdes; Goldman; Harless; Harris, C.J.; Hefner; Holland; Kacal; King, K.; Kitzman; Klick; Kuempel; Landgraf; Metcalf; Muñoz; Murr; Noble; Oliverson; Patterson; Paul; Price; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Stucky; Swanson; Tepper; Tinderholt; Troxclair; VanDeaver; Vasut; Wilson.

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

### **STATEMENTS OF VOTE**

When Record No. 620 was taken, I was shown voting yes. I intended to vote no.

Cook

When Record No. 620 was taken, I was shown voting yes. I intended to vote no.

Harrison

When Record No. 620 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 620 was taken, I was shown voting yes. I intended to vote no.

Lambert

When Record No. 620 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 620 was taken, I was shown voting yes. I intended to vote no.

Leo-Wilson

When Record No. 620 was taken, I was shown voting present, not voting. I intended to vote no.

Toth

### **HB 2066 ON THIRD READING** **(by Cook and Garcia)**

**HB 2066**, A bill to be entitled An Act relating to the diversion of certain foster youth from the juvenile justice system, including through emergency behavior intervention by certain persons providing foster care services.

**HB 2066** was passed by (Record 621): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Canales; Talarico.

**STATEMENT OF VOTE**

When Record No. 621 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

**HB 2300 ON THIRD READING**

(by Allen)

**HB 2300**, A bill to be entitled An Act relating to the eligibility of certain criminal defendants for an order of nondisclosure of criminal history record information.

**HB 2300** was passed by (Record 622): 75 Yeas, 74 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Burrows; Campos; Canales; Clardy; Cole; Collier; Cortez; Cunningham; Davis; Flores; Gámez; Garcia; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris, C.E.; Hernandez; Herrero; Hinojosa; Howard; Hull; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Lalani; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Patterson; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Button; Cain; Capriglione; Cook; Craddick; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Harless; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hunter; Isaac; Jetton; King, K.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leo-Wilson; Lujan; Metcalf; Meyer; Morrison; Murr; Noble; Oliverson; Orr; Paul; Price; Raney; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

**STATEMENTS OF VOTE**

When Record No. 622 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 622 was taken, I was shown voting yes. I intended to vote no.

J. Lopez

**HB 2638 ON THIRD READING****(by A. Johnson, S. Thompson, Lozano, Price, Rose, et al.)**

**HB 2638**, A bill to be entitled An Act relating to Medicaid coverage and reimbursement for multisystemic therapy services.

**HB 2638** was passed by (Record 623): 88 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Ashby; Bernal; Bhojani; Bonnen; Bowers; Bryant; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Darby; Davis; Dutton; Flores; Frazier; Gámez; Garcia; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris, C.E.; Hernandez; Herrero; Hinojosa; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kuempel; Lalani; Lambert; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thimesch; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Bailes; Bell, C.; Bell, K.; Buckley; Bumgarner; Burns; Cain; Capriglione; Cook; Craddick; Cunningham; Dean; DeAyala; Dorazio; Frank; Gates; Gerdes; Goldman; Harless; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Kitzman; Klick; Landgraf; Leo-Wilson; Metcalf; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thompson, E.; Tinderholt; Toth; Troclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Cortez; Morales Shaw.

**STATEMENTS OF VOTE**

When Record No. 623 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 623 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 623 was taken, I was shown voting yes. I intended to vote no.

Thimesch

**HB 2518 ON THIRD READING****(by K. Bell, Raymond, Guillen, and C. Bell)**

**HB 2518**, A bill to be entitled An Act relating to required lease terms for public property leased to a nongovernmental entity; creating a criminal offense.



**HB 2518** was passed by (Record 624): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bungarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Frank; Klick.

### **HB 2795 ON THIRD READING** **(by Canales and Bucy)**

**HB 2795**, A bill to be entitled An Act relating to the amendment of an existing comprehensive development agreement for a portion of State Highway 130.

**HB 2795** was passed by (Record 625): 99 Yeas, 46 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Bucy; Burns; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Craddick; Cunningham; Darby; DeAyala; Dutton; Flores; Frazier; Gámez; Garcia; Gerdes; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kitzman; Kuempel; Lalani; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Ordaz; Orr; Ortega; Perez; Plesa; Price; Ramos; Raney; Raymond; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Buckley; Bumgarner; Cain; Capriglione; Clardy; Cook; Dean; Dorazio; Frank; Gates; Geren; Harris, C.J.; Harrison; Hayes; Hefner; Hull; King, K.; Klick; Lambert; Landgraf; Murr; Noble; Oliverson; Patterson; Paul; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Spiller; Stucky; Swanson; Tepper; Thimesch; Tindholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C); Leo-Wilson.

Absent — Davis; Morales, C.; Reynolds.

#### STATEMENTS OF VOTE

When Record No. 625 was taken, I was shown voting yes. I intended to vote no.

Gerdes

When Record No. 625 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 625 was taken, I was shown voting present, not voting. I intended to vote no.

Leo-Wilson

When Record No. 625 was taken, I was shown voting yes. I intended to vote no.

Metcalf

#### HB 2774 ON THIRD READING (by E. Thompson)

**HB 2774**, A bill to be entitled An Act relating to the treatment of income tax expenses in rate proceedings for water and sewer utilities.

**HB 2774** was passed by (Record 626): 147 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers;

Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Dorazio.

Present, not voting — Mr. Speaker(C).

Absent — Campos.

### STATEMENT OF VOTE

When Record No. 626 was taken, I was shown voting no. I intended to vote yes.

Dorazio

### HB 2983 ON THIRD READING

(by Oliverson, Rose, Raymond, Manuel, Thierry, et al.)

**HB 2983**, A bill to be entitled An Act relating to a pilot project to provide medical nutrition assistance to certain Medicaid recipients in this state.

**HB 2983** was passed by (Record 627): 127 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Shaheen; Sherman; Shine; Smith; Smithee; Stucky; Swanson; Talarico; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Burns; Cain; Cook; Dorazio; Harrison; Hayes; Murr; Noble; Schaefer; Schatzline; Schofield; Slaton; Slawson; Spiller; Tepper; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Hull; Leo-Wilson; Thierry.

### STATEMENTS OF VOTE

When Record No. 627 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 627 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 627 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 627 was taken, I was shown voting yes. I intended to vote no.

Thimesch

### HB 2908 ON THIRD READING

(by Murr)

**HB 2908**, A bill to be entitled An Act relating to the authority of an appraisal district to purchase, finance the purchase of, or lease real property or construct or finance the construction of improvements to real property.

**HB 2908** was passed by (Record 628): 127 Yeas, 21 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bhojani; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Button; Campos; Clardy; Cole; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bonnen; Burrows; Cain; Canales; Capriglione; Collier; Goldman; Hayes; Hefner; Holland; Klick; Oliverson; Schaefer; Schofield; Slaton; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Bernal.

**STATEMENTS OF VOTE**

When Record No. 628 was taken, I was shown voting no. I intended to vote yes.

Capriglione

When Record No. 628 was taken, I was shown voting yes. I intended to vote no.

C.E. Harris

When Record No. 628 was taken, I was shown voting yes. I intended to vote no.

Harrison

When Record No. 628 was taken, I was shown voting yes. I intended to vote no.

Isaac

**HB 2404 ON THIRD READING**

**(by A. Johnson, S. Thompson, Lozano, Price, Rose, et al.)**

**HB 2404**, A bill to be entitled An Act relating to Medicaid coverage and reimbursement for functional family therapy services.

**HB 2404** was passed by (Record 629): 83 Yeas, 63 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Ashby; Bailes; Bernal; Bhojani; Bowers; Bryant; Bucy; Burrows; Canales; Clardy; Cole; Collier; Darby; Davis; Dutton; Flores; Frazier; Gámez; Garcia; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Leach; Longoria; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Dean; DeAyala; Dorazio; Frank; Gates; Gerdes; Gervin-Hawkins; Goldman; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Klick; Lambert; Landgraf; Leo-Wilson; Metcalf; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Campos; Cortez; Lopez, J.

### STATEMENTS OF VOTE

When Record No. 629 was taken, I was shown voting no. I intended to vote yes.

Gervin-Hawkins

When Record No. 629 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 629 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 629 was taken, I was in the house but away from my desk. I would have voted no.

J. Lopez

### HB 2195 ON THIRD READING (by Noble)

**HB 2195**, A bill to be entitled An Act relating to wrong, fictitious, altered, or obscured license plates; increasing a criminal penalty.

**HB 2195** was passed by (Record 630): 145 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchiá; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Slaton.

Present, not voting — Mr. Speaker(C).

Absent — Cain; Campos; Meza.

**STATEMENT OF VOTE**

When Record No. 630 was taken, I was in the house but away from my desk. I would have voted yes.

Cain

**HB 3651 ON THIRD READING**

(by Bailes)

**HB 3651**, A bill to be entitled An Act relating to motor fuel taxes.

**HB 3651** was passed by (Record 631): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent — Campos; Gerdes.

**HB 1446 ON THIRD READING**

(by Cortez)

**HB 1446**, A bill to be entitled An Act relating to procedures governing declared disasters for the Texas Department of Criminal Justice.

**Amendment No. 1**

Representative Toth offered the following amendment to **HB 1446**:

Amend **HB 1446** on third reading by striking added Sections 509A.002(b)(3)(B) and (C), Government Code, and relettering subsequent paragraphs of the subdivision and cross-references to those paragraphs accordingly.

Amendment No. 1 was adopted.

**HB 1446**, as amended, was passed by (Record 632): 91 Yeas, 55 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bell, C.; Bernal; Bhojani; Bowers; Bryant; Bucy; Burns; Burrows; Canales; Cole; Collier; Cortez; Cunningham; Darby; Davis; Dutton; Flores; Frank; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harrison; Hayes; Hernandez; Herrero; Hinojosa; Howard; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Kitzman; Lalani; Lambert; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murr; Neave Criado; Oliverson; Ordaz; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Schatzline; Schofield; Sherman; Shine; Swanson; Talarico; Thierry; Thompson, S.; Toth; Turner; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, K.; Bonnen; Buckley; Bumgarner; Button; Capriglione; Clardy; Cook; Craddick; Dean; DeAyala; Dorazio; Frazier; Gates; Goldman; Harless; Harris, C.E.; Harris, C.J.; Hefner; Holland; Hull; Hunter; Kacal; King, K.; Klick; Kuempel; Landgraf; Leach; Leo-Wilson; Metcalf; Morrison; Noble; Orr; Patterson; Paul; Price; Rogers; Schaefer; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Tepper; Thimesch; Thompson, E.; Tinderholt; Troxclair; VanDeaver; Vasut; Wilson.

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

Absent — Cain; Campos.

#### STATEMENTS OF VOTE

When Record No. 632 was taken, I was shown voting yes. I intended to vote no.

Harrison

When Record No. 632 was taken, I was shown voting present, not voting. I intended to vote no.

Isaac

When Record No. 632 was taken, I was shown voting yes. I intended to vote no.

Schatzline

#### HB 1905 ON THIRD READING (by Talarico)

**HB 1905**, A bill to be entitled An Act relating to allowing school districts to make available certain school safety training courses to employees of certain private schools, child-care facilities, or organizations providing out-of-school-time care.

**HB 1905** was passed by (Record 633): 115 Yeas, 32 Nays, 1 Present, not voting.



Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Ordaz; Orr; Ortega; Patterson; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Shaheen; Sherman; Shine; Talarico; Tepper; Thierry; Thimesch; Thompson, S.; Turner; Vo; Walle; Wu.

Nays — Bumgarner; Cain; Dean; Dorazio; Goldman; Harris, C.J.; Hefner; Klick; Landgraf; Leo-Wilson; Murr; Noble; Oliverson; Paul; Price; Rogers; Schaefer; Schatzline; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Schofield; Zwiener.

#### STATEMENTS OF VOTE

When Record No. 633 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 633 was taken, I was shown voting yes. I intended to vote no.

C.E. Harris

When Record No. 633 was taken, I was shown voting yes. I intended to vote no.

Harrison

When Record No. 633 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 633 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 633 was taken, I was in the house but away from my desk. I would have voted yes.

Zwiener

**HB 238 ON THIRD READING****(by Bernal, Romero, et al.)**

**HB 238**, A bill to be entitled An Act relating to the regulation of migrant labor housing facilities; changing the amount of a civil penalty.

**HB 238** was passed by (Record 634): 102 Yeas, 47 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Ashby; Bailes; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Clardy; Cole; Collier; Cortez; Cunningham; Davis; Dean; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hayes; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Manuel; Martínez; Martínez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Ordaz; Orr; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Schaefer; Sherman; Shine; Stucky; Talarico; Tepper; Thierry; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Bell, C.; Bonnen; Bumgarner; Capriglione; Cook; Craddick; Darby; DeAyala; Dorazio; Gerdes; Goldman; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hefner; Holland; Isaac; Jetton; Klick; Kuempel; Leo-Wilson; Metcalf; Noble; Oliverson; Patterson; Paul; Price; Raney; Rogers; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

**STATEMENTS OF VOTE**

When Record No. 634 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 634 was taken, I was shown voting no. I intended to vote yes.

Holland

When Record No. 634 was taken, I was shown voting yes. I intended to vote no.

Leach

**HB 484 ON THIRD READING****(by Meza, Moody, Reynolds, Cain, et al.)**

**HB 484**, A bill to be entitled An Act relating to suicide prevention in municipal jails.

**HB 484** was passed by (Record 635): 89 Yeas, 57 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bernal; Bhojani; Bowers; Bryant; Bucy; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Craddick; Cunningham; Davis; Dutton; Flores; Frank; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Kitzman; Lalani; Lambert; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Ordaz; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Shine; Stucky; Talarico; Tepper; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Capriglione; Cook; Darby; Dean; DeAyala; Dorazio; Frazier; Gates; Goldman; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Isaac; Kacal; King, K.; Klick; Kuempel; Landgraf; Leach; Leo-Wilson; Metcalf; Murr; Noble; Oliverson; Orr; Patterson; Paul; Rogers; Schaefer; Schatzline; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Cain; Ortega; Schofield.

### STATEMENT OF VOTE

When Record No. 635 was taken, I was shown voting yes. I intended to vote no.

Lambert

### HB 4256 ON THIRD READING (by Murr)

**HB 4256**, A bill to be entitled An Act relating to the establishment of a grant program to plug leaking water wells in certain counties; making an appropriation.

**HB 4256** was passed by (Record 636): 131 Yeas, 17 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez

Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Cook; Dean; Dorazio; Gates; Harrison; Klick; Noble; Schaefer; Schatzline; Slaton; Slawson; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Campos.

### STATEMENTS OF VOTE

When Record No. 636 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 636 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 636 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 636 was taken, I was shown voting yes. I intended to vote no.

Swanson

### HB 2481 ON THIRD READING

(by Garcia, Allison, Morales Shaw, Bowers, and Price)

**HB 2481**, A bill to be entitled An Act relating to a counseling and crisis management program for relative or other designated caregivers and children in the managing conservatorship of the Department of Family and Protective Services.

**HB 2481** was passed by (Record 637): 112 Yeas, 36 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Klick; Kuempel; Lalani; Lambert; Landgraf;

Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Stucky; Swanson; Talarico; Thierry; Thimesch; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bonnen; Cain; Cook; Dean; Gates; Goldman; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Isaac; Kitzman; Leo-Wilson; Metcalf; Murr; Noble; Patterson; Paul; Rogers; Schaefer; Schatzline; Shaheen; Slaton; Slawson; Smith; Spiller; Tepper; Thompson, E.; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent — Schofield.

### STATEMENTS OF VOTE

When Record No. 637 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 637 was taken, I was shown voting yes. I intended to vote no.

Swanson

### HB 3756 ON THIRD READING

(by Flores, Bumgarner, Plesa, Leach, Anderson, et al.)

**HB 3756**, A bill to be entitled An Act relating to civil liability for removing certain individuals or animals from a motor vehicle.

**HB 3756** was passed by (Record 638): 91 Yeas, 57 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Anderson; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Bumgarner; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Davis; Dutton; Flores; Frazier; Gámez; Garcia; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Lalani; Lambert; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Orr; Ortega; Patterson; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Shaheen; Sherman; Shine; Stucky; Talarico; Tepper; Thierry; Thompson, S.; Turner; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Allison; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Burns; Burrows; Cain; Capriglione; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Frank; Gerdes; Geren; Goldman; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Isaac; Jetton; King, K.; Kitzman; Klick;

Kuempel; Landgraf; Leo-Wilson; Murr; Noble; Oliverson; Paul; Price; Rogers; Schaefer; Schatzline; Schofield; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver.

Present, not voting — Mr. Speaker(C).

Absent — Morrison.

### STATEMENTS OF VOTE

When Record No. 638 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 638 was taken, I was shown voting yes. I intended to vote no.

Shine

When Record No. 638 was taken, I was shown voting yes. I intended to vote no.

Wilson

### HB 3803 ON THIRD READING (by Cunningham)

**HB 3803**, A bill to be entitled An Act relating to allowing parents and guardians to elect for a student to repeat or retake a course or grade.

**HB 3803** was passed by (Record 639): 146 Yeas, 2 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bungarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Metcalf; Troxclair.

Present, not voting — Mr. Speaker(C).

Absent — Ortega.

### STATEMENT OF VOTE

When Record No. 639 was taken, I was shown voting no. I intended to vote yes.

Troxclair

### HB 5052 ON THIRD READING (by Gerdes)

**HB 5052**, A bill to be entitled An Act relating to the criteria considered by groundwater conservation districts before granting or denying a permit.

**HB 5052** was passed by (Record 640): 141 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Cain; Isaac; Murr.

Present, not voting — Mr. Speaker(C).

Absent — Burns; Hayes; Jones, J.; Plesa; Slawson.

### STATEMENTS OF VOTE

When Record No. 640 was taken, I was in the house but away from my desk. I would have voted no.

Burns

When Record No. 640 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

When Record No. 640 was taken, my vote failed to register. I would have voted no.

Slawson

### **HB 4777 ON THIRD READING**

**(by Plesa, Lozano, Dutton, A. Johnson, Allison, et al.)**

**HB 4777**, A bill to be entitled An Act relating to the model training curriculum for school district peace officers and school resource officers.

**HB 4777** was passed by (Record 641): 90 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bernal; Bhojani; Bowers; Bryant; Bucy; Bumgarner; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Cunningham; Davis; Dutton; Flores; Frazier; Gámez; García; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris, C.E.; Hernandez; Herrero; Hinojosa; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Lalani; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Cain; Capriglione; Clardy; Cook; Craddick; Darby; Dean; DeAyala; Dorazio; Frank; Gates; Gerdes; Goldman; Harless; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Kitman; Klick; Kuempel; Lambert; Landgraf; Leo-Wilson; Metcalf; Murr; Noble; Patterson; Paul; Price; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

### **STATEMENTS OF VOTE**

When Record No. 641 was taken, I was shown voting no. I intended to vote yes.

Harless

When Record No. 641 was taken, I was shown voting yes. I intended to vote no.

C.E. Harris

When Record No. 641 was taken, I was shown voting yes. I intended to vote no.

Leach



**POSTPONED BUSINESS**

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

**SB 60 ON SECOND READING  
(K. King and Cook - House Sponsors)**

**SB 60**, A bill to be entitled An Act relating to operating agreements between holders of a distiller's and rectifier's permit and certain alcoholic beverage permit holders.

**SB 60** was considered in lieu of **CSHB 3656**.

**SB 60** was read second time and was passed to third reading.

**CSHB 3656 - LAID ON THE TABLE SUBJECT TO CALL**

Representative K. King moved to lay **CSHB 3656** on the table subject to call.

The motion prevailed.

**SB 1047 ON SECOND READING  
(Tepper - House Sponsor)**

**SB 1047**, A bill to be entitled An Act relating to funding and activities of the Texas Produced Water Consortium.

**SB 1047** was considered in lieu of **HB 2757**.

**SB 1047** was read second time and was passed to third reading.

**HB 2757 - LAID ON THE TABLE SUBJECT TO CALL**

Representative Tepper moved to lay **HB 2757** on the table subject to call.

The motion prevailed.

**LEAVE OF ABSENCE GRANTED**

The following member was granted leave of absence temporarily for today because of important business:

Gervin-Hawkins on motion of Allen.

**SB 1375 ON SECOND READING  
(K. King, Cook, and Bernal - House Sponsors)**

**SB 1375**, A bill to be entitled An Act relating to the sampling or tasting of distilled spirits by the manufacturer to a consumer at a temporary event.

**SB 1375** was considered in lieu of **HB 3171**.

**SB 1375** was read second time and was passed to third reading.

**HB 3171 - LAID ON THE TABLE SUBJECT TO CALL**

Representative K. King moved to lay **HB 3171** on the table subject to call.

The motion prevailed.

**HB 3607 ON SECOND READING**  
(by Cole)

**HB 3607**, A bill to be entitled An Act relating to the processing of United States passport applications by a district court clerk; authorizing fees.

**HB 3607** was read second time on April 20, postponed until April 24, and was again postponed until 10 a.m. today.

Representative Cole moved to postpone consideration of **HB 3607** until 10 a.m. Monday, May 1.

The motion prevailed.

**SB 926 ON SECOND READING**  
(Thimesch - House Sponsor)

**SB 926**, A bill to be entitled An Act relating to certain temporary sales by a mixed beverage permit holder.

**SB 926** was considered in lieu of **HB 1542**.

**SB 926** was read second time and was passed to third reading.

**HB 1542 - LAID ON THE TABLE SUBJECT TO CALL**

Representative Thimesch moved to lay **HB 1542** on the table subject to call.

The motion prevailed.

**MAJOR STATE CALENDAR**  
**HOUSE BILLS**  
**SECOND READING**

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

**HB 1540 ON SECOND READING**  
(by Holland, Clardy, Canales, Goldman, and K. Bell)

**HB 1540**, A bill to be entitled An Act relating to the San Jacinto River Authority, following recommendations of the Sunset Advisory Commission; specifying grounds for the removal of a member of the board of directors.

**Amendment No. 1**

Representatives Metcalf, Shaheen, Cole, Talarico, Patterson, Bonnen, VanDeaver, Buckley, Hefner, Cain, Toth, Meyer, Vasut, Goldman, Slawson, Schaefer, K. King, Wilson, Hunter, Cook, Burrows, Anchia, Bucy, Frank, Hinojosa, DeAyala, Manuel, C.J. Harris, Hernandez, Smith, Bumgarner, and Harrison offered the following amendment to **HB 1540**:

Amend **HB 1540** as follows:

(1) On page 8, between lines 1 and 2, insert the following appropriately numbered SECTION:

SECTION \_\_\_\_\_. Not later than the 30th day after the effective date of this Act, the board of directors of the San Jacinto River Authority shall appoint the general manager of the authority. The board of directors may not appoint or

reappoint an individual as general manager if the individual was appointed or employed by the authority as general manager during the six months preceding the effective date of this Act.

(2) Renumber any subsequent SECTIONS accordingly.

#### **AMENDMENT NO. 1 - REMARKS**

REPRESENTATIVE METCALF: This is an amendment that will require the board of directors of the San Jacinto River Authority to appoint a general manager no later than 30 days to the effective date of this act. They may not appoint a general manager who was appointed or employed by SJRA during the six months preceding the effective date of this act.

#### **Amendment No. 1 - Point of Order**

Representative T. King raised a point of order against further consideration of Amendment No. 1 under Rule 11, Section 2, of the House Rules on the grounds that the amendment is not germane.

(C.J. Harris in the chair)

The point of order was withdrawn.

#### **AMENDMENT NO. 1 - REMARKS**

METCALF: I understand we like to keep some of these bills like this on the floor clean. Many of you have probably never even heard of the San Jacinto River authority before this very moment. Members, let me be very clear. This is not like the PUC, the Water Development Board, TCEQ, or any other huge state government agency that taxpayers across this great state pay into. River authorities do not receive appropriations from the State of Texas. This river authority is largely funded in large part by my constituents, and I ask for your support in this important amendment for my district.

This is an entity that affects my constituents more so than any other agency that we legislate matters on. This amendment address a local matter and I hope you will stick with me on this amendment, as we always support and respect fellow members on local bills. This is a local entity. This is in my very own backyard. Montgomery County San Jacinto River Authority has forced the Groundwater Reduction Program to build a surface water treatment plant on Lake Conroe, where I live. They're forcing entities in Montgomery County to pay fees for this very plan. There are roughly over 80 entities in this GRP plan and only seven receive water from the San Jacinto River Authority. Members, that makes 73 entities in Montgomery County paying fees to this river authority and not one of them receives a single drop of water. Members, put yourselves in my constituents' boots. Put your constituents in my constituents' position. I can assure that you would be offering the same very amendment that I am today. I am passionately advocating for my constituents. My family settled into Montgomery County in 1846. I am a sixth-generation resident of Montgomery County. I put my heart, I put my soul, and everything I have into representing my beloved community. This is exactly what I'm trying to do here today for the betterment of my community that I am so very honored to represent.

Last I checked, this body is meant for each and every one of us to represent our individual districts, and that is what I am here doing here today. Just because five members serve on Sunset doesn't mean the 145 rest of us get silenced on this floor. There is precedent in this body to do this very same thing. We did this last session with the Racing Commission. It was a debacle. We did this on this house floor, the government appointed a new board, and it is doing great things. Members, I respectfully ask that you vote with me on this amendment for my constituents.

A record vote was requested.

Amendment No. 1 was adopted by (Record 642): 112 Yeas, 19 Nays, 3 Present, not voting.

Yeas — Allison; Anchía; Bell, C.; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Cole; Cook; Cortez; Craddick; Darby; Davis; DeAyala; Dorazio; Flores; Frank; Frazier; Gámez; Gates; Gerdes; Geren; Goldman; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Howard; Hull; Isaac; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; Klick; Lalani; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lozano; Lujan; Martínez; Martínez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Raney; Raymond; Reynolds; Rosenthal; Schaefer; Schofield; Shaheen; Sherman; Slaton; Slawson; Smith; Smithee; Spiller; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Walle; Wilson; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, K.; Campos; Clardy; Cunningham; Dutton; Garcia; Holland; King, T.; Kitzman; Kuempel; Lambert; Ordaz; Ramos; Rogers; Rose; Stucky.

Present, not voting — Mr. Speaker; Collier; Harris, C.J.(C).

Absent, Excused — Gervin-Hawkins.

Absent — Allen; Bernal; Canales; Dean; González, J.; Hunter; Jetton; Lopez, R.; Manuel; Neave Criado; Romero; Schatzline; Shine; Vo; Wu.

#### STATEMENTS OF VOTE

When Record No. 642 was taken, I was in the house but away from my desk. I would have voted yes.

Allen

When Record No. 642 was taken, I was shown voting no. I intended to vote yes.

Anderson

When Record No. 642 was taken, I was shown voting no. I intended to vote yes.

Ashby

When Record No. 642 was taken, I was in the house but away from my desk. I would have voted yes.

Bernal

When Record No. 642 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 642 was taken, I was temporarily out of the house chamber. I would have voted no.

Dean

When Record No. 642 was taken, I was in the house but away from my desk. I would have voted yes.

Hunter

When Record No. 642 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 642 was taken, I was shown voting no. I intended to vote yes.

Kuempel

When Record No. 642 was taken, I was shown voting no. I intended to vote yes.

Lambert

When Record No. 642 was taken, I was in the house but away from my desk. I would have voted yes.

Manuel

When Record No. 642 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

When Record No. 642 was taken, I was temporarily out of the house chamber. I would have voted no.

Shine

When Record No. 642 was taken, I was shown voting no. I intended to vote yes.

Stucky

When Record No. 642 was taken, I was in the house but away from my desk. I would have voted yes.

Vo

**HB 1540**, as amended, was passed to engrossment.

**CSHB 6 ON SECOND READING**

(by Goldman, Thimesch, Harless, Cook, Lujan, et al.)

**CSHB 6**, A bill to be entitled An Act relating to the designation of poisoning with a controlled substance included in Penalty Group 1-B for purposes of the death certificate and to the criminal penalties for certain controlled substance offenses; creating criminal offenses; increasing a criminal penalty.

**Amendment No. 1**

Representative Moody offered the following amendment to **CSHB 6**:

Amend **CSHB 6** (house committee report) on page 1, line 16, by striking "or" and substituting "and".

(Speaker in the chair)

Amendment No. 1 was adopted.

A record vote was requested.

**CSHB 6**, as amended, was passed to engrossment by (Record 643): 121 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Collier; Cook; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Goldman; González, M.; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Holland; Hull; Hunter; Isaac; Jetton; Johnson, A.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, E.; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Wilson.

Nays — Allen; Bowers; Bryant; Bucy; Cole; González, J.; Goodwin; Hinojosa; Howard; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Manuel; Morales, C.; Ortega; Plesa; Ramos; Rosenthal; Talarico; Thierry; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins.

Absent — Cortez; Morales Shaw; Thompson, S.

### STATEMENTS OF VOTE

When Record No. 643 was taken, I was shown voting no. I intended to vote yes.

Bowers

When Record No. 643 was taken, I was shown voting yes. I intended to vote no.

Flores

When Record No. 643 was taken, I was shown voting yes. I intended to vote no.

Meza

When Record No. 643 was taken, my vote failed to register. I would have voted present, not voting.

Morales Shaw

When Record No. 643 was taken, I was shown voting yes. I intended to vote no.

Neave Criado

When Record No. 643 was taken, I was shown voting yes. I intended to vote no.

Romero

When Record No. 643 was taken, I was shown voting no. I intended to vote yes.

Thierry

### CSHB 17 ON SECOND READING

(by Cook, Moody, Leach, Metcalf, Burrows, et al.)

**CSHB 17**, A bill to be entitled An Act relating to official misconduct by and removal of prosecuting attorneys.

### CSHB 17 - REMARKS

REPRESENTATIVE J.E. JOHNSON: This bill is fairly broad and I just want to ask some definition questions so that we can have it for the record under this bill. The word "policy" has a fairly broad definition and isn't instructively and directly expressed in any manner. Can you please kind of define that a little bit better and what your intent is for that provision?

REPRESENTATIVE COOK: You need a definition of policy?

J.E. JOHNSON: How are you defining that with respect to the application of your bill?

COOK: I think that it's the plain meaning of the word "policy." I think we all know what policy means.

J.E. JOHNSON: Well, not necessarily. So what if a prosecutor joins with another elected official exercising free speech, let's say, supporting or opposing abortion, for example. Does that constitute an instructive or directive that would be categorically applied under your bill?

COOK: I think that in the judicial system, we want our judges to have an open mind and not prejudge a case. In my opinion, prosecutors who are part of the judicial branch should have that same responsibility. For a prosecutor to make that type of statement, yes, that would be prejudging a case prior to reviewing it on a case-by-case basis.

J.E. JOHNSON: Is it your position then under this context that a prosecutor has no independent right of free speech? When they exercise their own opinions about a policy of a political nature?

COOK: That is not a part of this bill.

J.E. JOHNSON: Under that example I gave you, that would be because obviously abortion, for example, is a very contested topic in this country. It's a very political topic; it's a very partisan topic. If a prosecutor were to attend an anti-abortion rally or complain about the laws passed by this body, are you saying that would be grounds for their removal under this bill?

COOK: Yes.

J.E. JOHNSON: I think that's very concerning when we start crossing the lines, sir. So you basically are saying that once you become a prosecutor in the State of Texas, you are thereby giving up your rights for free speech. Constitutionally protected. Just because you're a prosecutor is that the new standard that we're going to hold these elected officials to?

COOK: Like I said, I'll give you an example of judges prejudging prior to hearing the facts of a case. And I would equate this, the intent of this bill to be largely in the same manner.

REPRESENTATIVE DUTTON: I'm trying to understand this, but let me start with this: Who pays, which county pays for it? The county where the elected official is? Or if it's moved to an adjacent county or somewhere else, does that county pay for it or does a county where the elected official resides have to pay for it?

COOK: I'm not sure. What are you referring to?

DUTTON: The prosecution of it. For example, I understand that the person in the county has to be the one to initiate this.

COOK: Someone living in the county.

DUTTON: Yes.

COOK: That's correct.



DUTTON: And they have to initiate it and, of course, they have to be in the county for at least six months. But when they initiate it, they have to go to the administrative judge and that judge then decides where the case is going to be tried? Or is it going to be tried in the same jurisdiction as the prosecuting attorney?

COOK: Chairman Dutton, so under this bill there's a specific provision dealing with this. Once the petition is filed, the petition is referred to the local presiding judge. You're an attorney as well, and you know that when—I would equate this to an example of a motion to recuse. Anytime there's a recusal motion it goes to the local administrative, or presiding, judge and then that judge makes a referral as far as what judge will hear the recusal and the new case. In preparing **CSHB 17**, we largely followed the same policy.

DUTTON: Now, just so that I'm clear, the trial of this matter is going to be held in the same jurisdiction in which the prosecutor resides that the charges were made against. Right?

COOK: Yes, sir, that is correct. So the presiding judge will appoint the judge, but it would be held in the county where the petition is filed. The same voters that elected the judge would be the potential jurors.

DUTTON: That's what I've worried about. Well, let me ask you another question. It says it has to be a policy of categorically refusing. And I was trying to understand—first of all, the policy, does it have to be a written policy?

COOK: No.

DUTTON: So that means it can be a practice that if long enough, that it becomes a policy?

COOK: Policy is defined, so I would refer you to page 2, line 4. It says, "Policy means an instruction or directive expressed in any matter."

DUTTON: And, again, I guess my question has to do—does that have to be writing or can a practice dictate that?

COOK: Well, I think that's two different questions. I already answered the first question, which is no, it does not have to be in writing.

DUTTON: So I'm just trying to be sure that if the policy doesn't have to be written, a policy can be established by the practice of that attorney—a prosecuting attorney. Correct?

COOK: I would leave that up to a trier of fact in defining what policy is. Policy means an instruction or directive expressed in any matter. That's why we defined it. For legislative intent purposes, we specifically defined the word "policy."

DUTTON: Right. And so I think you answered the question that that policy doesn't have to be written. Correct?

COOK: Correct.

DUTTON: Well, how else would you establish a policy?

COOK: Well, if you're a district attorney and you go out and you start grandstanding and telling the world that you're not going to prosecute a certain class of crimes that are currently existing, then that would be a way where you would be categorically—and you would not be using prosecutorial discretion, because you would not be judging each case on a case-by-case basis. Instead, you would be categorically refusing to do your duty of enforcing the laws of Texas.

DUTTON: And so that, again, would get back to my first question. A practice of not prosecuting certain cases would become a policy of that DA? That could be considered a policy?

COOK: Well, again, I think we're kind of going back and forth to the same issue. But I think that the word "policy" is defined. The statements that you're referring to, whether they're oral or written, would be evidence that would be heard and considered within the trial of the removal.

DUTTON: And I hate to be redundant, but I'm trying to get an understanding so I can explain to my DA. So if the DA doesn't have a written policy about certain cases, does that absolve them of any kind of complaints regarding this?

COOK: If he does not have a written policy?

DUTTON: Yes.

COOK: No, that's what—I've just answered that question.

DUTTON: Okay. And that's what I'm trying to get at, though. So the policy can be established by some unwritten—and if that's unwritten I'm trying to figure out if it's just the practice of that DA not to prosecute certain cases, when does that become a policy? Or can it become a policy?

COOK: I think what you're asking me is how the policy is developed. Is that correct?

DUTTON: If it's not written.

COOK: So the example I just gave a few minutes ago would be if a district attorney or county attorney goes out into public and makes public statements. Those would be evidence of statements that could be formulated into a policy, which is defined by the bill.

DUTTON: Okay. Then that establishes a practice. But if a DA just didn't prosecute the cases, but didn't go out and grandstand or talk about them, could that constitute a policy?

COOK: Well, like I said, the word "policy" is defined in the bill.

DUTTON: Right.

COOK: There are four exceptions. If you want to talk about any of the four exceptions, I'm happy to talk about those. I think that's the way to answer the question.

DUTTON: Okay. I still don't understand it, but maybe I'm just tired and sleepy today. Well, let me ask this way: If the DA talks about not prosecuting certain cases after that case, for example, had been presented to a grand jury, would that constitute a policy? Could that constitute a policy?

COOK: Well, I would think that if a DA goes and talks about something that was in a grand jury he probably would have a different ethical—

DUTTON: No, after the grand jury. They talked about how they didn't like the case at all, or they didn't think there was enough evidence, or they didn't think anything about it. But they're talking about the case in so far as not prosecuting it. Would that become—could that become a policy?

COOK: Not in my opinion.

DUTTON: Okay. So the policy could not be established through grand jury proceedings on a particular matter?

COOK: My understanding of grand jury proceedings are they are not recorded and they are secretive proceedings.

DUTTON: Right. But what I'm saying is that suppose the prosecuting attorney takes certain cases to the grand jury, but has the same outcome. Would that be enough to establish a policy?

COOK: No. Chairman, I think that you and I both know that no case is the same. So if a DA is doing his or her job, and adjudicating each case on a case-by-case basis, then they're not going to have a problem. That's called prosecutorial discretion.

DUTTON: And that's what I'm getting at. If a prosecutor exercises prosecutorial discretion, could that ever form the basis for a policy?

COOK: Well, so I think it depends on what action is taken. So, again, the statements that would be made would be evidence that would be considered in a trial. As far as the exceptions that we've set forth here are exceptions that were brought to us by district attorneys, county attorneys, and they are specific prohibitions within the policy as defined in the bill.

DUTTON: Let me ask about specific instances, then. One of the issues in this state, and perhaps around this nation, has been related to police shootings of Black guys, of unarmed Black people. And for a DA who chooses never to prosecute those cases, could that fall under this?

COOK: Well, I think that's a terrible example, first of all. So your question is if a DA went out and categorically refused to prosecute cases where Black—

DUTTON: —where Black, unarmed defendants have been shot by the police and prosecutors choose not to do anything about it, would that fall under this?

COOK: It could.

DUTTON: Okay, thank you.

REPRESENTATIVE A. JOHNSON: Thank you very much for working with Chairman Moody, and I know you're also working with Representative Bowers. I did want to clarify a couple of pieces of the language in here and how that may compare to some of the things that are in practice.

As you know, when we talk about prosecutorial discretion, that is derived from the Code of Criminal Procedure, Chapter 2, General Duties of Officers, under Article 2.01. For the duties of a district attorney, towards the end it says, "it shall be the primary duty of all prosecuting attorneys, including any special prosecutors, not to convict, but to see that justice is done." Is there anything about your bill that would contradict or supersede those obligations to a DA under 2.01?

COOK: Not in my opinion.

A. JOHNSON: And so, Article 2.01 and that overriding concern for prosecutors to make a decision on a case-by-case basis is still the law of the land in Texas and nothing about **CSHB 17** supersedes it?

COOK: That's correct.

A. JOHNSON: Thank you so much. When we talk about the issue of a policy—and I could hear a little bit but the speaker back here is bad—I heard Chairman Dutton talking to you about policy and as it's defined on page 2, lines 4 through 5, it says, "means an instruction or directive expressed in any manner." On that "any manner," hypothetically, if somebody is at an event and constituents, or members, are talking about certain offenses—first-time offenders of juvenile crimes or anything else—if a DA expresses and says, "We have a policy and a plan that we like to give first-time juvenile offenders a deferred prosecution," or, "We're not focused on those. We're really focused on violent criminals or murderers and rapists." Would those discussions, as far as priorities of the office, in any way violate this provision?

COOK: I think you would look to the exceptions. I think that paragraph three—excuse me, on page 1, line 23, I think would probably be the exception, depending on exactly what was said. I think with where you were going with the question, I think that this exception would be set forth in the third exception.

A. JOHNSON: So there is nothing about this bill that would keep a DA's office from having some kind of planned policy, with regard to their community, that allows people who commit crimes under the laws of the State of Texas to accept some form of responsibility or conditions that may not include a conviction, but does have some accountability? That's, again, up to the DA's discretion. Is that right?

COOK: Yes, ma'am.

REPRESENTATIVE CANALES: A prosecuting attorney—a complaint under your bill is filed, who pays to defend that prosecutor? Does the county pay? Does the prosecutor pay out of pocket? The DA? Who pays for that?

COOK: There's nothing in this bill that speaks to that, but I would think that it would be decided at the county level.

CANALES: Okay, and if the county refuses to defend the DA—which is a possibility under your bill, correct?

COOK: Yes, sir.

CANALES: The prosecutor himself would have to legally defend himself. Arguably, they say a person, or a man, or a woman, who defends themselves as their own attorney is a fool for a client. And so, arguably, he would want a legal defense. What happens if the prosecutor prevails against a claim? Should the person who brought the claim falsely or on false pretenses pay for that prosecutor's lawyer's fees?

COOK: There's nothing in the bill to address that, Chairman.

CANALES: I've got an amendment that says, "The prosecuting attorney who prevails in a proceeding under your bill would be entitled to their reasonable attorney's fees." Would you be amenable to—if somebody brought a claim against a prosecutor and failed and the prosecutor had to pay their own lawyer's fees—that the person who brought the false claim would be responsible for those lawyer's fees?

COOK: I'm happy to look at it.

CANALES: Okay. Now, let me give you another scenario that I think is problematic. This body last session created a crime for criminal trespass, and it was directed at people who were undocumented. I don't have a problem with it. But just recently—and I'm looking at the article now—in Brownsville, it says 2,000 migrants crossed the border. Theoretically, every single one of those people could be charged in state court with the law that we passed last session. What happens to a prosecutor when he doesn't have the financial means because this body created a law, but we haven't given him the tools—meaning the money—to prosecute? So, for instance, if all 2,000 of those immigrants were charged with the law that we passed, and he can't do it because he doesn't have the bandwidth, doesn't have the prosecutors, doesn't have the money—would your bill remove him from office?

COOK: As far as the cost of it, it would be—is it a Class C or a Class B misdemeanor?

CANALES: Well, any crime—

COOK: No, it makes a difference. Obviously, a Class C misdemeanor—

CANALES: Well, I'll tell you why I'm concerned with your bill. We've got other bills that have been filed this session that elevate that offense—enhance the same offense that I'm discussing with you—to a third degree felony. And so what I'm saying is, is that the border where I'm from—I come from a unique geographic area—we've got people that this body has created crimes that it may be financially impossible for a prosecutor to prosecute them. My question is, what if—that's the basis of the question. If there is an instance—and that's one way it could happen—that it is financially impossible for a prosecutor to prosecute a mass wave of crimes, would your bill remove him from office?

COOK: I do not believe that's a policy as defined by the bill.

CANALES: So I've got a bill that says if it is a financial impossibility to prosecute a crime—that it's a defense to your bill—would you be amenable to that floor amendment?

COOK: Happy to look at it, Chairman.

### REMARKS ORDERED PRINTED

Representative A. Johnson moved to print remarks between Representative Cook and Representatives J.E. Johnson, Dutton, A. Johnson, and Canales on **CSHB 17**.

The motion prevailed.

#### Amendment No. 1

Representative Moody offered the following amendment to **CSHB 17**:

Amend **CSHB 17** (house committee report) as follows:

(1) On page 1, line 24, between "cases" and the underlined semicolon, insert "when not otherwise prohibited by state law".

(2) On page 4, line 18, between "taken" and "by", insert "or public statement made".

Amendment No. 1 was adopted.

#### Amendment No. 2

Representative Moody offered the following amendment to **CSHB 17**:

Amend **CSHB 17** (house committee report) on page 2, line 5, by striking "matter" and substituting "manner".

Amendment No. 2 was adopted.

#### Amendment No. 3

Representative Bowers offered the following amendment to **CSHB 17**:

Amend **CSHB 17** (house committee report) on page 4, line 12, by striking "indicating" and substituting "that".

Amendment No. 3 was adopted.

#### Amendment No. 4

Representative Ramos offered the following amendment to **CSHB 17**:

Amend **CSHB 17** (house committee report) as follows:

(1) On page 3, lines 20 and 21, strike "Subsection (g)" and substitute "Subsections (g) and (h)".

(2) On page 4, line 11, strike "In" and substitute "Except as provided by Subsection (h), in".

(3) On page 4, between lines 16 and 17, insert the following subsection:

(h) In a proceeding to remove a prosecuting attorney from office, a prosecuting attorney's public statement made during and for the purposes of the attorney's campaign for the office may not be used as evidence that the attorney has adopted or enforced or intends to adopt or enforce a policy described by Section 87.011(3)(B).

A record vote was requested.

Amendment No. 4 failed of adoption by (Record 644): 59 Yeas, 88 Nays, 1 Present, not voting.

Yeas — Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Dutton; Flores; Gámez; García; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Moody; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins.

Absent — Johnson, J.D.

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

Representative Canales offered the following amendment to **CSHB 17**:

Amend **CSHB 17** (house committee report) on page 4, between lines 16 and 17, by inserting the following appropriately lettered subsection:

( ) A prosecuting attorney who prevails in a proceeding under this section is entitled to reasonable attorneys fees and costs that the prosecuting attorney personally expended in the proceeding.

Amendment No. 5 was adopted.

#### **Amendment No. 6**

Representative Canales offered the following amendment to **CSHB 17**:

Amend **CSHB 17** (house committee report) as follows:

(1) On page 1, line 24, strike "or".

(2) On page 2, line 3, strike the period and substitute the following:

; or

(v) in response to or intending to address the limited resources of the prosecuting attorney.

A record vote was requested.

Amendment No. 6 failed of adoption by (Record 645): 62 Yeas, 84 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Dutton; Flores; Gámez; Garcia; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Lalani; Longoria; Lopez, J.; Lopez, R.; Lozano; Manuel; Martinez; Martinez Fischer; Meza; Morales, C.; Morales, E.; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Bowers; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lujan; Metcalf; Meyer; Moody; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins.

Absent — Johnson, J.D.; Morales Shaw.

### STATEMENT OF VOTE

When Record No. 645 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

A record vote was requested.

**CSHB 17**, as amended, was passed to engrossment by (Record 646): 92 Yeas, 55 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bhojani; Bonnen; Bowers; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Johnson, A.; Kacal; King, K.; King, T.; Kitzman; Klick;



Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Moody; Morales, E.; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Nays — Allen; Anchía; Bernal; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Flores; Gámez; Garcia; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Morales, C.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins.

Absent — Thierry.

### STATEMENT OF VOTE

When Record No. 646 was taken, my vote failed to register. I would have voted no.

Thierry

### COMMITTEE MEETING ANNOUNCEMENT

At 1:47 p.m., the following committee meeting was announced:

County Affairs, upon final recess today, Desk 37, for a formal meeting, to consider pending, referred, and committee business.

### HB 1243 ON SECOND READING

(by Hefner, Spiller, Murr, Leach, Goldman, et al.)

**HB 1243**, A bill to be entitled An Act relating to the penalty for the offense of illegal voting; increasing a criminal penalty.

(C.J. Harris in the chair)

### HB 1243 - REMARKS

REPRESENTATIVE HEFNER: Members, **HB 1243** makes an important adjustment to our election laws by returning the criminal penalty for illegal voting to a second degree felony. This offense was classified as a felony for over 40 years prior to 2021. For nearly half a century, the criminal offense of illegal voting was a felony, codified from crimes specific punishment range to felony category in 1975. **HB 1243** simply returns this offense to a second degree felony with attempted illegal voting classified as a state jail felony. I hope that we can all agree that elections are some of the most significant events in our country and that they must be secure. We have made tremendous strides toward election

integrity in recent years, but we must ensure that Texans are confident the legitimate votes they cast will be counted and are not canceled out by someone who has knowingly, or intentionally, cast an illegal ballot.

REPRESENTATIVE BUCY: Representative, you just said we're going to raise the penalty. Can you tell us what the goal of this bill is, specifically what your goal in doing this is?

HEFNER: Yes, the goal is to ensure that our elections are honest, secure, and fair and to, hopefully, create a deterrent from those who would intentionally cast illegal votes to corrupt our system.

BUCY: Sure, so honest and fair. The criminal penalty for illegal voting was lowered by a Class A misdemeanor in **SB 1** last session, during one of the special sessions, which this house passed only 20 months ago. Why should we increase the penalty for an offense less than two years after we lowered it? Just two years ago this body, in a bipartisan nature—twenty months ago this body voted to lower this penalty—something you're undoing—by republicans with bipartisan support. We voted to lower this penalty. Why, 20 months later, should we be raising this penalty again?

HEFNER: Representative Bucy, the bill was a large bill, it was an omnibus bill. There were a lot of amendments that were filed and voted up and voted down. And I just think that this was one of those changes that happened, and I think it needs to be put back to where it was. This is simply putting it back to where it was for the previous almost half-century. And this is something that we do regularly. We pass bills and sometimes we come back and make tweaks. I think our elections are that important that we send a strong message that we keep them secure and fair.

BUCY: I agree that we have to make tweaks from session to session, but let's talk about where the current law is. A Class A misdemeanor is punishable by up to one year in jail and a fine of up to \$4,000. Both jail time and a fine—so it could be both of those things right now with the standard that we set as a body 20 months ago. Are you aware of any evidence that the existing criminal penalty is not deterring this like it should over the last 20 months? Have we seen an increase of any kind in the last 20 months in illegal voting?

HEFNER: I'm not advised on those specific numbers. I know that we—it's pretty common to have a lag in data, not to mention the slowdown we had—and almost a stop—in our courts due to the COVID pandemic, and so I do not have those numbers.

BUCY: Although when we lowered this we were coming out of the pandemic levels and the election before was the one that was really affected as opposed to what we've had lately. So seeing no evidence brought forward in committee of an increase, it would seem to me that the current penalty is getting the job done. So it's hard to understand why when we're coming back to tweak—let me ask you this. The attorney general's office already has an election audit unit that is tasked with looking for election-related crimes. Are you aware of that?

HEFNER: Yes.

BUCY: And are you aware that during the period from January 2020 through September 2022, records obtained by *ProPublica* show that the office opened at least 390 cases looking into potential election crimes. So they looked at 390 cases—accusations—okay? But in that time they only found five election-related convictions. Five out of that entire two-year span. Is it not reasonable to look at that number and say that the status quo is already working as a deterrent and increasing penalties—which our body already voted against doing just 20 months ago—would be unnecessary?

HEFNER: Well, I'm not up on all the numbers. I don't have all of those in front of me, but I would say we need to make sure that we're sending a strong message. That's what this bill simply does, it just simply strengthens that back up.

REPRESENTATIVE COLE: When we have these conversations, the people who are often put on the news for illegal voting are Black and brown individuals. That's often where the fear comes in. Whenever there's a case of fraud or vote harvesting, it's always directed at Black or brown persons and communities. At least 72 percent of the attorney general's Election Integrity Unit's prosecutions, between 2015 and 2021, appear to have been targeted toward Black and Latinx individuals. At least 45 percent of all Election Integrity Unit prosecutions appear to have been brought against Black women and Latinx women. How do you explain this disparate impact?

HEFNER: This bill doesn't speak to that. This bill doesn't see color, it doesn't see race, it doesn't see gender. We just want to make sure that our elections are fair and secure and that we can rely on them to be accurate and that's simply what it does.

COLE: At least 64.5 percent of the Election Integrity Unit prosecutions appear to have been against Latinx individuals. Latinx individuals make up 32.1 percent of the Texas population. How do you plan to ensure that **HB 1243** does not come down with harder penalties against Latinx Texans?

HEFNER: I think, Ms. Cole, if you read the bill, it's just a straightforward bill. There's no reference to any race, color, creed, religion, gender or anything like that. We want to be even across all parts of life and ensure that our elections are secure for all Americans, no matter what color or race they might be.

REPRESENTATIVE SPILLER: For the folks that think that voter fraud—election fraud—is not occurring, are you aware of the fact that, as of June of 2021, there were 534 cases at the attorney general's office successfully prosecuted?

HEFNER: Yes, sir. I've seen those numbers.

SPILLER: And at that time, June of 2021, that there were 510 pending cases?

HEFNER: I've seen some writings on that, yes.

SPILLER: Also at that time, there were 386 active investigations being conducted by the attorney general's office related to illegal voting?

HEFNER: Yes, I've seen reports to that effect. And we need to ask ourselves—we talk about widespread or whatever—how much is okay? I would say zero. And I think that should always be our goal, zero fraud.

### **Amendment No. 1**

Representative Bucy offered the following amendment to **HB 1243**:

Amend **HB 1243** (house committee report) on page 1, line 4, by striking the enacting clause.

### **AMENDMENT NO. 1 - REMARKS**

REPRESENTATIVE BUCY: What this amendment does, is it guts the bill. It strikes the enacting clause.

Debates about the rights to vote have dominated conversations in this body for my entire time in the Texas Legislature. Before I was elected to the house, I served as a county party chair. In this role, I put on the 2016 presidential primary election and runoff for one of Texas's largest counties, working closely with our election officials and poll workers throughout the electoral cycle and in every cycle since. Between that work, the three terms I've served on the Elections Committee, and my service on the Constitutional Rights and Remedies Committee, I've been given a unique perspective and a front-row seat to election policy in the State of Texas.

We talk a lot about the lack of faith in the electoral process, distrust in the outcome of elections, and people being fed up with their government. But what we don't talk about is the reason for that. It isn't because of illegal voting or so-called voter fraud. And it isn't because the results of our elections are in question because, guess what, they aren't. It's because even though the Texas secretary of state has repeatedly assured us our elections in this state are smooth, secure, and a success—something that we can be proud of—we come down here, session after session, and pass laws that make it harder to participate and harder to have a say in our collective future. By legislating in this way, we're pandering to partisan extremism. If winning at all costs matters more than deliberation and thoughtful policymaking, it's the hallmark of the broken D.C. swamp. We here in Texas are better than that and our constituents deserve better than that. Our words and actions, as leaders of our community and leaders in this state, can take us down one of two paths. We can work together to build up faith and confidence in our elections or we can decimate it. Unfortunately, many of the things we have done in this building have sent us down the wrong path. We have allowed this false narrative to fester and take root. At what point do we say "no more" and that "enough is enough"? Sometimes leading means telling our friends they're wrong and standing up for the truth, especially when it's tough. Leading is doing right and risking the consequences.

A little under two years ago, after three marathon hearings lasting over 60 hours in total, after long days and nights spent debating the merits, and the floor debate that considered over 85 amendments collectively on the floor of this

house, this body passed **SB 1**. And in that bill, via Amendment No. 50, Record Vote No. 49, this body voted on a bipartisan basis—almost every single one of you—to lower the offense for the penalty of illegal voting from a second degree felony, the same penalty for attempted murder, to a Class A misdemeanor. But what has changed in those 20 months? We have had numerous elections in Texas, constitutional amendments, primaries, general elections for cities and school boards, special elections, and most recently, the gubernatorial election in which every member present on this floor was duly elected by their constituents.

Members, we were all just elected. There's nothing in question there. Where are the criminal charges and court dockets full of persons accused of voter fraud or illegal voting? Where are the convictions? Where are the sworn affidavits, which unlike rumor mill and social media, are subject to perjury? They don't exist. There is simply no tangible metric behind this proposal. As such, there is no need to reverse course on the decisions this body agreed upon. The truth is, the last time we provided a comprehensive snapshot in the legislature by the attorney general, he told us—we were told by that office that they obtained 16 convictions for voter fraud and that was over a five-year period. Members, here are the stats: sixteen out of 40 million votes cast in that same time, 16 versus 40.

So whether it's voter suppression, spreading misinformation, or causing intimidation and chilling effects on voters across Texas, we must do better. We in the Texas House are the backstop of democracy. The 150 people in this room will decide whether we have the courage to act despite our fears or succumb to them. What path do we want to go down, members? We cannot let partisan primary politics come before doing what is right. We must exercise every caution against undermining the freedom to vote and stacking the deck against everyday Texans who, regardless of what they look like, where they live, or how much money they make, just want to exercise their right to self-governance freely, safely, and equally.

Members, at the end of the day, voting is the foundation of our democracy. It is a sacred right, one that upholds all others. Everything that we cherish and hold dear is enabled by our access to the ballot box and our ability to make our voices heard from city hall to the halls of congress, from the state house and to the White House. So I'm asking you to vote for my amendment. Let's kill this bill right here and now and let's not pass any other legislation that makes it harder or more intimidating to vote.

REPRESENTATIVE HEFNER: Members, this amendment simply guts the bill and defeats the whole purpose, so y'all stick with me in opposing this amendment, please.

BUCY: Members, enough is enough. There is no evidence to justify changing this penalty. You all voted. If you were here last session, you're a republican, you voted to lower this penalty. And today, with no evidence and no justification, other than there's conspiracy theories out there, you're being asked to vote to increase it. Don't give in to those conspiracy theories. Let's work together to do right by the people of Texas. Vote for my amendment.

A record vote was requested.

Amendment No. 1 failed of adoption by (Record 647): 62 Yeas, 84 Nays, 2 Present, not voting.

Yeas — Allen; Anchiá; Bernal; Bhojani; Bowers; Bryant; Bucy; Canales; Cole; Collier; Cortez; Davis; Dutton; Flores; Gámez; Garcia; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Lalani; Leo-Wilson; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Raymond; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Gervin-Hawkins.

Absent — Campos.

### STATEMENT OF VOTE

When Record No. 647 was taken, I was shown voting yes. I intended to vote no.

Leo-Wilson

### Amendment No. 2

Representative Manuel offered the following amendment to **HB 1243**:

Amend **HB 1243** (house committee report) as follows:

(1) On page 1, lines 7 and 8, strike "felony of the second degree unless the person is convicted of an attempt" and substitute "Class A misdemeanor unless the person has previously been convicted of the same offense under this section".

(2) On page 1, line 9, strike "Class A misdemeanor".

### AMENDMENT NO. 2 - REMARKS

REPRESENTATIVE MANUEL: This amendment changes the penalty for illegal voting. This bill currently has the penalty for the offense of illegal voting as a second-degree felony and the penalty for an attempt of illegal voting as a state jail felony. My amendment would reduce the penalty for illegal voting to a Class A misdemeanor, unless it is shown during the trial that the defendant had previously been convicted, in which case it would be a state jail felony.

REPRESENTATIVE TURNER: I want to make sure the body understands clearly what your amendment does. Your amendment would lower the penalty in the bill, but also provide an escalation if someone is a repeat offender under this provision, is that right?

MANUEL: Yes, exactly. I think that it's important to make sure that we're not putting too harsh crimes on people, but also protecting the voting laws and making sure that we're protecting elections.

TURNER: Absolutely. Are you concerned now, without your amendment, the penalties in this bill could create a chilling effect that could intimidate voters and keep them away from the polls?

MANUEL: Absolutely. I think that if we are having laws that are too harsh—and we already have disenfranchised communities that feel threatened—this will just further deter people. I think this is a way to continue keeping our elections with integrity, but also letting people know that it is safe to vote and that if there are mistakes that happen they're not going to be harshly punished for mistakes that could have happened, unless you have a bad actor that is continuously trying to continue to do something like this.

TURNER: Right. Tell us why you want to lower this penalty. Why is a second degree felony, in your view, too harsh of a penalty for somebody found guilty of illegal voting?

MANUEL: With a second degree felony, you could face up to 20 years imprisonment. That is equivalent to aggravated assault, theft up to \$200,000 or more, intoxicated manslaughter and other charges, such as indecency with a child. I think we're taking an unnecessary leap too far by making this immediately this severe of a punishment

TURNER: Do you agree that without your amendment, this bill could just lead to more confusion for voters across the State of Texas?

MANUEL: Absolutely. I think that this is a solution for something that is not happening. I think that this is completely putting Texans in harms way.

TURNER: You have a good amendment. Thank you, sir.

REPRESENTATIVE MARTINEZ FISCHER: Are you a member of the Elections Committee?

MANUEL: Yes, I am.

MARTINEZ FISCHER: So I'm looking at the HRO and I'm just trying to understand. I know Representative Hefner said, correctly, that we come here every two years and we sometimes tweak things. What really strikes me is we just changed this law in a special session and really probably hadn't even had a lot of evidence or data to support why we'd want to change it again. What's the compelling testimony in committee that is justifying this proposal?

MANUEL: Personally, a lot of the compelling testimony were people who were saying that they had heard—what I would call hearsay—of crimes that were happening that no one has been able to bring proof of in any judicial court. That has been something that's alarming to me.

MARTINEZ FISCHER: Was there any major arrest or did something occur in the last election that all of a sudden there was an overwhelming outcry from a community that misdemeanors aren't severe enough? That we need to go back to the old law? I'm just trying to understand it.

MANUEL: No, there were not any. Again, it was a lot of hearsay. It was what could happen, what someone said they heard happen, which again, of course, you being an attorney would know that's not even something that you could even prosecute someone in a court of law with.

MARTINEZ FISCHER: I don't see, in the HRO analysis, any prosecutorial authorities that testified even on the bill. There clearly had to be some evidence of something if we're talking about taking a classification of a crime from one year in the county jail and a \$4,000 fine to up to 20 years in a state prison. For a lot of people, to get that kind of time in the criminal justice system there's an awful lot of evidence. What's the evidence here?

MANUEL: Again, the evidence was—I think it's about 350 to almost 400 cases of people who were indicted. But the total was about five people that were convicted of these crimes that apparently are so prevalent that some people are saying that they're changing elections. Even the attorney general's office doesn't have any proof that they've changed any elections, and there wasn't any evidence that was brought forward with that as well.

MARTINEZ FISCHER: I guess when I think about some of these election crimes that sometimes involve falsifying signatures on documents, or using some sort of fraud or deception, I see those penalties currently could be felonies under current law. Why isn't that sufficient if there's something really going on here? That there's a conspiracy or some overwhelming—I mean, are prosecutors limited to just charging under this current misdemeanor or do the other laws in our Criminal Code apply to elections as well?

MANUEL: That is one of the questions that I asked. Is this some kind of conspiracy? Because again, from the people who testified who said there was a problem, they said that they have turned this over to their local prosecutor's office, to the attorney general's office, to the FBI since 2018. And yet, there have still not been—out of state, local and federal agencies—there is not any evidence or any cases that have been brought forward to show why we need to increase this penalty at such a severity to Texans.

MARTINEZ FISCHER: Did any members on that committee—as Representative Bucy pointed out and also as Representative Hefner has acknowledged, this passed in a special session—did anybody on the committee say, "I made a mistake when I voted for this in the special session" or "I was wrong when I voted for it in the special session"? What I'm very familiar with is the law of unintended consequences. We do something here, and we don't realize when we



do that we cause this reaction somewhere else and we come back and fix an unintended consequence. But when we change a felony to a misdemeanor, we are intending to lower the penalty. I just want somebody to own it. If someone said, "Well, I made a mistake and I tricked the house into voting for this" well, I'd like to hear that. Did you hear that in your committee?

MANUEL: No, we did not hear that at all.

MARTINEZ FISCHER: And did the author of the amendment in the special session, did he or she—I don't even know who it is—did he or she say, "I did this in error. I've learned from my mistakes. I'm wrong"?

MANUEL: No. There was not any additional members, or anyone before, who said that there was an issue that we needed to raise this because something had happened so egregious that we needed to enhance this penalty.

MARTINEZ FISCHER: I'm just looking at the witnesses and the witness list for this bill is pretty short for a bill of this consequence. But I don't see law enforcement, or attorneys, or folks that are going to be charged with the responsibility to carry out this law if it's passed. Am I missing anything? Did prosecutors come to you and say, "We need this"?

MANUEL: Again, we did not have any of those people come to testify. It was people who said that they felt, or that they had heard of something, and they felt that this needed to be done. This was the stance behind why they were for the bill, but it was not anyone in any form of authority—police, prosecutors, or former prosecutors who came and spoke for this bill.

MARTINEZ FISCHER: And I guess the state executive who has some of the responsibility for some of these issues—I don't see the attorney general's office on here. Not even as a resource witness. Did they come talk to you?

MANUEL: They were not present at the committee.

REPRESENTATIVE HEFNER: This completely reverses the intent of the bill, so I ask you to vote no.

REPRESENTATIVE J.D. JOHNSON: Representative Hefner, in respect to the amendment, it just simply—can you tell me what the amendment says?

HEFNER: Current law is a Class A Misdemeanor. We are taking it to a second degree felony and this amendment is just taking it right back to a Class A, what it is currently.

J.D. JOHNSON: What is the legal age to be registered to vote in Texas?

HEFNER: Eighteen.

J.D. JOHNSON: And so, potentially, do you believe that an 18-year-old could make a mistake because they got registered at school, they got registered here, they went to college, they didn't really know where to vote? Then this 18-year-old makes a mistake, that one mistake and you're telling me—I'm asking, are you saying that 18-year-old deserves to then have a felony charge

placed on them for exercising their constitutional right to vote, but simply made a mistake? Do you think that's fair to that 18-year-old, that they now have a felony on their books for the rest of their lives, simply because a mistake was made?

HEFNER: Under this bill, Representative Johnson, in that circumstance they would not be prosecuted. It has to be committed knowingly or intentionally.

J.D. JOHNSON: How do we make that determination?

HEFNER: I guess we would gather evidence and facts in each individual case. I'm not a prosecutor, but there's lots of processes in place.

J.D. JOHNSON: There's lots of processes in place, but if a person says, "I made a mistake," without having any evidence to show that they have records—there's policies, maybe a Facebook page, maybe there's some diary that they have—how do you make the determination that somebody willfully intended to break the law and cast an erroneous ballot?

HEFNER: This doesn't change any current case law, this simply changes the penalty. So whatever is in place now stays, this simply just raises the penalty.

J.D. JOHNSON: Again, that's my question. If we are saying that nothing changes, but you're saying that it's okay that this 18-year-old, 19-year-old, 20-year-old student simply makes a mistake. You're saying, "Oh, we don't care, we're just going to put this felony on you."

HEFNER: I did not say that.

J.D. JOHNSON: That's what the bill—because the amendment that Representative Manuel just offered was simply saying that without any evidence the first time would be a Class A. Now, if it happens again of course, you go back to a felony. But again, this first time has to be demonstrated that somebody literally made a mistake. If you're saying every law that is broken needs to be punished, I agree with you. But again, if this 18-year-old made a mistake—because there have been multiple cases where people have been told that they could vote, only to find out later that they could not vote. That was bad information that they were given. If Representative Manuel's amendment simply says the first time out they make a mistake, it's a misdemeanor. If they do it again, the felony certainly can stand. That's my understanding of the amendment.

HEFNER: My answer is the same one as before. We are not changing any current case law, we are simply increasing the penalty.

J.D. JOHNSON: So an 18-year-old makes a mistake, you don't care. You're going to put them in the same category as a rapist and a murderer.

HEFNER: Under current case law it would have to be intentional and knowingly.

J.D. JOHNSON: It has to be proven to be intentional.

HEFNER: Yes, that's my understanding.

J.D. JOHNSON: And you don't understand what that intention is? I continue to ask, how do we make the distinction between what is intentional and what is a mistake? Because Representative Manuel's amendment simply says if someone

intentionally did it, we are going to make sure we are monitoring you. That's why I think there is always a progression of violations. If a person violates the law the first time out, because they did not have a proper conviction—in this body we always look at peoples' prior convictions, we always say, "What did they do before?" Any prosecutor is going to look, "Did you do this before?" And if you did it before then we are going to elevate your punishment. In this case, again, it's a vote that someone erroneously made, but you are taking them all the way up to prosecuting them as if they just murdered someone or raped someone when, again, it was a mistake. So I understand when you continue to say, "We haven't changed the law," but again if a person makes a mistake the first time—if we know they are willfully intending to break the law then we are going to punish them. And if they do it again then we are going to bring the full force of the court down on them so that they will be punished to the full extent. But I'm asking again for the first time out—offering Representative Manuel's amendment just simply says for the first time out we don't want to punish someone so severely for making a mistake. That's all the amendment says.

HEFNER: Well, again, it says it has to be knowingly or intentionally, not just making a mistake. I think our elections are important enough that we send a strong message and have strong penalties for illegal voting.

J.D. JOHNSON: One of the things that I've said over and over again as we pass laws in this body—because, again, I think Representative Manuel's amendment is a very good one because I think it's fair and looks at laws across the board—but I will always say that laws apply to everyone. I think they're only applicable to some. When you say that, "I'm not changing the law, I just simply want to bring the full force of the law down on a person who makes a mistake without having really any due process," it's really who we're going to point this at. Who are we going to create the law for?

HEFNER: Who said anything about doing away with due process? We are going to state again, it's not just for making a simple clerical mistake, it has to be knowingly or intentionally. Our whole system of due process remains in place. We are not undoing any due process.

J.D. JOHNSON: I'm asking you as the author of the bill, what is "knowingly" and "intentional"?

HEFNER: I'm not a prosecutor, that is all in the law, it has to be proven. A case has to be built with the individual facts of each case. It is going to be different in each case, I imagine.

J.D. JOHNSON: Can you give me an example of what is intentional?

HEFNER: Look, that's not up to me. That is up to the prosecutors and the people bringing the case. All we are doing here—

J.D. JOHNSON: I respectfully disagree. If you are going to pass a law that is going to bring the full force of the criminal justice system down on their head for a simple vote and you don't understand what you are saying—because what you are saying, "if it's intentional"—I'm simply asking for an example of what intentionality is.

HEFNER: The intention is to ensure that our elections are honest and secure. Representative Johnson, if you will look back at the record vote on this amendment in 2021, you will find that you, along with several other members, voted not to lower the penalty to a Class A.

J.D. JOHNSON: Fantastic. Now I'm coming back and saying, "I made a mistake, so we are going to change it." To go back in the past and tell me what I did in the past is the exact point that I am making right now. That things can be changed. What I did then was a mistake, so should I be kicked out of the house because I made that mistake? That's what you're saying. The mistake was made. So giving people an opportunity to fix a mistake is what I am certainly asking you to do.

HEFNER: What you are trying to say is that we are going to lock someone up for making a mistake and that is not true.

J.D. JOHNSON: It's what the amendment is asking you to do. Allow someone to correct, as opposed to simply prosecuting them to the full extent of the law just simply because there was a mistake made. So thank you for the "a-ha" moment, the "gotcha" moment, but that is not what my intent is. My intent is simply to ask you a simple question—I wish you would talk to me. Talk to me, here. I'm not asking Representative Murr, I'm talking to you.

HEFNER: Knowingly and intentionally is defined in the Election Code. We are not going to prosecute people for making a mistake.

J.D. JOHNSON: I think that's very disrespectful, I can't have a conversation with you. You're not understanding anything I'm saying. It's a simple amendment. We don't prosecute people for making a mistake.

HEFNER: And I'm opposed to the amendment, Representative Johnson. I'll say it over and over: I'm opposed to it. We can talk about this all day, fine with me.

J.D. JOHNSON: But you can't tell me what your bill does—you don't even know what your bill does or what intentionality is.

HEFNER: It increases the penalty for illegal voting.

J.D. JOHNSON: Intentionality of breaking the law is my question.

HEFNER: That is defined in the PenMANUEL: I have a great respect for Representative Hefner. I appreciate him talking with me and answering my questions that I've had in committee and outside of committee. All this amendment is asking you is to please make sure that we are not putting people in harms way. People do make mistakes. Sometimes, it has been proven, that we cannot prove when someone has intentionally done something. This amendment is not trying to make people who choose to do illegal voting and give them a pass. I am not a person who is for that. I am just simply asking, with this

amendment, to let us think about the fact that this body has done wonderful things for criminal justice reform. And this amendment is a form of criminal justice reform. We are making sure we are not prosecuting people who should not be prosecuted and putting them in a state jail for 20 years. I respectfully ask you, please, vote for this amendment and thank you so much for your time.

A record vote was requested.

Amendment No. 2 failed of adoption by (Record 648): 59 Yeas, 80 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bowers; Bryant; Bucy; Canales; Cole; Collier; Cortez; Davis; Dutton; Flores; Gámez; Garcia; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Klick; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; Kitzman; Kuempel; Lambert; Landgraf; Leach; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Gervin-Hawkins.

Absent — Allison; Bhojani; Campos; Guerra; King, T.; Leo-Wilson; Thierry; Thompson, E.

### STATEMENTS OF VOTE

When Record No. 648 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 648 was taken, my vote failed to register. I would have voted yes.

Campos

When Record No. 648 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 648 was taken, I was shown voting yes. I intended to vote no.

Klick

When Record No. 648 was taken, my vote failed to register. I would have voted no.

E. Thompson

### **HB 1243 - REMARKS**

REPRESENTATIVE MARTINEZ FISCHER: I appreciate the debate—appreciate Representative Hefner bringing this proposal forward. But I just sometimes wonder if we're keeping a log or an account for the things that we're doing. Just about an hour ago, Chairman Goldman, got up here and in a semi-emotional way talked about fentanyl and what fentanyl has done to our state and our country. We see it in the news every day, we see it in our community, we know somebody that may have lost a life. And so we just passed a law to engrossment that said if you are involved in the fentanyl racket, it is a felony of the second degree—send you to prison for 20 years. And there's a mountain of evidence to support why we want to do that. There's a debate as to whether or not we should approach these issues with just tough-on-crime only. But setting that aside, we said that this is such a problem backed by so much evidence and so much law enforcement, et cetera, it's a second-degree felony, and it makes sense.

And then we have a debate about voting. Twenty-five million ballots cast, a small percentage—a fraction—that's being investigated, and even a smaller number actually making it to a conviction. There's no law enforcement outcry. Not a single sentence about how this fraud impacted an election and how some law enforcement agency is overwhelmed with all of the illegal voting taking place in this state. And, frankly, as a member of the party who loses a lot of elections, I mean, I don't know what the complaint's about. I mean, election results sort of speak for themselves. No evidence whatsoever, and we're about to say voting and fentanyl is the same serious problem we have in this state. So we're going to send everybody who traffics in fentanyl and everybody who potentially votes illegally, we're going to give you the same punishment. If I were a judge presiding over these cases, I'd be worried about having to hear cases sending people to prison for drugs and then sending people to prison for an allegation of voter fraud.

I think we need to be careful what we do—what kind of message we send. And I think, even more so, it's not as if we are debating this issue for the first time. We had a very passionate debate about voting 20 months ago. Some would say that it took our chamber to a new low. And we've done a good job of moving forward, working forward, and moving on things that matter to this state. Now we're being drug back into dealing with an issue when we just decided to lower this to a misdemeanor. There's been no passage of time, no evidence to support that there is a crime wave out there that we need to address this by raising the standard. I'm sorry to say, but I think we're doing this to satisfy folks' political appetites and we're not doing this for public policy. We're not doing it for the

interest of our voters and we're not doing it for the interest of our state. I think we're checking some kind of partisan box and I think that's when we do our worst work.

And so I hope you see this for what it is. This is not an indictment on the member who brought this legislation forward. I take him at his word. He's doing what he thinks he needs to do to represent his district. But I can tell you the evidence that I see in the district I represent, the evidence I see in many of your districts, there is nothing there. So I certainly hope that we would take up the chamber's time dealing with the issues that really matter, the issues that really need to be addressed, and we're not just checking political boxes. And with that, I hope you vote no on this.

REPRESENTATIVE ALLISON: I was the author of Amendent No. 50 that has caused this confusion. So I thought that I could maybe help by trying to re-center and refocus things on exactly what happened and the intention on the amendment and the resulting bill.

If those of you who were here last session recall I described it as a cleanup amendment, which I believe it was and I still do for several reasons. One, the bill kind of originated—I filed a bill in the Elections Committee earlier in the session calling for second-degree felony punishments for voter fraud. That bill was subject to a committee substitute, not by me, that reduced the penalties down to a Class A misdemeanor. My understanding was that was on the request, or recommendation of the attorney general's office. That made sense to me. I spent my early first five years in the district attorney's office. I understand the need to bargain and get witnesses that might not otherwise cooperate by giving them a lower penalty, so it made sense to some extent. That was one reason for the cleanup in the amendment: to comply with what that committee had done. The committee passed it out to Calenders and didn't proceed from there.

There were also complaints, during the different discussions, about the vagueness in the existing code provisions. So the amendment included some additional specificity. There were also complaints about factual necessities. An example, if you helped your aged, disabled grandfather or grandmother, you could be subject to a second-degree felony. The intent was to address things like that.

What the focus became is accusations that this amendment, that dealt with just one section, that did change the penalties down to a Class A misdemeanor to address those concerns I just mentioned, particularly the attorney general's request. And also complaints that this undid 40 or 50 years of statutory law. I don't think either of those are true and let me expand upon that a little bit, and there was a complaint that the matter wasn't debated. Well, Representative Cain filed an amendment to my amendment providing that it moved to a felony if there was money involved. So any of the things that I proposed to reduce to a Class A misdemeanor—if there was money involved, or an attempt to elicit money—it moved up to a felony stage. As a part of that, Representative Bucy and Representative Cain had a pretty heated exchange on the floor to the point where it came down to a record vote and the record vote approved the amendment to the amendment. As the bill proceeded—went back to the senate, went back to

conference—that amendment to the amendment came out. So any discussion that snuck by—there wasn't full disclosure, wasn't full debate—can't be supported because there certainly was.

One vitally important provision in the amendment that I think has been totally missed, and I hope is helpful, is that the last paragraph in the amendment provided that action could be brought under this particular code provision, or any other code provision or law. The intention being that we wouldn't be locked into one section and could address what the attorney general had requested. We could address the problems with vagueness, we could address the problems with factual differences, and maybe minor things shouldn't be a second-degree felony by going with other provisions. And were that so important, and were the argument that this undid 40 or 50 years of law just isn't the case. If you go through just the Election Code, there are other provisions. If you've been subjected to Steve Munisteri's lecture series, he identifies 12 other provisions that carry a felony and that's what is so important about that catch all at the end.

Earlier in the session, Representative Bonnen and Representative Goldman, I think, sponsored **HB 574**. I coauthored it. It provides for second-degree felony provisions for more of the voting administration. If you count votes that shouldn't have been counted, don't count votes that should've been counted, it's a second-degree felony. That type of thing is picked up by that catch all. What it does is go with the facts. It doesn't lock in so that everything is a second-degree felony. If there's a factual determination, a factual issue, or maybe there's entitlement to a lesser offense, this enables it. But at that same time, that same provision can be used as a felony. Because what we tried to do with that amendment is intentionally provide that everything that was in that section that we lowered to a Class A misdemeanor, can be picked up elsewhere in that code as a felony if the facts support that.

I think it comes down to—we should be here to provide and enact good policy. And too often we get into a conflict or a contrast between policy and politics. And I just tried to re-center this back to—not just focus on this one section, but the totality of the amendment, the totality of what remains in the Election Code that as I've described before, I think satisfies and provides the best of both worlds. With that, I hope that's been helpful. I understand as well as anyone, maybe more so, the importance of voter integrity and our election integrity. It goes to the heart of our democracy. So if you think the better policy is that these things should be a second-degree felony, I encourage you to vote for the bill. On the other hand, if you think the better policy is to provide the provisions I think we intended in the amendment, vote that way.

**REPRESENTATIVE SHERMAN:** Representative Allison, thank you for your heartfelt sentiments regarding this important piece of legislation.

When Representative Allison spoke about policy versus politics, he was really speaking to what is germane to the concerns of the people that are in the gallery. I know Representative Hefner. He's a good man and I know that he believes in doing what he is doing today. But I pray for our democracy. In our lives, there are times that we have one of those moments for such a time is this. A time that we as legislators are presented with a stark choice of choosing



sensibility over disquieting, partisan politics. I implore you to be sensible, to vote against the fretful legislation that would increase the penalty from a Class A misdemeanor to a second-degree felony.

**HB 1243** would further repress and clamp down the people's voices, while failing to remedy the real issues at hand. Texas ranks among the bottom in voter turnout and voter registration. Citizens should witness our efforts here being centered on encouraging participation in our democracy, not on perverting representative government. Our efforts today, should be focused on the fight for the common good, for the common wealth—to encourage them to vote, and not on a Fox-instigated, stop-the-steal rouse. We should be opening our democracy to create a Texas where people are encouraged to vote. It's important to remember that this has been an unending ploy of making voting an intimidating and difficult process for Texans across the state to engage in our open and democratic elections. Perhaps that's why Texas currently ranks among the bottom in voter turnout and voter registration. This bill would further entrench voter suppression in our state by increasing the penalties for unauthorized voting.

This has led to many tragic cases such as Crystal Mason being convicted of voting illegally during the 2016 election due to her voting while under supervision. How can we justify charging individuals like Ms. Mason with a felony when she was encouraged by a state-employed poll worker to submit a ballot, when she was never notified of her state of eligibility status? Increasing the penalty from a Class A misdemeanor to a second-degree felony would suppress the people's voices and fail to remedy the real issues at hand—that is we need everyone that is legal to vote.

A democracy cannot thrive where power subverts the voices of the people. The hardworking people of Texas deserve legislators who are focused on increasing participation. Increasing the penalty will have a pernicious impact on voter engagement. Increasing the penalty will have a predictable effect on voter turnout in some marginalized communities. Increasing the penalty to an offense of two to 20 years will have a chilling effect when we persecute some patriotic Texans whose intent was only to vote their conscience.

In my conclusion, I don't want to be accused of being ambiguous so, again, let me be crystal clear. If we increase the penalty of voting while being unknowledgeable, and this legislation passes, we will place Texans like Crystal Mason in the same category as the following second-degree offenses: arson, robbery, sexual assault, bribery, bigamy, second stalking offenses, evading arrest and another person died as a result of it, improper educator-student relationships, online solicitation of minors under the age of 14, human trafficking, manslaughter, intoxicated manslaughter, possessing 50 pounds or more of marijuana, indecent contact with a child, and now, voting with a zeal, but not according to knowledge.

Freedom to vote—we should strengthen our democracy by strengthening the freedom to vote. In honor of the great Texas president, Lyndon B. Johnson, and Dr. Martin Luther King, I believe we should resurrect the spirit of the Voting Rights Act of 1965 that said to this august body of lawmakers, "I implore you to choose pragmatic policy over partisan control."

REPRESENTATIVE HEFNER: I first want to thank my joint authors that helped me on this bill: Representative Murr, Representative Goldman, Representative Leach, and Representative Spiller. I truly believe that secure elections are not a partisan issue. This is not democrat versus republican. Fair and free elections are the bedrock of our form of government and they must be protected.

A record vote was requested.

**HB 1243** was passed to engrossment by (Record 649): 83 Yeas, 63 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; DeAyala; Dorazio; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Dutton; Flores; Gámez; Garcia; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Gervin-Hawkins.

Absent — Dean.

### STATEMENT OF VOTE

When Record No. 649 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dean

### REMARKS ORDERED PRINTED

Representative Plesa moved to print all remarks on **HB 1243**.

The motion prevailed. printing.

### 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).

**COMMITTEE MEETING ANNOUNCEMENT**

At 2:47 p.m., the following committee meeting was announced:

Defense and Veterans' Affairs, upon final recess today, Desk 36, for a formal meeting, to consider pending, referred, and committee business.

**CONSTITUTIONAL AMENDMENTS CALENDAR  
HOUSE JOINT RESOLUTIONS  
SECOND READING**

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

**HJR 20 ON SECOND READING  
(by Toth, Cortez, Wilson, and Schaefer)**

**HJR 20**, A joint resolution proposing a constitutional amendment authorizing the legislature to provide for exceptions to the requirement that a home equity loan be closed only at the office of the lender, an attorney at law, or a title company.

**HJR 20** was adopted by (Record 650): 147 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

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

Absent, Excused — Gervin-Hawkins.

**GENERAL STATE CALENDAR  
HOUSE BILLS  
SECOND READING**

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

**CSHB 213 ON SECOND READING****(by Moody, Leach, S. Thompson, Buckley, Cook, et al.)**

**CSHB 213**, A bill to be entitled An Act relating to jury instructions regarding parole eligibility and the release on parole of certain inmates convicted of an offense committed when younger than 18 years of age; changing parole eligibility.

**CSHB 213 - REMARKS**

REPRESENTATIVE MOODY: I'm pleased to bring you a bill that might look a little familiar. **CSHB 213** is known as Second Look and is a bill that one important commentator said "is to be commended for aiming to provide opportunities for the young offender population, admirably recognizes the potential for change, and encourages rehabilitation and productiveness in the young offender population and will allow for meaningful reform on this important matter." That quote all comes from Governor Abbott's veto statement. He had a technical issue related to the jury instruction letter, which I guess is what happens sometimes when a judge becomes the governor. I told him I'd fix it and I'd send it back to his desk, and I'm here to do just that. We do have an amendment.

**Amendment No. 1**

Representative Moody offered the following amendment to **CSHB 213**:

Amend **CSHB 213** (house committee printing) as follows:

(1) On page 1, line 14, strike "a felony case" and substitute "an offense described by Section 508.145(d-2)(1)(A), Government Code.".

(2) On page 2, line 6, between "until the" and "actual", insert "earlier of (1) the date the defendant's".

(3) On page 2, line 8, strike "less" and substitute "less, or (2) the date the defendant would otherwise be eligible for release on parole under another provision of Section 508.145, Government Code".

(4) On page 4, strike lines 20 through 27, and substitute the following:

(d-2)(1) This subsection applies only to an inmate who:

(A) is serving a sentence for:

(i) a capital or first degree felony described by Article 42A.054(a), Code of Criminal Procedure;

(ii) a first degree felony under Section 71.02, Penal Code; or

(iii) an offense under Section 71.023, Penal Code; and

(B) was younger than 18 years of age at the time the offense was committed.

(2) Notwithstanding any other provision of this section and except as provided by Subdivision (3), an inmate described by Subdivision (1) is not eligible for release on parole until the earlier of:

(A) the date the inmate's actual calendar time served plus good conduct time equals one-fourth of the sentence or 15 years, whichever is less; or

(B) the date the inmate would otherwise be eligible for release on parole under another provision of this section.

(3) An inmate described by Subdivision (1) who is serving a life sentence under Section 12.31(a)(1).

(5) On page 5, strike lines 4 through 7 and substitute the following:  
SECTION 5. Section 508.145(b), Government Code, is repealed.

#### AMENDMENT NO. 1 - REMARKS

REPRESENTATIVE MOODY: Members, quickly, this is a perfecting amendment that limits the types of crimes that this applies to. But other than that, this amendment brings in line this bill as the exact same bill that passed off of this floor last session.

Amendment No. 1 was adopted.

#### CSHB 213 - REMARKS

REPRESENTATIVE BUCKLEY: If it hadn't been for an accidental meeting at a veterinary clinic in Killeen, Texas in July of 2020, **CSHB 213** would simply be another bill on a long list of house bills on second reading to me.

On that summer day, a man walked into my clinic to ask me a question. It wasn't about what people usually ask me about. He asked me if we could step into my office and he told me the story of his son, a young man that had gotten into trouble as a juvenile. He had gotten involved with some very bad people, and ended up involved in—no other way to describe it but as a horrific crime.

At first, I was a little taken aback, I didn't understand it. For goodness sakes, I'm a veterinarian, not an attorney. I don't know if I believed the story exactly, but what I found as we visited there—what was going to be 15 minutes turned into an hour and 15 minutes—was a dedicated father fighting for his son. Understanding that current law did not really approach justice in a fair way in this instance. So as we began to know each other, one evening I brought this story of this young man and his dad home to my wife, who was a long time high school teacher and is now an administrator over secondary education. We talked about it over the kitchen table. After me telling the story of this young man, Susan looked up at me with big tears in her eyes and she said, "You know, you sacrificed a lot to be in Austin." She's not real political, but she said, "If you can do one thing while you are elected in Austin—do this. Do this."

So what **CSHB 213** will simply do, is it will allow for a second chance, a second look. It allows for those that are incarcerated that work hard, that happen to be juveniles when they are tried as adults, to be placed on the same playing field—a level playing field—for parole, as someone that committed the crime as an adult. Can you imagine the young people that we expect to make mistakes—sometimes they're little, well folks, sometimes they're big mistakes. But when you can meet with a young man, like Representative Cook and I did back in December, and you see the hard work at rehabilitation, of studying the word of God, of gaining a skill to be productive in society, you would see a young man that knew he made a mistake. His dad never said he shouldn't have gone to prison. The young man said he should have been in prison, but now he is having to be there for 40 years before the parole board will take up his case to grant him parole.

These young people deserve a second look. A second look is not necessarily a second chance, but it's the opportunity for a second chance. The parole board will still look at things to make sure that these young men and women are who they say they are—that they have changed the way they say they've changed. Then, hopefully, they will be able to go out into society, having learned from the past, and be productive. Be productive.

So I encourage you to support **CSHB 213**. This is the right thing to do. We passed it last session and the senate passed it. Let's do this because by doing this, we will show we believe in redemption. It will not impact public safety, it will not impact the ability for victims of crime to receive the justice they deserve. I just believe it's the right thing to do. I urge you to join me in voting for **CSHB 213**.

REPRESENTATIVE CAIN: Mr. Moody, I know he's of a different party than you, but you may recall when President Trump signed—

REPRESENTATIVE MOODY: I recall.

CAIN: The Second Step Act, or the Second Look Act, right? This would be something that his administration supported, wouldn't you say?

MOODY: Yes, the federal government passed a version of this as well. I think we all strive, no matter what party we belong to, when discussing criminal justice we strive to find the proper intersection of justice and mercy. That's what this bill strives to do and I think it strikes that balance.

CAIN: I just know that there's some in my party that oppose this and don't realize that President Trump's administration saw this as something very important to do and they've done it. We're now trying to do this in Texas. Is that correct?

MOODY: Yes, sir. I appreciate the conversation. There was a technical problem with this bill the last time it landed on the governor's desk. We've got it right this time. Texans are ready for this, and these young people deserve it.

### REMARKS ORDERED PRINTED

Representative S. Thompson moved to print all remarks on **CSHB 213**.

The motion prevailed.

A record vote was requested.

**CSHB 213**, as amended, was passed to engrossment by (Record 651): 122 Yeas, 20 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harrison; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani;

Lambert; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Raney; Raymond; Reynolds; Rogers; Romero; Schaefer; Schatzline; Shaheen; Sherman; Shine; Smithee; Stucky; Swanson; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Cunningham; Harless; Harris, C.E.; Hayes; Hefner; Isaac; Landgraf; Metcalf; Murr; Price; Schofield; Slaton; Slawson; Smith; Spiller; Tepper; Tinderholt; Toth; Wilson.

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

Absent, Excused — Gervin-Hawkins.

Absent — Allison; Darby; Ramos; Rose; Rosenthal.

### STATEMENTS OF VOTE

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

Ashby

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

Frazier

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 651 was taken, I was in the house but away from my desk. I would have voted yes.

Ramos

When Record No. 651 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 651 was taken, I was shown voting yes. I intended to vote no.

E. Thompson

When Record No. 651 was taken, I was shown voting no. I intended to vote yes.

Toth

### COMMITTEE GRANTED PERMISSION TO MEET

Representative Burrows requested permission for the Committee on Calendars to meet while the house is in session, at 3:30 p.m. today, in 1W.14, to consider a calendar.

Permission to meet was granted.

### COMMITTEE MEETING ANNOUNCEMENT

At 2:59 p.m., the following committee meeting was announced:

Calendars, 3:30 p.m. today, 1W.14, for a formal meeting, to consider a calendar.

### HB 915 ON SECOND READING (by Craddick and Rose)

**HB 915**, A bill to be entitled An Act relating to the creation of a workplace violence hotline and a requirement that employers post notice regarding the hotline.

#### Amendment No. 1

Representative Craddick offered the following amendment to **HB 915**:

Amend **HB 915** (house committee report) as follows:

(1) On page 1, line 7, strike "NOTICE OF WORKPLACE VIOLENCE HOTLINE" and substitute "REPORTING WORKPLACE VIOLENCE".

(2) On page 1, line 15, strike "NOTICE OF WORKPLACE VIOLENCE HOTLINE" and substitute "NOTICE BY EMPLOYER".

(3) On page 1, lines 16-17, strike "workplace violence hotline established under Section 51.212, Occupations Code" and substitute "contact information for reporting instances of workplace violence or suspicious activity to the Department of Public Safety".

(4) On page 2, line 1, strike "Texas Department of Licensing and Regulation" and substitute "Department of Public Safety".

(5) On page 2, lines 4-5, strike "workplace violence hotline telephone number" and substitute "contact information for reporting instances of workplace violence or suspicious activity to the Department of Public Safety".

(6) On page 2, line 7, strike "hotline" and substitute "Department of Public Safety".

(7) Strike SECTIONS 2 and 3 of the bill (page 2, line 8 through page 3, line 2) and renumber the SECTIONS of the bill appropriately.

Amendment No. 1 was adopted.

**HB 915**, as amended, was passed to engrossment.

(Speaker in the chair)

### CSHB 2231 ON SECOND READING (by Geren)

**CSHB 2231**, A bill to be entitled An Act relating to the eligibility of certain events for funding under the major events reimbursement program.



Representative Bonnen moved to postpone consideration of **CSHB 2231** until 10 a.m. Thursday, May 4.

The motion prevailed.

**HB 3345 ON SECOND READING**  
**(by Bonnen)**

**HB 3345**, A bill to be entitled An Act relating to the amount of the fee imposed on certain sexually oriented businesses that is allocated to the sexual assault program fund and the allocation of certain other revenue to that fund; authorizing an increase in the amount of a fee.

**Amendment No. 1**

Representative Bonnen offered the following amendment to **HB 3345**:

Amend **HB 3345** (house committee printing) by striking Section 1, (lines 7 to 12, on page one) and renumbering the subsequent sections appropriately.

Amendment No. 1 was adopted.

**Amendment No. 2**

Representative Tinderholt offered the following amendment to **HB 3345**:

Amend **HB 3345** (house committee report) by adding the following appropriately numbered SECTION and renumbering subsequent SECTIONS accordingly:

SECTION \_\_\_\_\_. Section 102.052(a), Business and Commerce Code, is amended to read as follows:

(a) A fee is imposed on a sexually oriented business in an amount equal to \$10 [~~\$5~~] for each entry by each customer admitted to the business.

Amendment No. 2 was adopted.

**HB 3345**, as amended, was passed to engrossment.

**HB 2669 ON SECOND READING**  
**(by Geren)**

**HB 2669**, A bill to be entitled An Act relating to the deadline for approving a certificate of public convenience and necessity for certain transmission projects.

**HB 2669** was passed to engrossment.

**REMARKS ORDERED PRINTED**

Representative Orr moved to print remarks by Representative Metcalf on **HB 1540**.

The motion prevailed.

**CSHB 3359 ON SECOND READING**  
**(by Bonnen)**

**CSHB 3359**, A bill to be entitled An Act relating to network adequacy standards and other requirements for preferred provider benefit plans.

**Amendment No. 1**

Representative Bonnen offered the following amendment to **CSHB 3359**:

Amend **CSHB 3359** (house committee printing) as follows:

(1) On page 4, strike lines 8-9 and substitute the following:  
after the date the material deviation occurred unless:

(i) there are no uncontracted licensed physicians or health care providers in the affected county; or

(ii) the insurer requests a waiver under this subsection

(2) On page 5, line 15, between "no" and "physicians", insert "uncontracted".

(3) On page 8, line 13, strike "without using tolled roadways or waterway passages".

(4) On page 21, lines 23-24, strike "before [or an exclusive provider benefit plan offered by]" and substitute "or an exclusive provider benefit plan before [offered by]".

(5) On page 21, line 26, between "chapter" and the period, insert "or the insurer receives a waiver under Section 1301.0055".

(6) On page 27, line 20, between "expenses" and the underlined period, insert "or decrease the provider's payment or compensation".

(7) On page 29, line 22, between "entered into" and "on", insert ", amended, or renewed".

Amendment No. 1 was adopted.

**CSHB 3359**, as amended, was passed to engrossment.

**CSHB 2488 ON SECOND READING**

(by Geren, Metcalf, Thierry, and A. Johnson)

**CSHB 2488**, A bill to be entitled An Act relating to the burden of proof in certain ad valorem tax appeals.

A record vote was requested.

**CSHB 2488** was passed to engrossment by (Record 652): 147 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price;

Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Gervin-Hawkins.

Absent — Bumgarner.

### HB 4041 ON SECOND READING

(by Bonnen)

**HB 4041**, A bill to be entitled An Act relating to directing payment, after approval, of certain miscellaneous claims and judgments against the state out of funds designated by this Act; making appropriations.

**HB 4041** was passed to engrossment.

### HB 3837 ON SECOND READING

(by Geren)

**HB 3837**, A bill to be entitled An Act relating to the designation of advanced clean energy projects.

#### Amendment No. 1

Representative Geren offered the following amendment to **HB 3837**:

Amend **HB 3837** (house committee printing) by striking page 1 line 6, through page 3, line 14, and substituting the following:

(1-a) "Advanced clean energy project" means:

(A) a project [~~for which an application for a permit or for an authorization to use a standard permit under this chapter is received by the commission on or after January 1, 2008, and before January 1, 2020, and~~] that:

(i) [~~(A)~~] involves the use of coal, biomass, petroleum coke, solid waste, natural gas, or fuel cells using hydrogen derived from such fuels, in the generation of electricity, or the creation of liquid fuels outside of the existing fuel production infrastructure while co-generating electricity, whether the project is implemented in connection with the construction of a new facility or in connection with the modification of an existing facility and whether the project involves the entire emissions stream from the facility or only a portion of the emissions stream from the facility;

(ii) [~~(B)~~] with regard to the portion of the emissions stream from the facility that is associated with the project, is capable of achieving:

(a) [~~(i)~~] on an annual basis:

(1) [~~(a)~~] a 99 percent or greater reduction of sulfur dioxide emissions;

(2) ~~(b)~~ if the project is designed for the use of feedstock, substantially all of which is subbituminous coal, an emission rate of 0.04 pounds or less of sulfur dioxide per million British thermal units as determined by a 30-day average; or

(3) ~~(c)~~ if the project is designed for the use of one or more combustion turbines that burn natural gas, a sulfur dioxide emission rate that meets best available control technology requirements as determined by the commission;

(b) ~~(iii)~~ on an annual basis:

(1) ~~(a)~~ a 95 percent or greater reduction of mercury emissions; or

(2) ~~(b)~~ if the project is designed for the use of one or more combustion turbines that burn natural gas, a mercury emission rate that complies with applicable federal requirements;

(c) ~~(iii)~~ an annual average emission rate for nitrogen oxides of:

(1) ~~(a)~~ 0.05 pounds or less per million British thermal units;

(2) ~~(b)~~ if the project uses gasification technology, 0.034 pounds or less per million British thermal units; or

(3) ~~(c)~~ if the project is designed for the use of one or more combustion turbines that burn natural gas, two parts per million by volume; and

(d) ~~(iv)~~ an annual average emission rate for filterable particulate matter of 0.015 pounds or less per million British thermal units; and

(iii) ~~(c)~~ captures not less than 50 percent of the carbon dioxide in the portion of the emissions stream from the facility that is associated with the project and sequesters that captured carbon dioxide by geologic storage or other means; or

(B) a project that is a facility:

(i) for which an authorization to use a standard permit was approved after January 1, 2020, but before September 1, 2023; and

(ii) that includes carbon capture in its design and is capturing not less than 95 percent of the carbon dioxide in the emissions stream already permitted for carbon capture.

Amendment No. 1 was adopted.

A record vote was requested.

**HB 3837**, as amended, was passed to engrossment by (Record 653): 132 Yeas, 13 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gerdes; Geren; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.;

Harrison; Hernandez; Herrero; Hinojosa; Howard; Hull; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Stucky; Swanson; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Gates; Hayes; Hefner; Holland; Schaefer; Slaton; Spiller; Tepper; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Gervin-Hawkins.

Absent — Hunter; Schatzline.

#### STATEMENTS OF VOTE

When Record No. 653 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 653 was taken, I was shown voting yes. I intended to vote no.

Dorazio

When Record No. 653 was taken, I was shown voting yes. I intended to vote no.

Harrison

When Record No. 653 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 653 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 653 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

When Record No. 653 was taken, I was shown voting yes. I intended to vote no.

Swanson

**HB 3461 ON SECOND READING**  
(by **Bonnen**)

**HB 3461**, A bill to be entitled An Act relating to the creation and re-creation of funds and accounts, the dedication and rededication of revenue and allocation of accrued interest on dedicated revenue, and the exemption of unappropriated money from use for general governmental purposes.

**HB 3461** was passed to engrossment.

**HB 3548 ON SECOND READING**  
(by **Anchía, Sherman, V. Jones, Lalani, Cook, et al.**)

**HB 3548**, A bill to be entitled An Act relating to increasing the criminal penalty for assault of certain hospital personnel.

Representative Anchía moved to postpone consideration of **HB 3548** until 10 a.m. Monday, May 1.

The motion prevailed.

**CSHB 1236 ON SECOND READING**  
(by **Oliverson and Raymond**)

**CSHB 1236**, A bill to be entitled An Act relating to the definition of and certain determinations regarding emergency care for purposes of certain health benefit plan coverage.

**Amendment No. 1**

Representative Oliverson offered the following amendment to **CSHB 1236**:

Amend **CSHB 1236** (house committee report) as follows:

(1) Strike SECTION 4 of the bill (page 3, lines 11-16).

(2) Add the following appropriately numbered SECTIONS to the bill:

SECTION \_\_\_\_\_. Subchapter A, Chapter 843, Insurance Code, is amended by adding Section 843.011 to read as follows:

Sec. 843.011. EMERGENCY SERVICE DETERMINATIONS. Nothing in this subchapter prohibits a health maintenance organization from considering diagnosis codes to detect fraud or abuse.

SECTION \_\_\_\_\_. Subchapter D, Chapter 1301, Insurance Code, is amended by adding Section 1301.166 to read as follows:

Sec. 1301.166. EMERGENCY SERVICE DETERMINATIONS. Nothing in this subchapter prohibits a preferred provider benefit plan from considering diagnosis codes to detect fraud or abuse.

SECTION \_\_\_\_\_. Subchapter A, Chapter 4201, Insurance Code, is amended by adding Section 4201.005 to read as follows:

Sec. 4201.005. EMERGENCY SERVICE DETERMINATIONS. Nothing in this subchapter prohibits a payor from considering diagnosis codes to detect fraud or abuse.

(3) Renumber SECTIONS of the bill appropriately.

Amendment No. 1 was adopted.

**CSHB 1236**, as amended, was passed to engrossment.

**HB 663 ON SECOND READING**  
**(by Thierry, et al.)**

**HB 663**, A bill to be entitled An Act relating to the confidentiality and reporting of certain maternal mortality information to the Department of State Health Services and to a work group establishing a maternal mortality and morbidity data registry.

(Goldman in the chair)

**Amendment No. 1**

Representative Thierry offered the following amendment to **HB 663**:

Amend **HB 663** (house committee report) on page 2, by striking lines 9 and 10 and substituting the following:  
the review committee, but may receive ~~[of]~~ reimbursement from the department as provided by Section 2110.004, Government Code, for travel ~~[or other]~~ expenses incurred

Amendment No. 1 was adopted.

**Amendment No. 2**

Representative Howard offered the following amendment to **HB 663**:

Amend **HB 663** (house committee report) on page 2, by striking lines 15 through 21 and substituting the following:

(e) Notwithstanding any other law and for purposes of this chapter, a health care provider, including a nurse, who during the review of information relevant to a case of pregnancy-associated death, pregnancy-related death, or severe maternal morbidity obtained under this chapter learns of conduct related to the provider's profession that is subject to a reporting requirement is exempt from that reporting requirement for the reviewed information.

Amendment No. 2 was adopted.

A record vote was requested.

**HB 663**, as amended, was passed to engrossment by (Record 654): 132 Yeas, 11 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose;

Rosenthal; Schofield; Shaheen; Sherman; Shine; Smith; Smithee; Spiller; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Turner; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bumgarner; Cain; Dorazio; Isaac; Schaefer; Schatzline; Slaton; Slawson; Stucky; Toth; Vasut.

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

Absent, Excused — Gervin-Hawkins.

Absent — Dean; Harrison; Jetton; Troxclair.

### STATEMENTS OF VOTE

When Record No. 654 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dean

When Record No. 654 was taken, I was in the house but away from my desk. I would have voted no.

Harrison

When Record No. 654 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 654 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 654 was taken, I was in the house but away from my desk. I would have voted yes.

Troxclair

### HB 1707 ON SECOND READING

(by Klick, Leo-Wilson, Jetton, J.D. Johnson, et al.)

**HB 1707**, A bill to be entitled An Act relating to the applicability of certain laws to open-enrollment charter schools.

### HB 1707 - POINT OF ORDER

Representative Bryant raised a point of order against further consideration of **HB 1707** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is materially misleading. The point of order was withdrawn.

### HB 1707 - POINT OF ORDER

Representative Hinojosa raised a point of order against further consideration of **HB 1707** under Rule 8, Section 1(a)(1), of the House Rules on the grounds that the bill caption fails to give reasonable notice of the subject of the bill. The point of order was withdrawn.



**HB 1707 - POINT OF ORDER**

Representative Hinojosa raised a point of order against further consideration of **HB 1707** under Rule 8, Section 1(b), of the House Rules on the grounds that the bill caption does not provide proper notice of the imposition of a fee or assessment. The point of order was withdrawn.

**Amendment No. 1**

Representative Klick offered the following amendment to **HB 1707**:

Amend **HB 1707** (house committee report) on page 2, between lines 5 and 6, by inserting the following appropriately lettered subsection and relettering subsequent subsections accordingly:

( ) A political subdivision may not consider an open-enrollment charter school a school district under Section 395.022, Local Government Code, for the purposes of the collection of impact fees imposed under Chapter 395, Local Government Code, by the political subdivision for providing capital funding for public water and wastewater facilities.

Amendment No. 1 was adopted.

**Amendment No. 2**

Representative Canales offered the following amendment to **HB 1707**:

Amend **HB 1707** (house committee report) on page 2, between lines 23 and 24, by adding the following appropriately lettered subsection to read as follows:

( ) This subsection applies only to information of a financial nature of an open-enrollment charter school subject to this section. A nonprofit entity operating an open-enrollment charter school under Chapter 12 or a management company providing management services to the nonprofit entity is considered a governmental body for purposes of Chapter 552, Government Code, and information managed by the entity or company is subject to disclosure under Chapter 552, Government Code.

Amendment No. 2 was adopted.

**Amendment No. 3**

Representative Rogers offered the following amendment to **HB 1707**:

Amend **HB 1707** (house committee report) as follows:

(1) On page 2, between lines 21 and 22, insert the following appropriately lettered subsection and reletter subsequent subsections accordingly:

( ) This section applies to each open-enrollment charter school for which the charter is approved under this subchapter, regardless of whether the charter for the school was approved:

(1) by the board of trustees of a school district at an election held under Section 12.1016, as added by .B No. , Acts of the 88th Legislature, Regular Session, 2023; or

(2) by the commissioner on date occurring before the effective date of .B. No. , Acts of the 88th Legislature, Regular Session, 2023.

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

SECTION \_\_\_\_\_. Subchapter D, Chapter 12, Education Code, is amended by adding Section 12.1016 to read as follows:

Sec. 12.1016. ELECTION TO ESTABLISH NEW CAMPUS. (a) Notwithstanding any other law, before the commissioner approves a charter to establish a new open-enrollment charter school campus, the board of trustees of the school district in which the new campus will be wholly or partially located shall order an election on the proposed establishment of the new campus.

(b) A proposed charter to establish a new open-enrollment charter school campus shall be submitted to the voters of the district at an election to be held on the first uniform election date that occurs at least 45 days after the date on which the board of trustees orders the election.

(c) Not later than the 10th day after the date the canvas of the election returns is completed, the board of trustees of the district shall notify the commissioner of the result of the election.

(d) The commissioner may approve the charter to establish a new open-enrollment charter school campus only if the proposition to establish the new campus is approved by a majority of the qualified voters of the district voting at an election called for that purpose.

(e) If the proposition to establish the new open-enrollment charter school campus is not approved at the election, the commissioner shall notify the applicant that the charter is not approved.

### **Amendment No. 3 - Point of Order**

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

Amendment No. 3 was withdrawn.

### **Amendment No. 4**

Representative Hinojosa offered the following amendment to **HB 1707**:

Amend **HB 1707** (house committee report) as follows:

On page 2, line 3, between "work" and ":", insert: "if the charter school certifies in writing to the political subdivision that no administrator, officer, or employee of the charter school and no member of the governing body of the charter school or its charter holder derives any personal financial benefit from a real estate transaction with the charter school."

Amendment No. 4 was adopted.

### **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).

**HB 1707 - (consideration continued)****Amendment No. 5**

Representative M. González offered the following amendment to **HB 1707**:

Amend **HB 1707** on page 2, line 15, between "jurisdiction" and ":", insert " provided that, for a new campus, the charter school provide notice, in the manner provided by and to the persons listed in Section 12.1101, of the location of the new campus within 20 business days of closing on the purchase or lease of real property for that campus".

Amendment No. 5 was adopted.

**Amendment No. 6**

Representative Goodwin offered the following amendment to **HB 1707**:

Amend **HB 1707** on page 2, line 16, strike "This section applies to both owned and leased property" and substitute "This section applies only to owned property that is used as an instructional facility".

A record vote was requested.

Amendment No. 6 failed of adoption by (Record 655): 57 Yeas, 86 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Flores; Gámez; García; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Lalani; Longoria; Lopez, R.; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Sherman; Talarico; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gates; Gerdes; Geren; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lujan; Manuel; Metcalf; Meyer; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Raymond; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thierry; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Gervin-Hawkins.

Absent — Guillen; Johnson, J.D.; Lozano; Ordaz.

**STATEMENT OF VOTE**

When Record No. 655 was taken, I was shown voting no. I intended to vote yes.

Thierry

**Amendment No. 7**

Representative Rogers offered the following amendment to **HB 1707**:

Amend **HB 1707** (house committee report) as follows:

(1) On page 2, between lines 21 and 22, insert the following appropriately lettered subsection and reletter subsequent subsections accordingly:

( ) Subsections (d)(3) and (d)(4) of this section apply to each open-enrollment charter school for which the charter was approved under this subchapter, regardless of whether the charter for the school was approved:

(1) by the board of trustees of a school district at an election held under Section 12.1016, as added by .B No. , Acts of the 88th Legislature, Regular Session, 2023; or

(2) by the commissioner on the date occurring before the effective date of .B No. , Acts of the 88th Legislature, Regular Session, 2023.

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

SECTION \_\_\_\_\_. Subchapter D, Chapter 12, Education Code, is amended by adding Section 12.1016 to read as follows:

Sec. 12.1016. ELECTION TO ESTABLISH NEW CAMPUS. (a) Notwithstanding any other law, before the commissioner approves a charter to establish a new open-enrollment charter school campus, the board of trustees of the school district in which the new campus will be wholly or partially located shall order an election on the proposed establishment of the new campus.

(b) A proposed charter to establish a new open-enrollment charter school campus shall be submitted to the voters of the district at an election to be held on the first uniform election date that occurs at least 45 days after the date on which the board of trustees orders the election.

(c) Not later than the 10th day after the date the canvas of the election returns is completed, the board of trustees of the district shall notify the commissioner of the result of the election.

(d) The commissioner may approve the charter to establish a new open-enrollment charter school campus only if the proposition to establish the new campus is approved by a majority of the qualified voters of the district voting at an election called for that purpose.

(e) If the proposition to establish the new open-enrollment charter school campus is not approved at the election, the commissioner shall notify the applicant that the charter is not approved.

A record vote was requested.

The vote of the house was taken on adoption of Amendment No. 7 and the vote was announced yeas 67, nays 72.

A verification of the vote was requested and was granted.

The roll of those voting yea and nay was again called and the verified vote resulted, as follows (Record 656): 70 Yeas, 72 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Ashby; Bailes; Bernal; Bhojani; Bowers; Bryant; Bucy; Canales; Clardy; Cole; Collier; Cortez; Darby; Davis; Dean; Flores; Gámez; Geren; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Holland; Howard; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Lalani; Lambert; Longoria; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Price; Ramos; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Talarico; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Campos; Capriglione; Cook; Craddick; Cunningham; DeAyala; Dorazio; Dutton; Frank; Frazier; Garcia; Gates; Gerdes; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Hunter; Isaac; Jetton; Johnson, J.D.; Kitzman; Klick; Landgraf; Leo-Wilson; Lopez, J.; Lozano; Metcalf; Meyer; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Raney; Raymond; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Spiller; Stucky; Swanson; Tepper; Thierry; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Gervin-Hawkins.

Absent — King, K.; Kuempel; Leach; Reynolds; Smithee.

The chair stated that Amendment No. 7 failed of adoption by the above vote.

### LEAVES OF ABSENCE GRANTED

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

K. King on motion of A. Johnson.

Kuempel on motion of A. Johnson.

Leach on motion of Schaefer.

### HB 1707 - (consideration continued)

#### Amendment No. 8

Representative Hinojosa offered the following amendment to **HB 1707**:

Amend **HB 1707** (house committee printing) on page 2, line 3, between the underlined period and "An" by inserting "If an open enrollment charter school is considered a school district as provided by this subsection, the charter school shall comply with the same requirements imposed by the political subdivision on a campus of a school district."

Amendment No. 8 was adopted.

A record vote was requested.

**HB 1707**, as amended, was passed to engrossment by (Record 657): 98 Yeas, 37 Nays, 2 Present, not voting.

Yeas — Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bhojani; Bonnen; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cole; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Garcia; Gates; Gerdes; Geren; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Howard; Hull; Hunter; Isaac; Jetton; Johnson, J.D.; Kacal; King, T.; Kitzman; Klick; Lambert; Landgraf; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez Fischer; Metcalf; Meyer; Morales, E.; Morrison; Muñoz; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Raymond; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Spiller; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Tindholt; Toth; Troxclair; Vasut; Vo; Wilson; Wu.

Nays — Allen; Bernal; Bowers; Bryant; Canales; Collier; Cortez; Davis; Gámez; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Holland; Johnson, A.; Johnson, J.E.; Jones, V.; Martinez; Meza; Morales, C.; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Romero; Rose; Rosenthal; Stucky; Thompson, S.; Turner; VanDeaver; Walle; Zwiener.

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

Absent, Excused — Gervin-Hawkins; King, K.; Kuempel; Leach.

Absent — Guerra; Jones, J.; Lalani; Moody; Morales Shaw; Reynolds; Rogers; Smith; Smithee.

### STATEMENTS OF VOTE

When Record No. 657 was taken, I was shown voting yes. I intended to vote no.

Flores

When Record No. 657 was taken, I was in the house but away from my desk. I would have voted no.

Guerra

When Record No. 657 was taken, I was in the house but away from my desk. I would have voted no.

J. Jones

When Record No. 657 was taken, I was in the house but away from my desk. I would have voted no.

Lalani

When Record No. 657 was taken, my vote failed to register. I would have voted no.

Morales Shaw

When Record No. 657 was taken, I was shown voting yes. I intended to vote no.

Muñoz

When Record No. 657 was taken, I was shown voting yes. I intended to vote no.

Sherman

When Record No. 657 was taken, I was in the house but away from my desk. I would have voted no.

Smith

### **CSHB 2209 ON SECOND READING (by Lozano)**

**CSHB 2209**, A bill to be entitled An Act relating to establishing the Rural Pathway Excellence Partnership (R-PEP) program and creating an allotment and outcomes bonus under the Foundation School Program to support the program.

A record vote was requested.

**CSHB 2209** was passed to engrossment by (Record 658): 118 Yeas, 21 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kitzman; Klick; Lalani; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Swanson; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bumgarner; Cain; Dean; Harrison; Holland; Isaac; Leo-Wilson; Murr; Noble; Rogers; Schaefer; Schatzline; Slaton; Slawson; Smith; Spiller; Stucky; Tepper; Tinderholt; Toth; Vasut.

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

Absent, Excused — Gervin-Hawkins; King, K.; Kuempel; Leach.

Absent — Bowers; Dorazio; Jetton; Reynolds; Smithee.

**STATEMENTS OF VOTE**

When Record No. 658 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 658 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

When Record No. 658 was taken, I was shown voting no. I intended to vote yes.

Dean

When Record No. 658 was taken, I was in the house but away from my desk. I would have voted yes.

Dorazio

When Record No. 658 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 658 was taken, I was excused because of important business. I would have voted no.

Leach

When Record No. 658 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 658 was taken, my vote failed to register. I would have voted yes.

Smithee

When Record No. 658 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 658 was taken, I was shown voting yes. I intended to vote no.

Wilson

**HB 1592 ON SECOND READING  
(by Oliverson, Martinez Fischer, and Raymond)**

**HB 1592**, A bill to be entitled An Act relating to the application of balance billing prohibitions and out-of-network dispute resolution procedures to certain self-insured or self-funded employee welfare benefit plans.

**HB 1592** was passed to engrossment.



**HB 2670 ON SECOND READING**  
**(by Howard, Neave Criado, Guillen, Harless, et al.)**

**HB 2670**, A bill to be entitled An Act relating to the composition of the Sexual Assault Survivors' Task Force and to compensation for task force members and certain other task force participants.

**Amendment No. 1**

Representative Howard offered the following amendment to **HB 2670**:

Amend **HB 2670** (house committee report) as follows:

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

(2) On page 3, between lines 10 and 11, insert the following:

(o) Chapter 2110 does not apply to the composition or duration of the task force or to the designation of the task force's presiding officer.

Amendment No. 1 was adopted.

**HB 2670**, as amended, was passed to engrossment.

**COMMITTEE MEETING ANNOUNCEMENTS**

At 5:43 p.m., the following committee meetings were announced:

Community Safety, Select, scheduled to meet upon final adjournment/recess today will convene instead in 1W.14.

Homeland Security and Public Safety scheduled to meet upon adjournment of the Select Committee on Community Safety today will convene instead in 1W.14.

**CSHB 2555 ON SECOND READING**  
**(by Metcalf and Raymond)**

**CSHB 2555**, A bill to be entitled An Act relating to transmission and distribution system resiliency planning by and cost recovery for electric utilities.

**Amendment No. 1**

Representative Metcalf offered the following amendment to **CSHB 2555**:

Amend **CSHB 2555** (house committee printing) as follows:

(1) On page 1, lines 16 and 17, strike "technology and cyber security measures," and substitute "technology, cybersecurity measures, physical security measures,".

(2) On page 2, line 25, strike "cyber security" and substitute "cybersecurity".

(3) Strike page 3, line 12 through page 4, line 1, and substitute the following:

(e) The commission shall issue an order to approve, modify, or deny a plan filed under Subsection (b) and any associated rider described by Subsection (i) not later than the 180th day after the plan is filed with the commission. The commission may not approve a plan if the commission determines that approving the plan is not in the public interest.

(f) For a plan approved by the commission, with or without modification, an electric utility may request a good cause exception on implementing all or some of the measures or incurring all or some of the estimated costs in the plan if operational needs, business needs, financial conditions, or supply chain or labor conditions dictate the exception. The commission's denial of a plan is not considered to be a finding of the prudence or imprudence of a measure or cost in the plan for the purposes of Chapter 36 or this chapter.

(4) On page 4, line 7, between "approval" and "of", insert "date".

(5) On page 4, lines 13-14, strike "incurred," and substitute "incurred and otherwise reasonable."

(6) Strike page 4, line 16 through page 4, line 25, and substitute the following:

(i) Notwithstanding any other law, an electric utility may file with a plan an application for a rider to recover all or a portion of the estimated costs relating to the electric utility's implementation of the plan, other than transmission-related costs. If the commission approves the plan, the commission shall determine the appropriate terms of the rider in the approval order. A rider approved under this subsection must allow the electric utility to begin recovering the levelized cost of implementing the approved plan, other than transmission-related costs, at the time the plan is first implemented. The commission shall adopt a procedure for reconciliation of an electric utility's distribution-related expenses to implement an approved plan.

(7) On page 4, line 27 through page 5, line 1, strike "any rider approved in connection with the previously approved plan" and substitute "the rider authorized under Subsection (i)".

(8) On page 5, line 5, between "the" and "costs", insert "distribution-related".

(9) On page 5, line 7, between "including" and "carrying", insert "depreciation expense and".

(10) On page 5, lines 10 and 11, strike "Sections 35.004, 36.209," and substitute "Sections 36.209".

(11) On page 5, lines 13 and 14, strike "may not include the same costs otherwise recovered through the electric utility's base rates" and substitute "may include only incremental costs that are not already being recovered through the electric utility's base rates or any other rate rider".

(12) Strike page 5, line 25 through page 6, line 3.

Amendment No. 1 was adopted.

## **Amendment No. 2**

Representative Tinderholt offered the following amendment to **CSHB 2555**:

Amend **CSHB 2555** (house committee printing) as follows:

(1) On page 2, line 27, strike "or".

(2) On page 3, strike line 1 and substitute the following:

(10) wildfire mitigation and response; or

(11) measures to protect electrical transmission and distribution systems from electromagnetic threats.

Amendment No. 2 failed of adoption.

**CSHB 2555**, as amended, was passed to engrossment.

**HB 2584 ON SECOND READING**

**(by Paul)**

**HB 2584**, A bill to be entitled An Act relating to indemnification and duties of real property appraisers under certain governmental contracts.

Representative Paul moved to postpone consideration of **HB 2584** until 9 a.m. Wednesday, May 3.

The motion prevailed.

**HB 3341 ON SECOND READING**

**(by A. Johnson)**

**HB 3341**, A bill to be entitled An Act relating to the eligibility of criminal defendants for an order of nondisclosure of criminal history record information for certain offenses committed when younger than 25 years of age.

A record vote was requested.

**HB 3341** was passed to engrossment by (Record 659): 84 Yeas, 50 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bell, C.; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Bucy; Burns; Burrows; Button; Campos; Cole; Collier; Cortez; Craddick; Cunningham; Darby; Davis; Dorazio; Dutton; Flores; Frazier; Gámez; García; Geren; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kitzman; Klick; Lalani; Longoria; Lopez, R.; Lozano; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Orr; Ortega; Perez; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thimesch; Thompson, S.; Turner; VanDeaver; Vo; Wu; Zwiener.

Nays — Ashby; Bailes; Buckley; Bumgarner; Cain; Canales; Capriglione; Clardy; Cook; Dean; DeAyala; Frank; Gates; Gerdes; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Isaac; Lambert; Landgraf; Leo-Wilson; Lujan; Metcalf; Morrison; Murr; Noble; Oliverson; Patterson; Price; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Gervin-Hawkins; King, K.; Kuempel; Leach.

Absent — Bonnen; Guillen; Jetton; Lopez, J.; Paul; Plesa; Ramos; Reynolds; Thompson, E.; Walle.

**STATEMENTS OF VOTE**

When Record No. 659 was taken, I was in the house but away from my desk. I would have voted no.

Jetton

When Record No. 659 was taken, I was excused because of important business. I would have voted no.

Leach

When Record No. 659 was taken, I was in the house but away from my desk. I would have voted no.

J. Lopez

When Record No. 659 was taken, I was in the house but away from my desk. I would have voted yes.

Plesa

When Record No. 659 was taken, I was in the house but away from my desk. I would have voted yes.

Ramos

**CSHB 3075 ON SECOND READING  
(by Kacal)**

**CSHB 3075**, A bill to be entitled An Act relating to the operation of an unmanned aircraft over a correctional facility or detention facility; creating a criminal offense.

**CSHB 3075** was passed to engrossment.

**CSHB 3192 ON SECOND READING  
(by Lujan, Guillen, Klick, Goldman, et al.)**

**CSHB 3192**, A bill to be entitled An Act relating to the designation of fentanyl poisoning for purposes of the death certificate.

**CSHB 3192** was passed to engrossment.

**HB 3414 ON SECOND READING  
(by Oliverson)**

**HB 3414**, A bill to be entitled An Act relating to data or information collected by the statewide all payor claims database and the composition of the stakeholder advisory group.

**HB 3414** was passed to engrossment.

**HB 2696 ON SECOND READING  
(by Howard, Cook, Bowers, et al.)**

**HB 2696**, A bill to be entitled An Act relating to the prosecution of the offense of sexual assault.

A record vote was requested.

**HB 2696** was passed to engrossment by (Record 660): 101 Yeas, 38 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bailes; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dorazio; Dutton; Flores; Frank; Gámez; Garcia; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; Klick; Lalani; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Romero; Rose; Rosenthal; Schatzline; Shaheen; Sherman; Shine; Slaton; Smith; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Bonnen; Bumgarner; Cain; Clardy; Dean; DeAyala; Frazier; Gates; Gerdes; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Isaac; Jetton; Kitzman; Leo-Wilson; Metcalf; Murr; Noble; Patterson; Rogers; Schaefer; Slawson; Smithee; Spiller; Stucky; Swanson; Tepper; Timesch; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Gervin-Hawkins; King, K.; Kuempel; Leach.

Absent — Geren; King, T.; Oliverson; Reynolds; Schofield.

#### STATEMENTS OF VOTE

When Record No. 660 was taken, I was shown voting yes. I intended to vote no.

Hull

When Record No. 660 was taken, I was excused because of important business. I would have voted no.

Leach

When Record No. 660 was taken, I was shown voting yes. I intended to vote no.

Paul

#### SB 2144 ON SECOND READING

(Cook, Capriglione, Guerra, Bucy, Noble, et al. - House Sponsors)

**SB 2144**, A bill to be entitled An Act relating to advanced air mobility technology.

**SB 2144** was considered in lieu of **HB 2678**.

(Gervin-Hawkins now present)

A record vote was requested.

**SB 2144** was passed to third reading by (Record 661): 131 Yeas, 8 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kitzman; Klick; Lalani; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Slawson; Smith; Smithee; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Troclair; Turner; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Cain; Hayes; Isaac; Schaefer; Slaton; Spiller; Toth; Vasut.

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

Absent, Excused — King, K.; Kuempel; Leach.

Absent — Gervin-Hawkins; Hefner; Leo-Wilson; Reynolds; Schatzline.

### STATEMENTS OF VOTE

When Record No. 661 was taken, I was shown voting yes. I intended to vote no.

Harrison

When Record No. 661 was taken, I was in the house but away from my desk. I would have voted no.

Hefner

When Record No. 661 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

When Record No. 661 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 661 was taken, I was shown voting yes. I intended to vote no.

Wilson

**HB 2678 - LAID ON THE TABLE SUBJECT TO CALL**

Representative Cook moved to lay **HB 2678** on the table subject to call.

The motion prevailed.

**LEAVE OF ABSENCE GRANTED**

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

Reynolds on motion of Davis.

**HB 2478 ON SECOND READING  
(by Klick)**

**HB 2478**, A bill to be entitled An Act relating to an annual report regarding certain newborn screening tests.

**Amendment No. 1**

Representative Klick offered the following amendment to **HB 2478**:

Amend **HB 2478** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 33.052, Health and Safety Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) The department may use money appropriated under Subsection (a) to ensure that the laboratory established by the department or a laboratory approved by the department under Section 33.016 is available seven days a week to perform screening tests required by the department under Section 33.011.

Amendment No. 1 was adopted.

**Amendment No. 2**

Representative Klick offered the following amendment to **HB 2478**:

Amend **HB 2478** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Chapter 47, Health and Safety Code, is amended by adding Section 47.0032 to read as follows:

Sec. 47.0032. TESTING FOR CONGENITAL CYTOMEGALOVIRUS. (a) In this section, "congenital cytomegalovirus" has the meaning assigned by Section 46.001.

(b) If a newborn or infant does not pass the hearing screening performed under Section 47.003, the program that performed the screening shall perform or cause to be performed a test for congenital cytomegalovirus on the newborn or infant unless the newborn's or infant's parent declines the test.

(c) If the newborn or infant receives a positive test for congenital cytomegalovirus, the entity that performed the test shall provide the newborn's or infant's parents with:

(1) the results of the test;

(2) information on the potential effects of congenital cytomegalovirus and the available treatment options; and

(3) a referral to an appropriate physician or facility for the treatment of congenital cytomegalovirus.

SECTION \_\_\_\_\_. Section 47.0032, Health and Safety Code, as added by this Act, applies only to a newborn or infant hearing screening performed on or after the effective date of this Act.

Amendment No. 2 was adopted.

**HB 2478**, as amended, was passed to engrossment.

(Speaker in the chair)

### **HB 2337 ON SECOND READING (by Oliverson)**

**HB 2337**, A bill to be entitled An Act relating to the provision of certain intensive outpatient services and partial hospitalization services under Medicaid.

A record vote was requested.

**HB 2337** was passed to engrossment by (Record 662): 118 Yeas, 24 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.J.; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kitzman; Klick; Lalani; Lambert; Landgraf; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Sherman; Shine; Smith; Smithee; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Cain; Dean; Dorazio; Harris, C.E.; Harrison; Hayes; Hefner; Hull; Isaac; Murr; Noble; Patterson; Schaefer; Schatzline; Slaton; Slawson; Spiller; Stucky; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — King, K.; Kuempel; Leach; Reynolds.

Absent — Bryant; Goldman; Ramos.



**STATEMENTS OF VOTE**

When Record No. 662 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 662 was taken, I was in the house but away from my desk. I would have voted yes.

Bryant

When Record No. 662 was taken, I was excused because of important business. I would have voted no.

Leach

When Record No. 662 was taken, I was shown voting yes. I intended to vote no.

Leo-Wilson

When Record No. 662 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 662 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 662 was taken, I was in the house but away from my desk. I would have voted yes.

Ramos

**HB 173 ON SECOND READING**

(by Klick, et al.)

**HB 173**, A bill to be entitled An Act relating to the licensing and regulation of genetic counselors; requiring an occupational license; authorizing a fee.

A record vote was requested.

**HB 173** was passed to engrossment by (Record 663): 116 Yeas, 26 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kitzman; Klick; Lalani; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.;

Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smith; Smithee; Stucky; Swanson; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bumgarner; Burns; Cain; Dean; Gerdes; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Isaac; Leo-Wilson; Murr; Patterson; Schaefer; Schatzline; Shaheen; Slaton; Slawson; Spiller; Tepper; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — King, K.; Kuempel; Leach; Reynolds.

Absent — Bryant; Jetton; Ramos.

### STATEMENTS OF VOTE

When Record No. 663 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 663 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 663 was taken, I was in the house but away from my desk. I would have voted yes.

Bryant

When Record No. 663 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 663 was taken, I was excused because of important business. I would have voted no.

Leach

When Record No. 663 was taken, I was in the house but away from my desk. I would have voted yes.

Ramos

When Record No. 663 was taken, I was shown voting yes. I intended to vote no.

Swanson

### 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. 4).

**CSHB 134 ON SECOND READING****(by Bernal, Bonnen, et al.)**

**CSHB 134**, A bill to be entitled An Act relating to Medicaid and child health plan program coverage and reimbursement for childhood cranial remodeling orthosis.

A record vote was requested.

**CSHB 134** was passed to engrossment by (Record 664): 120 Yeas, 21 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Kitzman; Klick; Lalani; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smith; Smithee; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Dean; Harris, C.J.; Harrison; Hayes; Hefner; Isaac; Murr; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Spiller; Stucky; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — King, K.; Kuempel; Leach; Reynolds.

Absent — Bryant; Jetton; Kacal; Leo-Wilson.

**STATEMENTS OF VOTE**

When Record No. 664 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 664 was taken, I was in the house but away from my desk. I would have voted yes.

Bryant

When Record No. 664 was taken, I was in the house but away from my desk. I would have voted no.

Jetton

When Record No. 664 was taken, I was excused because of important business. I would have voted no.

Leach

When Record No. 664 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 664 was taken, I was shown voting yes. I intended to vote no.

Swanson

## HB 276 ON SECOND READING

(by Cortez)

**HB 276**, A bill to be entitled An Act relating to the regulation by a municipality or property owners' association of food production on single-family residential lots.

A record vote was requested.

**HB 276** was passed to engrossment by (Record 665): 107 Yeas, 34 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Capriglione; Cole; Cook; Cortez; Cunningham; Darby; DeAyala; Dutton; Flores; Garcia; Gates; Gervin-Hawkins; González, J.; Goodwin; Guerra; Guillen; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Howard; Hull; Isaac; Jetton; Johnson, J.E.; Jones, V.; Kitzman; Klick; Lalani; Landgraf; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Manuel; Martinez; Martinez Fischer; Metcalf; Meza; Moody; Morales, E.; Morales Shaw; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Raymond; Rogers; Romero; Rosenthal; Schaefer; Schatzline; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Canales; Clardy; Collier; Craddick; Davis; Dean; Frank; Frazier; Gámez; Gerdes; Geren; Goldman; Harless; Hinojosa; Holland; Hunter; Johnson, A.; Jones, J.; Kacal; King, T.; Lambert; Lujan; Meyer; Morales, C.; Morrison; Plesa; Price; Ramos; Raney; Rose; Schofield; Shaheen; Sherman; Thierry.

Present, not voting — Mr. Speaker(C).

Absent, Excused — King, K.; Kuempel; Leach; Reynolds.

Absent — Bryant; Dorazio; González, M.; Johnson, J.D.

**STATEMENTS OF VOTE**

When Record No. 665 was taken, I was in the house but away from my desk. I would have voted no.

Bryant

When Record No. 665 was taken, I was in the house but away from my desk. I would have voted yes.

Dorazio

When Record No. 665 was taken, I was shown voting yes. I intended to vote no.

Isaac

**HB 272 ON SECOND READING**

(by J.E. Johnson)

**HB 272**, A bill to be entitled An Act relating to the terminology used to refer to an individualized education program team.

**Amendment No. 1**

Representative Goodwin offered the following amendment to **HB 272**:

Amend **HB 272** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 29.003, Education Code, is amended by amending Subsection (b) and adding Subsection (c) to read as follows:

(b) A student is eligible to participate in a school district's special education program if the student:

(1) is not more than 21 years of age and has a visual or auditory impairment that prevents the student from being adequately or safely educated in public school without the provision of special services; or

(2) is at least three but not more than 21 years of age and has one or more of the following disabilities that prevents the student from being adequately or safely educated in public school without the provision of special services:

- (A) physical disability;
- (B) intellectual or developmental disability;
- (C) emotional dysregulation [~~disturbance~~];
- (D) learning disability;
- (E) autism;
- (F) speech disability; or
- (G) traumatic brain injury.

(c) In this section, "emotional dysregulation" has the meaning assigned to the term "emotional disturbance" by 34 C.F.R. Section 300.8(c)(4).

Amendment No. 1 was adopted.

**HB 272**, as amended, was passed to engrossment.

**CSHB 1673 ON SECOND READING**  
**(by Capriglione, Rose, E. Thompson, and Lalani)**

**CSHB 1673**, A bill to be entitled An Act relating to training requirements for staff members of certain assisted living facilities that provide care to persons with Alzheimer's disease and related disorders.

**Amendment No. 1**

Representative Noble offered the following amendment to **CSHB 1673**:

Amend **CSHB 1673** (house committee report) on page 2, line 9, immediately after the underlined period, by inserting the following:

Training hours completed by a staff member under this section may be credited toward any applicable training requirements the executive commissioner prescribes for assisted living facility managers or employees.

Amendment No. 1 was adopted.

**CSHB 1673**, as amended, was passed to engrossment.

**SB 861 ON SECOND READING**  
**(Buckley, et al. - House Sponsors)**

**SB 861**, A bill to be entitled An Act relating to coordination of vision and eye care benefits under certain health benefit plans and vision benefit plans.

**SB 861** was considered in lieu of **HB 1322**.

**SB 861** was passed to third reading.

**HB 1322 - LAID ON THE TABLE SUBJECT TO CALL**

Representative Buckley moved to lay **HB 1322** on the table subject to call.

The motion prevailed.

**HB 1184 ON SECOND READING**  
**(by Rose)**

**HB 1184**, A bill to be entitled An Act relating to access to criminal history record information for use in certain research or statistical projects.

**HB 1184** was passed to engrossment.

**HB 841 ON SECOND READING**  
**(by Ordaz, Leach, and Moody)**

**HB 841**, A bill to be entitled An Act relating to certain judicial statistics and related information gathered by the Texas Judicial Council.

**HB 841** was passed to engrossment.

**HB 626 ON SECOND READING**  
**(by Spiller, Sherman, Dean, and Ashby)**

**HB 626**, A bill to be entitled An Act relating to the salaries of sheriffs and to state assistance payments to offset the cost of sheriff's salaries in certain counties.

**HB 626** was passed to engrossment.

**HB 3956 ON SECOND READING**  
**(by Smith and Cook)**

**HB 3956**, A bill to be entitled An Act relating to the creation of DNA records for a person arrested for a felony offense and the expunction of DNA records in certain circumstances.

**HB 3956** was passed to engrossment.

**CSHB 4700 ON SECOND READING**  
**(by Clardy)**

**CSHB 4700**, A bill to be entitled An Act relating to the creation and operations of a health care provider participation program by the Nacogdoches County Hospital District.

A record vote was requested.

**CSHB 4700** was passed to engrossment by (Record 666): 122 Yeas, 20 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hayes; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kitzman; Klick; Lalani; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Cook; Cunningham; Dorazio; Harrison; Hefner; Metcalf; Noble; Patterson; Schaefer; Schatzline; Shaheen; Slaton; Slawson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — King, K.; Kuempel; Leach; Reynolds.

Absent — Bell, C.; Bonnen; Leo-Wilson.

**STATEMENTS OF VOTE**

When Record No. 666 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 666 was taken, I was excused because of important business. I would have voted no.

Leach

When Record No. 666 was taken, I was shown voting no. I intended to vote yes.

Schatzline

**CSHB 4844 ON SECOND READING**  
**(by Herrero)**

**CSHB 4844**, A bill to be entitled An Act relating to the use of a broker for the sale of real property by the Nueces County Hospital District.

**CSHB 4844** was passed to engrossment.

**CSHB 4885 ON SECOND READING**  
**(by Landgraf, Lozano, and Morales Shaw)**

**CSHB 4885**, A bill to be entitled An Act relating to programs established and funded under the Texas emissions reduction plan.

**Amendment No. 1**

Representative Landgraf offered the following amendment to **CSHB 4885**:

Amend **CSHB 4885** (house committee printing) on page 9, line 24, by striking "or [~~and~~] transmission" and substituting "[~~and~~] transmission, or refining".

Amendment No. 1 was adopted.

**Amendment No. 2**

Representative Morales Shaw offered the following amendment to **CSHB 4885**:

Amend **CSHB 4885** as follows:

(1) On page 5, line 6, strike 2.5 and substitute 3.5.

(2) On page 3, between lines 8 and 9, insert the following:

SECTION 2. Section 386.154, Health and Safety Code, is amended by amending Subsection (e) and adding Subsection (f) to read as follows:

(e) The incentive under Subsection (d) is limited to [~~2~~]4,000 vehicles for each state fiscal biennium.

(f) Notwithstanding Subsections (c) and (e), and subject to Section 386.252(a)(11), at the beginning of the second state fiscal year of the biennium, the commission shall adjust the initial vehicle limitations provided under Subsections (c) and (e) based on demand for incentives under this section during the precedeing state fiscal year.

(3) Renumber the subsequent SECTIONS appropriately.

Amendment No. 2 was adopted.



**Amendment No. 3**

Representative Zwiener offered the following amendment to **CSHB 4885**:

Amend **CSHB 4885** (house committee printing) on page 5 as follows:

(1) On line 9, strike "\$216,000" and substitute "\$500,000 [~~\$216,000~~]".

(2) Strike lines 13 and 14 and substitute the following:

emissions reductions for the state implementation plan that are obtained through:

(A) wind and other renewable energy resources;

(B) energy efficiency programs administered by the Public Utility Commission of Texas or the State Energy Conservation Office; or

(C) the implementation of advanced building energy codes [~~for the state implementation plan~~];

Amendment No. 3 was adopted.

A record vote was requested.

**CSHB 4885**, as amended, was passed to engrossment by (Record 667): 105 Yeas, 34 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harris, C.J.; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Lalani; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murr; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Ramos; Raymond; Rogers; Romero; Rose; Rosenthal; Schofield; Sherman; Shine; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bumgarner; Cain; Cook; Dorazio; Gates; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Holland; Isaac; Kitzman; Noble; Patterson; Price; Raney; Schaefer; Schatzline; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — King, K.; Kuempel; Leach; Reynolds.

Absent — Cunningham; Jetton; Klick; Leo-Wilson; Lozano; Morrison.

**STATEMENTS OF VOTE**

When Record No. 667 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 667 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 667 was taken, I was shown voting no. I intended to vote yes.

Kitzman

When Record No. 667 was taken, I was excused because of important business. I would have voted no.

Leach

**CSHB 3577 ON SECOND READING**  
**(by E. Thompson)**

**CSHB 3577**, A bill to be entitled An Act relating to the issuance of title to a salvage pool operator for certain motor vehicles.

**Amendment No. 1**

On behalf of Representative E. Thompson, Representative Canales offered the following amendment to **CSHB 3577**:

Amend **CSHB 3577** (house committee report) on page 2 of the bill as follows:

- (1) On line 13, strike "60th" and substitute "45th".
- (2) On line 19, strike "30th and 45th" and substitute "25th and 35th".
- (3) On line 26, strike "61st" and substitute "46th".
- (4) On line 26, between "date" and "notice", insert "initial".

Amendment No. 1 was adopted.

**CSHB 3577**, as amended, was passed to engrossment.

**CSHB 3754 ON SECOND READING**  
**(by Talarico)**

**CSHB 3754**, A bill to be entitled An Act relating to a suit for dissolution of a marriage and associated suit affecting the parent-child relationship when a party is pregnant.

**CSHB 3754** was passed to engrossment.

**CSHB 3550 ON SECOND READING**  
**(by Rose, Jetton, et al.)**

**CSHB 3550**, A bill to be entitled An Act relating to standards for and services provided by prescribed pediatric extended care centers.

**Amendment No. 1**

Representative Rose offered the following amendment to **CSHB 3550**:

Amend **CSHB 3550** (house committee report) by striking page 3, line 23, through page 4, line 19 and substituting the following:

(b) In adopting rules under Subsection (a), the executive commissioner may not:

(1) authorize a center to combine documentation for transportation with documentation for other services provided by the center;

(2) condition reimbursement for transportation services on:

(A) obtaining the signature of a client's parent, guardian, or other responsible adult on each occasion the client boards or deboards the transportation; or

(B) obtaining any confirmation of the exact time the client boards or deboards the transportation; or

(3) condition reimbursement of non-transportation services on:

(A) a client's decision to use transportation services on a specific date or on an ongoing basis; or

(B) a center's obtaining and maintaining transportation documentation.

Amendment No. 1 was adopted.

**CSHB 3550**, as amended, was passed to engrossment.

**CSHB 3490 ON SECOND READING**  
**(by Rogers and Raymond)**

**CSHB 3490**, A bill to be entitled An Act relating to the notice and compensation a municipality must provide before revoking the right to use property for a use that was allowed before the adoption of or change to a zoning regulation or boundary.

Representative Rogers moved to postpone consideration of **CSHB 3490** until 10 a.m. Wednesday, May 3.

The motion prevailed.

**MESSAGE FROM THE SENATE**

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 5).

**COMMITTEE MEETING ANNOUNCEMENT**

At 6:28 p.m., the following committee meeting was announced:

Urban Affairs, upon final recess today, Desk 89, for a formal meeting, to consider pending, referred, and committee business.

**HB 3466 ON SECOND READING**  
**(by Campos)**

**HB 3466**, A bill to be entitled An Act relating to the administration of a grant program for the establishment and expansion of community collaboratives.

A record vote was requested.

**HB 3466** was passed to engrossment by (Record 668): 105 Yeas, 38 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; García; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Howard; Jetton; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kitzman; Klick; Lalani; Lambert; Longoria; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Perez; Plesa; Price; Ramos; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Sherman; Shine; Smithee; Spiller; Stucky; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Bumgarner; Burns; Cain; Cook; Dorazio; Gates; Gerdes; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Landgraf; Leo-Wilson; Lopez, J.; Metcalf; Murr; Patterson; Paul; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Swanson; Tepper; Tinderholt; Toth; Troxclair; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — King, K.; Kuempel; Leach; Reynolds.

Absent — Johnson, J.D.; Vasut.

### STATEMENTS OF VOTE

When Record No. 668 was taken, I was shown voting no. I intended to vote yes.

Hull

When Record No. 668 was taken, I was shown voting no. I intended to vote yes.

Hunter

When Record No. 668 was taken, I was excused because of important business. I would have voted no.

Leach

When Record No. 668 was taken, my vote failed to register. I would have voted no.

Vasut

### HB 1759 ON SECOND READING (by Bucy)

**HB 1759**, A bill to be entitled An Act relating to ticket sales for charitable raffles conducted by the charitable foundations of certain professional sports teams.

**Amendment No. 1**

Representative Bucy offered the following amendment to **HB 1759**:

Amend **HB 1759** (house committee printing) as follows:

(1) On page 1, line 6, strike "and (a-2)" and insert ", (a-2), and (a-3) and amending Subsection (d)".

(2) On page 1, line 15, between "(a-2)" and "Raffle", insert the following:  
Raffle tickets for a charitable raffle conducted under Subsection (a) may be sold only during the period beginning when the venue opens to attendees of the game or rodeo event and ending when the draw to determine the prize winners for the raffle concludes.

(a-3)

(3) On page 1, between lines 17 and 18, insert the following:

(d) Only persons 18 years of age or older may purchase raffle tickets in a charitable raffle conducted under this chapter. A professional sports team charitable foundation that conducts a charitable raffle under Subsection (a) shall contract with a third-party vendor to ensure only persons 18 years of age or older purchase tickets for the raffle.

Amendment No. 1 was adopted.

A record vote was requested.

**HB 1759**, as amended, was passed to engrossment by (Record 669): 84 Yeas, 59 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Burrows; Campos; Clardy; Cole; Collier; Cook; Cortez; Davis; Flores; Frazier; Gámez; Garcia; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Klick; Lalani; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Ordaz; Orr; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Romero; Rose; Rosenthal; Sherman; Shine; Talarico; Thierry; Thimesch; Thompson, S.; Troxclair; Turner; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Button; Cain; Canales; Capriglione; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Frank; Gerdes; Goldman; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Kitzman; Lambert; Landgraf; Leo-Wilson; Metcalf; Meyer; Murr; Noble; Oliverson; Patterson; Paul; Price; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — King, K.; Kuempel; Leach; Reynolds.

Absent — Dutton; Longoria.

### STATEMENTS OF VOTE

When Record No. 669 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 669 was taken, I was excused because of important business. I would have voted no.

Leach

### COMMITTEE MEETING ANNOUNCEMENT

At 6:31 p.m., the following committee meeting was announced:

Juvenile Justice and Family Issues, upon final recess today, Desk 115, for a formal meeting, to consider pending, referred, and committee business.

#### HB 1290 ON SECOND READING

(by Campos)

**HB 1290**, A bill to be entitled An Act relating to the confiscation or misappropriation by a nursing facility of certain federal payments to a Medicaid recipient; increasing an administrative penalty.

**HB 1290** was passed to engrossment.

#### CSHB 2957 ON SECOND READING

(by Bumgarner, Lujan, Neave Criado, Stucky, et al.)

**CSHB 2957**, A bill to be entitled An Act relating to periodic occupational cancer screenings for firefighters.

#### Amendment No. 1

Representative Bumgarner offered the following amendment to **CSHB 2957**:

Amend **CSHB 2957** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. This Act may be cited as the Wade Cannon Act.

Amendment No. 1 was adopted.

**CSHB 2957**, as amended, was passed to engrossment.

### RESOLUTIONS CALENDAR

The chair laid before the house the following resolutions on committee report:

#### CSHCR 12

(by R. Lopez)

**CSHCR 12**, Designating September 22 as Texas Veterans Suicide Prevention Day for a 10-year period ending in 2033.

**CSHCR 12** was adopted by (Record 670): 144 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kitzman; Klick; Lalani; Lambert; Landgraf; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slaton; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — King, K.; Kuempel; Leach; Reynolds.

Absent — Neave Criado.

### **HCR 30**

**(by Guerra, Darby, Anchía, E. Morales, et al.)**

**HCR 30**, Expressing support for geothermal energy production.

**HCR 30** was adopted by (Record 671): 144 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kitzman; Klick; Lalani; Lambert; Landgraf; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Sherman; Shine; Slawson; Smith;

Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Slaton.

Present, not voting — Mr. Speaker(C).

Absent, Excused — King, K.; Kuempel; Leach; Reynolds.

**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.)

**RECESS**

Representative Darby moved that the house recess until 9 a.m. tomorrow.

The motion prevailed.

The house accordingly, at 6:39 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**

**SB 135** to Human Services.

**SB 330** to State Affairs.

**SB 397** to Elections.

**SB 532** to Higher Education.

**SB 565** to Land and Resource Management.

**SB 569** to Judiciary and Civil Jurisprudence.

**SB 730** to Public Health.

**SB 763** to Public Education.

**SB 813** to Environmental Regulation.

**SB 840** to Criminal Jurisprudence.



**SB 1155** to County Affairs.

**SB 1371** to Pensions, Investments, and Financial Services.

**SB 1517** to Higher Education.

**SB 1615** to Licensing and Administrative Procedures.

**SB 1794** to County Affairs.

**SB 1866** to State Affairs.

**SB 2059** to Higher Education.

**SB 2173** to Public Health.

**SB 2509** to Business and Industry.

**SB 2565** to Public Education.

**SCR 24** to Culture, Recreation, and Tourism.

### 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 27, 2023

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 147** Kolkhorst

Relating to the purchase of or acquisition of title to real property by certain aliens or foreign entities.

**SB 491** Hughes

Relating to building height restrictions in certain municipalities.

**SB 1031** Hall

Relating to studies or surveys on children's sexual behavior conducted at or by a public primary or secondary school or by a public or private institution of higher education or another person; creating criminal offenses; imposing civil penalties.

**SB 1050** Hughes

Relating to the authority of a natural gas local distribution company to offer energy conservation programs.

**SB 1075** King

Relating to facilities and construction machinery used to respond to power outages.

**SB 1534** Schwertner

Relating to restrictions on covenants not to compete for physicians and certain other health care practitioners.

**SB 1585** Sparks

Relating to certain proceedings in juvenile court for children with mental illness and intellectual disabilities.

**SB 1639** Zaffirini

Relating to prohibitions in connection with ticket sales on an Internet website; providing a civil penalty.

**SB 2035** Bettencourt

Relating to the issuance of certain anticipation notes and certificates of obligation.

**SB 2136** Creighton

Relating to measures to support public secondary and postsecondary American history and civics education, including the satisfaction of curriculum requirements in American History at institutions of higher education and the establishment of the American History and Civics Project.

Respectfully,  
Patsy Spaw  
Secretary of the Senate

**Message No. 2**

MESSAGE FROM THE SENATE  
SENATE CHAMBER

Austin, Texas

Thursday, April 27, 2023 - 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:  
LOCAL AND UNCONTESTED CALENDAR

**HB 109** Johnson, Julie SPONSOR: Zaffirini  
Relating to health benefit coverage for hearing aids for children and adults.

**HB 450** Craddick SPONSOR: Hughes  
Relating to a cause of action for the bad faith washout of an overriding royalty interest in an oil and gas lease.

**SB 187** Miles

Relating to failure to report assault, neglect, or omission of care in certain group homes; creating a criminal offense.

**SB 188** Miles

Relating to criminal history record information checks for applicants for employment and employees of group homes; creating a criminal offense.

**SB 246** Alvarado

Relating to the regulation of motor fuel metering devices and motor fuel quality.

**SB 403** Springer

Relating to a study on the adverse reactions and efficacy of COVID-19 vaccines.

**SB 427** Kolkhorst

Relating to requiring certain institutions of higher education to enter into an agreement to offer undergraduate courses in Texas History.

**SB 469** Springer

Relating to the eligibility of certain political subdivisions to receive certain financial assistance administered by the Texas Water Development Board.

**SB 490** Hughes

Relating to itemized billing for health care services and supplies provided by health care providers.

**SB 622** Parker

Relating to the disclosure of certain prescription drug information by a health benefit plan.

**SB 638** Springer

Relating to the procedures for acting on a permit or permit amendment application by a groundwater conservation district and the disqualification of board members of groundwater conservation districts.

**SB 699** Eckhardt

Relating to the continuation of a health care provider participation program by a certain hospital district.

**SB 720** Paxton

Relating to the authority of certain municipalities to receive certain tax revenue derived from a hotel and convention center project and to pledge certain tax revenue for the payment of obligations related to the project.

**SB 726** Kolkhorst

Relating to enhancing the criminal penalty for the offense of intoxication manslaughter in certain circumstances.

**SB 760** LaMantia

Relating to taking a blood specimen from the body of a deceased person during an inquest.

**SB 773** Parker

Relating to access to certain investigational drugs, biological products, and devices used in clinical trials by patients with severe chronic diseases.

- SB 849** Blanco  
Relating to the continuation and operations of a health care provider participation program by the El Paso County Hospital District.
- SB 943** Kolkhorst  
Relating to publication of notices by a governmental entity on the Internet websites of a newspaper and the Texas Press Association.
- SB 983** Paxton  
Relating to information maintained by certain municipally owned utilities that provide electricity services and cable, Internet, or broadband services.
- SB 1087** Schwertner  
Relating to authorization and reimbursement for certain examination fee subsidies paid for public school teachers and students.
- SB 1144** Hughes  
Relating to enrolling a public school student in a virtual education program as an alternative to expulsion.
- SB 1214** Schwertner  
Relating to hearing and public notice requirements regarding the conversion by a municipality of certain properties to house homeless individuals.
- SB 1219** Kolkhorst  
Relating to the confidentiality of fraud detection and deterrence and counterterrorism information under the public information law.
- SB 1242** LaMantia  
Relating to training for employees and operators of certain child-care facilities.
- SB 1248** Flores  
Relating to the prosecution of the offense of smuggling of persons.
- SB 1334** Creighton  
Relating to rates established by municipalities for water or sewer service for certain entities.
- SB 1367** Creighton  
Relating to the confidentiality of certain information for full-time employees of a county courthouse, the Office of Court Administration of the Texas Judicial System, or the Texas Indigent Defense Commission and the employees' family members.
- SB 1379** Parker  
Relating to a pilot program to increase the financial independence of foster youth who are transitioning to independent living.
- SB 1412** Hughes  
Relating to regulation of accessory dwelling units by political subdivisions.
- SB 1433** Hinojosa  
Relating to procedures for the emergency detention of certain persons with mental illness.

- SB 1447** Miles  
Relating to a training program for persons investigating suspected child abuse or neglect.
- SB 1449** Miles  
Relating to the authority of the Harris County Hospital District to employ and commission peace officers.
- SB 1475** Creighton  
Relating to licensure and training requirements for school marshals.
- SB 1529** Miles  
Relating to notice to property owners regarding certain stationary LP-gas installations.
- SB 1565** Hughes  
Relating to requiring the establishment of policy frameworks for research security at public institutions of higher education.
- SB 1607** Kolkhorst  
Relating to prohibiting the imposition of a monetary fine or penalty for a violation of a money services business's terms of service agreement; providing a civil penalty.
- SB 1644** Parker  
Relating to the regulation of state banks.
- SB 1645** Parker  
Relating to the hearings officer of the Texas Department of Banking.
- SB 1646** Parker  
Relating to the regulation of state trust companies.
- SB 1658** Hinojosa  
Relating to the collection and disclosure of certain public information.
- SB 1778** Alvarado  
Relating to the process for initiating, transferring, or terminating water or sewer service.
- SB 1817** Bettencourt  
Relating to investments in certain companies doing business in the Russian Federation.
- SB 1837** Hinojosa  
Relating to the use of municipal hotel occupancy tax revenue by certain municipalities.
- SB 1969** Bettencourt  
Relating to increasing the criminal penalty for certain offenses committed on or near the premises of a day-care center, school, or postsecondary educational institution.
- SB 1985** Hughes

Relating to the reestablishment of the committee to study the formation of a Texas Bicentennial Commission.

**SB 1999** Bettencourt

Relating to the calculation of the unused increment rate of a taxing unit.

**SB 2005** LaMantia

Relating to the form of an appraisal review board order determining a protest.

**SB 2052** Nichols

Relating to permit fees for groundwater wells imposed by the Southeast Texas Groundwater Conservation District.

**SB 2101** Miles

Relating to certain notifications related to the rights of crime victims.

**SB 2106** Zaffirini

Relating to the Judicial Branch Certification Commission; authorizing the Supreme Court of Texas to adopt rules on ineligibility to renew a certification, registration, or license issued by the commission; specifying conditions for the imposition of administrative sanctions by the commission.

**SB 2146** Parker

Relating to oversight by the comptroller of financial institution divestments from certain industries.

**SB 2192** Hall

Relating to the notice and petition for the creation of a municipal utility district in certain counties.

**SB 2193** LaMantia

Relating to programs established and operated by federally qualified health centers to provide primary care access to certain employees.

**SB 2214** Blanco

Relating to compensatory time off for certain state employees.

**SB 2258** Blanco

Relating to authorizing certain cities to change the date on which their general election for officers is held.

**SB 2277** Zaffirini

Relating to special appointments in suits affecting the parent-child relationship.

**SB 2292** Zaffirini

Relating to bond requirements for certain judges.

**SB 2350** Bettencourt

Relating to the voter-approval tax rate used to calculate the unused increment rate of a taxing unit for ad valorem tax purposes.

**SB 2474** Hinojosa

Relating to civil and administrative penalties assessed for violations of statutes or rules governing chemical dependency treatment facilities.

**SB 2493** Middleton

Relating to repairs made pursuant to a tenant's notice of intent to repair and the refund of a tenant's security deposit.

**SB 2538** Creighton

Relating to limitations on the automatic admission of undergraduate students to general academic teaching institutions.

**SB 2566** Zaffirini

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

**SB 2571** Creighton

Relating to the creation of the Montgomery County Municipal Utility District No. 225; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

**SB 2576** Zaffirini

Relating to the Open R Fresh Water Supply District of Caldwell County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

**SB 2583** Creighton

Relating to the eminent domain authority of the Crosby Municipal Utility District.

**SB 2603** Creighton

Relating to the creation of the Montgomery County Municipal Utility District No. 216; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, and taxes.

**SCR 38** Kolkhorst

Designating April 6 as Texas High School Coaches Day for a 10-year period ending in 2033.

**SCR 44** Kolkhorst

Granting Aransas County permission to sue Regional Pool Alliance and waiving Regional Pool Alliance's governmental immunity with respect to claims by Aransas County for and in connection with covered losses sustained from Hurricane Harvey.

Respectfully,  
Patsy Spaw  
Secretary of the Senate

**Message No. 3**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Thursday, April 27, 2023 - 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 471** Springer

Relating to the investigation by the Texas Commission on Environmental Quality of certain complaints.

**SB 577** Springer

Relating to regulation of food service establishments, retail food stores, mobile food units, roadside food vendors, temporary food service establishments, and food managers.

**SB 1592** LaMantia

Relating to the composition of the radiation advisory board.

**SB 1864** Middleton

Relating to certain placements for children in the conservatorship of the Department of Family and Protective Services.

**SB 1884** Flores

Relating to identification of and sanctions against certain foreign actors.

**SB 2017** Zaffirini

Relating to the regulation of hearing aids and the practices of audiology and the fitting and dispensing of hearing instruments.

**SB 2124** Creighton

Relating to an advanced mathematics program for public school students in middle school.

**SB 2133** Miles

Relating to emergency planning for the transportation of certain end stage renal disease facility patients during a declared disaster.

**SB 2208** Parker

Relating to the venue for the prosecution of an election offense.

**SB 2209** Hancock

Relating to the disclosure of information in department files of fire fighters or police officers and civilian oversight boards in certain municipalities.

**SB 2335** Middleton

Relating to the accreditation of public institutions of higher education.

**SB 2591** West

Relating to the appointment of the Department of Family and Protective Services and a child's parent or legal guardian as joint managing conservators for the child.

Respectfully,

Patsy Spaw

Secretary of the Senate



**Message No. 4**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Thursday, April 27, 2023 - 4

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 1098** Paxton  
Relating to the rights of a parent or guardian with a child in certain child-care facilities.

**SB 1705** Middleton  
Relating to nominations by primary election by certain political parties.

**SB 1970** Bettencourt  
Relating to the prosecution of certain criminal conduct involving a reckless driving exhibition or racing on a highway and to the forfeiture of contraband as a result of a reckless driving exhibition or racing on a highway.

**SB 2038** Bettencourt  
Relating to release of an area from a municipality's extraterritorial jurisdiction by petition or election.

**SB 2069** Bettencourt  
Relating to the required posting of signs regarding human trafficking penalties by certain schools.

**SB 2248** Zaffirini  
Relating to guardianships for persons who are incapacitated; changing a fee.

**SB 2368** Campbell  
Relating to the minimum number of instructional days provided by public schools.

Respectfully,  
Patsy Spaw  
Secretary of the Senate

**Message No. 5**

MESSAGE FROM THE SENATE  
SENATE CHAMBER  
Austin, Texas  
Thursday, April 27, 2023 - 5

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 1887** West

Relating to the requirements for the early college education program and the transfer of course credit among public institutions of higher education.

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 26**

Agriculture and Livestock - **HB 2945**

Community Safety, Select - **HB 2705, HB 3266, HB 4327**

Corrections - **HB 1355**

Criminal Jurisprudence - **HB 1383, HB 1528, HB 1833, HB 1896, HB 2093, HB 2338, HB 2380, HB 3025, HB 4164, HB 4216**

Culture, Recreation, and Tourism - **HB 4419, SB 1332, SB 1372**

Defense and Veterans' Affairs - **HB 2951**

Environmental Regulation - **HB 2290, HB 2827, HB 4932**

Higher Education - **HB 1361, HB 2177, HB 3140, HB 5146**

Homeland Security and Public Safety - **HB 410, HB 2395, HB 2650, HB 3362, HB 4318**

Insurance - **HB 1696, SB 861**

Judiciary and Civil Jurisprudence - **HB 525, HB 2770, HB 2893, HB 3129, HB 3145, HB 3675, HB 3860, HB 3952, HB 4083, HB 4085, HB 4381, HB 4504**

Land and Resource Management - **HB 1307, HB 1916, HB 2750, HB 2956, HB 3301, HB 4175, HB 5320, HB 5325, HB 5326, HB 5329, HB 5339, HB 5348, HB 5350, HB 5362, HB 5366**

Natural Resources - **HB 4444, HB 4891, SB 1226**

Pensions, Investments, and Financial Services - **HB 3827, HB 3886**

State Affairs - **HB 2470, HB 3096, HB 3668, HB 3730, HB 4349, HB 5174, HB 5260**

Transportation - **SB 2144**

Urban Affairs - **HB 1634, HB 2533, HB 3295, HB 4232**

Ways and Means - **HB 3727, HB 4980**

#### **ENGROSSED**

**April 26 - HB 18, HB 63, HB 87, HB 98, HB 159, HB 185, HB 290, HB 299, HB 527, HB 623, HB 683, HB 833, HB 964, HB 1067, HB 1242, HB 1275, HB 1393, HB 1394, HB 1535, HB 1555, HB 1598, HB 1603, HB 1621, HB 1636, HB 1689, HB 1708, HB 1755, HB 1971, HB 1989, HB 2071, HB 2194, HB 2453, HB 2459, HB 2460, HB 2466, HB 2544, HB 2574, HB 2664, HB 2681, HB 2871, HB 2891, HB 3053, HB 3060, HB 3125, HB 3993, HB 4018, HB 4140, HJR 107, HJR 125**

#### **ENROLLED**

**April 26 - HCR 99**

