

# HOUSE JOURNAL

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EIGHTY-EIGHTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

FIFTY-NINTH DAY — TUESDAY, MAY 9, 2023

The house met at 12:17 p.m. and was called to order by the speaker pro tempore.

The roll of the house was called and a quorum was announced present (Record 1307).

Present — Mr. Speaker; 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; Gates; Gerdes; Geren(C); 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; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Absent, Excused — Sherman.

Absent — Garcia; Slaton; Tinderholt.

### LEAVES OF ABSENCE GRANTED

On motion of Representative C.J. Harris and by unanimous consent, all members who were granted leaves of absence on the previous legislative day were granted leaves for this legislative day.

### RULES SUSPENDED

Representative C.J. Harris moved to suspend all necessary rules to take up and consider at this time, on third reading and final passage, the bills on the local, consent, and resolutions calendar which were considered on the previous legislative day.

The motion prevailed.

### **MOTION FOR ONE RECORD VOTE**

On motion of Representative C.J. Harris and by unanimous consent, the house agreed to use the first record vote taken for all those bills on the local, consent, and resolutions calendar that require a record vote on third reading and final passage, with the understanding that a member may record an individual vote on any bill with the journal clerk.

### **HR 1089 - GALLERY RECOGNITION**

REPRESENTATIVE BUTTON: Members and audience in the gallery, today we celebrate Asian American Day in the Capitol. We have almost 500 Asian Americans spread around and visiting.

Now, I want to take a moment to speak from my heart. I was born and raised in Taiwan and I am very proud of my Asian heritage and culture. I am extremely appreciative to be an Asian American and grateful for all the great opportunities this country has to offer. But in recent years—especially this year, due to the geopolitical environment—it has been tough for Asian Americans. I have been yelled at by strangers calling me a "Chinese \_\_\_\_\_." The next word, since I'm a lady I'm not going to repeat, but it starts with a "b"—a communist and a Chinese spy. I am sure many of my Asian American friends in the gallery have experienced even worse treatment. One young girl asked me, "Do I really have to do more to prove I am an American?" My answer is: Being an American is a privilege. If we do more for this great country of ours, we will make it even more wonderful. This country and this state are truly wonderful for many reasons. One of them is that the U.S. and Texas Constitutions ban discrimination regardless of national origin.

I want to say a special thanks to Speaker Phelan, the Asian American Day Celebration Committee—many of you are right here with me—and Chairman Hunter, please raise your hand. Chairman Hunter and Chairman Harris, who are diligently upholding those principles in the Texas House, we say Happy Asian American Day in the Texas House.

Okay, I don't want to take too much of the time. I know some of my colleagues who would like to say something. But let me acknowledge you. These are the leaders from the community and the business world that are here with us—some of them are from the Houston area. Please raise your hands if you're from the Houston area. Some are from DFW—the greater Dallas area, from San Antonio, Austin, and from the rest of Texas. We're so happy you're here.

### **HR 1089 - NAMES ADDED**

On motion of Representative Jetton, the names of all the members of the house were added to **HR 1089** as signers thereof.

### **REMARKS ORDERED PRINTED**

Representative C.J. Harris moved to print remarks by Representative Button on **HR 1089**.

The motion prevailed.

(Tinderholt now present)

**LOCAL, CONSENT, AND RESOLUTIONS CALENDAR  
THIRD READING**

The following bills which were considered on second reading on the previous legislative day on the local, consent, and resolutions calendar were laid before the house, read third time, and passed by the following record vote (members registering votes and the results of the vote are shown following the bill number).

(Record 1308): 142 Yeas, 0 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; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; 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; 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; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

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

Absent, Excused — Sherman.

Absent — Davis; Garcia; Reynolds; Slaton; Tinderholt.

**STATEMENT OF VOTE**

When Record No. 1308 was taken, I was in the house but away from my desk. I would have voted yes.

Tinderholt

**HB 35** (K. Bell, Cain, C.J. Harris, Oliverson, Schatzline, Slawson, Stucky, Thimesch, Toth, and Vasut - no) (132 - 10 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 139** (Patterson and Slawson - no) (140 - 2 - 2)

**HB 223** (Ashby, Cain, Capriglione, Cook, Craddick, Darby, Dean, DeAyala, C.J. Harris, Hull, K. King, Kuempel, Noble, Patterson, Price, Schatzline, Shine, Slawson, Spiller, Stucky, Thimesch, Toth, Troxclair, and Vasut - no) (118 - 24 - 2) (Harrison, Isaac, and Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 315** (Capriglione, Clardy, Cook, Craddick, DeAyala, Hull, K. King, Kuempel, Noble, Patterson, Price, Slawson, Spiller, Stucky, Thimesch, and Troxclair - no) (126 - 16 - 2) (Harrison, Isaac, Leach, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 824** (Cain, C.J. Harris, Patterson, Schatzline, Stucky, Thimesch, Toth, and Vasut - no) (134 - 8 - 2) (Harrison, Isaac, and Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 967** (Anderson, Ashby, Cain, Capriglione, Clardy, Cook, Craddick, Darby, Dean, DeAyala, C.J. Harris, Hefner, K. King, Kuempel, Noble, Patterson, Paul, Price, Schatzline, Shine, Spiller, Stucky, E. Thompson, Toth, Troxclair, and Vasut - no) (116 - 26 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 969** (Hull, Patterson, Slawson, and Tinderholt - no) (139 - 3 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 1094** (Bonnen, Capriglione, Cook, Craddick, Goldman, K. King, Kuempel, Noble, Oliverson, Patterson, Price, and Stucky - no) (130 - 12 - 2) (Isaac and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 1133** (Patterson and Stucky - no) (140 - 2 - 2)

**HB 1390** (Bonnen, Goldman, C.E. Harris, Oliverson, Patterson, and Thimesch - no) (136 - 6 - 2) (Isaac and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 1546** (Patterson and Thimesch - no) (140 - 2 - 2)

**HB 1579** (Capriglione, Cook, K. King, Kuempel, Noble, Stucky, and Troxclair - no) (135 - 7 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 1786** (Cain, C.J. Harris, Metcalf, Patterson, Schatzline, Stucky, Thimesch, Toth, and Vasut - no) (133 - 9 - 2) (Harrison, Isaac, and Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 347** (Patterson, Stucky, and Thimesch - no) (139 - 3 - 2)

**HB 2166** (K. Bell, Bumgarner, Lambert, Slawson, and Stucky - no) (137 - 5 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 2185** (Buckley, Burrows, Cain, Darby, Dean, DeAyala, Gerdes, C.E. Harris, C.J. Harris, Hull, Isaac, Leach, Leo-Wilson, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Stucky, Swanson, Thimesch, Toth, Vasut, and Wilson - no) (117 - 25 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 2187** (Stucky and Thimesch - no) (140 - 2 - 2)

**HB 2190** (Cain, Darby, C.J. Harris, Patterson, Schatzline, Stucky, Thimesch, Toth, and Vasut - no) (133 - 9 - 2) (Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 2201** (Ashby, Cain, Capriglione, Clardy, Cook, C.J. Harris, Hefner, Hull, Noble, Patterson, Schatzline, Shine, Slawson, Spiller, Stucky, Thimesch, Toth, Troxclair, and Vasut - no) (123 - 19 - 2) (Harrison, Isaac, and Leach requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 760** (Cook, Craddick, K. King, Kuempel, Patterson, Price, and Troxclair - no) (134 - 8 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 1191** (Thimesch - no) (141 - 1 - 2)

**SB 1187** (Ashby, K. Bell, Bonnen, Clardy, Cook, Darby, Dean, Goldman, Hefner, Hull, Noble, Oliverson, Patterson, Shine, Slawson, Thimesch, and Troxclair - no) (125 - 17 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 2600** (Stucky - no) (141 - 1 - 2)

**HB 2658** (Hull, Patterson, Slawson, and Stucky - no) (138 - 4 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 2671** (Patterson, Spiller, and Thimesch - no) (139 - 3 - 2)

**HB 2424** (Anderson, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Craddick, Darby, Dean, DeAyala, Dorazio, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hefner, Holland, Hull, Isaac, K. King, Kuempel, Lambert, Landgraf, Leach, Leo-Wilson, Metcalf, Murr, Noble, Oliverson, Patterson, Paul, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Swanson, Thimesch, E. Thompson, Tinderholt, Toth, Troxclair, VanDeaver, Vasut, and Wilson - no) (89 - 53 - 2)

**HB 2564** (Anderson, C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Darby, Dean, DeAyala, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hull, Isaac, K. King, Kuempel, Landgraf, Leach, Leo-Wilson, Metcalf, Murr, Oliverson, Patterson, Paul, Schaefer, Schatzline, Shine, Slawson, Smith, Stucky, Swanson, Thimesch, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (103 - 39 - 2)

**HB 2716** (Patterson, Stucky, and Thimesch - no) (139 - 3 - 2)

**HB 2948** (Thimesch - no) (141 - 1 - 2)

**HB 2969** (Bumgarner and Patterson - no) (140 - 2 - 2)

**HB 2975** (Ashby, Cain, Clardy, Darby, Dean, C.J. Harris, Hefner, Patterson, Schatzline, Shine, Stucky, Thimesch, Toth, and Vasut - no) (128 - 14 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 3055** (Ashby, Bonnen, Buckley, Burns, Burrows, Cain, Capriglione, Cook, Darby, Dean, DeAyala, Dorazio, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hull, Isaac, Landgraf, Leach, Leo-Wilson, Metcalf, Murr, Noble, Oliverson, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Swanson, Thimesch, Tinderholt, Toth, Troxclair, VanDeaver, Vasut, and Wilson - no) (101 - 41 - 2)

**HB 3257** (Patterson and Stucky - no) (140 - 2 - 2)

**HB 3288** (Ashby, Cain, Clardy, Darby, Dean, C.J. Harris, Hefner, Hull, Patterson, Schatzline, Shine, Slawson, Stucky, Thimesch, Toth, and Vasut - no) (126 - 16 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 1778** (Patterson, Stucky, and Thimesch - no) (139 - 3 - 2)

**HB 3436** (Cain, Craddick, C.J. Harris, Hull, Noble, Patterson, Schatzline, Slawson, Stucky, Thimesch, Toth, and Vasut - no) (130 - 12 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 3440** (Patterson, Stucky, and Thimesch - no) (139 - 3 - 2)

**HB 3460** (Buckley, Burrows, Cain, Darby, Dean, Dorazio, Gerdes, C.E. Harris, C.J. Harris, Hayes, Hefner, Hull, Isaac, Leach, Leo-Wilson, Patterson, Schaefer, Schatzline, Shine, Slawson, Stucky, Swanson, Thimesch, Tinderholt, Toth, Vasut, and Wilson - no) (116 - 26 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 3506**

**HB 3532** (Ashby, Clardy, Darby, Dean, Lambert, Shine, and Stucky - no) (135 - 7 - 2) (Isaac and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 3536** (Ashby, Cain, Clardy, Darby, Dean, C.J. Harris, Lambert, Schatzline, Shine, Stucky, Thimesch, Toth, and Vasut - no) (129 - 13 - 2)

**HB 3556** (K. King, Kuempel, and Patterson - no) (139 - 3 - 2)

**HB 3697** (Cain, Cook, Craddick, C.J. Harris, K. King, Kuempel, Noble, Patterson, Price, Schatzline, Stucky, Thimesch, Toth, and Vasut - no) (128 - 14 - 2) (Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 3699** (Cain, Cook, Craddick, C.J. Harris, Noble, Patterson, Price, Schatzline, Stucky, Thimesch, Toth, and Vasut - no) (130 - 12 - 2) (Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 3739**

**HB 3749** (Anderson, Ashby, C. Bell, Bonnen, Buckley, Bumgarner, Burrows, Cain, Capriglione, Clardy, Craddick, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hefner, Isaac, Lambert, Leach, Leo-Wilson, Metcalf, Noble, Oliverson, Patterson, Paul, Price, Schaefer, Schatzline, Shine, Smith, Stucky, Thimesch, E. Thompson, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (102 - 40 - 2)

**HB 3857** (Darby, Dean, Hull, Shine, and Slawson - no) (137 - 5 - 2)

**HB 3881** (Cain, C.J. Harris, Patterson, Schatzline, Stucky, Thimesch, Toth, and Vasut - no) (134 - 8 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 3987** (Ashby, Bonnen, Cain, Capriglione, Clardy, Cook, Craddick, Darby, Dean, Goldman, C.J. Harris, Hefner, Hull, Lambert, Noble, Oliverson, Patterson, Price, Schatzline, Shine, Slawson, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, and Vasut - no) (115 - 27 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 3991** (Hull, Lambert, Patterson, Slawson, Thimesch, and Tinderholt - no) (137 - 5 - 2)

**HB 4025** (Patterson, Stucky, Thimesch, and Tinderholt - no) (139 - 3 - 2) (Isaac and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 4110** (Hefner, Hull, Patterson, Slawson, Stucky, and Thimesch - no) (136 - 6 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 4123** (Patterson, Stucky, and Thimesch - no) (139 - 3 - 2)

**HB 4372** (Stucky - no) (141 - 1 - 2)

**HB 4382** (Patterson, Stucky, and Thimesch - no) (139 - 3 - 2)

**HB 4415** (Hull, Patterson, Slawson, and Thimesch - no) (138 - 4 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 4456** (K. Bell, Buckley, Burns, Burrows, Cain, Cook, Dorazio, Gerdes, Hayes, Holland, Isaac, Landgraf, Leach, Leo-Wilson, Metcalf, Murr, Noble, Patterson, Schaefer, Schatzline, Spiller, Thimesch, Tinderholt, Toth, Troxclair, VanDeaver, and Vasut - no) (116 - 26 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 4500** (Patterson and Thimesch - no) (140 - 2 - 2)

**HB 4524** (Bonnen, Bumgarner, Goldman, Hefner, Hull, Oliverson, Patterson, Slawson, Stucky, Thimesch, and Tinderholt - no) (132 - 10 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 4642** (Craddick, Noble, Plesa, Stucky, and Thimesch - no) (137 - 5 - 2) (Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 4645** (Anderson, Ashby, C. Bell, K. Bell, Bonnen, Buckley, Bumgarner, Burns, Burrows, Cain, Capriglione, Clardy, Cook, Craddick, Darby, Dean, DeAyala, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hefner, Holland, Hull, Isaac, K. King, Kuempel, Lambert, Landgraf, Leach, Leo-Wilson, Metcalf, Murr, Noble, Oliverson, Patterson, Paul, Price, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Swanson, Thimesch, E. Thompson, Tinderholt, Toth, Troxclair, VanDeaver, Vasut, and Wilson - no) (88 - 54 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 4655** (C. Bell, Bonnen, Buckley, Burns, Burrows, Cain, Cook, Dorazio, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Hull, Isaac, K. King, Kuempel, Landgraf, Leach, Leo-Wilson, Metcalf, Murr, Noble, Oliverson, Patterson, Price, Schaefer, Schatzline, Slawson, Smith, Swanson, Toth, Troxclair, VanDeaver, Vasut, and Wilson - no) (106 - 36 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 4820** (Cain, C.J. Harris, Hull, Patterson, Schatzline, Slawson, Stucky, and Vasut - no) (134 - 8 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 4861** (Stucky - no) (141 - 1 - 2)

**HB 4865** (C. Bell, K. Bell, Buckley, Burns, Burrows, Cain, Clardy, DeAyala, Gerdes, C.E. Harris, Hayes, Hefner, Holland, Isaac, Landgraf, Leach, Leo-Wilson, Metcalf, Murr, Patterson, Schaefer, Schatzline, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, VanDeaver, Vasut, and Wilson - no) (112 - 30 - 2) (Swanson requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 4868** (Ashby, Buckley, Burrows, Cain, Dean, Gerdes, C.E. Harris, C.J. Harris, Hayes, Isaac, Landgraf, Leach, Leo-Wilson, Metcalf, Murr, Patterson, Plesa, Schaefer, Schatzline, Shine, Smith, Stucky, Swanson, Thimesch, Tinderholt, Toth, Troxclair, VanDeaver, Vasut, and Wilson - no) (113 - 29 - 2)

**HB 4888** (Cain, C.J. Harris, Hull, Patterson, Schatzline, Slawson, Thimesch, Toth, and Vasut - no) (133 - 9 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)



**HB 4923** (Anderson, Ashby, Bonnen, Buckley, Burns, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Hull, Landgraf, Leach, Leo-Wilson, Metcalf, Murr, Oliverson, Paul, Schaefer, Schatzline, Shine, Spiller, Stucky, Swanson, Thimesch, E. Thompson, Tinderholt, Toth, VanDeaver, Vasut, and Wilson - no) (107 - 35 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5080** (Ashby, Cain, Capriglione, Clardy, Cook, Craddick, Darby, Dean, C.J. Harris, Hull, K. King, Kuempel, Lambert, Noble, Patterson, Price, Schatzline, Shine, Slawson, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, and Vasut - no) (117 - 25 - 2)

**HB 5103** (Patterson, Stucky, and Thimesch - no) (139 - 3 - 2)

**HB 5142** (Bonnen, Goldman, Oliverson, and Stucky - no) (138 - 4 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5175** (Anderson, Ashby, Cain, Clardy, Darby, Dean, C.J. Harris, Hull, Patterson, Paul, Schatzline, Shine, Slawson, Spiller, Stucky, Thimesch, E. Thompson, Tinderholt, Toth, and Vasut - no) (123 - 19 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5202** (Ashby, Capriglione, Clardy, Cook, Craddick, Darby, Dean, Noble, Price, Shine, Stucky, Thimesch, Tinderholt, and Troxclair - no) (129 - 13 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5225** (Anderson, Ashby, C. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Craddick, Darby, Dean, DeAyala, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Patterson, Paul, Price, Schaefer, Schatzline, Shine, Smith, Stucky, Swanson, Thimesch, E. Thompson, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (104 - 38 - 2)

**HB 5255** (C. Bell, Bonnen, Buckley, Cain, Darby, Dean, DeAyala, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hull, Isaac, K. King, Kuempel, Leo-Wilson, Metcalf, Oliverson, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Swanson, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (109 - 33 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5304** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, and Vasut - no) (107 - 35 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 2571** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (107 - 35 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5307** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (109 - 33 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5310** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (108 - 34 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5314** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (106 - 36 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5315** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (109 - 33 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5316** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (108 - 34 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 2580** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (107 - 35 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 2603** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (109 - 33 - 2)

**HB 5330** (Ashby, C. Bell, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (109 - 33 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5332** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (108 - 34 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5336** (K. Bell, Bonnen, Burrows, Goldman, Holland, Hull, Leach, Patterson, Slawson, Spiller, and Thimesch - no) (131 - 11 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5337** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (110 - 32 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5343** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (106 - 36 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5344** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (108 - 34 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5345** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer,

Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (107 - 35 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5349** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (106 - 36 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5357** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, and Vasut - no) (108 - 34 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5358** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (107 - 35 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5365** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (106 - 36 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5371** (Bonnen, Burrows, Darby, Goldman, Hull, Leach, Patterson, Slawson, and Thimesch - no) (133 - 9 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5372** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Cook, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (107 - 35 - 2)

**HB 5373** (K. Bell, Bonnen, Burrows, Cain, Capriglione, Gerdes, Goldman, C.J. Harris, Holland, Hull, K. King, Kuempel, Leach, Noble, Patterson, Schatzline, Slawson, Spiller, Stucky, Thimesch, Toth, and Vasut - no) (120 - 22 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5374** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (110 - 32 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5379** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, and Vasut - no) (109 - 33 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5380** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, and Vasut - no) (109 - 33 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5381** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, and Vasut - no) (109 - 33 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5382** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, and Vasut - no) (109 - 33 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5384** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (108 - 34 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5385** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (108 - 34 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5389** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (110 - 32 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5390** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Capriglione, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (106 - 36 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5391** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (110 - 32 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5393** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (108 - 34 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5394** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Holland, Hull, Isaac, Leach, Leo-Wilson, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Toth, Troxclair, Vasut, and Wilson - no) (111 - 31 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5398** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (110 - 32 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**HB 5399** (Ashby, K. Bell, Bonnen, Buckley, Burrows, Cain, Clardy, Darby, Dean, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hefner, Holland, Hull, Isaac, Leach, Leo-Wilson, Metcalf, Noble, Patterson, Schaefer, Schatzline, Shine, Slawson, Smith, Spiller, Stucky, Thimesch, Tinderholt, Toth, Troxclair, Vasut, and Wilson - no) (108 - 34 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 63** (Anderson, Bonnen, Cain, Craddick, Goldman, C.J. Harris, Hull, Oliverson, Patterson, Paul, Schatzline, Slawson, Spiller, Stucky, E. Thompson, Toth, and Vasut - no) (125 - 17 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 65** (Bonnen, Cain, Goldman, C.J. Harris, Oliverson, Patterson, Schatzline, Stucky, Toth, and Vasut - no) (132 - 10 - 2) (Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 188** (Ashby, Bonnen, Buckley, Cain, Clardy, Darby, Dean, DeAyala, Gerdes, Goldman, C.E. Harris, C.J. Harris, Hayes, Isaac, K. King, Kuempel, Lambert, Leo-Wilson, Oliverson, Patterson, Schatzline, Shine, Smith, Stucky, Swanson, Toth, Vasut, and Wilson - no) (114 - 28 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 578** (Anderson, Ashby, Clardy, Darby, Dean, Patterson, Paul, Shine, Spiller, Stucky, Thimesch, and E. Thompson - no) (130 - 12 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 656** (Anderson, Bonnen, Goldman, Oliverson, Patterson, Paul, Spiller, Stucky, Thimesch, and E. Thompson - no) (132 - 10 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 850** (Anderson, Ashby, Bonnen, Cain, Clardy, Darby, Dean, Goldman, C.J. Harris, Hefner, Hull, Oliverson, Patterson, Paul, Schatzline, Shine, Slawson, Spiller, Stucky, Thimesch, E. Thompson, Toth, and Vasut - no) (119 - 23 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 869** (Bonnen, Goldman, Noble, Oliverson, Patterson, Stucky, and Thimesch - no) (135 - 7 - 2)

**SB 870** (Bonnen, Goldman, Oliverson, Patterson, Stucky, and Thimesch - no) (136 - 6 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 1088** (Cain, C.J. Harris, Hull, Patterson, Schatzline, Thimesch, Toth, and Vasut - no) (134 - 8 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 1097** (Cain, C.J. Harris, Hull, Patterson, Schatzline, Slawson, Thimesch, Toth, and Vasut - no) (133 - 9 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 1112** (Patterson, Stucky, and Thimesch - no) (139 - 3 - 2) (Harrison requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 1188** (Ashby, Cain, Clardy, Darby, Dean, C.J. Harris, Holland, Hull, Noble, Patterson, Schatzline, Shine, Slawson, Stucky, Thimesch, Toth, and Vasut - no) (125 - 17 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 1260** (Patterson and Thimesch - no) (140 - 2 - 2)

**SB 1343** (Ashby, Cain, Clardy, Darby, Dean, C.J. Harris, Hull, Patterson, Shine, Slawson, Stucky, Thimesch, Toth, and Vasut - no) (128 - 14 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 1371** (Ashby, Bonnen, Clardy, Darby, Dean, Goldman, Hefner, Hull, Oliverson, Patterson, Shine, Slawson, Stucky, and Thimesch - no) (128 - 14 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 1524** (Cain, C.J. Harris, Hull, Patterson, Schatzline, Stucky, Thimesch, Toth, and Vasut - no) (133 - 9 - 2) (Harrison and Isaac requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 1598** (Patterson and Thimesch - no) (140 - 2 - 2)

**SB 1841** (Anderson, Ashby, Clardy, Craddick, Darby, Dean, Paul, Price, Shine, Spiller, Stucky, Thimesch, E. Thompson, and Troxclair - no) (128 - 14 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 2057** (Cook, Noble, Stucky, and Thimesch - no) (138 - 4 - 2) (Harrison, Isaac, and Schatzline requested to be recorded voting no after the deadline established by Rule 5, Section 52, of the House Rules.)

**SB 2196** (Buckley, Cain, Darby, Dean, Gerdes, C.E. Harris, C.J. Harris, Hull, Leo-Wilson, Patterson, Schatzline, Shine, Slawson, Swanson, Thimesch, Tinderholt, Toth, Vasut, and Wilson - no) (124 - 18 - 2)

**HB 3908** (Hull, Slawson, and Stucky - no) (139 - 3 - 2)

(Garcia now present)

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

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

(Speaker in the chair)



**BRYAN SLATON EXPELLED FROM  
THE HOUSE OF REPRESENTATIVES**

The Honorable Dade Phelan, speaker of the Texas House of Representatives, announced that the next order of business would be the privileged resolution expelling Bryan Slaton from the House of Representatives of the 88th Legislature, speaking as follows:

Members, before our debate begins, the chair will make a statement about the decorum expected in the chamber.

Disciplinary matters, by their very nature, involve personalities. Proper consideration of an expulsion resolution requires the house to admit references in debate to the conduct of the member being disciplined. This very narrow exception to the general rule against engaging in personalities allows references to a member's conduct when that conduct is the exact question the house is considering. While a wide range of discussion is permitted during debate on a disciplinary resolution, the use of personally abusive language is not allowed. Indecent language that is profane, vulgar, or obscene is also out of order.

On the question to be laid before the house momentarily, members must confine the remarks to the merits of the question of whether or not the member should be expelled. Members may not make remarks that constitute personalities with respect to the members on the Committee of General Investigating or other current members whose conduct is not subject of the resolution. The chair expects members will cooperate in maintaining a level of decorum that preserves the dignity of the Texas House and its proceedings. As always, the gallery will abstain from expression of approval or disapproval of today's proceedings. For orderly debate and without objection, equal time will be allowed to both sides.

Finally, under Rule 5, Section 38, a member speaking on the resolution may not be interrupted by another member for any purpose. All points of order must be submitted in writing to the chair.

The speaker recognized the Honorable Andrew Murr who called up the privileged resolution **HR 1542**, expelling Representative Bryan Slaton of Hunt County from the Texas House of Representatives of the 88th Legislature.

**HR 1542 - ADOPTED**

**(by Murr, A. Johnson, Geren, Longoria, and Spiller)**

The following privileged resolution was laid before the house:

**HR 1542**

BE IT RESOLVED, That pursuant to Section 11, Article III, Texas Constitution, Representative Bryan Slaton of Hunt County be, and is hereby, expelled from the House of Representatives of the 88th Legislature of the State of Texas.

The Honorable Andrew Murr stated that the Committee on General Investigating would participate in the process of the explanation of the resolution.

The Honorable Charlie Geren addressed the house, speaking as follows:

Stories have surfaced of inappropriate conduct by members of the Texas Legislature and concerns for staff safety at the Texas Capitol. In response, a work group was established by then speaker, Joe Straus, in 2017. I had the privilege of serving as chair of House Administration and we created a subcommittee to begin this work. Representative Donna Howard and Representative Linda Koop co-chaired a 10 member, bipartisan committee of representatives.

Rule 15, Article 9, of the Housekeeping Resolution and recent amendments to the House Personnel Manual are the direct result of our work group on the house sexual harassment policy. Rule 15 is unequivocal. All forms of harassment prohibited by law are against the policy of the house. Moreover, members, officers, and employees of the house are expected to promote public confidence in the integrity of the house by conducting themselves in a manner that is free of harassment in each setting related to the service of the member, officer, or employee and by reporting any harassment in the workplace for which they have direct personal knowledge. Rule 15 is the policy on which this house relies for guidance and promoting appropriate workplace conduct. The House Personnel Manual is likewise unequivocal.

The House of Representatives is committed to creating and maintaining a work environment in which all individuals are treated with dignity, decency, and respect. Discrimination, harassment of any kind—including sexual harassment and other forms of inappropriate workplace conduct—are unacceptable and will not be tolerated. Members, officers, and employees are expected to abstain from and discourage discrimination, harassment, and other forms of inappropriate workplace conduct. By enforcement of this policy and by the training of all members, officers, and employees, the house will seek to prevent, correct, and discipline behavior that violates this policy. With the support of three consecutive speakers—Speaker Joe Straus, Speaker Dennis Bonnen, and Speaker Dade Phelan—the Committee on House Administration, the Committee on General Investigating, and the full house have adopted and re-adopted these rules in 2019, 2021, and 2023.

Until now, we have not had a formal complaint of sexual harassment since 2011. However, we determined, in case a complaint was filed against a member of the house, an independent investigator would be appointed to avoid potential conflicts among memberships and how an investigation may influence our shared legislative work and obligations. In a valid complaint of sexual harassment, we may take prompt and effective remedial action in order to end the problem. To ensure fairness, we decided the best course would be to appoint an independent investigator to conduct interviews and submit a report to assist the General Investigating Committee in determining findings of facts and conclusions of law.

We all remember earlier this session completing our mandatory—for all house members and employees—in-person discrimination prevention and workplace conduct training. Bryan Slaton completed his on February 7, 2023. I was there when we started our work to ensure everyone in this building has a safe

working environment. We cannot ensure we won't have someone try to do something else again, but today we can ensure that, with this process that we all know, we will have their back.

The Honorable Oscar Longoria addressed the house, speaking as follows:

I am here today to provide a procedural overview of the House General Investigating Committee's recent investigation into complaints against Mr. Slaton. The committee followed the rules outlined in House General Investigating Committee Rules—specifically, investigation and resolution of complaints related to workplace conduct and Article 9, Appropriate Workplace Conduct found in our Housekeeping Resolution.

Three complaints were filed, all regarding Mr. Slaton. And all complaints contained the signatures by the complaining parties attesting to the veracity of the allegations subject to the penalty of perjury. Specifically, the complaints were received as follows:

Complaint One: On Wednesday, April 5, a complaint was e-mailed to General Investigating. On April 10, the same complaint was filed formally, in written form, in accordance with Article 9.03 of the Housekeeping Resolution for the Texas House of Representatives.

Complaint Two: On Wednesday, April 5, a complaint was e-mailed to General Investigating, and on April 20, the same complaint was filed formally, in written form, in accordance with Article 9.03 of the Housekeeping Resolution for the Texas House of Representatives.

Complaint Three: On April 11, a complaint was filed formally—written—in accordance with Article 9.03 of the Housekeeping Resolution for the Texas House of Representatives.

The respondent was served with all complaints on April 20 and 21. The committee proceeded with an investigation pursuant to Article 9 of the Housekeeping Resolution and in accordance with Article 9, Section 9.03(f), retained an independent investigator to conduct an independent report to submit to the committee. Judge Catherine Evans was selected. All individuals who filed complaints were interviewed by Judge Evans and had counsel with them. Furthermore, many witnesses referenced in the complaints met with Judge Evans and had legal counsel present. A detailed report was provided to the committee on May 1, 2023.

After the facts were reviewed by the committee, pursuant to Rule 9 of the committee rules, the committee determined that reasonable cause existed that Mr. Slaton had violated House Rules. The respondent was afforded a due process hearing on Thursday, May 4, 2023. The respondent appeared and had legal counsel. A confidential hearing was conducted pursuant to the rules. Upon conclusion of that hearing, a report containing findings of fact and conclusions of law was prepared in accordance with Committee Rule 11. The report was unanimously adopted by record vote. The committee followed the procedures outlined in Rule 11 of the committee rules and the committee unanimously recommends expulsion.

The Honorable David Spiller addressed the house, speaking as follows:

Pursuant to the committee rules of the House General Investigating Committee governing the filing, investigation, and resolution of the complaints, upon the review of an investigative report to determine whether there is reasonable cause to believe that a respondent has engaged in inappropriate conduct, and upon a finding that there is reasonable cause to believe that the respondent engaged in inappropriate conduct, a due process hearing is scheduled and conducted. After the due process hearing is held, the committee determines whether the respondent violated a rule or policy as alleged in one or more complaints. The committee is required to prepare a report containing the committee's findings of fact and conclusions of law to support its final determination.

In this case, that process has been meticulously followed. The report of the Committee on General Investigating in the matter of Representative Bryan L. Slaton has been provided to you. While each of you has received, read, and considered the report, it is important in the consideration of this resolution that a general presentation of the basic, pertinent facts be provided to you. The detailed facts are contained in the report. They're unpleasant, they're graphic, they're offensive, and they make us uncomfortable. But the detailed facts are nonetheless relevant and germane to the consideration of this resolution.

The concise summary of the facts contained in the report is as follows:

On March 31 through April 1, 2023, Representative Slaton provided excessive amounts of alcohol to a 19-year-old female legislative aide from his Capitol office over whom he had the primary responsibility for overseeing and who was unable to give effective consent. He took advantage of her intoxication and had sexual intercourse with her. The facts relating to this event are detailed and graphic, and are contained in paragraphs 26 through 38 of the report. Further, Representative Slaton clearly maintained an inappropriate relationship with the 19-year-old female staffer from his Capitol office.

On multiple occasions after January 10, 2023, Representative Slaton offered and provided alcohol to underage females. Both of whom were 19 years of age and who Representative Slaton knew to be minors for purposes of the alcoholic beverage laws of this state.

On or after April 1, 2023, Representative Slaton engaged in harassment—prohibited by law—by showing a purportedly concocted e-mail threatening and attempting to prevent those with direct knowledge of the facts surrounding the inappropriate sexual intercourse and relationship with the 19-year-old staffer from his Capitol office from speaking with anyone about what they knew. The female staffers involved were panicked, were in fear of retaliation, in fear of losing their jobs, and in fear of their futures. The facts relating to this event are detailed and contained in paragraphs 39 through 46 of the report.

Further, Representative Slaton violated the House Rules by failing to report the harassment, initiated by himself, in the workplace—of which he had direct personal knowledge. He also violated the House Rules by failing to abstain from harassment and other forms of inappropriate workplace conduct.

All of the facts alleged in the report are completely undisputed by Representative Slaton or by anyone else. It's also undisputed that Representative Slaton did not express any regret or remorse for his conduct to the General Investigating Committee, and I'm further unaware of Representative Slaton publicly expressing any regret or remorse for his conduct.

The Honorable A. Johnson of Harris County addressed the house, speaking as follows:

I talked with someone the other day after we did our findings of fact and recommendation of expulsion in the matter of Bryan Slaton. And they said to me, "You look sad." I am. What we have heard about and dealt with is not what I know of this body.

My dad served in the legislature before I was born and many of my parents' closest friends are the people they met here in this building. Many of those people I still consider, to this day, part of my family. I grew up knowing and watching elected officials and public servants. I grew up attending political events, community barbecues, and sine die parties. In college, I twice served as a young legislative house staffer during sessions. I recall the many county day parties, the people that I met, the new friends that I made, and the fun that I had with people who were my age. I got to see how good people made law. And I got to experience as a staffer how those unfortunate Texans, who called as our constituents, could be helped by all of us who worked in our offices—that we all were engaging in public service. And I loved it. I had an amazing experience, and I think of the many mentors that I had here who created in me the foundation that makes me humble to have the opportunity to sit in these seats and to work at these desks. I am sad, because the staffers that are contained in this report have had the most polar opposite experience of this building from what I had. Rather than what our offices can do to show support for all Texans, these staffers have learned how offices can be manipulated to benefit a few.

I have sat in my desk this session, and I have looked up and looked around at how this room is probably exactly the same as when my parents were here in the 1960s. My parents met and fell in love here. My dad was a state representative from Houston—sitting somewhere about midway over on this right side—and my mom was a reporter for the *Dallas Morning News*. I have heard the story a thousand times. My dad went to look for the reporter that had written an article about one of his bills. He was going to find them and tell them how wrong they were. He said he took one look at my mom and said, "You were right." And they were married happily for 49 years until my dad's death. We are not here because two consenting adults met and fell in love in the Texas House. We are here because a 45-year-old member took advantage of and abused his power over his subordinate teenaged staffer.

It started with slipping an underage girl some drink coins so that she could have her first real Capitol drink. How many of us would do that with our teenaged staff? It's taking photos of her and having her take photos of him, remarking on how she looks nice and remarking on her features. How many of us would do that with our teenaged staff? It's sitting with her on the bus to the football game, slipping her more drinks and spending time alone with her

together to the point that others start to notice and ask questions. How many of us would do that with a teenaged staff? It's creating the habit of calling in the evenings to talk and tell of the problems you're having with your wife. How many of us would do that with your teenaged staff? Individually these moments could be dismissed or explained away, but collectively they show a systematic pattern of manipulation.

While his young family waited at home, Mr. Slaton claimed to need to stay in town. The rest of us had recessed the day before. It's now Friday night on March 31. At around 10 p.m., he begins calling that same teenaged staffer who is out with other friends. The others can hear the voice on the phone and they know that is Representative Bryan Slaton. He calls repeatedly for hours and says, "Hey, come over. Have some drinks." Her friends warn her, "A guy calling you like this late at night—this is sexual." So if she wanted to do it, why not just show up by herself? She didn't—she took her friends. When they get there, Bryan Slaton is surprised that she's brought others, yet he continues as we will later learn, maybe because "he fears no one" and "he has no worries that he's going to lose his job." He makes tall Yeti cups full of rum and Coke. His teenaged staffer takes a drink and says out loud, "Too strong." He takes it and drinks a little off the top then pours more Coke, and gives it back to her. He continues to pour and refill her cup. His teenaged staffer recalls "a lot of alcohol." That she felt "pretty rough," "really dizzy," and had "split vision." They witnessed Slaton's behavior with his teenaged staffer, and others remarked that "it is close and appears intimate." By 2 a.m., they were repeatedly trying to convince her to leave. Imagine that. Three young adults who are trying their best to persuade Bryan Slaton from committing what can at best be described as sexual stupidity and at worse sexual violence. His response? "She doesn't have to go if she doesn't want to."

What happens next by all accounts is uncontroverted. They have sex. There weren't just two people who knew. She told someone and he told someone. In violation of all of our rules, Bryan Slaton had sexual intercourse with a teenaged staffer and then, when he realized he was about to get caught, he came up with a plan and tried to cover it up. Remember that phrase, "I'm not afraid of anyone else, but you own me now." He starts asking her if her friends can be trusted. He pressures the girls with a probably phony e-mail to a point where they feel threatened. One is seen crying at her desk. They are terrified and stay up all night trying to figure out what to do. You see, these kids actually really liked Bryan Slaton; they really looked up to him. They thought he was brave. But at some point, they say, "Enough, this has gone too far, and you have to speak to with your members."

Representative 1, Representative 2, Representative 3, and Representative 4: Thank you for coming to this committee and entrusting us to begin our work. In response to the rumors that are going about, it is one of us—one of the members of this chamber—that calls him and he confesses. He says yes, he did the thing that everybody is talking about, but "Hey, just keep it quiet. Stay with me. I have a plan."

So what's Bryan Slaton's plan? He stays in touch with his teenaged staffer. He tells her not to come to work and that he too will be gone. He instructs her to stay home and stay quiet, and she complies. She believes that she loves him. To this day, she is unwilling to speak about what might hurt him most. Let us be clear, we do not fault this teenaged staffer. Ultimately, she does not deny what has been said before, nor does she deny what the others say they saw, they heard, and what she told them. What concerns us is she refuses to speak to the investigation about what happened in that apartment after her friends left. Again, we do not fault her, but we question consent. We have grave concerns about her level of intoxication and her statement to others that she would not have done it but for the fact that she was overserved. We have concerns no one will speak freely. At one point, she says that he is flirting with her, and he is kissing her in the office—our little extension offices. As many of you know, six people in and out of there—don't you wonder what the others in the office saw?

This committee was created by you, for us to ask those very questions in this very situation with a legitimate complaint filed under penalty of perjury, and in this case we had three. We all, like you, noticed Bryan Slaton's body language. At first, he wasn't here. Then he was here and sullen. And then, all of a sudden, he seemed to return to an air of confidence and a skip in his step. Was it because he got to her? Did she finally confirm, "I won't talk about the thing that could hurt you most"? We are equally disturbed by his entire office refusing to cooperate in violation of our rules with this investigation. Did he get excited when someone said, "Oh, don't worry. We won't let them talk"? We don't know. What we do know is that every other staffer, every other witness, every other representative was able to coordinate with the investigator, find time to sit down, find an opportunity to get to the discreet location which was confidentially being done. With the video running, they gave a full statement with lawyers present for those that wanted them. Everybody except for the people associated with Bryan Slaton.

As an employer in the State of Texas, we, like all others, upon a credible report of sexual harassment, must take prompt and effective remedial action to put an end to the problem. It is impossible for us to ignore the large imbalance of power between the two and his providing alcohol to her to get her into compliance and then continuing to manipulate and attempt to delay in order to cover this up. It is important for us to make sure that the young adults who found themselves in his apartment at Bryan Slaton's making: You never were and are not the problem. He is. Our report shows that Bryan Slaton violated various provisions of our House Rules and various Texas laws. And now we have seen Bryan Slaton's resignation letter. We can see where the machine will go next. He's not going to play the reformed man who's atoning for his sins. He has all of a sudden remembered that he has that young family back at home. He doesn't even acknowledge that the teenaged staffer exists. Now that the report has been released and it has become public, she is of no benefit to him. She goes from special to discarded.

In my legal work, I have spent years working on behalf of victims of sexual abuse and exploitation. We fear that dark alley—the idea of the perpetrator there with a gun or a knife, but it is this type of man that steals innocence. It is this man—not worthy of the position of trust, much less power. This man is a man that stains the institution so many of us honor. And this is the man that has left us with no choice but to take the vote that we have to take today.

The Honorable Andrew Murr addressed the house, speaking as follows:

The members of the General Investigating Committee have laid out the complaint process, the facts, and the arguments in this matter. They are compelling. And as stated clearly in the committee's report, "The findings of fact are supported by independent and credible evidence. They are uncontroverted and unrefuted."

To summarize, we found that Representative Slaton violated the House Drugs and Alcohol Policy by offering and providing alcohol to a minor; violated the Appropriate Workplace Conduct Policy by failing to abstain from harassment and other forms of inappropriate workplace conduct; violated the House Rules by failing to report harassment in the workplace; violated multiple criminal offenses under Texas law, including the offense of furnishing alcohol to a minor; unlawful employment practice under the Labor Code—the offenses of abuse of official capacity and official oppression. As a member of the House of Representatives, he engaged in disorderly conduct under Section 11, Article III, of the Texas Constitution. As a member of the House of Representatives, his conduct does not meet the minimum standards of conduct expected of a member. In sum—when all of these violations of policy, and rules, and law are viewed collectively and together—Representative Slaton has engaged in conduct unbecoming of a member. No one in this chamber disagrees that this conduct was wrong. We all agree that it cannot and will not be tolerated.

The Housekeeping Resolution and our committee rules require our committee to recommend discipline under these circumstances. Our bipartisan committee carefully and seriously considered all forms of discipline and we unanimously recommend expulsion from the house. Now, some of you have wondered if a different level of punishment might be warranted. After hearing from Representative Spiller and Vice-chair Johnson, no one can conclude that we should simply levy a fine and be done. To do so would undercut everything that this complaint process, with an independent investigation model, stands for. Likewise, a piece of paper that says, "Don't do that"—in effect, a censure—just doesn't cut it. This Texas House is not going to hear from multiple complainants about serious and alarming facts and then casually turn the other cheek by slapping a member on the hand. Unfortunately, our rules and our laws in Texas—steeped in decades of tradition and practice—do not allow for a member to be punished in other ways, like being removed from committees, stripped of salary or seniority, or other practices that you sometimes hear about in other states or in the United States Congress. So we arrive at expulsion.

Section 11, Article III, of the Texas Constitution states, "Each house may determine the rules of its own proceedings, punish members for disorderly conduct, and, with the consent of two-thirds, expel a member." This provision is



modeled on almost identical expulsion language in the United States Constitution. To quote a legal resource on the act of expulsion: "The underlying justification for legislative discipline has traditionally been to protect the integrity and dignity of the legislature and its proceedings, rather than to merely punish an individual." Our Constitution does not determine what conduct warrants expulsion. There is no requirement that it be for a violation of criminal law. It is for conduct in which the judgment of the body finds that it is inconsistent with the trust and duty of a member. Expulsion is rare. It occurs infrequently. Why? Because in most instances members do resign from office, especially before a matter gets this far. You understand that, and I understand that. This investigation started with three complaints more than a month ago. Representative Slaton was provided timely copies of those complaints. He was afforded a due process hearing—all under the blanket of confidentiality. He had many opportunities to consider different outcomes. Finally, one day before today's resolution, Representative Slaton tendered a written resignation.

Now, some of you have asked, does this mean that we don't need to consider expulsion? Our committee has provided you today, on your desk, with a detailed memo explaining that a member who has resigned is still a holdover in office until a successor is qualified. That's in the Texas Constitution. Right now, this means that Representative Slaton continues to receive his salary, continues to receive his constitutional per diem, continues to be entitled to receive reimbursement for expenses, continues to serve on committees, and continues to count as a member of this body for a quorum and other purposes. Most disappointingly, the letter of resignation from yesterday shows no remorse. It contains no apology to those involved or to any of you. At no point, in the last month, has he ever demonstrated remorse or appeared apologetic in any way. Now, I've had the privilege of serving as a judge, and I have also represented defendants in court proceedings. Many of the laws that we mete out in this state allow us to consider a wrongdoer's acknowledgement that mistakes were made, that poor judgment was used, and that people may have been hurt. My experience has always been that leniency may be granted when one expresses regret because each and every one of us is human and fallible. There is no apology here. No remorse. Resignation does not escape the need for this body to consider expulsion today.

Members, this recommendation is not easy. There are no high fives and it is not driven by politics. It is about the integrity of the house and the discredit reflected upon this institution. Hours upon hours our committee members have toiled because you have asked us to do that. It is a decision that we did not arrive at lightly.

After our committee report was printed and published Saturday, and our recommendation for discipline was made public to you, I received numerous notes from people. Some anonymous, some from people that I know very well—all say something similar. I will read you one, "Thank you for all the difficult and important work you are doing. I started working at the Capitol when I was 20. I worked for wonderful members who always looked out for me and made sure I was safe, but not everyone was so fortunate. Today, things changed

in a way none of us ever thought they would." Members, at times during this process I have wept. I have cried for all those involved, including Mr. Slaton and his family. I have cried for the witnesses. I have cried for the institution that I cherish. I have cried because I have the duty and responsibility to stand before you today and ask you to take this vote. My heart breaks. I suspect that yours does, too. In thinking of this body, and of Representative Slaton, I am reminded of a verse from Psalm 34, "The Lord is close to the brokenhearted and saves those who are crushed in spirit." Members, I respectfully ask you to vote in favor of this resolution.

Speaker Phelan: Does any member wish to speak against the resolution? The chair recognizes Mr. Murr to close on the resolution.

Representative Murr moved to adopt the resolution.

**HR 1542** was adopted by (Record 1309): 147 Yeas, 0 Nays, 0 Present, not voting.

Yeas — Mr. Speaker(C); 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; 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; 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.

Absent, Excused — Sherman.

Absent — Davis; Slaton.

Speaker Phelan directed the following actions:

The sergeant-at-arms to bar the former member from the chamber.

The chief clerk to strike the former member's name from the roster of members and to notify the governor of the house's actions.

The voting clerk to strike the former member's name from the board.

The doorkeeper to remove the nameplate from the former member's desk.

### HOUSE AT EASE

At 1:17 p.m., the chair announced that the house would stand at ease pending completion of directions from the chair.

The chair called the house to order at 1:26 p.m.

### ADDRESS BY SPEAKER PHELAN

Speaker Phelan addressed the house, speaking as follows:

Expulsion of a member of this body is a rare and serious action. Mr. Slaton's predatory behavior merits such a consequence. I am proud of my colleagues for holding each of us accountable. I hope the action we've taken here today sends a message that sexual harassment and inappropriate activities in the workplace will not be condoned and they are unacceptable. And for those of you who work in this building, I hope it is a reminder it only takes one voice to make a difference. I want to thank Chairman Murr and the members of the Committee on General Investigating for working diligently and decisively. I want to thank the members of this body for having respect of the process. And lastly and most importantly, I thank those who came forward. To those who cooperated with the investigation, the Texas House and all those who serve in this body owe you a debt of gratitude. Thank you.

### BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

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

**HR 1542**

### REMARKS ORDERED PRINTED

Representative Bucy moved to print all remarks on **HR 1542**.

The motion prevailed.

### GENERAL STATE CALENDAR HOUSE BILLS THIRD READING

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

### HB 2779 ON THIRD READING (by Leach)

**HB 2779**, A bill to be entitled An Act relating to the compensation of a district judge and the associated retirement benefits of certain other elected state officials.

**HB 2779** was passed by (Record 1310): 142 Yeas, 0 Nays, 2 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; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; 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.; 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; 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; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

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

Absent, Excused — Sherman.

Absent — Allison; DeAyala; Harrison; Thierry.

#### STATEMENTS OF VOTE

When Record No. 1310 was taken, I was in the house but away from my desk. I would have voted yes.

Allison

When Record No. 1310 was taken, I was in the house but away from my desk. I would have voted yes.

DeAyala

When Record No. 1310 was taken, I was in the house but away from my desk. I would have voted no.

Harrison

When Record No. 1310 was taken, I was shown voting present, not voting. I intended to vote yes.

Leo-Wilson

When Record No. 1310 was taken, I was in the house but away from my desk. I would have voted yes.

Thierry

When Record No. 1310 was taken, I was shown voting yes. I intended to vote no.

Tinderholt

**HB 4713 ON THIRD READING**  
**(by Plesa, Rose, Price, Oliverson, Perez, et al.)**

**HB 4713**, A bill to be entitled An Act relating to group health benefit plan coverage for early treatment of first episode psychosis.

(Goldman in the chair)

**HB 4713** was passed by (Record 1311): 89 Yeas, 51 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bernal; Bhojani; Bonnen; Bowers; Bryant; Bucy; Burns; Burrows; Button; Campos; Clardy; Cole; Collier; Cortez; Darby; Davis; Dean; Dutton; Flores; Frazier; Gámez; Garcia; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Klick; Lalani; Landgraf; Leach; 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; Price; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Smith; Talarico; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu.

Nays — Bailes; Bell, C.; Bell, K.; Buckley; Bumgarner; Cain; Canales; Capriglione; Cook; Craddick; Cunningham; DeAyala; Dorazio; Gerdes; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Isaac; King, K.; Kitzman; Kuempel; Lambert; Leo-Wilson; Metcalf; Morrison; Noble; Orr; Patterson; Paul; Raney; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Frank; Jetton; Rogers; Shine; Thierry; Zwiener.

**STATEMENTS OF VOTE**

When Record No. 1311 was taken, I was shown voting no. I intended to vote yes.

Bumgarner

When Record No. 1311 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 1311 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1311 was taken, I was shown voting yes. I intended to vote no.

J. Lopez

When Record No. 1311 was taken, I was shown voting no. I intended to vote yes.

Raney

When Record No. 1311 was taken, my vote failed to register. I would have voted no.

Shine

When Record No. 1311 was taken, my vote failed to register. I would have voted yes.

Thierry

When Record No. 1311 was taken, I was in the house but away from my desk. I would have voted yes.

Zwiener

### **HB 4402 ON THIRD READING**

**(by K. Bell, Buckley, VanDeaver, Landgraf, Talarico, et al.)**

**HB 4402**, A bill to be entitled An Act relating to the administration of certain assessment instruments, the accountability rating system for assessing campus and district performance, and an extracurricular and cocurricular allotment under the Foundation School Program.

#### **Amendment No. 1**

Representative K. Bell offered the following amendment to **HB 4402**:

Amend **HB 4402** on third reading as follows:

(1) In the SECTION of the bill amending Section 39.0236(a), Education Code, in the second sentence of that subsection, strike "not fewer than" and substitute "not more than".

(2) Strike the SECTION of the bill providing that the bill applies beginning with the 2023-2024 school year.

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

SECTION \_\_\_\_\_. Section 39.0263, Education Code, is amended by adding Subsection (e) to read as follows:

(e) This section expires September 1, 2027.

SECTION \_\_\_\_\_. (a) Except as provided by Subsection (b), this Act applies beginning with the 2023-2024 school year.

(b) The expiration of Section 39.0263, Education Code, applies with respect to the statewide assessment program under Chapter 39 of that code, beginning with the 2027-2028 school year.

Amendment No. 1 was adopted.

**HB 4402**, as amended, was passed by (Record 1312): 128 Yeas, 17 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; 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.; 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; 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; Paul; Perez; Plesa; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Toth; Troxclair; Turner; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bryant; Bumgarner; Cain; Dorazio; Harrison; Isaac; Leo-Wilson; Noble; Patterson; Ramos; Schaefer; Schatzline; Shaheen; Swanson; Tepper; Tinderholt; Vasut.

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

Absent, Excused — Sherman.

Absent — Cole.

#### STATEMENTS OF VOTE

When Record No. 1312 was taken, I was shown voting no. I intended to vote yes.

Bryant

When Record No. 1312 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1312 was taken, I was shown voting no. I intended to vote yes.

Ramos

When Record No. 1312 was taken, I was shown voting no. I intended to vote yes.

Schaefer

When Record No. 1312 was taken, I was shown voting yes. I intended to vote no.

Toth

**HB 3545 ON THIRD READING****(by Moody)**

**HB 3545**, A bill to be entitled An Act relating to civil liability arising from a firearm hold agreement.

**HB 3545** was passed by (Record 1313): 125 Yeas, 15 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchiá; 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; 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; Jetton; Johnson, A.; Johnson, J.E.; Jones, V.; 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; Ortega; Patterson; Perez; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Shine; Slawson; Smithee; Spiller; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bumgarner; Cain; Isaac; King, K.; Orr; Paul; Rogers; Schaefer; Smith; Swanson; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Dorazio; Johnson, J.D.; Jones, J.; Kacal; Plesa; Tinderholt.

**STATEMENTS OF VOTE**

When Record No. 1313 was taken, I was in the house but away from my desk. I would have voted yes.

Dorazio

When Record No. 1313 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

When Record No. 1313 was taken, I was in the house but away from my desk. I would have voted yes.

Plesa

When Record No. 1313 was taken, I was shown voting no. I intended to vote yes.

Schaefer



When Record No. 1313 was taken, I was in the house but away from my desk. I would have voted no.

Tinderholt

When Record No. 1313 was taken, I was shown voting no. I intended to vote yes.

Toth

**HB 2644 ON THIRD READING**  
(by Craddick)

**HB 2644**, A bill to be entitled An Act relating to the definition of qualified employee for purposes of the enterprise zone program.

**HB 2644** was passed by (Record 1314): 125 Yeas, 18 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; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, K.; King, T.; Kitzman; 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; Murr; Neave Criado; Noble; Oliverson; Ordaz; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Shine; Smithee; Stucky; Swanson; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Harris, C.J.; Harrison; Hayes; Hefner; Isaac; Leo-Wilson; Orr; Schaefer; Schatzline; Slawson; Smith; Spiller; Tepper; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Harris, C.E.; Kacal; Metcalf.

**STATEMENTS OF VOTE**

When Record No. 1314 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1314 was taken, I was in the house but away from my desk. I would have voted yes.

Metcalf

When Record No. 1314 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 1314 was taken, I was shown voting yes. I intended to vote no.

Troxclair

**HB 381 ON THIRD READING**  
**(by S. Thompson, Leach, Cook, et al.)**

**HB 381**, A bill to be entitled An Act relating to the applicability of the death penalty to a capital offense committed by a person with an intellectual disability.

**HB 381** was passed by (Record 1315): 99 Yeas, 38 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bhojani; Bonnen; Bowers; Bryant; Bucy; Burns; Burrows; Button; Campos; Canales; Clardy; Cole; Collier; Cook; Cortez; Cunningham; Darby; Davis; Dutton; Flores; Frank; Gámez; Garcia; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harrison; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Murr; Neave Criado; Noble; Ordaz; Ortega; Perez; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Schatzline; Shine; Talarico; Thierry; Thompson, S.; Turner; VanDeaver; Walle; Wu; Zwiener.

Nays — Bell, K.; Buckley; Bumgarner; Cain; Craddick; Dean; DeAyala; Dorazio; Frazier; Gerdes; Harris, C.E.; Harris, C.J.; Hayes; Hefner; Hull; Isaac; Kacal; Lambert; Leo-Wilson; Orr; Patterson; Paul; Price; Rogers; Schaefer; Shaheen; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thompson, E.; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bernal; Capriglione; Morrison; Oliverson; Plesa; Schofield; Thimesch; Troxclair; Vo.

**STATEMENTS OF VOTE**

When Record No. 1315 was taken, I was shown voting yes. I intended to vote no.

Ashby

When Record No. 1315 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 1315 was taken, my vote failed to register. I would have voted yes.

Capriglione

When Record No. 1315 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 1315 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1315 was taken, I was shown voting no. I intended to vote yes.

Hull

When Record No. 1315 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 1315 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 1315 was taken, I was in the house but away from my desk. I would have voted yes.

Morrison

When Record No. 1315 was taken, I was in the house but away from my desk. I would have voted yes.

Plesa

When Record No. 1315 was taken, I was in the house but away from my desk. I would have voted no.

Thimesch

**HB 1583 ON THIRD READING  
(by Burrows)**

**HB 1583**, A bill to be entitled An Act relating to the election of the board of directors of the Terry Memorial Hospital District.

**HB 1583** was passed by (Record 1316): 134 Yeas, 6 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; 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; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; 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; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Cain; Dorazio; Schaefer; Tinderholt; Toth; Wilson.

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

Absent, Excused — Sherman.

Absent — Bonnen; Dutton; Jones, J.; Klick; Ramos; Swanson.

### STATEMENTS OF VOTE

When Record No. 1316 was taken, I was shown voting yes. I intended to vote no.

Harrison

When Record No. 1316 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1316 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

When Record No. 1316 was taken, I was in the house but away from my desk. I would have voted yes.

Ramos

When Record No. 1316 was taken, I was in the house but away from my desk. I would have voted no.

Swanson

**HB 2102 ON THIRD READING**  
**(by Goldman)**

**HB 2102**, A bill to be entitled An Act relating to the establishment of a new open-enrollment charter school campus by certain charter holders and to the expansion of an open-enrollment charter school.

**HB 2102** was passed by (Record 1317): 106 Yeas, 39 Nays, 1 Present, not voting.

Yeas — Allen; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman(C); Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lozano; Lujan; Manuel; Martinez; Metcalf; Meyer; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Perez; Price; Raney; Raymond; Romero; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Nays — Allison; Bernal; Bhojani; Bowers; Bryant; Canales; Cole; Collier; Davis; Flores; Gámez; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Lopez, R.; Martinez Fischer; Meza; Moody; Morales, C.; Ortega; Plesa; Ramos; Reynolds; Rogers; Rose; Talarico; Turner; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker.

Absent, Excused — Sherman.

Absent — Anchía; Vo.

**STATEMENTS OF VOTE**

When Record No. 1317 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 1317 was taken, my vote failed to register. I would have voted yes.

Anchía

When Record No. 1317 was taken, I was shown voting yes. I intended to vote no.

Romero

When Record No. 1317 was taken, I was shown voting yes. I intended to vote no.

S. Thompson

**HB 2313 ON THIRD READING**  
**(by S. Thompson, Garcia, Flores, et al.)**

**HB 2313**, A bill to be entitled An Act relating to training materials for certain transportation network company drivers regarding human trafficking awareness and prevention.

**HB 2313** was passed by (Record 1318): 97 Yeas, 40 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Clardy; Cole; Cortez; Cunningham; Darby; Davis; Dutton; Flores; Frank; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hernandez; Herrero; Hinojosa; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, K.; King, T.; Kitzman; Lalani; Lambert; Leach; Longoria; Lopez, J.; Lopez, R.; 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; Reynolds; Romero; Rose; Rosenthal; Schatzline; Schofield; Shine; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bumgarner; Cain; Canales; Capriglione; Cook; Craddick; Dean; Dorazio; Gates; Hayes; Hefner; Holland; Hull; Isaac; Kuempel; Landgraf; Leo-Wilson; Metcalf; Meyer; Murr; Noble; Oliverson; Patterson; Paul; Price; Rogers; Schaefer; Shaheen; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bailes; Bonnen; Collier; DeAyala; Frazier; Harrison; Kacal; Klick; Lozano.

**STATEMENTS OF VOTE**

When Record No. 1318 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1318 was taken, I was in the house but away from my desk. I would have voted yes.

Collier

When Record No. 1318 was taken, I was in the house but away from my desk. I would have voted no.

DeAyala

When Record No. 1318 was taken, I was in the house but away from my desk. I would have voted no.

Frazier

When Record No. 1318 was taken, I was in the house but away from my desk. I would have voted no.

Harrison

When Record No. 1318 was taken, I was in the house but away from my desk. I would have voted no.

Klick

When Record No. 1318 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1318 was taken, I was in the house but away from my desk. I would have voted yes.

Lozano

### **HB 3340 ON THIRD READING**

**(by Metcalf, Perez, Harless, Oliverson, J.D. Johnson, et al.)**

**HB 3340**, A bill to be entitled An Act relating to the public retirement systems of certain municipalities.

**HB 3340** was passed by (Record 1319): 129 Yeas, 12 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bell, C.; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Button; 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.; 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.; 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; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Harrison; Hayes; Isaac; Lopez, R.; Morales, C.; Ramos; Schaefer; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bailes; Bonnen; Burrows; Plesa; Troxclair.

### STATEMENTS OF VOTE

When Record No. 1319 was taken, I was in the house but away from my desk. I would have voted yes.

Bailes

When Record No. 1319 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 1319 was taken, I was shown voting no. I intended to vote yes.

R. Lopez

When Record No. 1319 was taken, I was shown voting no. I intended to vote yes.

C. Morales

When Record No. 1319 was taken, I was shown voting no. I intended to vote yes.

Toth

### HB 1190 ON THIRD READING (by Klick, Howard, Bonnen, et al.)

**HB 1190**, A bill to be entitled An Act relating to the prescribing and ordering of Schedule II controlled substances by certain advanced practice registered nurses and physician assistants.

**HB 1190** was passed by (Record 1320): 123 Yeas, 23 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Anderson; Ashby; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bucy; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Garcia; 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; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Paul; Plesa; Price; Raney; Raymond; Romero; Rose; Rosenthal;



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

Nays — Allison; Bailes; Bryant; Bumgarner; Campos; Collier; Davis; Gámez; Holland; Jones, J.; Jones, V.; Lalani; Martinez; Morales, C.; Patterson; Perez; Ramos; Reynolds; Rogers; Shaheen; Shine; Thimesch; Tinderholt.

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

Absent, Excused — Sherman.

### STATEMENTS OF VOTE

When Record No. 1320 was taken, I was shown voting yes. I intended to vote no.

Hayes

When Record No. 1320 was taken, I was shown voting yes. I intended to vote no.

Murr

When Record No. 1320 was taken, I was shown voting yes. I intended to vote no.

Troxclair

### HB 1614 ON THIRD READING (by Dutton)

**HB 1614**, A bill to be entitled An Act relating to a grant program to provide free public school prekindergarten programs to certain children who are eligible for the subsidized child-care program administered by the Texas Workforce Commission.

**HB 1614** was passed by (Record 1321): 86 Yeas, 59 Nays, 2 Present, not voting.

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

Nays — Bailes; Bell, C.; Bell, K.; Bonnen; Bumgarner; Burns; Burrows; Cain; Capriglione; Cook; Craddick; Darby; Dean; DeAyala; Dorazio; Gates; Gerdes; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Kacal; Landgraf; Leach; Leo-Wilson; Lopez, J.; Metcalf; Murr;

Noble; Oliverson; Orr; Patterson; Paul; Price; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Jones, V.

### STATEMENTS OF VOTE

When Record No. 1321 was taken, I was shown voting no. I intended to vote yes.

DeAyala

When Record No. 1321 was taken, I was shown voting no. I intended to vote yes.

Hunter

When Record No. 1321 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

When Record No. 1321 was taken, I was shown voting yes. I intended to vote no.

Troxclair

### HB 1694 ON THIRD READING

(by **Button, Neave Criado, and Harless**)

**HB 1694**, A bill to be entitled An Act relating to a local option election on the sale of alcoholic beverages in certain areas of a municipality and the local regulation of premises in those areas.

### HB 1694 - POINT OF ORDER

Representative Bryant raised a point of order against further consideration of **HB 1694** under Rule 8, Section 10(b), of the House Rules on the grounds that the bill is limited in application to one or more political subdivisions by means of artificial devices. The point of order was withdrawn.

Representative Button moved to postpone consideration of **HB 1694** until 10 a.m. Friday, February 9, 2024.

The motion prevailed.

### HB 2164 ON THIRD READING

(by **Guerra, Allen, Dutton, et al.**)

**HB 2164**, A bill to be entitled An Act relating to public school bilingual education programs, dual language immersion programs, and special language programs.

**HB 2164** was passed by (Record 1322): 104 Yeas, 29 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Canales; Cole; Collier; Cortez; Craddick; Cunningham; Davis; Dean; DeAyala; Dutton; Flores; Frank; Gámez; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, V.; Kacal; King, T.; Kitzman; Klick; 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; Murr; Neave Criado; Ordaz; Orr; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Shine; Smith; Smithee; Spiller; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bumgarner; Cain; Capriglione; Clardy; Cook; Dorazio; Gates; Gerdes; Harris, C.J.; Hefner; Isaac; Metcalf; Noble; Oliverson; Patterson; Paul; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bell, K.; Bonnen; Button; Campos; Darby; Frazier; Garcia; Hull; Jones, J.; King, K.; Kuempel; Leo-Wilson; Price.

### STATEMENTS OF VOTE

When Record No. 1322 was taken, I was in the house but away from my desk. I would have voted yes.

K. Bell

When Record No. 1322 was taken, I was shown voting yes. I intended to vote no.

DeAyala

When Record No. 1322 was taken, I was in the house but away from my desk. I would have voted no.

Frazier

When Record No. 1322 was taken, I was shown voting yes. I intended to vote no.

Harrison

When Record No. 1322 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

When Record No. 1322 was taken, I was in the house but away from my desk. I would have voted no.

Kuempel

When Record No. 1322 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1322 was taken, I was in the house but away from my desk. I would have voted no.

Leo-Wilson

**HB 2333 ON THIRD READING**  
(by Allison)

**HB 2333**, A bill to be entitled An Act relating to noncharitable trusts without an ascertainable beneficiary.

**HB 2333** was passed by (Record 1323): 137 Yeas, 3 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; 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; Schofield; Shaheen; 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 — Cain; Gerdes; Harris, C.J.

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

Absent, Excused — Sherman.

Absent — Bell, K.; Button; Campos; Guerra; Schaefer; Schatzline.

**STATEMENTS OF VOTE**

When Record No. 1323 was taken, I was in the house but away from my desk. I would have voted yes.

K. Bell

When Record No. 1323 was taken, I was in the house but away from my desk. I would have voted yes.

Guerra

When Record No. 1323 was taken, I was in the house but away from my desk. I would have voted yes.

Schatzline

**HB 2389 ON THIRD READING**  
(by Shine)

**HB 2389**, A bill to be entitled An Act relating to companies in which employees have ownership interests through employee stock ownership plans.

**HB 2389** was passed by (Record 1324): 123 Yeas, 8 Nays, 3 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; Canales; Capriglione; Clardy; Cole; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hefner; Hernandez; Hinojosa; 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; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Martinez; Martinez Fischer; Metcalf; Meza; 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; Schofield; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vo; Wilson; Wu; Zwiener.

Nays — Collier; Harrison; Hayes; Manuel; Morales, C.; Patterson; Schatzline; Shaheen.

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

Absent, Excused — Sherman.

Absent — Allison; Campos; Dorazio; Frazier; Herrero; Holland; Howard; Leo-Wilson; Meyer; Moody; Rosenthal; Schaefer; Vasut; Walle.

**STATEMENTS OF VOTE**

When Record No. 1324 was taken, I was in the house but away from my desk. I would have voted yes.

Allison

When Record No. 1324 was taken, I was shown voting yes. I intended to vote no.

Cain

When Record No. 1324 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dorazio

When Record No. 1324 was taken, I was in the house but away from my desk. I would have voted yes.

Frazier

When Record No. 1324 was taken, I was in the house but away from my desk. I would have voted yes.

Holland

When Record No. 1324 was taken, I was shown voting present, not voting. I intended to vote no.

Isaac

When Record No. 1324 was taken, I was in the house but away from my desk. I would have voted yes.

Meyer

When Record No. 1324 was taken, I was shown voting yes. I intended to vote no.

Meza

When Record No. 1324 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 1324 was taken, my vote failed to register. I would have voted no.

Vasut

### **HB 3130 ON THIRD READING** **(by Guerra, Hernandez, Noble, Howard, et al.)**

**HB 3130**, A bill to be entitled An Act relating to the protection of certain occupational licensing information regarding clients of family violence shelter centers, victims of trafficking shelter centers, and sexual assault programs and survivors of family violence, domestic violence, and sexual assault.

**HB 3130** was passed by (Record 1325): 121 Yeas, 18 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Button; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; 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.; Harrison; Hayes; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Isaac; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Oliverson; Ordaz; Orr; Ortega;

Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shine; Smith; Smithee; Spiller; Stucky; Talarico; Tepper; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bonnen; Bumgarner; Burrows; Cain; Cook; Cunningham; Harris, C.J.; Hefner; Leach; Noble; Patterson; Shaheen; Swanson; Thimesch; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Campos; Hull; Jetton; Metcalf; Moody; Slawson; Thierry.

### STATEMENTS OF VOTE

When Record No. 1325 was taken, I was shown voting yes. I intended to vote no.

C. Bell

When Record No. 1325 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1325 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 1325 was taken, I was in the house but away from my desk. I would have voted no.

Metcalf

When Record No. 1325 was taken, I was in the house but away from my desk. I would have voted no.

Slawson

### HB 3186 ON THIRD READING (by Leach and Garcia)

**HB 3186**, A bill to be entitled An Act relating to youth diversion strategies and procedures for children accused of certain fine-only offenses in municipal and justice courts and related criminal justice matters; authorizing fees.

**HB 3186** was passed by (Record 1326): 135 Yeas, 2 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; 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; 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, 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; Shine; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wu; Zwiener.

Nays — Cain; Tinderholt.

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

Absent, Excused — Sherman.

Absent — Anchia; Bonnen; Campos; DeAyala; Dorazio; Lopez, J.; Meza; Slawson; Wilson.

### STATEMENTS OF VOTE

When Record No. 1326 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 1326 was taken, I was in the house but away from my desk. I would have voted yes.

DeAyala

When Record No. 1326 was taken, my vote failed to register. I would have voted yes.

J. Lopez

When Record No. 1326 was taken, I was in the house but away from my desk. I would have voted yes.

Slawson

When Record No. 1326 was taken, I was in the house but away from my desk. I would have voted yes.

Wilson

### HB 2415 ON THIRD READING

(by Kuempel, Goldman, Longoria, Cole, and DeAyala)

**HB 2415**, A bill to be entitled An Act relating to the view of the State Capitol.

**HB 2415** was passed by (Record 1327): 118 Yeas, 24 Nays, 1 Present, not voting.



Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Bucy; Bumgarner; Burns; Button; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frazier; Gámez; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman(C); González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hefner; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kuempel; Lalani; Lambert; 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; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Schaefer; Schatzline; Schofield; Shine; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Buckley; Burrows; Cain; Cook; Frank; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Holland; Kitzman; Klick; Landgraf; Leach; Murr; Noble; Patterson; Plesa; Shaheen; Slawson; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker.

Absent, Excused — Sherman.

Absent — Campos; Garcia; King, K.; Rosenthal; Thierry.

#### STATEMENTS OF VOTE

When Record No. 1327 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1327 was taken, I was shown voting yes. I intended to vote no.

Schatzline

#### **HB 3241 ON THIRD READING** **(by Guillen, Kacal, Ashby, and J. Lopez)**

**HB 3241**, A bill to be entitled An Act relating to the exemption of certain assets used for agricultural production from property taxes.

**HB 3241** was passed by (Record 1328): 136 Yeas, 4 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; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Flores; Frank; Frazier; Gámez; 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, 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; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Cain; Ramos; Tinderholt; Toth.

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

Absent, Excused — Sherman.

Absent — Campos; Dutton; Garcia; Jones, J.; Shaheen; Thierry.

### STATEMENTS OF VOTE

When Record No. 1328 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 1328 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1328 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

### HB 3363 ON THIRD READING (by Frank, Murr, Sherman, Rogers, et al.)

**HB 3363**, A bill to be entitled An Act relating to the confinement or detention of certain individuals in a county jail or other facility operated by or for the county and to the compensation to the county for the costs of that confinement or detention.

**HB 3363** was passed by (Record 1329): 140 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Cain; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Gates; Gerdes; Geren; Gervin-Hawkins; 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; 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; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Toth.

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

Absent, Excused — Sherman.

Absent — Bell, K.; Button; Campos; Garcia; Harrison.

### STATEMENTS OF VOTE

When Record No. 1329 was taken, I was in the house but away from my desk. I would have voted yes.

K. Bell

When Record No. 1329 was taken, I was in the house but away from my desk. I would have voted yes.

Harrison

When Record No. 1329 was taken, I was shown voting no. I intended to vote yes.

Toth

### MESSAGE FROM THE SENATE

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

### HB 3848 ON THIRD READING (by Oliverson)

**HB 3848**, A bill to be entitled An Act relating to health maintenance organization and preferred provider benefit plan minimum access standards for nonemergency ambulance transport services delivered by emergency medical services providers; providing administrative penalties.

**HB 3848** was passed by (Record 1330): 124 Yeas, 14 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; 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.; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Kacal; King, K.; King, T.; Kitzman; Klick;

Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Manuel; Martinez; Martinez Fischer; 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; Schatzline; Schofield; Shine; Smith; Smithee; Stucky; Swanson; Talarico; Tepper; Thierry; Thompson, E.; Thompson, S.; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Dean; Dorazio; Harris, C.E.; Harrison; Shaheen; Slawson; Spiller; Thimesch; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Cole; Hayes; Jones, V.; Lujan; Metcalf; Rogers; Schaefer; Turner.

### STATEMENTS OF VOTE

When Record No. 1330 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1330 was taken, I was in the house but away from my desk. I would have voted yes.

Cole

When Record No. 1330 was taken, I was in the house but away from my desk. I would have voted yes.

Hayes

When Record No. 1330 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1330 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

When Record No. 1330 was taken, I was in the house but away from my desk. I would have voted yes.

Metcalf

When Record No. 1330 was taken, I was in the house but away from my desk. I would have voted no.

Rogers

When Record No. 1330 was taken, my vote failed to register. I would have voted no.

Schaefer

When Record No. 1330 was taken, I was in the house but away from my desk. I would have voted yes.

Turner

**HB 4169 ON THIRD READING**  
**(by Price, Noble, and Ashby)**

**HB 4169**, A bill to be entitled An Act relating to providing prevocational or similar services under certain Medicaid waiver programs.

**HB 4169** was passed by (Record 1331): 134 Yeas, 5 Nays, 2 Present, not voting.

Yeas — Allen; Allison; 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; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Geren; Gervin-Hawkins; 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; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; 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; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Toth; Troxclair; Turner; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Cain; Gerdes; Schaefer; Tinderholt; Vasut.

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

Absent, Excused — Sherman.

Absent — Anchía; Craddick; Cunningham; Gates; Hayes; Metcalf; Morrison.

**STATEMENTS OF VOTE**

When Record No. 1331 was taken, I was in the house but away from my desk. I would have voted yes.

Craddick

When Record No. 1331 was taken, I was in the house but away from my desk. I would have voted yes.

Gates

When Record No. 1331 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1331 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1331 was taken, I was in the house but away from my desk. I would have voted yes.

Morrison

When Record No. 1331 was taken, I was shown voting yes. I intended to vote no.

Wilson

### HB 3364 ON THIRD READING

(by **Button, Shine, Noble, Turner, Neave Criado, et al.**)

**HB 3364**, A bill to be entitled An Act relating to the system for appraising property for ad valorem tax purposes.

**HB 3364** was passed by (Record 1332): 146 Yeas, 0 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; 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; 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; 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.

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

Absent, Excused — Sherman.

**HB 5321 ON THIRD READING****(by C. Bell)**

**HB 5321**, A bill to be entitled An Act relating to the authority of the East Montgomery County Improvement District 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.

**HB 5321** was passed by (Record 1333): 122 Yeas, 18 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Button; Campos; Canales; Clardy; Cole; Collier; 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.; 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; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Shine; Smith; Smithee; Stucky; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Capriglione; Cook; Harris, C.J.; Harrison; Hayes; Leo-Wilson; Metcalf; Murr; Noble; Schaefer; Slawson; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bucy; Burrows; Hull; Morrison; Raney; Talarico.

**STATEMENTS OF VOTE**

When Record No. 1333 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1333 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1333 was taken, I was shown voting no. I intended to vote yes.

Metcalf

When Record No. 1333 was taken, I was in the house but away from my desk. I would have voted yes.

Morrison

When Record No. 1333 was taken, I was in the house but away from my desk. I would have voted yes.

Raney

When Record No. 1333 was taken, I was shown voting yes. I intended to vote no.

Troxclair

**HB 4366 ON THIRD READING**  
(by Howard, Garcia, S. Thompson, et al.)

**HB 4366**, A bill to be entitled An Act relating to the eligibility for and provision of benefits under Medicaid or the child health plan program for certain individuals committed, placed, or detained in certain facilities and settings.

**HB 4366** was passed by (Record 1334): 78 Yeas, 60 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Anderson; Bailes; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Darby; Davis; Dutton; Flores; Frank; Gámez; Garcia; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Klick; Kuempel; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Ordaz; Ortega; Perez; Plesa; Price; Ramos; Raney; Raymond; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Ashby; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Clardy; Cook; Craddick; Cunningham; Dean; DeAyala; Dorazio; Frazier; Gerdes; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Kitzman; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lujan; Metcalf; Meyer; Murr; Noble; Orr; Patterson; Paul; Rogers; Schaefer; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; Vasut.

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

Absent, Excused — Sherman.

Absent — Capriglione; Harless; Hunter; Lozano; Reynolds; Romero; Schatzline; Wilson.



**STATEMENTS OF VOTE**

When Record No. 1334 was taken, I was in the house but away from my desk. I would have voted yes.

Harless

When Record No. 1334 was taken, I was in the house but away from my desk. I would have voted no.

Hunter

When Record No. 1334 was taken, I was shown voting yes. I intended to vote no.

K. King

When Record No. 1334 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 1334 was taken, I was shown voting no. I intended to vote yes.

Meyer

When Record No. 1334 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

When Record No. 1334 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

**BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER**

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 19).

**HB 248 ON THIRD READING**

(by Murr)

**HB 248**, A bill to be entitled An Act relating to solicitation of patients and other prohibited marketing practices and the establishment of the task force on patient solicitation; increasing criminal penalties.

**HB 248** was passed by (Record 1335): 132 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; 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; Moody; Morales, C.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

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

Absent, Excused — Sherman.

Absent — Allison; Bell, K.; Bernal; Button; Cortez; Guillen; Meyer; Meza; Morales, E.; Ordaz; Paul; Talarico; Thierry; Thompson, E.

#### STATEMENTS OF VOTE

When Record No. 1335 was taken, I was in the house but away from my desk. I would have voted yes.

Allison

When Record No. 1335 was taken, I was in the house but away from my desk. I would have voted yes.

K. Bell

When Record No. 1335 was taken, my vote failed to register. I would have voted yes.

Guillen

When Record No. 1335 was taken, I was in the house but away from my desk. I would have voted yes.

Meyer

When Record No. 1335 was taken, I was in the house but away from my desk. I would have voted yes.

E. Morales

When Record No. 1335 was taken, my vote failed to register. I would have voted yes.

Thierry

When Record No. 1335 was taken, I was in the house but away from my desk. I would have voted yes.

E. Thompson

**HB 818 ON THIRD READING****(by Walle, Hernandez, Manuel, Rose, Garcia, et al.)**

**HB 818**, A bill to be entitled An Act relating to the places a public employer may provide for employees to express breast milk.

**HB 818** was passed by (Record 1336): 88 Yeas, 50 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Darby; Davis; DeAyala; Dutton; Flores; Frazier; Gámez; Garcia; Gates; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hernandez; Hinojosa; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Kitzman; Lalani; Lambert; Landgraf; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Shine; Smith; Talarico; Thierry; Thimesch; Thompson, S.; Turner; VanDeaver; Walle; Wu; Zwiener.

Nays — Ashby; Bailes; Bell, C.; Bonnen; Bumgarner; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Dean; Dorazio; Frank; Gerdes; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Isaac; King, K.; Klick; Kuempel; Leach; Leo-Wilson; Metcalf; Noble; Oliverson; Orr; Patterson; Paul; Price; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Smithee; Spiller; Stucky; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bell, K.; Bernal; Bhojani; Herrero; Hull; Morales, C.; Thompson, E.; Vo.

**STATEMENTS OF VOTE**

When Record No. 1336 was taken, I was in the house but away from my desk. I would have voted no.

K. Bell

When Record No. 1336 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 1336 was taken, I was shown voting no. I intended to vote yes.

Bumgarner

When Record No. 1336 was taken, I was in the house but away from my desk. I would have voted no.

E. Thompson

**HB 614 ON THIRD READING**  
**(by Shaheen)**

**HB 614**, A bill to be entitled An Act relating to property owners' association fines.

**HB 614** was passed by (Record 1337): 138 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; 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; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hefner; Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; 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; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Wilson; Wu; Zwiener.

Nays — Jones, J.

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

Absent, Excused — Sherman.

Absent — Bell, K.; Bernal; Hayes; Herrero; Rogers; Rose; Walle.

**STATEMENTS OF VOTE**

When Record No. 1337 was taken, I was in the house but away from my desk. I would have voted yes.

K. Bell

When Record No. 1337 was taken, I was shown voting no. I intended to vote yes.

J. Jones

When Record No. 1337 was taken, I was in the house but away from my desk. I would have voted no.

Rose

**HB 1181 ON THIRD READING**  
**(by Shaheen, Schaefer, and Collier)**

**HB 1181**, A bill to be entitled An Act relating to restricting access to sexual material harmful to minors on an Internet website.

**HB 1181** was passed by (Record 1338): 141 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; 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; 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; Rane; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Walle; Wilson; Wu; Zwiener.

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

Absent, Excused — Sherman.

Absent — Bernal; Dutton; Meza; Talarico; Vo.

**HB 1437 ON THIRD READING**  
**(by Clardy)**

**HB 1437**, A bill to be entitled An Act relating to an appraisal procedure for disputed losses under personal automobile insurance policies.

**HB 1437** was passed by (Record 1339): 116 Yeas, 25 Nays, 3 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; Clardy; Collier; Cook; Cortez; Cunningham; Darby; Davis; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; 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; 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; Noble; Ordaz; Orr; Ortega; Perez; Price;

Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Shine; Smith; Smithee; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bumgarner; Cain; Capriglione; Cole; Dean; Dorazio; Gates; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Metcalf; Oliverson; Patterson; Paul; Schaefer; Schatzline; Slawson; Spiller; Swanson; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Craddick; Leo-Wilson; Murr; Plesa.

### STATEMENTS OF VOTE

When Record No. 1339 was taken, I was shown voting no. I intended to vote yes.

Cain

When Record No. 1339 was taken, I was shown voting present, not voting. I intended to vote no.

Isaac

When Record No. 1339 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1339 was taken, I was in the house but away from my desk. I would have voted no.

Murr

When Record No. 1339 was taken, I was shown voting yes. I intended to vote no.

Thimesch

### HB 2193 ON THIRD READING

(by Davis)

**HB 2193**, A bill to be entitled An Act relating to the automatic expunction of all records and files related to arrests for certain misdemeanor offenses.

**HB 2193** was passed by (Record 1340): 100 Yeas, 45 Nays, 2 Present, not voting.

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

Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Shine; Spiller; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, C.; Bonnen; Buckley; Bumgarner; Cain; Clardy; Dean; Frazier; Gerdes; Harris, C.E.; Harris, C.J.; Hayes; Hefner; Holland; Hull; Isaac; King, K.; Lambert; Landgraf; Leach; Metcalf; Meyer; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Schaefer; Schofield; Shaheen; Slawson; Smith; Smithee; Stucky; Swanson; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Gates.

### STATEMENTS OF VOTE

When Record No. 1340 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1340 was taken, I was shown voting yes. I intended to vote no.

Leo-Wilson

When Record No. 1340 was taken, I was shown voting yes. I intended to vote no.

Schatzline

### HB 1960 ON THIRD READING (by E. Morales)

**HB 1960**, A bill to be entitled An Act relating to the course levels offered at Sul Ross State University Rio Grande College.

**HB 1960** was passed by (Record 1341): 134 Yeas, 9 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; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; 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.; 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; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney;

Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schofield; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; King, T.; Noble; Raymond; Shaheen; Swanson; Troxclair; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Cortez; Gates; Schatzline.

### STATEMENTS OF VOTE

When Record No. 1341 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1341 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1341 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

### HB 2329 ON THIRD READING

(by Bailes)

**HB 2329**, A bill to be entitled An Act relating to honey production operations and the harvesting and packaging of honey and honeycomb.

Representative Bailes moved to postpone consideration of **HB 2329** until 9 a.m. tomorrow.

The motion prevailed.

### HB 3127 ON THIRD READING

(by Ashby, et al.)

**HB 3127**, A bill to be entitled An Act relating to the study of school district property values conducted by the comptroller of public accounts.

**HB 3127** was passed by (Record 1342): 135 Yeas, 6 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; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; 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; Moody; Morales, E.; 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; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Harrison; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Gates; Klick; Meza; Morales, C.; Morales Shaw.

#### STATEMENTS OF VOTE

When Record No. 1342 was taken, I was shown voting no. I intended to vote yes.

Harrison

When Record No. 1342 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1342 was taken, I was in the house but away from my desk. I would have voted yes.

Klick

When Record No. 1342 was taken, I was in the house but away from my desk. I would have voted yes.

C. Morales

When Record No. 1342 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1342 was taken, I was shown voting yes. I intended to vote no.

Schatzline

#### 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 3:15 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 2941 ON THIRD READING (by Zwiener)

**HB 2941**, A bill to be entitled An Act relating to the authority of the Railroad Commission of Texas to require water pollution abatement plans for certain pipelines; providing for the imposition of a civil penalty.

**HB 2941** was passed by (Record 1343): 90 Yeas, 53 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bailes; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cole; Collier; Cortez; Darby; Davis; Dean; Dutton; Flores; Gámez; Garcia; 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.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, E.; Morales Shaw; Muñoz; Murr; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Shine; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Bonnen; Bumgarner; Cain; Capriglione; Cook; Craddick; Cunningham; DeAyala; Dorazio; Frank; Frazier; Gates; Gerdes; Geren; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Isaac; Klick; Landgraf; Leach; Leo-Wilson; Metcalf; Morrison; Noble; Oliverson; Orr; Patterson; Paul; Price; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Smith; Smithee; Spiller; Swanson; Tepper; Thimesch; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Clardy; Jones, V.; Morales, C.

### STATEMENTS OF VOTE

When Record No. 1343 was taken, I was shown voting yes. I intended to vote no.

Anderson

When Record No. 1343 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1343 was taken, I was in the house but away from my desk. I would have voted no.

Clardy

When Record No. 1343 was taken, I was shown voting yes. I intended to vote no.

Holland

When Record No. 1343 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 1343 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

When Record No. 1343 was taken, I was shown voting yes. I intended to vote no.

K. King

When Record No. 1343 was taken, I was shown voting yes. I intended to vote no.

Kuempel

### **HB 2665 ON THIRD READING**

**(by Gates, Longoria, Clardy, Perez, Cook, et al.)**

**HB 2665**, A bill to be entitled An Act relating to an interim study of the municipal regulation of short-term rental properties and residential amenity rental properties.

### **HB 2665 - REMARKS**

**REPRESENTATIVE GATES:** Deals with short-term rentals with two amendments acceptable to the author.

**REPRESENTATIVE R. LOPEZ:** Representative Gates, thanks a lot for giving me the opportunity to ask you a couple questions. I've got your card—you and I have spoken on this on several occasions. I told you that I would give it serious consideration and also call the City of San Antonio, who I represent, and make sure that they were okay with it. As I told you—you'll recall—they were not. I've got a couple questions that I'd like for you to clarify on this particular bill. On your card you talk about the intent to resolve some ongoing issues surrounding short-term rentals. Can you give me an idea—and some examples—of what short-term issues you're talking about?

**GATES:** Well, on the study bill, we're going to be studying a number of them. On pages 3 through 6 there are a number of items that are going to be studied.

**R. LOPEZ:** Do you have some examples of some problems that have created a concern that you think needs a study?

GATES: On both sides there are people that are concerned that they could lose their livelihoods. There are other people that are concerned that short-term rentals create problems.

R. LOPEZ: Let me also ask you this other question that deals—you talk about cities in particular. I'm not sure if you specifically mean that the study would only be for incorporated cities or is it cities of a certain size? And what would the study encompass as far as its interest—for example, ETJs or areas where high populations that are not incorporated, but they are property owner groups around lakes and recreational areas. Would they be included in the study as well? Because I would imagine that short-term rentals are prevalent out there as well, aren't they?

GATES: It's going to be a study of short-term rentals in the State of Texas.

R. LOPEZ: So it wouldn't just be cities—or the effect of these on cities—it would be for the entire state, including ETJs and non-city areas correct? Is that what you're saying?

GATES: State of Texas, the entire state.

R. LOPEZ: The underlying question to all this is, more than anything else, why do we need a study to give us the level of guidance? Today, local control is really what's in effect and providing local customization of the ruling. Why do you think we need a rule to cover the entire state as opposed to leaving it to local control to best decide what happens in their jurisdiction?

GATES: That's what the study will be about. Some think there needs to be more control, some think less.

R. LOPEZ: But is there a particular problem with what's happening in today's environment? Where local control is creating a problem?

GATES: There are some that think there is too much regulation and some that think there is not enough.

R. LOPEZ: But you can't give me any examples of what you think that would be? I guess the reason I'm asking those questions, Representative Gates, is because those kind of answers are the reasons that give pause for folks, like myself and others, to be able to support this bill. I'm not really sure what we're trying to accomplish here, not really sure what we're trying to fix. What we do know is that what we're doing is taking away the opportunity for municipalities and local jurisdictions to make their own rules. I mean the one-size-fits-all may apply in some cases, I don't believe it applies in this one. Do you?

GATES: Well, we're going to explore the regulations of short-term rentals. There are some that think that some places it goes too far in terms of regulation and some think it's not enough.

R. LOPEZ: I guess that's what I'm driving at. I won't ask the question again, but I wish I had some examples of what some of those things are that are causing concern. Obviously, we can go back and forth all day long and I don't think I'm going to get an example. With that, I want to thank you very much for sharing your thoughts with me over the last couple of days, and thank you for your input.

REPRESENTATIVE FLORES: I know this creates a study to see about collection and how it is being done in all cities around the state. Just curious, does this bill deal at all with the issue of collection and remission of the fees to cities at all? Or is this just a study to see what is going on around the state?

GATES: I think that's one of the items—collection of taxes and fees.

FLORES: Okay, but it doesn't create any kind of standard or anything in this particular bill? This is just a study, correct?

GATES: This bill doesn't create standards. It's just a study.

FLORES: Okay, thank you so much.

REPRESENTATIVE RAMOS: Thank you, Representative Gates. In reviewing the HRO report, I see that a lot of municipalities—including mine—spoke up against or registered to testify against your bill. I had a couple of questions. I think it's important that we do have an accounting of the short-term rental because we know that, ultimately, it takes away inventory from the community at large. So for single Texas families, there's less inventory for them to rent a home or to purchase a home. Studies have shown that's the case when we increase these types of short-term rentals. My question to you is, I think many of us—if not, our constituents—have seen the impact of these short-term rentals. When you have families who can't secure or find a home in our neighborhoods because they've been bought by different corporations or different special interests, then that's inventory that's no longer available for Mr. and Mrs. Smith or Jiménez. They can't rent a property because there's more money to be made in these short-term rentals. It's important that we find out this information. In the testimony against this bill—with all these municipalities figuring out what works for them and their communities to help regulate some of this—what was the main underlying principle behind the objections for the different municipalities across the state to oppose this bill?

GATES: I believe there are people and groups that are concerned that there's too much regulation and some that think there's not enough. That's what the study is about.

RAMOS: In your bill, it specifically mentions one representative from the department as part of the task force, but it also says, "two members representing the interests of the neighborhoods." I don't see anywhere in this bill who are the members of the task force. I don't see any municipalities as part of these task force members. I want clarification in terms of the members representing the interests of the neighborhoods. So why is it that we don't have any members designated in this task force that are the local municipalities who are currently experiencing and addressing this issue?

GATES: That's one of the amendments.

RAMOS: The second part is—and who is offering that amendment, sir?

GATES: Representative Terri Leo-Wilson.

RAMOS: Great. And who specifically are we talking about when we say, "the two members representing the interests of the neighborhoods?" Who are those individuals?

GATES: That hasn't been decided yet.

RAMOS: What would the requirements be for those individuals? When you're saying "members in the neighborhood," are those presidents of neighborhood associations that you all are considering in this task force or just a neighborhood resident?

GATES: We'll see who applies.

RAMOS: So there's an open application process for this task force? My concern is that this task force, without distinction, may be made up of individuals from special interest groups and not necessarily homeowners—like we have in my neighborhood—that have lived there for 30 years and can tell you the history of every homeowner in that community.

GATES: Sure.

RAMOS: Are we picking individuals who represent the neighborhoods, who have longevity in specific neighborhoods that don't have a special interest in buying and renting out their property? I would not want my neighbor, who rents out his property, to be part of this task force when the property owner doesn't live there. He's renting out to other people. If he were on this task force, he can't tell you what the impact to the neighborhood is because he's just a property owner. He rents out his home, so he doesn't know what me and my neighbors—when the cars are speeding or the kids are coming from school—the true impact of having a short-term rental property next door. I would like clarification on those members that are the neighborhood representatives in this task force. Would you accept an amendment, then, that the individuals who are representing the neighborhood task force either be a member of the neighborhood association who actually lives and resides in that neighborhood for 10 years and above so that we can say that these individuals actually have firsthand experience on what it means to be in the neighborhood?

GATES: I think the amendment will resolve the issue.

RAMOS: So are you saying that you would accept an amendment that the representative of the task force be an actual individual who lives in the neighborhood, who resides there—not just a property owner, but actually resides there—and lives and breathes and sends his kids to school and church in that local community, let's say for 10 years and above?

GATES: You lost me on the question.

RAMOS: My question is: In your task force, on page 2, that the members of the task force are comprised of—you have a list of members and those representing the interests of the neighborhood. My question to you is, would you accept an amendment that says the members of that neighborhood need to be members of the neighborhood association—just the retirees who are there, the members of our community who are not only property owners, but have resided in their neighborhood for 10 years or above and can express the interests of individuals that actually reside in that neighborhood?

GATES: Probably not.

### **Amendment No. 1**

Representative Leo-Wilson offered the following amendment to **HB 2665**:

Amend **HB 2665** on third reading in SECTION 1 of the bill, in added Section 92.362(b)(4), Property Code, between the underlined semicolon and "and", by adding the following appropriately numbered subdivisions and renumbering subsequent subdivisions accordingly:

( ) one member representing the interests of a large urban community;

( ) one member representing the interests of a small urban community;

( ) one member representing the interests of a coastal community;

( ) one member representing the interests of law enforcement;

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

REPRESENTATIVE LEO-WILSON: My amendment requires that part of the board that will be overseeing this study from the licensing and regulation will be one representative from an urban community, one from a small urban community, one from a large community, one from a coastal community, and also the interests of law enforcement.

Amendment No. 1 was adopted.

### **Amendment No. 2**

Representative Leo-Wilson offered the following amendment to **HB 2665**:

Amend **HB 2665** on third reading on page 5, line 25, between the underlined semicolon and "and", by inserting the following appropriately lettered paragraph and relettering subsequent paragraphs accordingly:

( ) whether to authorize a neighborhood to prohibit short-term rental properties if the municipality in which the neighborhood is located has adopted an ordinance that requires a higher percentage of property owners to be residents of the neighborhood than the deed restrictions for the neighborhood;

**AMENDMENT NO. 2 - REMARKS**

REPRESENTATIVE LEO-WILSON: This would authorize a neighborhood to prohibit short-term rental properties if a municipality in which the neighborhood is located has adopted an ordinance that requires a higher percentage of property owners to be residents of the neighborhood than the deed restrictions for the neighborhood.

Amendment No. 2 was adopted.

**HB 2665**, as amended, was passed by (Record 1344): 112 Yeas, 30 Nays, 2 Present, not voting.

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

Nays — Anchia; Bernal; Bryant; Canales; Cook; DeAyala; Frank; Goodwin; Hernandez; Hinojosa; Jetton; Johnson, J.E.; Jones, J.; King, K.; Kuempel; Lopez, R.; Morales, C.; Morales, E.; Noble; Oliverson; Ordaz; Ortega; Ramos; Rosenthal; Schofield; Slawson; Swanson; Turner; Walle; Wu.

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

Absent, Excused — Sherman.

Absent — Cole; Hull; Leo-Wilson; Rogers.

**STATEMENTS OF VOTE**

When Record No. 1344 was taken, I was shown voting no. I intended to vote yes.

Bernal

When Record No. 1344 was taken, I was shown voting yes. I intended to vote no.

Bhojani

When Record No. 1344 was taken, I was in the house but away from my desk. I would have voted no.

Cole



When Record No. 1344 was taken, I was shown voting yes. I intended to vote no.

Plesa

### LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence temporarily for today to attend a meeting of the Committee on Calendars:

Geren on motion of Ashby.

### HB 2886 ON THIRD READING

(by J. González, Rose, Anderson, Guillen, Walle, et al.)

**HB 2886**, A bill to be entitled An Act relating to the establishment of the office of food system security and resiliency in the Department of Agriculture.

**HB 2886** was passed by (Record 1345): 80 Yeas, 60 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Ashby; Bowers; Bryant; Bucy; Button; Campos; Canales; Clardy; Cole; Collier; Cortez; Darby; Davis; Dean; Dutton; Flores; Gámez; Garcia; Gates; Gervin-Hawkins; 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.; Lalani; Longoria; Lopez, R.; Lozano; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Ordaz; Orr; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Shine; Smithee; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Bailes; Bell, C.; Bell, K.; Buckley; Bumgarner; Burns; Burrows; Cain; Capriglione; Craddick; Cunningham; DeAyala; Dorazio; Frank; Frazier; Gerdes; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hefner; Holland; Hull; Isaac; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lujan; Metcalf; Murr; Noble; Oliverson; Patterson; Paul; Price; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Smith; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troclair; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent, Excused, Committee Meeting — Geren.

Absent — Bernal; Bhojani; Bonnen; Cook; Hayes.

### STATEMENTS OF VOTE

When Record No. 1345 was taken, I was shown voting no. I intended to vote yes.

Anderson

When Record No. 1345 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 1345 was taken, I was temporarily out of the house chamber. I would have voted no.

Cook

When Record No. 1345 was taken, I was in the house but away from my desk. I would have voted no.

Hayes

**HB 3765 ON THIRD READING**  
**(by Bucy, et al.)**

**HB 3765**, A bill to be entitled An Act relating to the establishment of a supply of luggage by the Department of Family and Protective Services for the transport of the personal belongings of a foster child.

**HB 3765 - REMARKS**

REPRESENTATIVE BUCY: **HB 3765** is known as Bags of Love. And working on this bill I met Hallie Lively, a Navy veteran, college graduate, and foster child. When the police and caseworker came to her home 27 years ago, she was given five minutes and a trash bag to pack up all of her life's belongings. She had one outfit, one pair of shoes, and a blanket—the remains of which she brought to our committee. There was nothing else in that black garbage bag. This was back in 1996. Twenty-seven years later, children are still often only given a trash bag to pack up their life. With this vote, that ends today. I ask you for this vote on this bill.

REPRESENTATIVE GARCIA: I would like to thank Representative Bucy, Representative Harris, and Representative Ashby for being here and showing bipartisan support for this bill.

Back in 1988, I found myself in a situation where I was incarcerated because I didn't know where my mommy was. When that happened to me—and I was finally released—they gave me a bag to put my belongings in. My belongings consisted of an outfit that was pink because I loved pink and blue. Another outfit that was blue. It matched. It was the same exact outfit, just a different color—and my little New Testament Bible. This is all I owned. To be given a trash bag to put my whole life's belongings in didn't really hit me until I realized that the trash bag was a symbol for how my family treated me. That trash bag was a symbol for how I felt being trapped in cinder block walls as an 8-year-old. That trash bag was a symbol for how I was set up to be nothing and a nobody.

The fact that I am standing up here today as a state representative is something that I hold dear with me. Not only because I never thought I'd be here, but because today you all have made me realize that I am worth so much more than a black trash bag. It took me 45 years to accept that fact and 45 years to believe I was worth something. And it's because a lot of you have shown me grace to allow me to share my story. It's because there are so many millions of

foster kids out there who do not have a mommy and a daddy that love them. By showing this simple gesture of providing a cloth bag for them, you have no idea how much you are going to touch these children who have been treated like trash that has been thrown out.

I thank you all. I thank you so much for the bipartisan support on this bill. And just know that by voting yes on this bill, you're changing a kid's life. You're telling them they're worth more than the trash bag their belongings are in.

REPRESENTATIVE MORALES SHAW: Representative, thank you for getting up and sharing your personal story and being so vulnerable in front of all of us. I think this is an amazing bill. I wanted you to just say what impact would that have had on you if you had had a duffle bag instead of trash bag? And I'm asking this in all seriousness because I have a comment, a follow up.

GARCIA: To have something that I can hold my belongings in would have saved me a lot of shame, because having those two sets of clothes brought me a lot of ridicule. I was constantly teased and made fun of. Because of that, I was lucky to find grace in friends who allowed me to wear their clothes. If I may just take a moment—I want to thank Shannon O'Daniel in Middleton, Tennessee, who was my friend in high school, who allowed me to wear her clothes every single day. And not only did she allow me to wear her clothes, her parents allowed me to sleep in their house when I had nowhere else to go.

MORALES SHAW: I didn't ask you to make me cry, okay.

GARCIA: My apologies.

MORALES SHAW: I wanted to thank you and I wanted to thank Representative Bucy because this bill inspired our district to do a duffle bag drive for the CPS kids and I hope that it inspires every district to do that. Thank you.

GARCIA: Thank you so much.

(Geren now present)

**HB 3765** was passed by (Record 1346): 130 Yeas, 15 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; Cunningham; Darby; Davis; Dean; DeAyala; 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.; 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, 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; Schaefer; Schatzline; Schofield; Shine; Smith;

Smithee; Stucky; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Craddick; Dorazio; Harrison; Hayes; Hefner; Isaac; Lopez, J.; Noble; Paul; Shaheen; Slawson; Spiller; Swanson; Tepper; Toth.

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

Absent, Excused — Sherman.

Absent — Cain.

### STATEMENT OF VOTE

When Record No. 1346 was taken, I was shown voting no. I intended to vote yes.

J. Lopez

### REMARKS ORDERED PRINTED

Representative Rosenthal moved to print all remarks on **HB 3765** and **HB 2665**.

The motion prevailed.

### COMMITTEE GRANTED PERMISSION TO MEET

Representative Burns requested permission for the Committee on Land and Resource Management to meet while the house is in session, at 4 p.m. today, in 1W.14, to consider pending, referred, and committee business.

Permission to meet was granted.

### COMMITTEE MEETING ANNOUNCEMENT

At 3:39 p.m., the following committee meeting was announced:

Land and Resource Management, 4 p.m. today, 1W.14, for a formal meeting, to consider pending, referred, and committee business.

### FIVE-DAY POSTING RULE SUSPENDED

Representative Leach moved to suspend the five-day posting rule to allow the Committee on Judiciary and Civil Jurisprudence to consider **SB 997** at 8 a.m. tomorrow in E2.016.

The motion prevailed.

### HB 4219 ON THIRD READING (by Lambert)

**HB 4219**, A bill to be entitled An Act relating to the maximum rate or amount of interest of certain consumer loans.

**HB 4219** was passed by (Record 1347): 130 Yeas, 13 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank;

Frazier; Gámez; García; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; 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; 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; Ortega; Paul; Perez; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Harris, C.J.; Hayes; Hefner; Isaac; Metcalf; Patterson; Plesa; Slawson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bonnen; Cole; Gates.

#### STATEMENTS OF VOTE

When Record No. 1347 was taken, I was in the house but away from my desk. I would have voted yes.

Cole

When Record No. 1347 was taken, I was shown voting yes. I intended to vote no.

Harrison

When Record No. 1347 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1347 was taken, I was shown voting no. I intended to vote yes.

Plesa

When Record No. 1347 was taken, I was shown voting yes. I intended to vote no.

Rose

When Record No. 1347 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1347 was taken, I was shown voting yes. I intended to vote no.

Schatzline

**HB 4772 ON THIRD READING**  
**(by Thierry, Burrows, Noble, Button, and Cortez)**

**HB 4772**, A bill to be entitled An Act relating to an excise tax on, and storage, reporting, and recordkeeping requirements for, certain nontobacco nicotine products; providing a civil penalty; imposing a tax.

**HB 4772** was passed by (Record 1348): 111 Yeas, 29 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burrows; Button; Campos; Canales; Capriglione; Cole; Cortez; Craddick; Cunningham; Darby; Davis; Dorazio; Dutton; Flores; Frank; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; 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, 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; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shaheen; Shine; Smithee; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Bumgarner; Burns; Cain; Clardy; Cook; Dean; DeAyala; Gates; Harris, C.J.; Harrison; Hayes; Hefner; Hunter; Isaac; Leo-Wilson; Metcalf; Murr; Patterson; Paul; Schaefer; Schatzline; Slawson; Spiller; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Collier; Frazier; Klick; Lopez, J.; Smith; Stucky.

**STATEMENTS OF VOTE**

When Record No. 1348 was taken, I was in the house but away from my desk. I would have voted yes.

Collier

When Record No. 1348 was taken, I was in the house but away from my desk. I would have voted yes.

Frazier

When Record No. 1348 was taken, I was in the house but away from my desk. I would have voted no.

J. Lopez

When Record No. 1348 was taken, I was in the house but away from my desk. I would have voted no.

Smith

When Record No. 1348 was taken, my vote failed to register. I would have voted yes.

Stucky

**HB 4872 ON THIRD READING**  
**(by Rogers)**

**HB 4872**, A bill to be entitled An Act relating to the reporting and plugging of certain wells.

**HB 4872** was passed by (Record 1349): 145 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; Collier; 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; 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; 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.

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

Absent, Excused — Sherman.

Absent — Cole.

**HB 544 ON THIRD READING**  
**(by J.E. Johnson, Harless, et al.)**

**HB 544**, A bill to be entitled An Act relating to the reporting of certain orders and convictions to the Department of Public Safety and Federal Bureau of Investigation for use with the National Instant Criminal Background Check System for the transfer of firearms.

**HB 544** was passed by (Record 1350): 94 Yeas, 41 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Bailes; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Clardy; Cole; Collier; Cortez; Darby; Davis; Dean; Dutton; Flores; Frazier; Gámez; Garcia; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.J.; 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; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, R.; Lujan; Manuel; Martinez; Meyer; Meza; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Ordaz; Ortega; Perez; Plesa; Price; Ramos; Raney; Raymond; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Bell, K.; Cain; Capriglione; Craddick; Cunningham; Dorazio; Frank; Gerdes; Harris, C.E.; Harrison; Hefner; Isaac; Klick; Leo-Wilson; Lozano; Metcalf; Noble; Oliverson; Orr; Patterson; Paul; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thompson, E.; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Anderson; Canales; Cook; DeAyala; Gates; Lopez, J.; Martinez Fischer; Morales, C.; Reynolds; Shine; Thimesch.

#### STATEMENTS OF VOTE

When Record No. 1350 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1350 was taken, I was shown voting yes. I intended to vote no.

Clardy

When Record No. 1350 was taken, I was temporarily out of the house chamber. I would have voted no.

Cook

When Record No. 1350 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1350 was taken, I was in the house but away from my desk. I would have voted no.

DeAyala



When Record No. 1350 was taken, I was shown voting yes. I intended to vote no.

Hayes

When Record No. 1350 was taken, I was shown voting yes. I intended to vote no.

K. King

When Record No. 1350 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 1350 was taken, I was shown voting yes. I intended to vote no.

Lambert

When Record No. 1350 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1350 was taken, I was in the house but away from my desk. I would have voted no.

J. Lopez

When Record No. 1350 was taken, I was shown voting no. I intended to vote yes.

Lozano

When Record No. 1350 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez Fischer

When Record No. 1350 was taken, I was shown voting yes. I intended to vote no.

Morales Shaw

When Record No. 1350 was taken, I was in the house but away from my desk. I would have voted no.

Shine

When Record No. 1350 was taken, my vote failed to register. I would have voted no.

Thimesch

### **HB 968 ON THIRD READING**

**(by Gates, Rose, Frank, Capriglione, M. González, et al.)**

**HB 968**, A bill to be entitled An Act relating to procedures in certain suits affecting the parent-child relationship filed by the Department of Family and Protective Services.

**HB 968** was passed by (Record 1351): 141 Yeas, 1 Nays, 3 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; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; 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; 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; Shine; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thimesch; Thompson, E.; Thompson, S.; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Canales.

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

Absent, Excused — Sherman.

Absent — Slawson; Thierry; Tinderholt.

#### STATEMENTS OF VOTE

When Record No. 1351 was taken, I was in the house but away from my desk. I would have voted yes.

Slawson

When Record No. 1351 was taken, my vote failed to register. I would have voted yes.

Thierry

When Record No. 1351 was taken, I was in the house but away from my desk. I would have voted yes.

Tinderholt

#### HB 603 ON THIRD READING (by Shaheen)

**HB 603**, A bill to be entitled An Act relating to a limitation on civil suits against persons reporting suspicious activity in good faith.

**HB 603** was passed by (Record 1352): 123 Yeas, 22 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; 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; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murr; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Vo; Wilson; Zwiener.

Nays — Anchía; Bryant; Bucy; Cole; Davis; González, J.; Hernandez; Johnson, J.D.; Jones, J.; Morales Shaw; Neave Criado; Plesa; Ramos; Reynolds; Romero; Rose; Talarico; Thierry; Thompson, S.; Turner; Walle; Wu.

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

Absent, Excused — Sherman.

Absent — Meza.

### STATEMENTS OF VOTE

When Record No. 1352 was taken, I was shown voting yes. I intended to vote no.

Collier

When Record No. 1352 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 1352 was taken, I was shown voting yes. I intended to vote no.

Zwiener

### HB 779 ON THIRD READING (by Vasut)

**HB 779**, A bill to be entitled An Act relating to the issuance of certain search warrants by statutory county court judges.

**HB 779** was passed by (Record 1353): 144 Yeas, 2 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; Capriglione; Clardy; Cole; Collier; 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; 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; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; 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 — Canales; Ramos.

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

Absent, Excused — Sherman.

**HB 1136 ON THIRD READING**  
**(by Jetton, et al.)**

**HB 1136**, A bill to be entitled An Act relating to the period for which a person is required to register as a sex offender based on the offense of compelling prostitution.

**HB 1136** was passed by (Record 1354): 137 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, K.; 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; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; 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; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Ramos.

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

Absent, Excused — Sherman.

Absent — Bell, C.; Bernal; Bryant; Hefner; Jones, J.; Leo-Wilson; Plesa; Tinderholt.

### STATEMENTS OF VOTE

When Record No. 1354 was taken, I was in the house but away from my desk. I would have voted yes.

Bryant

When Record No. 1354 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

When Record No. 1354 was taken, I was shown voting no. I intended to vote yes.

Ramos

When Record No. 1354 was taken, I was in the house but away from my desk. I would have voted yes.

Tinderholt

### HB 1348 ON THIRD READING

(by Stucky)

**HB 1348**, A bill to be entitled An Act relating to the authority of a municipality to regulate veterinarians.

**HB 1348** was passed by (Record 1355): 109 Yeas, 27 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gates; Gerdes; Geren; Gervin-Hawkins; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; King, T.; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Morrison; Muñoz; Murr; Neave Criado; Noble; Orr; Patterson; Paul; Perez; Plesa; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Schaefer; Schatzline; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Vo; Walle; Wilson; Zwiener.

Nays — Anchía; Bhojani; Bryant; Bucy; Cole; Collier; Flores; Gámez; González, J.; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Manuel; Morales, C.; Morales, E.; Morales Shaw; Ordaz; Ortega; Ramos; Rosenthal; Talarico; Turner; Wu.

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

Absent, Excused — Sherman.

Absent — Bowers; Campos; Garcia; González, M.; Goodwin; Kitzman; Klick; Moody; Oliverson; Schofield.

### STATEMENTS OF VOTE

When Record No. 1355 was taken, I was shown voting yes. I intended to vote no.

Bernal

When Record No. 1355 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

When Record No. 1355 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 1355 was taken, I was in the house but away from my desk. I would have voted no.

Goodwin

When Record No. 1355 was taken, my vote failed to register. I would have voted yes.

Kitzman

When Record No. 1355 was taken, I was shown voting yes. I intended to vote no.

Vo

### HB 2822 ON THIRD READING

(by Garcia, Gervin-Hawkins, Campos, Lozano, Rose, et al.)

**HB 2822**, A bill to be entitled An Act relating to a study on the housing needs of youth transitioning out of foster care or the juvenile justice system.

**HB 2822** was passed by (Record 1356): 80 Yeas, 60 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Bucy; Burrows; Button; Canales; Cole; Collier; Cortez; Darby; Davis; Dutton; Flores; Frank; Gámez; Garcia; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guillen; Harris, C.E.; Hayes; Hernandez; Herrero; Hinojosa; Howard; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Kuempel; Lalani; Lambert; Longoria; Lopez, J.; Lopez, R.; Lozano; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Ordaz; Orr; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bumgarner; Burns; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Dean; DeAyala; Dorazio; Frazier; Gates; Gerdes; Harless; Harris, C.J.; Harrison; Hefner; Holland; Hull; Isaac; Kacal; King, K.; Kitzman; Klick; Landgraf; Leach; Leo-Wilson; Lujan; Metcalf; Murr; Noble; Patterson; Paul; Price; Raney; Schaefer; Schatzline; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Buckley; Campos; Guerra; Jetton; Oliverson; Schofield.

### STATEMENTS OF VOTE

When Record No. 1356 was taken, I was shown voting no. I intended to vote yes.

Bailes

When Record No. 1356 was taken, I was in the house but away from my desk. I would have voted no.

Buckley

When Record No. 1356 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 1356 was taken, my vote failed to register. I would have voted yes.

Guerra

When Record No. 1356 was taken, I was in the house but away from my desk. I would have voted no.

Jetton

When Record No. 1356 was taken, I was shown voting yes. I intended to vote no.

Kuempel

When Record No. 1356 was taken, I was shown voting no. I intended to vote yes.

Lujan

### HB 3183 ON THIRD READING

(by Schatzline, Moody, Cook, Leach, Bowers, et al.)

**HB 3183**, A bill to be entitled An Act relating to the use of in-custody informant testimony in a criminal trial.

**HB 3183** was passed by (Record 1357): 138 Yeas, 4 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; 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; García; Gates; Gerdes; Geren; Gervin-Hawkins; 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; 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; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; 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 — Canales; González, J.; Hayes; Troxclair.

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

Absent, Excused — Sherman.

Absent — Bonnen; Bowers; Lujan; Raney.

#### STATEMENTS OF VOTE

When Record No. 1357 was taken, I was shown voting no. I intended to vote yes.

J. González

When Record No. 1357 was taken, I was in the house but away from my desk. I would have voted yes.

Raney

#### HB 3351 ON THIRD READING (by C.E. Harris)

**HB 3351**, A bill to be entitled An Act relating to standards required for certain rankings of physicians by health benefit plan issuers.

**HB 3351** was passed by (Record 1358): 103 Yeas, 21 Nays, 2 Present, not voting.

Yeas — Allen; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Collier; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; García; Gates; Gerdes; Gervin-Hawkins; González, J.; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.E.; Kacal; King, K.; Klick; Kuempel; Lalani; Lambert; Landgraf; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer;



Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Ordaz; Orr; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Romero; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Nays — Anchía; Bernal; Bhojani; Bryant; Flores; Gámez; Goodwin; Guerra; Hernandez; Hinojosa; Johnson, J.D.; Jones, J.; Meza; Morales, C.; Plesa; Ramos; Rosenthal; Turner; Vo; Wu; Zwiener.

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

Absent, Excused — Sherman.

Absent — Allison; Bonnen; Bowers; Bucy; Clardy; Cole; Cortez; Davis; Geren; González, M.; Herrero; Jones, V.; King, T.; Kitzman; Leach; Moody; Oliverson; Ortega; Reynolds; Rose; Smith; Walle.

### STATEMENTS OF VOTE

When Record No. 1358 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

When Record No. 1358 was taken, I was shown voting yes. I intended to vote no.

J. González

When Record No. 1358 was taken, I was shown voting yes. I intended to vote no.

Howard

When Record No. 1358 was taken, I was shown voting yes. I intended to vote no.

J.E. Johnson

When Record No. 1358 was taken, I was in the house but away from my desk. I would have voted no.

V. Jones

When Record No. 1358 was taken, I was in the house but away from my desk. I would have voted yes.

Kitzman

When Record No. 1358 was taken, I was in the house but away from my desk. I would have voted no.

Rose

### HB 3352 ON THIRD READING (by Gerdes and Orr)

**HB 3352**, A bill to be entitled An Act relating to the regulation of used and scrap tires by certain counties.

**HB 3352** was passed by (Record 1359): 124 Yeas, 12 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Craddick; Darby; Davis; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; 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.; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Morales, C.; Morales, E.; Morales Shaw; 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; Shine; Smith; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Troclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Dorazio; González, J.; Harrison; Hinojosa; Schaefer; Slawson; Smithee; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bonnen; Cortez; Cunningham; Dean; González, M.; King, T.; Kitzman; Moody; Morrison; Thompson, S.

### STATEMENTS OF VOTE

When Record No. 1359 was taken, I was in the house but away from my desk. I would have voted yes.

Cunningham

When Record No. 1359 was taken, I was shown voting no. I intended to vote yes.

J. González

When Record No. 1359 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1359 was taken, I was shown voting no. I intended to vote yes.

Hinojosa

When Record No. 1359 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1359 was taken, I was in the house but away from my desk. I would have voted yes.

T. King

When Record No. 1359 was taken, I was in the house but away from my desk. I would have voted yes.

Kitzman

When Record No. 1359 was taken, I was shown voting yes. I intended to vote no.

Price

### **HB 3282 ON THIRD READING**

**(by V. Jones)**

**HB 3282**, A bill to be entitled An Act relating to the manufacture, transportation, storage, and disposal of new and scrap tires; authorizing a fee.

**HB 3282** was passed by (Record 1360): 98 Yeas, 43 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bailes; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Cole; Collier; Cunningham; Darby; Davis; Dean; Dutton; Flores; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; 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; Longoria; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Ordaz; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shine; Spiller; Stucky; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bell, C.; Bumgarner; Cain; Capriglione; Clardy; Cook; Craddick; Dorazio; Frank; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Kitzman; Landgraf; Leach; Leo-Wilson; Lopez, J.; Metcalf; Murr; Noble; Orr; Patterson; Paul; Price; Schaefer; Schatzline; Shaheen; Slawson; Smith; Smithee; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bonnen; Cortez; DeAyala; Gates; Klick.

**STATEMENTS OF VOTE**

When Record No. 1360 was taken, I was in the house but away from my desk. I would have voted yes.

Cortez

When Record No. 1360 was taken, I was in the house but away from my desk. I would have voted no.

DeAyala

When Record No. 1360 was taken, I was shown voting yes. I intended to vote no.

K. King

**MESSAGE FROM THE SENATE**

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

**HB 4639 ON THIRD READING**

**(by Thimesch, Frazier, and A. Johnson)**

**HB 4639**, A bill to be entitled An Act relating to unlawfully carrying a handgun in a motor vehicle or watercraft.

**HB 4639** was passed by (Record 1361): 103 Yeas, 34 Nays, 3 Present, not voting.

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

Nays — Ashby; Bumgarner; Cain; Canales; Capriglione; Clardy; Cook; Craddick; Dean; DeAyala; Dorazio; Frank; Gates; Harris, C.J.; Harrison; Hefner; Holland; Hunter; Isaac; Leo-Wilson; Manuel; Metcalf; Noble; Patterson; Schaefer; Schatzline; Shaheen; Shine; Smith; Swanson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Anderson; Bell, C.; Bonnen; Cortez; Hull; King, T.; Klick; Troxclair.

### STATEMENTS OF VOTE

When Record No. 1361 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

When Record No. 1361 was taken, I was in the house but away from my desk. I would have voted yes.

Cortez

When Record No. 1361 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1361 was taken, I was shown voting yes. I intended to vote no.

J. Lopez

When Record No. 1361 was taken, I was shown voting present, not voting. I intended to vote no.

Price

When Record No. 1361 was taken, I was shown voting yes. I intended to vote no.

Rogers

When Record No. 1361 was taken, I was shown voting yes. I intended to vote no.

Slawson

### HB 3539 ON THIRD READING

(by Troxclair, Guillen, Garcia, Isaac, C.E. Harris, et al.)

**HB 3539**, A bill to be entitled An Act relating to the establishment and operation of an ammunition facility by the Department of Public Safety.

#### Amendment No. 1

Representative Moody offered the following amendment to **HB 3539**:

Amend **HB 3539** on third reading in SECTION 1 of the bill, in added Section 411.555, Government Code, between "in this state" and the underlined period, by inserting the following:

that is accredited by one of the following organizations for adhering to best practices in policing:

(1) the Texas Police Chiefs Association;

(2) the Commission on Accreditation for Law Enforcement Agencies,

Inc.; or

(3) a successor organization to an organization described by Subdivision (1) or (2) that offers an accreditation program for best practices in policing

Amendment No. 1 was adopted.

**HB 3539**, as amended, was passed by (Record 1362): 125 Yeas, 14 Nays, 3 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cole; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Isaac; Jetton; Johnson, J.E.; 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; Morales, C.; Morales, E.; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Wilson; Wu.

Nays — Bryant; Canales; Collier; Gámez; González, J.; Goodwin; Johnson, A.; Johnson, J.D.; Jones, J.; Plesa; Ramos; Rose; Thompson, S.; Walle.

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

Absent, Excused — Sherman.

Absent — González, M.; Jones, V.; Manuel; Moody; Morales Shaw; Zwiener.

### STATEMENTS OF VOTE

When Record No. 1362 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 1362 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

When Record No. 1362 was taken, my vote failed to register. I would have voted yes.

Manuel

When Record No. 1362 was taken, I was in the house but away from my desk. I would have voted no.

Morales Shaw

When Record No. 1362 was taken, I was shown voting yes. I intended to vote no.

Neave Criado

When Record No. 1362 was taken, I was shown voting yes. I intended to vote no.

Romero

When Record No. 1362 was taken, my vote failed to register. I would have voted no.

Zwiener

### **HB 4061 ON THIRD READING**

**(by Schatzline, Cook, Leach, Plesa, Bowers, et al.)**

**HB 4061**, A bill to be entitled An Act relating to prohibiting a registered sex offender in certain circumstances from going within a certain distance of the residence of a victim of any offense committed by the offender for which the offender is subject to registration.

**HB 4061** was passed by (Record 1363): 146 Yeas, 0 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; 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; 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; 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.

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

Absent, Excused — Sherman.

### **HB 5159 ON THIRD READING**

**(by Bhojani, Moody, Bowers, Canales, and Leach)**

**HB 5159**, A bill to be entitled An Act relating to an argument before the jury after a subsequent jury charge in a criminal case.

**HB 5159** was passed by (Record 1364): 96 Yeas, 41 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Bailes; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Collier; Cortez; Cunningham; Darby; Davis; Dutton; Flores; Frank; Gámez; Garcia; Gates; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harrison; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, T.; Klick; 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; Murr; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Stucky; Talarico; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bell, C.; Bumgarner; Cain; Clardy; Craddick; Dean; Dorazio; Geren; Hayes; Hefner; Hull; Isaac; King, K.; Kitzman; Leo-Wilson; Metcalf; Noble; Oliverson; Orr; Patterson; Paul; Price; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Allison; Bonnen; Cook; DeAyala; Frazier; Gerdes; Harris, C.J.; Kuempel; Thierry.

### STATEMENTS OF VOTE

When Record No. 1364 was taken, I was in the house but away from my desk. I would have voted yes.

Cook

When Record No. 1364 was taken, I was in the house but away from my desk. I would have voted no.

Frazier

When Record No. 1364 was taken, my vote failed to register. I would have voted no.

Gerdes

When Record No. 1364 was taken, I was in the house but away from my desk. I would have voted no.

C.J. Harris

When Record No. 1364 was taken, my vote failed to register. I would have voted yes.

Thierry



**HB 4697 ON THIRD READING**  
**(by DeAyala)**

**HB 4697**, A bill to be entitled An Act relating to the partial count of electronic voting system ballots.

**HB 4697** was passed by (Record 1365): 137 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Bumgarner; Burns; Burrows; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; 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; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meza; Moody; Morales, C.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; 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.

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

Absent, Excused — Sherman.

Absent — Bernal; Darby; Holland; Johnson, J.E.; Leach; Meyer; Morales, E.; Ordaz; Shaheen.

**STATEMENTS OF VOTE**

When Record No. 1365 was taken, I was in the house but away from my desk. I would have voted yes.

Darby

When Record No. 1365 was taken, I was in the house but away from my desk. I would have voted no.

Leach

When Record No. 1365 was taken, I was in the house but away from my desk. I would have voted yes.

Meyer

When Record No. 1365 was taken, I was in the house but away from my desk. I would have voted yes.

E. Morales

**HB 4674 ON THIRD READING**  
**(by Hayes and Thimesch)**

**HB 4674**, A bill to be entitled An Act relating to the qualifications, summoning, and reimbursement of jurors.

**HB 4674** was passed by (Record 1366): 130 Yeas, 0 Nays, 2 Present, not voting.

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

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

Absent, Excused — Sherman.

Absent — Allen; Bucy; Cunningham; DeAyala; Harris, C.E.; Holland; Johnson, J.E.; Jones, V.; Leo-Wilson; Lopez, J.; Moody; Morales, C.; Orr; Patterson; Shaheen; Zwiener.

**STATEMENTS OF VOTE**

When Record No. 1366 was taken, I was in the house but away from my desk. I would have voted yes.

Allen

When Record No. 1366 was taken, I was in the house but away from my desk. I would have voted yes.

DeAyala

When Record No. 1366 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

When Record No. 1366 was taken, I was in the house but away from my desk. I would have voted yes.

J. Lopez

When Record No. 1366 was taken, I was temporarily out of the house chamber. I would have voted yes.

Orr

**HB 2235 ON THIRD READING**  
**(by V. Jones, Oliverson, Rose, Anderson, Wu, et al.)**

**HB 2235**, A bill to be entitled An Act relating to HIV and AIDS tests.

**HB 2235 - POINT OF ORDER**

Representative Patterson raised a point of order against further consideration of **HB 2235** under Rule 8, Section 1(a)(1), of the House Rules on the grounds that the bill caption failed to give reasonable notice of the subject of the bill. The point of order was withdrawn.

**HB 2235** was passed by (Record 1367): 91 Yeas, 47 Nays, 2 Present, not voting.

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

Nays — Bell, C.; Bell, K.; Bumgarner; Burns; Capriglione; Clardy; Cook; Craddick; Dean; Dorazio; Frank; Gates; Guillen; Harris, C.E.; Hayes; Hefner; Holland; Hull; Isaac; Kitzman; Klick; Lambert; Landgraf; Leo-Wilson; Lopez, J.; Metcalf; Murr; Noble; Orr; Patterson; Paul; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Spiller; Stucky; Swanson; Tepper; Toth; Troxclair; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Buckley; Gerdes; Harris, C.J.; Jetton; Lujan; Martinez; Reynolds; Rogers.

**STATEMENTS OF VOTE**

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Ashby

When Record No. 1367 was taken, I was in the house but away from my desk. I would have voted no.

Gerdes

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Harless

When Record No. 1367 was taken, I was in the house but away from my desk. I would have voted no.

C.J. Harris

When Record No. 1367 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 1367 was taken, I was shown voting no. I intended to vote yes.

Klick

When Record No. 1367 was taken, I was shown voting no. I intended to vote yes.

Lambert

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1367 was taken, I was in the house but away from my desk. I would have voted yes.

Martinez

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Morrison

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Price

When Record No. 1367 was taken, I was shown voting yes. I intended to vote no.

Raney

When Record No. 1367 was taken, I was in the house but away from my desk. I would have voted no.

Rogers

**HB 1848 ON THIRD READING**  
**(by DeAyala)**

**HB 1848**, A bill to be entitled An Act relating to a study by the secretary of state on the feasibility of central counting stations complying with federal standards for facilities that contain sensitive information.

**HB 1848** was passed by (Record 1368): 91 Yeas, 50 Nays, 2 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gates; Gerdes; Geren; González, M.; 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; Longoria; Lopez, J.; Lozano; Lujan; Martinez; Metcalf; Meyer; Morales, E.; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Rogers; Romero; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Nays — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Canales; Cole; Collier; Cortez; Davis; Flores; Gámez; Garcia; Gervin-Hawkins; González, J.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; King, T.; Lopez, R.; Manuel; Martinez Fischer; Meza; Moody; Morales, C.; Ordaz; Ortega; Perez; Plesa; Ramos; Raymond; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Sherman.

Absent — Jones, V.; Lalani; Morales Shaw; Reynolds; Smithee.

**STATEMENTS OF VOTE**

When Record No. 1368 was taken, I was shown voting yes. I intended to vote no.

Campos

When Record No. 1368 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

When Record No. 1368 was taken, I was shown voting yes. I intended to vote no.

Muñoz

When Record No. 1368 was taken, I was shown voting yes. I intended to vote no.

Neave Criado

When Record No. 1368 was taken, I was in the house but away from my desk. I would have voted yes.

Reynolds

### **HB 5012 ON THIRD READING**

**(by Clardy, Shine, K. Bell, Anderson, Jetton, et al.)**

**HB 5012**, A bill to be entitled An Act relating to the authority of certain municipalities to use certain tax revenue for hotel and convention center projects and other qualified projects.

**HB 5012** was passed by (Record 1369): 117 Yeas, 20 Nays, 4 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Hayes; 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; 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; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Rogers; Romero; Rose; Rosenthal; Shine; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Buckley; Bumgarner; Dorazio; Harris, C.J.; Hefner; Holland; Hull; Isaac; Leo-Wilson; Noble; Oliverson; Patterson; Schaefer; Schatzline; Shaheen; Slawson; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bonnen; Cain; Klick; Leach; Reynolds; Schofield; Smith.

### **STATEMENTS OF VOTE**

When Record No. 1369 was taken, my vote failed to register. I would have voted no.

Cain

When Record No. 1369 was taken, I was shown voting present, not voting. I intended to vote no.

Harrison

When Record No. 1369 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 1369 was taken, I was in the house but away from my desk. I would have voted yes.

Reynolds

**GENERAL STATE CALENDAR  
SENATE BILLS  
THIRD READING**

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

**SB 1766 ON THIRD READING  
(Paul - House Sponsor)**

**SB 1766**, A bill to be entitled An Act relating to indemnification and duties of real property appraisers under certain governmental contracts.

**SB 1766** was passed by (Record 1370): 140 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Button; Cain; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; 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; Hayes; 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; 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; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

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

Absent, Excused — Sherman.

Absent — Bonnen; Bumgarner; Burrows; DeAyala; Johnson, J.D.; Thompson, E.

**SB 2158 ON THIRD READING**  
**(Murr and Talarico - House Sponsors)**

**SB 2158**, A bill to be entitled An Act relating to the establishment of an adult education pilot program by the Windham School District.

**SB 2158** was passed by (Record 1371): 142 Yeas, 1 Nays, 2 Present, not voting.

Yeas — Allen; Allison; 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; 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.; 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; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Tepper.

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

Absent, Excused — Sherman.

Absent — Anchía; Anderson; Morales Shaw.

**STATEMENT OF VOTE**

When Record No. 1371 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

**SB 1893 ON THIRD READING**  
**(Anderson - House Sponsor)**

**SB 1893**, A bill to be entitled An Act relating to prohibiting the use of certain social media applications and services on devices owned or leased by state agencies.

**SB 1893** was passed by (Record 1372): 144 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; 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; 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.; 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; 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.

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

Absent, Excused — Sherman.

Absent — Jetton; Morales Shaw.

### STATEMENT OF VOTE

When Record No. 1372 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

### SB 371 ON THIRD READING

(Turner, Plesa, M. González, and Garcia - House Sponsors)

**SB 371**, A bill to be entitled An Act relating to the Texas Armed Services Scholarship Program.

**SB 371** was passed by (Record 1373): 131 Yeas, 12 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; 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; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; 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; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers;

Romero; Rose; Rosenthal; Schofield; Shaheen; Shine; Smith; Smithee; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Harrison; Isaac; Leo-Wilson; Patterson; Schaefer; Schatzline; Slawson; Spiller; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bhojani; Campos; Jones, V.

### STATEMENTS OF VOTE

When Record No. 1373 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 1373 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

When Record No. 1373 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

### SB 1887 ON THIRD READING (Turner - House Sponsor)

**SB 1887**, A bill to be entitled An Act relating to the requirements for the early college education program and the transfer of course credit among public institutions of higher education.

**SB 1887** was passed by (Record 1374): 106 Yeas, 25 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dorazio; Flores; Frank; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hayes; Hernandez; Hinojosa; Howard; 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 Fischer; Meyer; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Orr; Ortega; Paul; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Rose; Rosenthal; Schofield; Shine; Smithee; Spiller; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Zwiener.

Nays — Bumgarner; Cain; Clardy; Gates; Harris, C.J.; Hefner; Holland; Hull; Isaac; Metcalf; Murr; Noble; Patterson; Schaefer; Schatzline; Shaheen; Slawson; Smith; Swanson; Tepper; Thimesch; Tinderholt; Toth; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Bell, C.; Bell, K.; Dean; Dutton; Harless; Harris, C.E.; Harrison; Herrero; Martinez; Meza; Ordaz; Perez; Romero; Walle; Wu.

### STATEMENTS OF VOTE

When Record No. 1374 was taken, I was shown voting no. I intended to vote yes.

Clardy

When Record No. 1374 was taken, I was shown voting yes. I intended to vote no.

Frazier

When Record No. 1374 was taken, I was in the house but away from my desk. I would have voted yes.

C.E. Harris

When Record No. 1374 was taken, I was in the house but away from my desk. I would have voted no.

Harrison

When Record No. 1374 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1374 was taken, I was shown voting yes. I intended to vote no.

Leo-Wilson

When Record No. 1374 was taken, I was in the house but away from my desk. I would have voted yes.

Perez

When Record No. 1374 was taken, I was in the house but away from my desk. I would have voted yes.

Romero

### SB 380 ON THIRD READING (Moody - House Sponsor)

**SB 380**, A bill to be entitled An Act relating to payment of certain court costs associated with interpreters.

**SB 380** was passed by (Record 1375): 113 Yeas, 30 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Bell, K.; Bernal; Bhojani; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Button; Campos; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Cunningham; Darby; Davis; Dorazio; Dutton; Flores; Frazier; Gámez; García; Gates; Gerdes; 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.; 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; Murr; Neave Criado; Ordaz; Orr; Ortega; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shine; Smith; Smithee; Spiller; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bailes; Bell, C.; Bonnen; Bumgarner; Cain; Cook; Dean; DeAyala; Frank; Harris, C.J.; Harrison; Hayes; Hefner; Hull; Isaac; Kitzman; Leo-Wilson; Noble; Oliverson; Patterson; Paul; Schaefer; Shaheen; Slawson; Swanson; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Ashby; Holland; Schatzline.

#### STATEMENTS OF VOTE

When Record No. 1375 was taken, I was shown voting no. I intended to vote yes.

Bailes

When Record No. 1375 was taken, my vote failed to register. I would have voted no.

Holland

When Record No. 1375 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1375 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 1375 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

(Speaker in the chair)

**SB 502 ON THIRD READING**  
**(Darby and E. Morales - House Sponsors)**

**SB 502**, A bill to be entitled An Act relating to the treatment, recycling for beneficial use, or disposal of drill cuttings.

**SB 502** was passed by (Record 1376): 146 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, 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; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; 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 — Ramos.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

**SB 1243 ON THIRD READING**  
**(Ashby - House Sponsor)**

**SB 1243**, A bill to be entitled An Act relating to the franchise tax treatment of certain broadband grants made for the purposes of broadband deployment in this state.

**SB 1243** was passed by (Record 1377): 132 Yeas, 12 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; 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; 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; Noble; Oliverson; Ordaz; Orr; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rosenthal; Schaefer; Schofield; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Canales; Harrison; Hayes; Leo-Wilson; Patterson; Shaheen; Tepper; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Cain; Rose; Schatzline.

### STATEMENTS OF VOTE

When Record No. 1377 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1377 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

When Record No. 1377 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1377 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

When Record No. 1377 was taken, I was shown voting yes. I intended to vote no.

Swanson

### SB 763 ON THIRD READING

**(Hefner, Buckley, Burrows, C.J. Harris, et al. - House Sponsors)**

**SB 763**, A bill to be entitled An Act relating to allowing public schools to employ or accept as volunteers chaplains to provide support, services, and programs for students.

Representative Metcalf moved to postpone consideration of **SB 763** until 6 p.m. today.

The motion prevailed.

**SB 1732 ON THIRD READING**  
**(Patterson - House Sponsor)**

**SB 1732**, A bill to be entitled An Act relating to standards for certain electric vehicle charging stations.

**SB 1732** was passed by (Record 1378): 134 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; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; 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; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Harrison; Holland; Isaac; Leo-Wilson; Noble; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Johnson, J.D.; Lopez, J.

**STATEMENTS OF VOTE**

When Record No. 1378 was taken, I was in the house but away from my desk. I would have voted no.

J. Lopez

When Record No. 1378 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1378 was taken, I was shown voting yes. I intended to vote no.

Slawson

**SB 702 ON THIRD READING**  
**(C.E. Harris - House Sponsor)**

**SB 702**, A bill to be entitled An Act relating to the sourcing, marketing, and sale of certain license plates.

**SB 702** was passed by (Record 1379): 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.D.; Johnson, J.E.; Jones, J.; 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; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; 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.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Jones, V.; Ramos.

**STATEMENTS OF VOTE**

When Record No. 1379 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

When Record No. 1379 was taken, I was in the house but away from my desk. I would have voted yes.

Ramos

**POSTPONED BUSINESS**

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

**CSHB 2965 ON SECOND READING**  
**(by Vasut, Slawson, Murr, Gervin-Hawkins, et al.)**

**CSHB 2965**, A bill to be entitled An Act relating to certain construction liability claims concerning public buildings and public works.



**CSHB 2965** was read second time on May 8 and was postponed until 8 a.m. today.

**Amendment No. 1**

Representatives Gervin-Hawkins and Vasut offered the following amendment to **CSHB 2965**:

Amend **CSHB 2965** (house committee printing) by striking page 1, lines 5-17, and renumbering SECTIONS of the bill appropriately.

Amendment No. 1 was adopted.

**CSHB 2965**, as amended, was passed to engrossment.

**HB 2960 ON SECOND READING**

(by Cain, Holland, Isaac, Hefner, Patterson, et al.)

**HB 2960**, A bill to be entitled An Act relating to the applicability of a defense to prosecution for an offense relating to carrying a handgun in certain prohibited locations and to repealing associated notice requirements.

**HB 2960** was read second time on May 8 and was postponed until 8 a.m. today.

**HB 2960 - REMARKS**

REPRESENTATIVE CAIN: **HB 2960** aims to restore the good faith exception, with a savings clause to the Texas Penal Code, Section 46.15—

**HB 2960 - POINT OF ORDER**

Representative J.D. Johnson raised a point of order against further consideration of **HB 2960** under Rule 4, Section 32(c)(1), of the House Rules. The speaker overruled the point of order, announcing his decision to the house as follows:

Mr. Johnson of Harris raises a point of order against further consideration of **HB 2960** under Rule 4, Section 32(c)(1), on the grounds that the background and purpose statement in the bill analysis is substantially or materially misleading.

The complained-of statement refers to the bill's protection of "innocent individuals from unintended legal consequences resulting from unknowingly carrying handguns into prohibited areas[.]" Mr. Johnson argues that this statement refers to an individual's lack of knowledge that he is carrying the handgun itself and not to the fact the individual knows he has entered an area where handguns may not be carried.

The argument is not persuasive. The phrase quoted by Mr. Johnson continues "due to a lack of awareness about the prohibition by repealing provisions that make a defense to prosecution for individuals who unintentionally carry handguns into such locations inapplicable under certain circumstances."

The background and purpose may be inartful, but it states what the bill does. Thus, it is neither substantially nor materially misleading.

Accordingly, the point of order is respectfully overruled.

**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).

**FIVE-DAY POSTING RULE SUSPENDED**

Representative Wilson moved to suspend the five-day posting rule to allow the Committee on Defense and Veterans' Affairs to consider **SB 280**, **SB 2150**, and **SB 422** at 8 a.m. tomorrow in E2.026.

The motion prevailed.

**HB 2960 - (consideration continued)****HB 2960 - POINT OF ORDER**

Representative Wu raised a point of order against further consideration of **HB 2960** under Rule 4, Section 32(c)(1), of the House Rules. The speaker overruled the point of order, announcing his decision to the house as follows:

Mr. Wu raises a point of order against further consideration of **HB 2960** under Rule 4, Section 32(c)(1), on the grounds that the background and purpose statement in the bill analysis is substantially or materially misleading.

The complained-of statement refers to the "need to restore the good faith exception to the applicability of laws concerning offenses for the unlawful carrying of firearms, which was almost entirely removed during the passage of the Firearm Carry Act of 2021 by the 87th Legislature." Mr. Wu argues that this statement is not accurate because the defenses enacted in 2021 and now repealed by the bill are not "good faith" defenses.

This argument is a misreading. The Firearm Carry Act of 2021 began as **HB 1927**. The introduced version of the bill contained a good faith exception in proposed Section 46.15, Penal Code, in SECTION 15 of that version. That provision was not included in the final bill enacted by the legislature. Any residual good faith exception was subsumed in the two Penal Code sections being repealed by **HB 2960**. Thus, it was "removed during the passage of the bill" and the background and purpose is neither substantially nor materially misleading. See 88 H. Jour. 3615 (2023) (ruling on J.D. Johnson of Harris point of order).

Accordingly, the point of order is respectfully overruled.

**HB 2960 - POINT OF ORDER**

Representative Wu raised a point of order against further consideration of **HB 2960** under Rule 4, Section 32(c)(1), of the House Rules on the grounds that the background and purpose statement in the bill analysis is substantially or materially misleading. The point of order was withdrawn.

**Amendment No. 1**

Representatives Spiller, Talarico, Murr, and Martinez Fischer offered the following amendment to **HB 2960**:

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

(1) On page 1, strike lines 6 and 7 and substitute the following:

SECTION 1. Sections 46.15(n) and (o), Penal Code, are amended to read as follows:

(n) The defense provided by Subsection (m) does not apply to an offense under Section 46.03(a)(1), (5), (11) or (12) if:

(1) a sign described by Subsection (o) was posted prominently at each entrance to the premises or other property, as applicable; or

(2) at the time of the offense, the actor knew that carrying a firearm or other weapon on the premises or other property was prohibited.

(o) A person may provide notice that firearms and other weapons are prohibited under Section 46.03 on the premises or other property, as applicable, described by Subsection (a)(1), (5) (11) or (12) of that section, by posting a sign at each entrance to the premises or other property that:

(1) includes language that is identical to or substantially similar to the following: "Pursuant to Section 46.03, Penal Code (places weapons prohibited), a person may not carry a firearm or other weapon on this property";

(2) includes the language described by Subdivision (1) in both English and Spanish;

(3) appears in contrasting colors with block letters at least one inch in height; and

(4) is displayed in a conspicuous manner clearly visible to the public.

(2) Add the following appropriately numbered SECTIONS to the bill and renumber the SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 46.03(a), Penal Code, is amended to read as follows:

(a) A person commits an offense if the person intentionally, knowingly, or recklessly possesses or goes with a firearm, location-restricted knife, club, or prohibited weapon listed in Section 46.05(a):

(1) on the physical premises of a school or educational institution, any grounds or building on which an activity sponsored by a school or educational institution is being conducted, or a passenger transportation vehicle of a school or educational institution, whether the school or educational institution is public or private, unless:

(A) pursuant to written regulations or written authorization of the institution; or

(B) the person possesses or goes with a concealed handgun that the person is licensed to carry under Subchapter H, Chapter 411, Government Code, and no other weapon to which this section applies, on the premises of an institution of higher education or private or independent institution of higher education, on any grounds or building on which an activity sponsored by the institution is being conducted, or in a passenger transportation vehicle of the institution;

(2) on the premises of a polling place on the day of an election or while early voting is in progress;

(3) on the premises of any government court or offices utilized by the court, unless pursuant to written regulations or written authorization of the court;

(4) on the premises of a racetrack;

- (5) in or into a secured area of an airport;
- (6) within 1,000 feet of premises the location of which is designated by the Texas Department of Criminal Justice as a place of execution under Article 43.19, Code of Criminal Procedure, on a day that a sentence of death is set to be imposed on the designated premises and the person received notice that:
  - (A) going within 1,000 feet of the premises with a weapon listed under this subsection was prohibited; or
  - (B) possessing a weapon listed under this subsection within 1,000 feet of the premises was prohibited;
- (7) on the premises of a business that has a permit or license issued under Chapter 25, 28, 32, 69, or 74, Alcoholic Beverage Code, if the business derives 51 percent or more of its income from the sale or service of alcoholic beverages for on-premises consumption, as determined by the Texas Alcoholic Beverage Commission under Section 104.06, Alcoholic Beverage Code;
- (8) on the premises where a high school, collegiate, or professional sporting event or interscholastic event is taking place, unless the person is a participant in the event and a firearm, location-restricted knife, club, or prohibited weapon listed in Section 46.05(a) is used in the event;
- (9) on the premises of a correctional facility;
- (10) on the premises of a civil commitment facility;
- (11) on the premises of a hospital licensed under Chapter 241, Health and Safety Code, or on the premises of a nursing facility licensed under Chapter 242, Health and Safety Code, unless the person has written authorization of the hospital or nursing facility administration, as appropriate;
- (12) on the premises of a mental hospital, as defined by Section 571.003, Health and Safety Code, or a state hospital, as defined by Section 552.0011, Health and Safety Code, unless the person has written authorization of the mental or state hospital administration;
- (13) in an amusement park; or
- (14) in the room or rooms where a meeting of a governmental entity is held, if the meeting is an open meeting subject to Chapter 551, Government Code, and if the entity provided notice as required by that chapter.

SECTION \_\_\_\_\_. The following provisions are repealed:

- (1) Section 411.209(i), Government Code; and
- (2) Section 552.002, Health and Safety Code.

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

REPRESENTATIVE SPILLER: This amendment is kind of a collaboration of some concerns. It basically addresses concerns raised involving schools, secured areas of airports, hospitals, nursing home facilities, mental hospitals, and also state hospitals. And I've worked—I believe it's acceptable to the author. I want to say that I appreciate Chairman Cain working with us on this—also Chair Murr, Representative Martinez Fischer, Representative Talarico.

REPRESENTATIVE FLORES: I just wanted to clarify what the amendment does exactly. So you're saying that you're going to allow signs in the places that you just listed? What were those places again?

SPILLER: Yes, that's correct. They would be allowed to be in the list that I just provided. Schools—the law would remain the same with regard to schools, secured areas of airports, hospitals, nursing home facilities, mental hospitals, and state hospitals.

REPRESENTATIVE MARTINEZ FISCHER: I want to thank Representative Spiller for pulling us all together. We all had our own concerns about this bill. I'll tell you, for me, a portion of this amendment dealt with airports. About two years ago today when we were in session, you probably all remember, we had an active shooter at our airport—that actually opened fire on police officers at our airport. And so I just don't want to do anything with signs, or notices, or give anybody any defense for anything with regard to guns in the airport. So that was the purpose of my amendment. I think Representative Spiller saw a bunch of us working together and was kind enough to put all the amendments together. But I just want the record to reflect that my particular interests had to deal with an active shooter situation in that airport in San Antonio. I want to thank Representative Spiller and Chair Cain for accepting the amendment.

Amendment No. 1 was adopted.

#### **HB 2960 - REMARKS**

REPRESENTATIVE WU: It's only been a few days since we've had another gun-related tragedy in our state. And before that, it was just a week before the previous tragedy, and then before that—we seem to be constantly at half-mast for our flag statewide. We constantly seem to be in a state of mourning. We constantly seem to be consoling grieving families, grieving parents, widows, and orphaned children. We do this on a near weekly basis, sometimes even a daily basis. We've said time and time and time and time again that we need stricter gun regulations and stricter enforcement of deadly weapons that people use to commit atrocities against other humans—against our fellow Texans—to slaughter children, to slaughter friends, to slaughter families. And yet, here we are again.

Here we are again passing another piece of legislation that does not restrict gun use, that does not restrict people who are irresponsible with their weapons, that does not restrict people who cannot follow the law and cannot follow common sense. We're passing another piece of legislation that will encourage gun violence, that will make it easier for people to get into altercations. This legislation deletes the requirements for posting signs. This legislation makes it easier for people to simply ignore all warnings, to ignore all signs, to ignore private property rights and private property owners who have demanded that people not bring weapons into their establishments, their homes, their properties, or whatever it is. They have a right to do that. And this body—this body—sits here and stands at this microphone and stands at the back mic and demands private property rights, demands that people respect and adhere to what individuals who own private property want. And yet, we're making it harder. We're making it harder for private property owners to say, "I don't want you to bring your firearm onto my property." We had passed legislation knowing that people—when they carried—knowing that there will be bad actors and knowing that people would be intentionally or recklessly abusive about how they carry

their weapons. And we said if there are signs up saying that you should not bring weapons into an establishment or onto another person's private property—if there are signs up, and they are the signs that follow the laws that we wrote down, then you have committed a crime.

And now the ability of us to prosecute bad actors, people who would intentionally or recklessly bring firearms onto private property against the owner's wishes, is now just, "Oops, sorry." How many other crimes do we have in this state where the defendant is allowed to say, "Oops" and that's the end of that? Why are we saying—of all the things, of all the crimes, of all the bad actions, of all the things that we disapprove of—why are we saying, "Oh, this is the one you get the pass on"? The one thing that we have said in this body over and over again—we are tired of this, we are tired of people carrying guns and using them inappropriately. We are tired of people, who say they are lawful gun owners, who are irresponsible with their duties and responsibilities. Why do we keep giving people a pass on this? Why is it okay to say, "Oops" on this, but we have so many other pieces of legislation that would give people some relief on their criminal actions.

To say you carried a deadly weapon into someplace that people did not want you to take it, and if an owner says, "I don't want people on my property carrying weapons," with this bill, they don't know what they're supposed to do. They don't know if they have a right to post a sign. They don't know what the sign is supposed to look like. They don't know what the sign is supposed to say because we've now deleted it. The one thing that allowed private property owners to know how to protect our rights, to know how to demand their rights to their own property, is being taken away. And somehow on this one thing we're okay with it. This is unacceptable. You've watched me call point of order after point of order on this bill because I hate this bill. This is a terrible piece of legislation to pass, especially just days after another tragedy—another and another.

REPRESENTATIVE FLORES: Doesn't it make more sense for people who are inadvertently carrying a gun and going into a place where the legislature has said guns are prohibited—wouldn't it make more sense to have a sign that makes it clear that you are not supposed to be bringing a gun into this place?

WU: Absolutely, that's the whole point. When we have the Subsection (o) grounds that we're deleting provided not only, "Hey, you can post a sign, but here is what the sign needs to say." And instead, we have nothing.

FLORES: Now, wouldn't it be that it would put the onus on the owner of that establishment—or somebody in that establishment—to tell somebody that they are not allowed to bring a weapon into—

WU: Yes. Basically, the owners will have no ability to enforce this, unless they see the person with the gun and unless they purposefully go to them and say, "You need to get out."

FLORES: And couldn't that possibly cause a confrontation—especially in a bar?

WU: Absolutely, and there are so many establishments where the owners of that property have said, "We don't want guns in here for very specific reasons." Maybe it's because there is alcohol inside, maybe because it's a place that people get hot-headed, maybe it's because this is a place where people end up in arguments and this is a problem they've had before. But instead of saying, "Here is how you put up a sign. Here is what the sign needs to say." There is nothing. There's nothing now.

So when my constituents call me and say, "What are we supposed to do now?" I'm going to say, "I don't know, because the law doesn't say." I don't know how you warn people not to come into your property with a handgun, with an assault rifle, with a shotgun. It doesn't matter. And there is no way to tell—time and time again, this body, the members here say, "We want to promote responsible gun ownership." You know what's responsible? When you see a sign on the door that says "No firearms inside," a responsible owner would say, "Well, I'm not going to bring a gun inside." And now we are going to make it so that even responsible gun owners—people who are trying to follow the law and trying to do what's right—they won't know what they are supposed to do.

FLORES: Doesn't the current law—as it stands now before this bill—wouldn't it allow for defenses that are rational and acceptable? There's already a defense—if you walk into a place that doesn't allow them and you don't see the sign, for whatever reason—you are allowed a defense, are you not, if you leave the establishment?

WU: No, it's worse than that. This bill says even if you put the sign up, it doesn't matter.

FLORES: Right, with this law.

WU: Even if you put the sign up here, it no longer matters.

FLORES: I agree with you, Mr. Wu.

WU: Think about that situation. If the owner actually puts up the sign that was lawful under (o) grounds—under the old law, under the law that is in place right now—even if they put up a sign following the exact requirements that we set two years ago, it wouldn't do any good. It doesn't do anything.

FLORES: Well, I agree with you, Mr. Wu. I think this legislation is unnecessary.

WU: I urge you to vote against this bill.

REPRESENTATIVE TALARICO: I want to first thank the author of this bill for taking some commonsense amendments that make the bill better, but this is still a bad bill. A year after Uvalde and days after Allen, we are here debating a bill that will loosen gun regulations. We're the only country in the world that allows this to happen. Globally, we are not an outlier in mental health, we are not an outlier in school security, we're an outlier in the number of readily accessible weapons-of-war in our community. You can't offer thoughts and prayers on Monday and then debate a bill to loosen gun regulations on Tuesday.

I believe in the power of prayer. I believe prayer can change lives and I believe prayer can change the world, but there is something profoundly cynical about asking God to solve a problem that we're not willing to solve ourselves. God moves—God works—through us. God has no other hands but our hands. And God sent moms from all over the state, from both political parties, to advocate for gun safety. We prayed, and God sent families from Uvalde who traveled 160 miles to advocate for gun safety. We prayed, and God sent our colleague from Uvalde to bring a bill that would prevent tragedies from happening in the future. But instead of hearing that bill, we're hearing this bill.

We have ignored God's messengers. This is moral madness, and this is not the Texas House I know. Yesterday, members of this body—from both political parties—summoned the courage to address this problem. That's the Texas House I know, not this bill. I know many of you are worried about your conservative scorecards, but the only scorecard that matters is God's—and all of us are failing. I urge you to vote no on this bill.

REPRESENTATIVE J.D. JOHNSON: Representative Talarico, have you heard on a number of occasions that bills like this—the authors are doing or passing bills like this to protect law-abiding, gun-loving citizens?

TALARICO: I have heard that.

J.D. JOHNSON: Do you believe that the criminally insane and those that wish to break the law are also using these same laws to cause the harm and destruction and death upon Texans and Americans?

TALARICO: I do, Representative Johnson. I don't think this is a cultural issue. I don't think this is a constitutional issue. I think this is a public safety issue. I believe in the Second Amendment. I have fond memories of shooting with my granddad in Harper, Texas, growing up. But when I read the Second Amendment, I don't see where an 18-year-old, or a mentally ill person, has the right to purchase a weapon-of-war, bring it to a school or to a hospital—to an airport, to a shopping mall—and threaten our rights of life, liberty, and the pursuit of happiness.

J.D. JOHNSON: And do you think that those individuals who want to do harm and danger upon citizens—do you see this as a loophole for them to be able to scope out their next target and walk into that facility with a gun? And then maybe even see something that didn't sit well with them and leave?

TALARICO: I do. And Representative Johnson, you'll remember the original bill, the one that this is addressing—constitutional carry—was passed over the objections of educators, parents, and law enforcement.

J.D. JOHNSON: Thank you for speaking out against this bill.

A record vote was requested.

**HB 2960**, as amended, was passed to engrossment by (Record 1380): 85 Yeas, 60 Nays, 1 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; Dean; DeAyala; Dorazio; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jettton; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Raymond; Rogers; Schaefer; Schatzline; Shaheen; Shine; 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; García; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Lalani; 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; Talarico; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Schofield; Thierry.

### **BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER**

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 16).

#### **SB 763 ON THIRD READING**

**(Hefner, Buckley, Burrows, C.J. Harris, et al. - House Sponsors)**

**SB 763**, A bill to be entitled An Act relating to allowing public schools to employ or accept as volunteers chaplains to provide support, services, and programs for students.

**SB 763** was read third time earlier today and was postponed until this time.

#### **SB 763 - REMARKS**

REPRESENTATIVE ROSE: Representative Hefner, after you passed your bill on second reading, we had a conversation about the bill, am I correct?

REPRESENTATIVE HEFNER: Yes, ma'am.

ROSE: We talked about the fact that Texas is not a one-size-fits-all state. We have 254 counties and all of the counties are different. One of the things that you shared with me—the reason you were doing this bill is because it was important to your community. Is that not correct?

HEFNER: Yes.

ROSE: Then we also had a conversation where I shared with you concerns about my community. Am I correct?

HEFNER: Yes.

ROSE: So since our communities are so different—I live in Dallas County, you live in—

HEFNER: Titus.

ROSE: Yes, Titus County—which are two totally different counties, correct?

HEFNER: Yes, ma'am.

ROSE: So that means we have totally different issues in our county, correct?

HEFNER: Correct.

ROSE: Will you accept a friendly amendment that says that this only applies to counties with 150,000 people or less?

HEFNER: Respectfully, I would not. Being important to my district is one of the many reasons that we brought this bill and think it's a good idea. We think that this could greatly benefit all of our communities across the state. And there again, each community can make those decisions at the local level if they want to participate in this program or not, and I think the option ought to be there.

ROSE: Now again, you said, "my community." If you feel this is important to your community, why can't you just make it applicable to your community and not force it on my community?

HEFNER: I believe it's important to all communities and that was one of the reasons that I brought it. We each get a vote to represent our districts and we can cast those votes accordingly, but I believe this has the potential to greatly help kids and teachers across the state. There again, it is all about each school deciding whether or not they want to participate.

ROSE: Is one of the reasons you are doing this because of workforce shortages in your community? Do you not have enough counselors in your community that would be able to provide these services for the students in Titus County?

HEFNER: That's one of the reasons, but across our education system there is a shortage of counselors. They recommend 250 kids per counselor and there is 350 or more per counselor, currently. So this is to help fill that gap or to come alongside and complement those counselors in ministering and supporting our kids and teachers.

ROSE: Okay, thank you.

REPRESENTATIVE TALARICO: First, just wanted to thank you, Representative Hefner, for engaging in good-faith dialogue about this bill from the very beginning with me, and some of the other members of the Public Education Committee. And thank you for working with us on some important amendments yesterday. I want to ask just a couple clarifying questions because I think I know your intentions for this bill. I know you're a good person, and I know what you're trying to do. I am worried that there will be folks who take

advantage of this legislation to do harm in our schools. So I just want to walk through and make sure that's not your intention, which I don't think it is. First, I want to clarify for the body—because we didn't talk about this yesterday—a chaplain does not have to be a Christian chaplain. Is that correct?

HEFNER: That's my understanding.

TALARICO: Right, there are Jewish, Islamic—there are chaplains from all different faith traditions.

HEFNER: Correct.

TALARICO: And the Department of Defense, hospitals, prisons—they allow chaplains from different faith traditions. It's not explicitly, or exclusively, Christian, is that correct?

HEFNER: Yes, and we have chaplains in many institutions and agencies throughout our state—TDCJ, Health and Human Services, Texas Juvenile Justice, and some others.

TALARICO: Great. In committee, the first witness that testified on your bill was the head chaplain at the DFW airport—I believe that was where he was from—and he testified to the fact that there are chaplains who go through rigorous training like you mentioned earlier. They have a master's degree and they take courses on counseling. But there are some organizations that will call anyone a chaplain, and that's what I'm worried about. I just want to ask you. Yesterday, I mentioned the National School Chaplains Association, and you said you don't remember having any conversations with that organization. But I just want to alert you to what they are saying because this organization has testified for the bill in both the house and the senate. Do you know Rocky Malloy? He's their CEO. Does that name sound—it's okay if it doesn't. I just wanted to ask if you know who that is.

HEFNER: I don't recall. Maybe, but—

TALARICO: Rocky Malloy is part of this organization, and I want to read to you what their mission is. It's "to use the largest national network, the public school system, to bring Jesus to an entire nation." and now that does sound contradictory to your stated purpose. Because your goal is not to proselytize, it's to help. I just want to make sure you, Representative Hefner, don't share that goal of that organization—or that it's not the goal of your legislation.

HEFNER: We have thousands of bills that work their way through this legislature, through this process. We have people testify for and against these bills, and I don't think that any single organization or person's testimony necessarily dictates what these bills will or will not do. And so I think when you look at the bill, we need to read it for what it says. I sound like a broken record—I know that—but this is just to help supplement and complement our counselors in doing the job that they're working really hard—very valiant effort they're putting in. I know that's a calling as well, and so we just want to help them out.

TALARICO: Yes, and I know that's your intention. The only reason I get worried is when this organization is advocating for a bill, I want to make sure their intentions are not your intentions. That's why I'm asking you these questions.

HEFNER: I've stated our intentions time and again. And I think, again, our school districts can filter that and control that as they see fit.

TALARICO: I want to bring up one comment that Mr. Malloy made, "Chaplains are not professional counselors. Children don't need professional counseling; they just need to be heard."

Pursuant to Rule 5, Section 28, of the House Rules, Representative Ramos requested an extension of speaking time on **SB 763**.

The request was not granted by (Record 1381): 53 Yeas, 83 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Flores; Gámez; Garcia; Gervin-Hawkins; González, J.; 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; Morales, C.; Morales Shaw; Muñoz; Ortega; Perez; Plesa; Ramos; Reynolds; Rose; 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; 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.; Kitzman; Klick; Kuempel; 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; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Clardy; González, M.; Lambert; Moody; Morales, E.; Neave Criado; Ordaz; Raymond; Romero; Rosenthal; Thierry.

### REMARKS ORDERED PRINTED

Representative Morales Shaw moved to print remarks between Representative Hefner and Representatives Rose and Talarico on **SB 763**.

The motion prevailed.

#### Amendment No. 1

Representative Rose offered the following amendment to **SB 763**:

Amend **SB 763** on third reading in SECTION 1 of the bill, adding Chapter 23, Education Code, by adding the following:

Sec. 23.003. APPLICABILITY. This chapter applies only to a school district or open-enrollment charter school with a campus located wholly or partly in a county with a population of 150,000 or less.

A record vote was requested.

Amendment No. 1 failed of adoption by (Record 1382): 62 Yeas, 85 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Dutton; 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.; 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; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bhojani; 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.; 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; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Timesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

### STATEMENTS OF VOTE

When Record No. 1382 was taken, I was shown voting no. I intended to vote yes.

Bhojani

When Record No. 1382 was taken, I was shown voting yes. I intended to vote no.

Raymond

**SB 763** was passed by (Record 1383): 89 Yeas, 58 Nays, 1 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; 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.; King, T.; Kitzman; 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; Raymond; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; 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; 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.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Muñoz; Neave Criado; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

### **CSHB 1585 ON SECOND READING (by Geren)**

**CSHB 1585**, A bill to be entitled An Act relating to matters affecting the powers and duties of the Texas Ethics Commission.

**CSHB 1585** was read second time on May 8 and was postponed until 9 a.m. today.

#### **Amendment No. 1**

Representative Geren offered the following amendment to **CSHB 1585**:

Amend **CSHB 1585** (house committee report) as follows:

(1) On page 1, strike lines 9 through 14, and substitute the following:  
supporting or opposing legislation is considered political advertising under that subdivision if the communication would appear to an ordinary reader, viewer, or listener to express support or opposition of:

(1) a member of the legislature who authors or sponsors the legislation;

or

(2) a member of the legislature who supports or opposes the legislation.

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

(1) the amount of political contributions, other than political contributions described by Subdivision (1-a), from each person that in the aggregate exceed \$50 and that are accepted during the reporting period by the person or committee required to file a report under this chapter, the full name and address of the person making the contributions, and the dates of the contributions;

(1-a) the amount of political contributions from each person that are made electronically and that are accepted during the reporting period by the person or committee required to file a report under this chapter, the full name and address of the person making the contributions, and the dates of the contributions;

(3) Add the following appropriately numbered SECTIONS to the bill and renumber the SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 253.035, Election Code, is amended by adding Subsection (c-1) to read as follows:

(c-1) The prohibitions prescribed by Subsections (a) and (b) include the personal use of a political contribution accepted by a person as a candidate or officeholder or by a specific-purpose committee for supporting or assisting the person as a candidate or officeholder to settle a civil action asserting a claim against the person as a candidate or officeholder.

SECTION \_\_\_\_\_. Section 253.035, Election Code, as amended by this Act, applies only to the use of a political contribution that occurs on or after the effective date of this Act. The use of a political contribution that occurs before the effective date of this Act is governed by the law in effect on the date the use occurred, and the former law is continued in effect for that purpose.

Amendment No. 1 was adopted.

### **Amendment No. 2**

Representative Morales Shaw offered the following amendment to **CSHB 1585**:

Amend **CSHB 1585** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 254.0401(a), Election Code, is amended to read as follows:

(a) The commission shall make each report filed with the commission under Section 254.036(b) available to the public on the Internet not later than the second business day after the date the report is filed. The commission shall ensure the reports are aggregated and machine-readable in a manner that allows a person to easily navigate the information contained in the reports.

Amendment No. 2 was adopted.

### **Amendment No. 3**

Representative Goodwin offered the following amendment to **CSHB 1585**:

Amend **CSHB 1585** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter A, Chapter 253, Election Code, is amended by adding Section 253.008 to read as follows:

Sec. 253.008. LIMITATION ON CERTAIN CAMPAIGN CONTRIBUTIONS. (a) In this section, "candidate for statewide office" does not include a candidate for statewide judicial office, as defined by Section 253.152.

(b) A person may not knowingly make or authorize the making of a campaign contribution to a candidate for statewide office or the legislature, or to a specific-purpose committee supporting the candidate or opposing the candidate's opponent, for the primary or general election in which the candidate

is involved in an amount that exceeds 50 times the amount of the contribution limits for an election applicable to a federal candidate under the Federal Election Campaign Act of 1971 (52 U.S.C. Section 30101 et seq.).

SECTION \_\_\_\_\_. Section 253.008, Election Code, as added by this Act, applies only to a campaign contribution made on or after the effective date of this Act. A campaign contribution made before the effective date of this Act is governed by the law in effect when the contribution was made and is not aggregated with campaign contributions made on or after that date.

### AMENDMENT NO. 3 - REMARKS

REPRESENTATIVE GOODWIN: This bill is about political advertising, and my amendment is about political contributions. Currently, we don't have a cap or a limit on how much people can contribute to our campaigns, which I think is unusual. We have that at the federal level—congressional candidates have a certain limit that they can accept per person. My amendment caps state representatives' and state officeholders' campaign contributions to 50 times what a congressional candidate could get. Not a super low limit, so this should be acceptable.

REPRESENTATIVE GEREN: Miss Goodwin's amendment limits the amount of campaign contributions that you can accept. I don't believe in the State of Texas we need that limit on our contributions, and I'm opposing the amendment, and I urge you to vote no on the amendment.

GOODWIN: I ask you: Have you not heard from constituents in your districts asking you, "How much can I contribute?" And aren't they surprised when you tell them they can contribute any amount they want? I have family members who live out of state and every time I run, my uncle has called and said, "How much can I contribute to you?" I remind him there's not a limit. You want to send me a million dollars? You can. I know if we limit it to something really small, many of you would be against that. That's why I made this a very expansive limitation of 50 times what a federal candidate can get. Surely, we could live with that amount, that's a pretty high cap. A lot of our constituents would appreciate that we are looking at campaign finance reform. I think—across the board—republicans and democrats think that we should have some limits on how much we can collect. Members, I ask that you vote for my amendment.

A record vote was requested.

Amendment No. 3 failed of adoption by (Record 1384): 49 Yeas, 91 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bryant; Bucy; Canales; Cole; Collier; Cortez; Davis; Flores; Gámez; Garcia; González, J.; Goodwin; Hernandez; Hinojosa; Howard; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; 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; Talarico; Turner; Vo; Wu; Zwiener.



Nays — Allison; Anderson; Ashby; 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; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Johnson, J.D.; Kacal; King, K.; King, T.; 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; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Bailes; Campos; González, M.; Herrero; Moody; Thierry; Walle.

**STATEMENTS OF VOTE**

When Record No. 1384 was taken, I was shown voting no. I intended to vote yes.

Bhojani

When Record No. 1384 was taken, I was shown voting no. I intended to vote yes.

Bowers

When Record No. 1384 was taken, I was in the house but away from my desk. I would have voted yes.

Campos

**Amendment No. 4**

Representative Zwiener offered the following amendment to **CSHB 1585**:

Amend **CSHB 1585** by inserting the following appropriately numbered sections:

Section ( ) LIMITATION ON CAMPAIGN CONTRIBUTIONS.(a) person may not knowingly make or authorize the making of a campaign contribution to a candidate for statewide office or the legislature, or to a specific-purpose committee supporting the candidate or opposing the candidate's opponent, in an amount that exceeds \$5,000 for the election in which the candidate is involved.

(b) A political committee may not knowingly make or authorize the making of a campaign contribution to a candidate for statewide office or the legislature, or to a specific-purpose committee supporting the candidate or opposing the candidate's opponent, in an amount that exceeds \$10,000 for the election in which the candidate is involved.

SECTION ( ). Section 253.157(a-1), Election Code, is amended to read as follows:

(a-1) A judicial candidate or officeholder may not knowingly accept political contributions from a general-purpose committee that, in the aggregate, exceed the contribution limits prescribed by this subsection in connection with an election in which the judicial candidate's name appears on the ballot. The contribution limits under this subsection are:

- (1) for a statewide judicial office, \$10,000 [~~\$25,000~~]; or
- (2) for any other judicial office, \$5,000.

SECTION ( ). The changes in law made by this Act apply only to a campaign contribution made on or after the effective date of this Act. A campaign contribution made before the effective date of this Act is governed by the law in effect when the contribution was made and is not aggregated with campaign contributions made on or after that date.

#### **AMENDMENT NO. 4 - REMARKS**

REPRESENTATIVE ZWIENER: Thank you for the opportunity to lay out this amendment on Representative Geren's bill. I really appreciate that he's brought this legislation to the table for us to talk about the Texas Ethics Commission. My amendment also imposes limits on campaign contributions.

Members, I know I have had that conversation all too often with supporters where they are shocked that we have no limitation. Most Texans believe we already have these limits. That's the only reason they're not knocking on our doors demanding them. Because they assume we have them already. Members, I know we are all aware of cases where people have made startlingly large contributions to political campaigns. That is not right—it is not right that one person can hand us a million dollar check. It is not right that people can essentially buy undue influence in this building. The way we earn back public confidence and the way we establish some sense of normalcy in all our elections—because I know this affects those of y'all on the other side of the aisle and your primaries. The way we make sure we are responsible to the people of Texas—instead of to the people who can write the biggest checks—is to impose some reasonable campaign contribution limits just like they have at the federal level. We are one of only 11 states, members, that have no campaign contribution limits. Just one of 11.

What my amendment suggests is that an individual, during a campaign, could give up to \$5,000 to a campaign. A PAC could give up to \$10,000. I think those are reasonable limits. They are above the federal limits. And members, I think that's something that would give us a better experience. This is clearly better for the people of Texas and will give them a more direct voice to their legislators. But it's also better for us—to help us be more responsive, to help us stay focused on what matters, and to keep the situation of us dealing with candidates that have almost no popular support. And yet they get written six- or seven-figure checks from people who want to put their thumb on the scale against the people of Texas in this building.

Members, I would urge you to support commonsense campaign contribution limits. Help us regain the trust of the people of Texas. And help us show them that the legislature is not for sale to the highest bidder and vote yes on this amendment.

REPRESENTATIVE GEREN: One of the problems with this amendment is it does not limit how much outside parties can spend against you. Limiting our ability to raise money to campaign and fight the people that are outside—even running against us, but spending against us. So in my opinion this is an unnecessary and foolish amendment for us to accept, so I urge you to vote no.

ZWIENER: I am happy to work with Speaker Geren any day on a house concurrent resolution for us to urge congress to please overturn Citizens United so that we have more visibility over dark money as well. I share his concerns about that, but members we all know dark money can be spent both ways. I don't know about you, but the folks that have spent in my favor with dark money are not people I am as closely connected to as people that have directly given me those dollars. That direct contribution, I think we all know, has a different impact. I urge y'all to support this amendment. I'm sure many of y'all have seen the documentary that aired last year, *Deep in the Pockets of Texas*, about the outsized influence that just a few people have. Members, you know this happens on both sides of the aisle—that we have millionaires and billionaires that just pump cash into the campaigns of people who do not have the support of their communities. I want the people who have support in their communities to be the ones who get elected, not the people who manage to successfully court a billionaire.

A record vote was requested.

Amendment No. 4 failed of adoption by (Record 1385): 55 Yeas, 90 Nays, 1 Present, not voting.

Yeas — Allen; Anchia; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Flores; Gámez; Garcia; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Lalani; Lopez, R.; Lozano; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rosenthal; Talarico; 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; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Jetton; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lujan; Metcalf; Meyer; Morrison; Muñoz; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Raymond; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Rose; Thierry.

## STATEMENT OF VOTE

When Record No. 1385 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

### Amendment No. 5

Representative Zwiener offered the following amendment to **CSHB 1585**:

Amend **CSHB 1585** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter B, Chapter 254, Election Code, is amended by adding Section 254.0365 to read as follows:

Sec. 254.0365. ELECTRONIC FILING OF CERTAIN REPORTS REQUIRED. (a) This section does not apply to a candidate or officeholder for a judicial office subject to Subchapter F, Chapter 253.

(b) Notwithstanding any other law, a candidate or officeholder who is not otherwise required to file reports with the commission shall file a report electronically if in a calendar year the candidate or officeholder:

(1) accepts political contributions that in the aggregate exceed \$25,000;

or

(2) makes political expenditures that in the aggregate exceed \$25,000.

(c) The commission shall make each report filed in accordance with this section available to the public on the commission's Internet website not later than the seventh business day after the date the report is filed.

SECTION \_\_\_\_\_. Section 254.0365, Election Code, as added by this Act, applies only to a report of political contributions and expenditures under Chapter 254, Election Code, that is required to be filed on or after January 1, 2024. A report under that chapter that is required to be filed before January 1, 2024, is governed by the law in effect on the date the report is required to be filed, and the former law is continued in effect for that purpose.

### AMENDMENT NO. 5 - REMARKS

REPRESENTATIVE ZWIENER: Thank you for taking the time with me as I lay these amendments out. This is another amendment related to transparency in our elections. It does not propose a limit on what any candidates can raise, but it does make sure that the public can see who is supporting different campaigns.

As y'all know, those of us who run for statewide office are required to file reports with Texas Ethics Commission, but for local candidates they usually report locally. There's occasional exceptions for that, but most of them report locally. Members, have you ever gone to your county commissioner's website and tried to find the finance reports of the county commissioner candidates? They are very difficult to find. School board—even harder. City council—also challenging. And we are in a time where large amounts of money has been pouring into elections across the state. We just saw that a few days ago, Saturday, with our local elections in different places in Texas. I believe I heard one of the city council races in Fort Worth spent in the six figures for a city council race.

So members, what I am proposing is this: If a local candidate raises or spends an excess of \$25,000, they submit that report to the Texas Ethics Commission. The Texas Ethics Commission then keeps that in a way that is readily viewable to the Texas public. This would be good for transparency and for Texans to know who is supporting different campaigns across the state instead of having to try to collate that data from literally hundreds of jurisdictions across Texas. This is also important because, sometimes, those local candidates—including those ones who raise or spend more than \$25,000—are turning in handwritten reports where you can barely read their writing. That is not transparent. That does not provide good information to Texans who want to know who is behind certain candidates.

REPRESENTATIVE GEREN: This amendment just requires people that don't have to file with the Ethics Commission to file with the Ethics Commission. There is no reason to put a burden on our city council elections or any of the other elections. If they don't have to file with the Ethics Commission now, there is no reason to make them do it. I would urge you again to vote no.

ZWIENER: If somebody is spending hundreds of thousands of dollars across the State of Texas to systematically influence city council elections, or school board elections, or county commissioner elections, the public deserves to know that. And right now, we do not have adequate transparency in these situations. Again, this only applies when someone spends over \$25,000 or raises over \$25,000. That does not impact the average city council candidate in my district. It doesn't affect the average school board candidate. Who it does affect are these outliers who are raising huge sums from limited individuals who are trying to influence the entire state. That's something the people of Texas deserve to know about and be able to access that information in an easy fashion.

Having to scour the websites for a hundred different school districts does not provide transparency or the ability to know what patterns are happening. This is a commonsense solution that makes sure that Texans know who is bankrolling candidates and if we do have people trying to put their thumb on the scale. I urge you to vote yes.

A record vote was requested.

Amendment No. 5 failed of adoption by (Record 1386): 52 Yeas, 89 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Flores; Gámez; Garcia; González, J.; González, M.; Goodwin; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Jones, J.; Jones, V.; King, T.; Lalani; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Morales, C.; Morales, E.; Muñoz; Ordaz; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Rosenthal; Talarico; Thierry; 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; Gervin-Hawkins; Goldman; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Johnson, J.E.; Kacal; King, K.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morrison; Murr; Neave Criado; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Rogers; Romero; Schaefer; Schatzline; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Longoria; Moody; Morales Shaw; Rose; Schofield; Thompson, S.

### STATEMENTS OF VOTE

When Record No. 1386 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 1386 was taken, I was shown voting no. I intended to vote yes.

Neave Criado

When Record No. 1386 was taken, I was shown voting no. I intended to vote yes.

Romero

When Record No. 1386 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

A record vote was requested.

**CSHB 1585**, as amended, was passed to engrossment by (Record 1387): 132 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; Gates; 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; 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; 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; Shaheen; Shine; Slawson; Smith; Smithee; Stucky; Talarico; Tepper; Thimesch; Thompson, E.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Cain; Harrison; Isaac; Meza; Schaefer; Spiller; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Moody; Schofield; Thierry; Thompson, S.

### STATEMENTS OF VOTE

When Record No. 1387 was taken, I was shown voting yes. I intended to vote no.

Leo-Wilson

When Record No. 1387 was taken, I was shown voting no. I intended to vote yes.

Spiller

### HB 2044 ON SECOND READING (by Bowers, Allen, Rose, Garcia, et al.)

**HB 2044**, A bill to be entitled An Act relating to depression screenings for certain women in county jail or in the custody of the Texas Department of Criminal Justice.

**HB 2044** was read second time on May 8 and was postponed until 9 a.m. today.

A record vote was requested.

**HB 2044** was passed to engrossment by (Record 1388): 76 Yeas, 69 Nays, 1 Present, not voting.

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

Nays — Allison; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Dean; DeAyala; Dorazio; Frank; Frazier; Gates; Gerdes; Goldman; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kitzman; Klick; Lambert; Landgraf; Leach; Leo-Wilson; Lozano; Lujan;

Metcalf; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Raney; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Smith; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Darby; Smithee.

### STATEMENT OF VOTE

When Record No. 1388 was taken, I was shown voting yes. I intended to vote no.

Price

### CSHB 4918 ON SECOND READING (by Rosenthal, Cain, Bernal, Plesa, et al.)

**CSHB 4918**, A bill to be entitled An Act relating to the processing, manufacture, and sale of hemp products for smoking.

**CSHB 4918** was read second time on May 8 and was postponed until 9 a.m. today.

**CSHB 4918** was passed to engrossment.

### HB 4362 ON SECOND READING (by A. Johnson)

**HB 4362**, 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 4362** was read second time on May 8 and was postponed until 9 a.m. today.

### Amendment No. 1

Representative A. Johnson offered the following amendment to **HB 4362**:

Amend **HB 4362** (house committee printing) as follows:

(1) On page 3, line 23, strike "final conviction" and substitute "conviction or a dismissal and discharge under Article 42A.111, Code of Criminal Procedure,".

(2) On page 5, line 11, strike "final conviction" and substitute "conviction or a dismissal and discharge under Article 42A.111, Code of Criminal Procedure,".

Amendment No. 1 was adopted.

A record vote was requested.

**HB 4362**, as amended, was passed to engrossment by (Record 1389): 86 Yeas, 50 Nays, 1 Present, not voting.



Yeas — Allen; Allison; Anchía; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bucy; Burns; Burrows; Campos; Canales; Cole; Collier; Cortez; Davis; Dutton; Flores; Frank; Gámez; Garcia; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Herrero; Hinojosa; Howard; Hull; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kuempel; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lujan; Manuel; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Oliverson; Ordaz; Ortega; Patterson; Plesa; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bumgarner; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Dean; DeAyala; Dorazio; Frazier; Gerdes; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hunter; Isaac; Jetton; Kitzman; Klick; Leo-Wilson; Noble; Orr; Paul; Price; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Smith; Spiller; Swanson; Tepper; Thimesch; Tinderholt; Toth; Troxclair; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Darby; Gates; Lalani; Lopez, R.; Lozano; Martinez; Martinez Fischer; Perez; Shine; Smithee; Vasut.

#### STATEMENTS OF VOTE

When Record No. 1389 was taken, I was in the house but away from my desk. I would have voted yes.

R. Lopez

When Record No. 1389 was taken, I was in the house but away from my desk. I would have voted yes.

Perez

#### REMARKS ORDERED PRINTED

Representative Plesa moved to print all remarks on **HB 2960**.

The motion prevailed.

#### CSHB 303 ON SECOND READING

(by Bernal)

**CSHB 303**, A bill to be entitled An Act relating to a justice or municipal court's authority to order a defendant confined in jail for failure to pay a fine or cost or for contempt and to the authority of a municipality to enforce the collection of certain fines by imprisonment of the defendant.

**CSHB 303** was read second time on May 8 and was postponed until 9 a.m. today.

Representative Bernal moved to postpone consideration of **CSHB 303** until 10 a.m. tomorrow.

The motion prevailed.

### **CSHB 421 ON SECOND READING**

**(by R. Lopez, Plesa, A. Johnson, Lujan, Lalani, et al.)**

**CSHB 421**, A bill to be entitled An Act relating to the operation of a motor vehicle passing a pedestrian or a person operating a bicycle; creating a criminal offense.

**CSHB 421** was read second time on May 8 and was postponed until 9 a.m. today.

A record vote was requested.

**CSHB 421** failed to pass to engrossment by (Record 1390): 65 Yeas, 73 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Gates; Guillen; King, K.; Kuempel; Lalani; Lozano; Martinez; Orr; Perez.

### **STATEMENTS OF VOTE**

When Record No. 1390 was taken, my vote failed to register. I would have voted yes.

Guillen

When Record No. 1390 was taken, I was shown voting yes. I intended to vote no.

Hunter

When Record No. 1390 was taken, I was in the house but away from my desk. I would have voted yes.

Perez

**CSHB 5280 ON SECOND READING  
(by Bucy)**

**CSHB 5280**, A bill to be entitled An Act relating to operation by certain nonprofit organizations of certain regional health care programs for employees of small employers.

**CSHB 5280** was read second time on May 8 and was postponed until 9 a.m. today.

Representative Bucy moved to postpone consideration of **CSHB 5280** until 10 p.m. today.

The motion prevailed.

**REMARKS ORDERED PRINTED**

Representative Flores moved to print remarks by Representative Zwiener and Representative Goodwin on **CSHB 1585**.

The motion prevailed.

**CSSB 490 ON SECOND READING  
(C.E. Harris, Klick, Frank, Campos, Collier, et al. - House Sponsors)**

**CSSB 490**, A bill to be entitled An Act relating to itemized billing for health care services and supplies provided by health care providers; authorizing an administrative penalty.

**CSSB 490** was considered in lieu of **CSHB 1973**.

**CSSB 490** was read second time.

**Amendment No. 1**

Representative C.E. Harris offered the following amendment to **CSSB 490**:

Amend **CSSB 490** (house committee report) as follows:

- (1) On page 1, line 13, strike "an individual or" and substitute "a".
- (2) On page 1, lines 16 and 17, strike "or professional practice, including a physician or" and substitute ", including".
- (3) On page 1, line 17, between "hospital" and the underlined period, insert ", except the term does not include a federally-qualified health center, as defined by 42 U.S.C. Section 1396d(1)(2)(B)".
- (4) On page 2, line 25, strike "ADMINISTRATIVE PENALTY AND OTHER".
- (5) On page 2, line 27, through page 3, lines 1 and 2, strike "impose an administrative penalty against a health care provider that violates this chapter in the amount of \$1,000 for each violation and may also take other" and substitute "take".

Amendment No. 1 was adopted.

**CSSB 490**, as amended, was passed to third reading.

**CSHB 1973 - LAID ON THE TABLE SUBJECT TO CALL**

Representative C.E. Harris moved to lay **CSHB 1973** on the table subject to call.

The motion prevailed.

**CSHB 2181 ON SECOND READING**  
(by Rose and Garcia)

**CSHB 2181**, A bill to be entitled An Act relating to the administration by the Texas Department of Housing and Community Affairs of a homeless housing and services program for youth and young adults.

**CSHB 2181** was read second time on May 6 and was postponed until 10 a.m. today.

**CSHB 2181** was passed to engrossment.

**CSHB 1775 ON SECOND READING**  
(by E. Thompson)

**CSHB 1775**, A bill to be entitled An Act relating to the oversight and election of board members for certain emergency services districts.

**CSHB 1775** was read second time on May 6 and was postponed until 10 a.m. today.

**CSHB 1775 - POINT OF ORDER**

Representative Cole raised a point of order against further consideration of **CSHB 1775** under Rule 4, Section 40, and Rule 11, Section 2, of the House Rules on the grounds that the committee substitute is not germane.

(C.J. Harris in the chair)

The point of order was withdrawn.

**CSHB 1775** was passed to engrossment.

**HB 2541 ON SECOND READING**  
(by Garcia, Campos, J.E. Johnson, Sherman, Oliverson, et al.)

**HB 2541**, A bill to be entitled An Act relating to policies and procedures regarding children placed by the Department of Family and Protective Services in a residential treatment center or program.

**HB 2541** was read second time on May 6 and was postponed until 10 a.m. today.

A record vote was requested.

**HB 2541** was passed to engrossment by (Record 1391): 70 Yeas, 60 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Burns; Campos; Canales; Clardy; Cole; Collier; Cortez; Davis; Dean; DeAyala; Flores; Gámez; Garcia; Gervin-Hawkins; González, J.; González, M.; Goodwin;

Guerra; Guillen; Hernandez; Hinojosa; Howard; Johnson, J.D.; Johnson, J.E.; Jones, V.; King, T.; Kuempel; Lalani; Lambert; Longoria; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Muñoz; Neave Criado; Ordaz; Orr; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Shine; Spiller; Talarico; Thompson, S.; Turner; Vo; Wu; Zwiener.

Nays — Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Bumgarner; Burrows; Button; Cain; Capriglione; Cook; Craddick; Cunningham; Darby; Dorazio; Frank; Frazier; Gerdes; Geren; Goldman; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Jetton; Kacal; Kitzman; Klick; Landgraf; Leo-Wilson; Metcalf; Morrison; Murr; Noble; Oliverson; Patterson; Paul; Price; Rogers; Schaefer; Schofield; Shaheen; Slawson; Smithee; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troclair; VanDeaver; Vasut; Wilson.

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

Absent, Excused — Sherman.

Absent — Buckley; Dutton; Gates; Herrero; Hunter; Johnson, A.; Jones, J.; King, K.; Leach; Lopez, J.; Morales Shaw; Raney; Schatzline; Smith; Thierry; Walle.

#### STATEMENTS OF VOTE

When Record No. 1391 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

When Record No. 1391 was taken, I was in the house but away from my desk. I would have voted no.

J. Lopez

When Record No. 1391 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 1391 was taken, I was shown voting no. I intended to vote yes.

Oliverson

When Record No. 1391 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

When Record No. 1391 was taken, my vote failed to register. I would have voted yes.

Thierry

**SB 622 ON SECOND READING**  
**(Smithee - House Sponsor)**

**SB 622**, A bill to be entitled An Act relating to the disclosure of certain prescription drug information by a health benefit plan.

**SB 622** was considered in lieu of **CSHB 1754**.

**SB 622** was read second time.

**Amendment No. 1**

Representative Smithee offered the following amendment to **SB 622**:

Amend **SB 622** (house committee report) on page 3 by striking lines 4 through 6 and renumbering subsequent subdivisions of the subsection accordingly.

Amendment No. 1 was adopted.

A record vote was requested.

**SB 622**, as amended, was passed to third reading by (Record 1392): 133 Yeas, 6 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; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Hernandez; 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; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raymond; Reynolds; Rogers; Rose; Rosenthal; Schaefer; Schofield; Shaheen; Shine; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vo; Wilson; Wu; Zwiener.

Nays — Cain; Isaac; Leo-Wilson; Schatzline; Slawson; Vasut.

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

Absent, Excused — Sherman.

Absent — Herrero; Morales Shaw; Raney; Romero; Thierry; Walle.

**STATEMENTS OF VOTE**

When Record No. 1392 was taken, I was in the house but away from my desk. I would have voted yes.

Morales Shaw

When Record No. 1392 was taken, I was in the house but away from my desk. I would have voted yes.

Raney

When Record No. 1392 was taken, I was shown voting yes. I intended to vote no.

Toth

### **CSHB 1754 - LAID ON THE TABLE SUBJECT TO CALL**

Representative Smithee moved to lay **CSHB 1754** 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:

#### **CSHB 20 ON SECOND READING**

**(by Schaefer, Harrison, Lozano, Leo-Wilson, Troxclair, et al.)**

**CSHB 20**, A bill to be entitled An Act relating to measures to ensure the safety and welfare of the border region of this state, including protection from ongoing criminal activity and public health threats and the establishment of the Border Protection Unit; creating a criminal offense; creating a civil penalty.

#### **CSHB 20 - POINT OF ORDER**

Representative Gámez raised a point of order against further consideration of **CSHB 20** under Rule 4, Section 32(c)(1) and (2), of the House Rules on the grounds that the background and purpose statement and the bill analysis are substantially or materially misleading. The point of order was withdrawn.

#### **CSHB 20 - POINT OF ORDER**

Representative Ortega raised a point of order against further consideration of **CSHB 20** under Rule 4, Section 40, and Rule 11, Section 2, of the House Rules on the grounds that the committee substitute is not germane. The point of order was withdrawn.

#### **CSHB 20 - REMARKS**

**REPRESENTATIVE SCHAEFER:** The simple truth is that the ongoing acts of aggression by violent, transnational, criminal cartels is putting the lives of Texans and Americans in imminent danger. How many more people will die from fentanyl poisoning? How many more landowners will suffer damage to property from trespassers and smugglers? How many more women and children will be sexually abused and exploited? How long will people who have lost the peaceful use and enjoyment of their own property along the border suffer that deprivation?

How much longer will we cede the sovereignty of the Texas border to violent cartels who treat migrants like merchandise and commit countless homicides by fentanyl poisoning?

Texas must do everything we can to stop the cartels from pumping poison into our neighborhoods. We cannot effectively address fentanyl smuggling when our limited numbers of law enforcement personnel are processing tens of thousands of people who are illegally crossing the border. We must bring order in between our ports of entry. **CSHB 20** invokes the self-defense powers of the states under Article I, Section 10, of the Constitution of the United States. **CSHB 20** will empower the governor of Texas with legal authorities to actually deter and repel people who are attempting to illegally cross into Texas. When people have been actually observed crossing the border illegally, the governor, in a manner consistent with the United States Constitution, will be empowered to return them to Mexico and give them instructions to go to the port of entry. **CSHB 20** establishes a Border Protection Unit to unify the border security mission and in time relieve the strain on the Texas National Guard, Highway Patrol, and Game Wardens.

The serious nature of the fentanyl crisis cannot be overstated. Members, did you know that today happens to be National Fentanyl Awareness Day? The Federal Drug Enforcement Agency put out a press release. They talked about how fentanyl poses the greatest threat to national security, health, and safety to the American people. They have a memorial in Washington that shows the faces of people who have died from fentanyl poisoning. It reflects the reality that fentanyl is killing Americans from all walks of life and every state and community in this country. The youngest person on the wall is 17 months old. The oldest is 70 years old. Here is a quote from DEA administrator Anne Milgram: "Fentanyl is the greatest threat to Americans today. It kills more Americans between the ages of 18 and 45 than terrorism, car accidents, cancer, and COVID." It kills nearly 200 Americans every day. The number of children under 14 dying from fentanyl poisoning has increased at an alarming rate.

The two drug cartels responsible for bringing fentanyl into the United States—the Sinaloa and Jalisco cartels—are intentionally driving addiction by selling fake pills and hiding fentanyl in other drugs. They are reaching our kids using social media platforms. I encourage you today to use this opportunity to talk to your children and your families about what is happening. The fact is one pill can kill. And the fact is that when we have tens of thousands of people dying and tens of thousands of people crossing the border illegally, our limited law enforcement resources cannot effectively address the fentanyl that is coming into the State of Texas. Let me share a quote, "It makes sense that no great nation can be in a position where they can't control their borders. It matters how you control your borders—not just for immigration, but for drugs, terror, a whole range of other things." That quote is from Joe Biden in August of 2007. Well, I'll share another quote: "Immigration is tough. It always has been because on the one hand I think we are naturally a people that wants to help others. And we see tragedy and hardship and families that are desperately trying to get here so that their kids



are safe. At the same time, we are a nation-state. We have borders. The idea that we can just have open borders is something that, as a practical matter, is unsustainable." That was Barack Obama in September 2021.

REPRESENTATIVE ANCHÍA: I appreciate your quotes. I don't think anybody in this body disagrees with them. It's really the details of your bill that we want to dive into, so I want to ask you some questions about real-life scenarios. If you don't mind turning to Section 411.559(b) of your bill. The caption there is "Authority of Officers." I think the concept—and correct me if I'm wrong—is that a commissioned or noncommissioned officer of the unit to the extent consistent with the United States and Texas Constitutions—arrest, apprehend, or detain persons crossing the US-Mexico border unlawfully and deter persons attempting to cross the border unlawfully, including with the use of non-deadly crowd control measures. Did I read that correctly?

SCHAEFER: I believe that's basically an accurate reading.

ANCHÍA: I'd like to understand in better detail how that would operate. How would one of these volunteers deter someone attempting to cross the border unlawfully?

SCHAEFER: Well they're not volunteers, they're employees. They are noncommissioned officers.

ANCHÍA: How would they deter someone from coming across the border unlawfully?

SCHAEFER: I'm answering your question, Mr. Anchía. They are not volunteers, they are noncommissioned officers under the authority of the governor and the authority of the Department of Public Safety.

ANCHÍA: I didn't ask about authority. What I wanted to get to was how would they deter someone attempting to cross the border unlawfully?

SCHAEFER: I think there are a number of ways that it might occur. Sometimes it could be physical barriers, but ultimately it depends on the facts on the ground.

ANCHÍA: So you used specific language there that describes "non-deadly crowd control measures." Does that include tear gas?

SCHAEFER: Just a few days ago in El Paso—

ANCHÍA: Does it include tear gas?

SCHAEFER: Representative Anchía, I'm answering your question. Just a few days ago, in El Paso, rocks were being thrown at the Border Patrol and the way that they protected themselves was to use tear gas.

ANCHÍA: Would the BPU be able to use tear gas?

SCHAEFER: I think if the facts warranted that, they could.

ANCHÍA: Okay. Would the BPU be able to use beanbag projectiles?

SCHAEFER: I don't know.

ANCHÍA: Would they be able to use horses? Or ropes?

SCHAEFER: I think it's going to depend on the facts on the ground. I think that we're going to make sure that Texans are protected and that the officers are able to protect themselves. In the specific case that I just mentioned, rocks were being thrown at officers and so the officers used a crowd control measure to protect themselves.

ANCHÍA: So same answer on beanbag projectiles and horses and ropes. Okay. So now let's turn to Section 411.564 on page 18 and that's entitled—and if we have the same page number—it's entitled Article I, Section 10, Invocation. Now it talks about the circumstances under which a unit chief and director may order the unit and the department to "deter and repel persons attempting to enter this state unlawfully at locations other than ports of entry." How would a member of the unit deter a person from attempting to enter unlawfully?

SCHAEFER: I think that's going to be based on the facts on the ground—the terrain, the geography.

ANCHÍA: How would a member of the unit repel a person from attempting to enter? Would that involve, for example, physically pushing them back into the river? Is that how they would deter someone from entering Texas unlawfully? Would that be within the parameters?

SCHAEFER: They are going to use measures that are appropriate for the situation.

ANCHÍA: I'm sorry?

SCHAEFER: There's over 1,200 miles of border. There's various terrain and various situations. I think you're going to allow the officers on the ground to make a decision about what might be effective.

ANCHÍA: And that could include pushing them back into the river?

SCHAEFER: Those are your words.

ANCHÍA: You do not want to answer that question? Okay. How about returning aliens to Mexico who have been observed actually crossing the Texas-Mexico border unlawfully and were apprehended, detained, or arrested in the vicinity of the Texas-Mexico border. How would a member of the unit return aliens to Mexico?

SCHAEFER: Humanely and professionally.

ANCHÍA: Okay, but how? Physically? Would they put them in a truck? Again, I'm trying to understand your intent here. What would you permit them to do?

SCHAEFER: We are legislators. We are not the executive who implements. And so what we will do is we will give guidance in law to the governor, just as we do in many situations—

ANCHÍA: And what guidance would you give them on what the parameters of your bill are? Because we're not getting that.

SCHAEFER: If you're going to talk over me, we can't have a conversation.

ANCHÍA: So what kind of guidance would you give as the bill author as to your intent?

SCHAEFER: The language that's in the bill.

ANCHÍA: I'm asking you about that specific language in the bill. I understand you may not want to answer it, but how would a member of the unit return aliens to Mexico? How would that physically happen?

SCHAEFER: I think it would be up to the officers on the ground to determine based on the geography, the situation, and coordination with local law enforcement on how that would be conducted.

ANCHÍA: Okay. Let's talk about how an officer becomes a member of the BPU. This is in your bill Section 411.555. What are the requirements to become a member in your bill?

SCHAEFER: A member of?

ANCHÍA: The BPU.

SCHAEFER: It'll be a mixture of licensed peace officers and noncommissioned officers. Some will have to have a peace officer license. This is already outlined in state law.

ANCHÍA: But what is the requirement under your bill? You said some of them, but are there minimum requirements that you put in your bill for how one would be a member of the BPU?

SCHAEFER: You can look at Section 411.561, Qualifications and Standards: "must hold a peace officer license . . . and meet any other qualifications set by the commission." And there are a number of things that the commission routinely requires of officers as far as code of conduct standards and things like that.

ANCHÍA: So you would defer to the commission on that front?

SCHAEFER: On the qualifications.

ANCHÍA: And what does it mean to be a member of the BPU? Will this person be considered an employee, staff, personnel, or a volunteer? And I think you answered that. You said these would be employees, right?

SCHAEFER: They're going to be paid through the State of Texas.

ANCHÍA: Okay. So members will be paid. Let's look really quickly at Section 411.557 on page 11. That says that the BPU chief shall "employ as necessary commissioned and noncommissioned officers and other employees to perform unit and operation functions." Did I read that correctly? In that section, what does "employee" mean?

SCHAEFER: A person who's employed by the department, by the commission.

ANCHÍA: Okay, they're hired so they're employees. What does "perform unit operations" mean for commissioned and noncommissioned officers?

SCHAEFER: It's a general statement. It might be someone who is performing an administrative function, it might be someone who's performing a logistics function, or computer technology. It runs the gamut.

ANCHÍA: So that's a broad term. It's not defined in the bill, right?

SCHAEFER: What is not a broad term?

ANCHÍA: Sorry, "perform unit functions." You're construing that broadly. It's not defined in the bill, is that correct?

SCHAEFER: Well, the unit has functions that are—

ANCHÍA: That are being performed, right?

SCHAEFER: That are enumerated at times in the bill.

ANCHÍA: So how will they carry out those duties and requirements? Can you provide a couple of examples of how they would carry out those duties and requirements?

SCHAEFER: Not quite sure what you're looking for, Mr. Anchía.

ANCHÍA: Some examples of duties or functions that they would be—

SCHAEFER: I've already stated some.

ANCHÍA: Can you reiterate them, please? For the benefit of the body.

SCHAEFER: Logistics, information technology, et cetera.

ANCHÍA: Would you anticipate they would face off with migrants as well?

SCHAEFER: They might encounter—I don't know, quite frankly. You're sitting in an office. Might encounter any number of persons.

ANCHÍA: Are most of these jobs office jobs?

SCHAEFER: That will be up for the department to determine.

ANCHÍA: You just stated that if you're in an office, you might encounter migrants. Would these BPU members—is it your intent that they be members of an office corps or that they also be out in the field?

SCHAEFER: That's going to be up to the Border Protection Unit chief to assign employees to the relevant jobs and tasks that are necessary.

ANCHÍA: And you would defer to them and you have no intent on the matter?

SCHAEFER: The intent is to have licensed peace officers, noncommissioned officers, and other employees as the bill states.

REPRESENTATIVE HINOJOSA: Representative Schaefer, I'm going to ask you, in particular, several questions on page 15 of your bill, Section 411.559. I just want to give you that heads up so you can be ready for that section. But before we get there: Is the purpose of **CSHB 20** to enact a state law parallel to the federal immigration law so that Texas can prevent illegal border crossings?

SCHAEFER: The purpose of **CSHB 20** is to assert constitutional authority to secure the State of Texas when people are in imminent danger and tens of thousands of people are dying from fentanyl. And to provide security to local communities that are being overrun.

HINOJOSA: So then it is the intent for Texas to prevent illegal border crossings under the authority of your bill?

SCHAEFER: I have stated the intent. It is to assert authority under the United States Constitution to defend the State of Texas from tens of thousands of people being killed by cartels pumping fentanyl into our neighborhoods and to bring control to the area in between the ports of entry.

HINOJOSA: But according to you, if this is federal constitutional authority, then we wouldn't need this bill. Your bill, in particular, is to prevent illegal border crossings. What you're doing—this is state authorization to prevent illegal border crossings?

SCHAEFER: This is a constitutional authorization.

HINOJOSA: Is the intent then to say that in **CSHB 20**, Texas Border Protection Unit officers will not operate under the direction or control of federal immigration officers?

SCHAEFER: That's not what I've stated. We're going to comply with all laws of the United States.

HINOJOSA: Would they answer to federal immigration officers—the Texas Border Protection Unit that's established by your bill?

SCHAEFER: They are going to operate consistent with the United States Constitution. The officers and employees of the Border Protection Unit will report to the governor. And the governor will follow the Constitution and the laws of the United States.

HINOJOSA: So then they will not be under the direction or control of federal immigration officers?

SCHAEFER: I've given you my answer.

HINOJOSA: I know, but you're not answering my question.

SCHAEFER: You're trying to get me to say something that's not something I intend to say. I'm not going to say what you want me to say.

HINOJOSA: I think it's a legitimate question to know. Do they answer to federal immigration officers or not?

SCHAEFER: They will operate consistent with the laws of the United States.

HINOJOSA: You're not answering my question, Representative Schaefer. Let me move on to the extent of the authority for the Texas Border Protection Unit. On page 15, Section 411.559, the bill grants authorization of BPU officers to "arrest, apprehend, detain, or deter persons crossing the Texas-Mexico border unlawfully." BPU officers will determine whether an individual is crossing the border unlawfully, is that correct?

SCHAEFER: In a manner consistent with the Constitution.

Pursuant to Rule 5, Section 28, of the House Rules, Representative Hinojosa requested an extension of speaking time on **CSHB 20**.

The request was granted by (Record 1393): 82 Yeas, 52 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Bucy; Burns; Burrows; Campos; Canales; Cole; Collier; Cortez; Darby; Davis; Dutton; Flores; Gámez; Garcia; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Lalani; Leach; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ordaz; Ortega; Perez; Plesa; Price; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Shine; Talarico; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Buckley; Bumgarner; Button; Capriglione; Clardy; Cook; Cunningham; Dean; Dorazio; Frank; Gates; Gerdes; Harless; Harris, C.E.; Hayes; Hull; Isaac; Jetton; Kitzman; Kuempel; Lambert; Leo-Wilson; Lopez, J.; Lozano; Lujan; Morrison; Noble; Oliverson; Orr; Patterson; Paul; Raney; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Spiller; Stucky; Swanson; Tepper; Thierry; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; Wilson.

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

Absent, Excused — Sherman.

Absent — Cain; Craddick; DeAyala; Frazier; Harrison; Hunter; Klick; Landgraf; Murr; Smith; Smithee; Vasut.

### STATEMENTS OF VOTE

When Record No. 1393 was taken, I was in the house but away from my desk. I would have voted no.

Frazier

When Record No. 1393 was taken, I was shown voting no. I intended to vote yes.

Thierry

HINOJOSA: Will the BPU officers determine whether an individual is crossing the border unlawfully under your bill?

SCHAEFER: In a manner consistent with the Constitution they may do that.

HINOJOSA: May they also decide, under Section 411.559, which people to arrest for illegal border crossing?

SCHAEFER: They will act in a manner consistent with the Constitution to determine what is necessary as far as what conduct needs to be addressed.

HINOJOSA: So they will decide then which people to arrest for illegal border crossing? They will have that power of determination?

SCHAEFER: They will do so in a manner consistent with the Constitution.

HINOJOSA: They will decide which people to arrest, correct?

SCHAEFER: I've answered your question.

HINOJOSA: Representative Schaefer, this is a basic question. Do they get to decide who to arrest?

SCHAEFER: And I told you, they have the authority to arrest people they have seen crossing illegally between the ports of entry in a manner consistent with the Constitution.

HINOJOSA: And when they arrest these people, under Section 411.559, the people crossing the Texas-Mexico border "unlawfully"—will they be able to hold these people in state custody? Is that correct?

SCHAEFER: I think they are going to fulfill the operational purpose here—which the bill states very plainly—that if someone is crossing the border illegally in between the ports of entry, then under certain sections of the bill under the invasion clause, they would have that authority.

HINOJOSA: Okay. There's another part to Section 411.564 about "returning aliens to Mexico." So BPU officers will decide who to repel or return back to Mexico, is that correct?

SCHAEFER: I think you've asked the same question three different ways.

HINOJOSA: Before it was about who to arrest, right? But there's also a section about returning "aliens to Mexico." The officers will decide who to repel or return back to Mexico. Is that correct?

SCHAEFER: In a manner consistent with the United States and Texas Constitution they will deter and repel persons attempting to enter the state unlawfully at locations other than the ports of entry, return aliens to Mexico who have been observed actually crossing the Texas-Mexico border unlawfully, and were apprehended, detained, or arrested within the vicinity of the Texas-Mexico border.

HINOJOSA: So yes? There was an original version of this bill and isn't it correct that the committee substitute removes the language about acting consistently with "federal immigration laws" from Section 411.564, which grants power to BPU officers to deter, repel, arrest, and return individuals to Mexico after a declaration of invasion or imminent danger?

SCHAEFER: It wasn't necessary to include that caveat in the substitute because the phrase "consistent with the Constitution" already requires compliance with federal immigration law. Article VI of the Constitution, which is the supremacy clause, makes federal immigration statutes the supreme law of the land and compels compliance with federal statutes as a matter of constitutional command. The bill will be interpreted and enforced in a manner consistent not only with the Constitution, but also federal immigration statutes.

HINOJOSA: There's a finding on page 2 of the bill, Section 1.02—it's a finding of imminent danger. Does the finding of imminent danger in the bill constitute a legislative finding that a state of invasion or imminent danger under Section 10, Article I, of the United States Constitution exists that triggers the authority of the BPU chief to order removals of unlawful border crossings?

SCHAEFER: The finding in the bill reads that "this state is "in such imminent danger as will not admit of delay" and declares authority under Section 10, Article I, United States Constitution." And the bill has provisions that outline the powers that exist when that finding has been made.

HINOJOSA: So it is your position that is the trigger under Section 10, Article I, of the United States Constitution for the authority of the BPU chief to order removal of unlawful border crossings—the findings in this bill? The finding of imminent danger?

SCHAEFER: Yes.

HINOJOSA: I want to get to the purpose of the bill and the impetus for the bill. In the testimony before the senate Border Security Committee on March 16, 2023, Attorney General Paxton stated "Arizona has tried to pass laws similar to what the federal government passed," but "unfortunately the court ruled by saying that the state couldn't step in and pass these laws." Is the purpose of **CSHB 20** to enact a state border protection law and challenge the ruling in *Arizona v. U.S.* that states can't step in and pass these laws?

SCHAEFER: The purpose of **CSHB 20** is to assert the self-defense powers under the U.S. Constitution to unify our state's border security mission to address the imminent danger of tens of thousands of people dying in the country and thousands of people dying in the State of Texas from fentanyl poisoning—fentanyl homicides—and to restore peace and security to the people that live along the border. I cannot speak to what General Paxton's statements were, you'll have to ask him regarding what his intention is.

HINOJOSA: Okay, but I'm asking you. Is it your intent to challenge *Arizona v. U.S.*?

SCHAEFER: My intention is to do just what I stated.

HINOJOSA: In his testimony before the senate Border Security meeting on March 16, 2023, Attorney General Paxton also stated that he disagreed with the U.S. Supreme Court in *Arizona v. U.S.* and "we should do what we can to try and overturn that decision." So are we trying to reverse *Arizona v. U.S.*?

SCHAEFER: The attorney general is entitled to his opinion. I have stated to you the purpose of this bill.

HINOJOSA: He also stated "the only way I know to do—to challenge *Arizona v. U.S.*—is to test it, and we've got a couple ideas on how to do that. Your bill"—he was referring to **SB 2424** at that time—"does that. There will be other ways we can also test it and find out where the court is and find out what the parameters of that decision are." Again, is the purpose of **CSHB 20** to enact a law similar to federal law that will test the preemption principle articulated in *Arizona v. U.S.*?



SCHAEFER: Representative Hinojosa, your question has been asked and your question has been answered.

HINOJOSA: Well, I want to know if it is your intent to challenge this Supreme Court precedent. The other thing that he also said is, "We've got different Supreme Court justices and we've got a different court and the best chance we've ever had to overturn that." That's what I'm wondering. Is this legislation trying to take advantage of the fact that our court has changed and you see an opportunity to challenge?

### **Amendment No. 1**

Representative Neave Criado offered the following amendment to **CSHB 20**:

Amend **CSHB 20** (house committee printing) by striking the enacting clause (page 1, line 7).

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

REPRESENTATIVE NEAVE CRIADO: You know, as legislators in the best state in the country, we often have opportunities to provide solutions to move the ball forward for the people of Texas. Sometimes there are pieces of legislation that will have devastating and massive ramifications for our state—not just to people with the color of my skin, but for American citizens and for our fellow Texans that reside all across this state. This amendment moves to strike the enacting clause so that we put forth an option. Because this legislation is going to create a civilian police force with police powers, who will be able to travel through any of our counties, through any of our cities to set up check points to question us and question our Americanism without consequence and with immunity.

This isn't just a border bill. While it may be called the Border Protection Unit, the power that the civilian force is going to have is going to impact our local law enforcement too, and here's why. Imagine—whether it's Dallas-Fort Worth, Houston, or the Valley—individuals who do not have the same training as law enforcement can come, set up check points in our community, and ask individuals whether they are citizens regardless of the color of our skin. As our local law enforcement works day and night—our men and women in blue—to build up those community relations, groups like this can tear those down in a heartbeat. As we look at what's happening across this state—whether it's hate crimes, whether it is white supremacy, whether it is the "right-wing death squad" language that we see tattooed on people's bodies, it is those types of people that we are concerned are going to be signing up for this civilian police force.

These civilians under the bill will have the same immunity—qualified immunity—that we give to our law enforcement. The same law enforcement who go through training, who go through polygraph exams, who work hard day and night, who have firearms discipline, and who know what they're doing. They're experts in their field. They have earned that right to qualified immunity and that qualified immunity that is under attack. You are now giving this qualified immunity to civilians who do not have the same level of expertise. Law

enforcement has voiced these concerns. Law enforcement has tried to talk to the author of the bill and those concerns have not been taken into account. Not only will this immunity be extended to the civilian force, it will also be extended—the same qualified immunity—to any employee of this new Border Protection Unit.

On top of that, this legislation was expanded to create a felony trespass that initially only applied to migrants. It now applies to United States citizens—a third-degree felony trespass. So as you're crossing the Oklahoma-Texas border or the Louisiana-Texas border, and you cross onto property without the consent of that landowner, American citizens can now be charged with felony trespass under this bill.

This legislation also does something that we have not seen done before. It's an attack on DPS by taking away powers from Colonel McCraw—taking powers away from our DPS director and having no oversight by the Department of Public Safety, troopers, or men and women who stand in this chamber keeping us safe. It's taking power away from the Department of Public Safety and giving it to this new Border Protection Unit.

The governor we have seen is already exercising these powers by doing what he believes is right to address issues that we acknowledge exist—issues that we know we need comprehensive immigration reform at the federal level. We need our federal partners, republican or democrat, to come together to pass meaningful immigration reform. And in the meantime, we as a body are risking and jeopardizing the integrity of DPS by taking away their power for generations to come. We all deserve, whether we've been here for generations or whether we're new to Texas, to live in a Texas free from concern or fear about being stopped by individuals—people like the minutemen—who are going to be patrolling our streets without experience of law enforcement.

REPRESENTATIVE ANCHÍA: Thank you, Madam Chair. I think you've contextualized this well. From a law enforcement perspective, I know you care very much about it. I don't think either you or I, or anybody in this chamber, would disagree with the quotes that Representative Schaefer offered up about the difficulty of immigration reform in balancing the humanitarian issues that we have before us with the securing of our borders. Is that a fair assessment?

NEAVE CRIADO: That is.

ANCHÍA: What you're saying to the body is, "Hey, we share those goals, but this is not the way to do it." No law enforcement group—it's my understanding—came and testified in favor of this bill. Is that right?

NEAVE CRIADO: That's correct. In fact, law enforcement dropped cards against. They tried to meet with the author. We have had multiple conversations with different law enforcement individuals about the devastating consequences of this bill.

ANCHÍA: In fact, the rank and file of DPS really think highly of Colonel McCraw. I have heard personally questions like, "Why are we perverting the chain of command here and taking Colonel McCraw out of the oversight of the BPU or the current border effort?" Have you heard the same thing?

NEAVE CRIADO: We've heard the same thing, and the fact is that our DPS troopers have some of the best training and they are experienced. Our DPS director has the experience necessary to do what they are doing. We're stripping those powers away from DPS to create this new civilian force that does not have the same experience as our DPS now.

ANCHÍA: It is the case that Representative Schaefer said, "Well some may be retired police officers, some may be retired military." But we saw what a former member of the military—somebody who got kicked out of the military—did in Allen just this week, did we not?

NEAVE CRIADO: We saw the consequences of that. We see and have tried to highlight the concerns about not having language in here to prevent people like that from joining this force. To prevent people with a history of mental health illness, for example, of joining this force. To prevent people who have in their heart or who would probably fail a polygraph test from joining this civilian force. We need people who have law enforcement training, who understand the laws on our books, and who will follow those laws.

ANCHÍA: While the author did mention former military or former police as candidates here, people who have done neither would be eligible to be deputized—essentially be given a badge here to serve in the BPU. Is that not right?

NEAVE CRIADO: That's correct, what uniforms are they going to be wearing? What police vehicles are they going to be using? The language of this bill—

REPRESENTATIVE SCHAEFER: Members, I have a higher view of our law enforcement agency. I think the Department of Public Safety is the gold standard for law enforcement in the State of Texas. And in the Texas Administrative Code governing the DPS—let me read you the 10 general orders that are listed and applied to every person in the Department of Public Safety and would apply to every employee of the Border Protection Unit: "To execute the mission of the department to protect and serve Texas. To practice, at all times, the motto of the department: "Courtesy, Service, Protection." To keep myself clean and presentable and in good physical, mental, and moral condition. To know and obey at all times the U.S. and state constitutions, federal and state laws, and lawful orders and instructions. To keep all state equipment issued to me fully accounted for, in proper working condition, and secure. To register as a voter and vote my convictions as a citizen but refrain from political campaigns and endorsements except as specifically authorized by law and policy. To conduct my duties in a straightforward, honest, and respectful manner, relying upon poise, competence, and soundness of character. To report misconduct in matters that negatively impact me or other department personnel to my immediate supervisor and higher, if necessary. To make suggestions to improve department operations, policies, and services. To conduct myself, on and off duty, in a manner that merits the voluntary praise of those with whom I come in contact, so that my actions reflect well upon myself, the department, and the State of Texas."

That is the motto of the men and women of the Department of Public Safety. It will be true for the men and women of the Texas Border Protection Unit. I think we should hold them to that standard and we should be proud that such men and women would be willing to serve our state.

REPRESENTATIVE GÁMEZ: Representative Schaefer, I want to thank you so much for indulging us in this extensive discussion. It's, as you can tell, extremely important to the border members and I would hope to this entire body.

SCHAEFER: I think it's a sobering conversation. I don't think anybody should be happy that we're having to have a bill like this in front of the Texas House because it shows the serious nature of what is happening. When tens of thousands of people are dying, property is being destroyed, communities are being overrun, and people are scared, then it requires serious conversations.

GÁMEZ: Make no mistake, we are personally advised and aware of this situation on the border. I live there, my family lives there, my friends, and 250,000 constituents live there. I appreciate the sincerity with which you're addressing this. But I just want to ask you some questions about how this bill from soup to nuts—on paper it can sound one way, but sometimes we actually don't understand how physically things are going to play out. If you would help me paint this picture for what exactly it's going to look like, for example, for the residents of Cameron County. Where do you envision this Border Protection Unit actually setting up post in Cameron County?

SCHAEFER: I think the bill calls—I don't think, I know—the bill calls for the headquarters to be in the border region and the bill calls on the department to recruit, to the greatest extent possible, people that live in the border region. So I think the officers and noncommissioned officers that you will see will, hopefully, be people from the community—who aren't living in hotels, but are living in homes because they either rent or have a mortgage—and maybe have their children in the community, are there to protect the community, will be positioned along the river in a way to protect the community.

GÁMEZ: So it's your vision that this unit will only set up along the river, so to speak?

SCHAEFER: The focus of this operation would be the border region.

GÁMEZ: So do you envision Border Protection Units, for example, setting up in Cameron Park—a highly Hispanic neighborhood in my district?

SCHAEFER: I don't have any specific location like a park or anything like that in mind. We're looking at an over 1,200 mile border and we will leave the deployment of these personnel to the officers in charge.

GÁMEZ: The way your bill is written, they are not exclusively required to set up by the river, are they?

SCHAEFER: Those directions will be made by the officers in charge.

GÁMEZ: And I guess I'm asking what is to stop those in charge from sending unit officers to set up posts in Hispanic neighborhoods?

SCHAEFER: See, I think what you're trying to do with your question is to scare people. But I think what we really need to be focused on is, rather than hypotheticals that are extreme, we need to be focused on what's actually happening. People are dying from fentanyl at an alarming rate. When I came into the legislature in 2013, CBP reported that they caught two pounds of fentanyl. In 2022 they caught 10,000 pounds. People are dying. While it may get headlines and it may stir up political passions to throw out extreme hypotheticals, it doesn't get at what the problem really is—that the cartels are pumping poison into our communities. And we've got to find a way to bring order and security to our communities so those people in the parks won't have to worry about their child getting some candy that turns out to be laced with fentanyl and kills them. That is what we need to be concerned about.

GÁMEZ: Respectfully, Mr. Schaefer, I'm not sure what about my question stirred passions. I simply asked what is to prohibit or stop a Border Protection Unit from setting up their post in Hispanic neighborhoods?

SCHAEFER: Representative, you're going to be focused on the cartel activity—

GÁMEZ: I'm focused on my community, respectfully.

SCHAEFER: —and the illegal activity along the river. If you read the bill, that's the focus, okay? We simply don't have the personnel or the numbers to just be going and setting up out in neighborhoods, okay? The idea is you go where the issue is and that will be left to the officers in charge who are going to be trained and who are going to be working with local law enforcement. If you will read the bill in the section where it talks about the strategic plan, the coordination, and the planning with local law enforcement—the goal of this bill is to coordinate with local law enforcement, to unify the mission, and to understand what's going on at the local level.

GÁMEZ: Respectfully, Mr. Schaefer, I have read your bill and that's why I'm asking. I didn't see anything in your bill that prohibited these units from setting up posts in Hispanic neighborhoods of which my constituency consists primarily of. I guess, since you can't answer that, my second question would be what type of probable cause, if any, do your Border Protection Unit officers require to stop someone?

SCHAEFER: They must comply with the laws of the State of Texas and the United States.

GÁMEZ: Is it your understanding, then, that they would require probable cause to pull someone over and ask their status?

SCHAEFER: They're not going to be able to make any kind of an unlawful detention.

GÁMEZ: Border Protection Unit officers are not going to be able to make any sort of lawful detention?

SCHAEFER: Unlawful. They're going to follow the law. If it requires probable cause, then that's the standard they will meet.

GÁMEZ: Okay, so they will require probable cause. Are you aware that when an immigrant, for example, is detained by Customs and Border Protection—Border Patrol—that they are entitled to a credible fear review hearing, what you might refer to as a deportation hearing? Is your bill, the way it's written, going to deny that due process hearing to individuals?

SCHAEFER: The bill is going to focus on the river. And they will follow the laws, federal immigration laws and the laws of the Constitution. And whatever process is required they will be given.

GÁMEZ: So then it is your understanding—because the way the bill is written, forgive me, it states they can detain and deter. It does not state deter and provide them with a due process review hearing. Is it your vision that they are entitled to this due process credible fear hearing?

SCHAEFER: We're going to leave whatever process is based on—whatever that individual is required, under the laws of the United States Constitution, will be given.

GÁMEZ: I can take away that they will be entitled to that deportation hearing. Mr. Schaefer, how will your Border Protection Unit determine who in fact is a trespasser in the State of Texas versus a nontrespasser in the State of Texas?

SCHAEFER: A trespass charge requires that the elements of the trespass statute be followed. So you have to have a person who is going to—

Pursuant to Rule 5, Section 28, of the House Rules, Representative Gámez requested an extension of speaking time on **CSHB 20**.

The request was not granted.

NEAVE CRIADO: The author spoke about DPS being the gold standard. If DPS is the gold standard, then why is this legislation taking their power away? If DPS was the gold standard, then why are we removing funds from their budget? If DPS was the gold standard, why are we defunding DPS? If DPS was a gold standard, why are we—on page 17, lines 8 through 9—transferring existing personnel, equipment, and facilities to this new civilian unit?

The fact is that this legislation shows a flagrant disrespect for DPS, a flagrant attempt to usurp their power and the work that they are already doing, and a flagrant attempt to circumvent our Constitution and the supremacy clause that preempts Texas from even doing this. So I submit to you if DPS was the gold standard, why is this legislation attacking their integrity? We want DPS to continue. We don't want to take their power. We want individuals who are—if they're going to be taking these actions, and if civilians are being given the power of DPS, that they be required to have the training, and we get the right people in place. But this is not the solution. This is not the answer.

ANCHÍA: Thank you, Madam Chair. I appreciate you eloquently making that argument. As was stated from the front mic previously, that if they're the gold standard, then why are we perverting the chain of command and pulling DPS leadership out of this bill? I think you made that point eloquently.

I want to pivot, however, and talk about a different point and that is the point that impacts all of our constituencies. The same author of this bill also brought a bill to the floor that permitted—this passed back in 2017—that permitted anyone, any peace officer, to ask any person for immigration status. So if you have this civilian unit that is not trained in engaging with U.S. citizens—they've essentially been deputized for this—and at the same time they have the ability to not just operate in the U.S.-Mexico border region, but every border region whether it's Oklahoma, Louisiana, or New Mexico—can they ask U.S. citizens for their immigration status? If you take the prior **SB 4** together with this bill, what would prevent them? And I know that the author said that it had to be a lawful stop, but a Terry stop is a lawful stop. We permit them, in **SB 4**, to ask immigration status. What in this bill prevents a BPU member from asking a U.S. citizen to show me their papers?

NEAVE CRIADO: There is nothing that prevents an individual—a civilian—who's not going to have the training of law enforcement to still question us as Americans about our citizenship. And it's going to be people like our communities. Imagine checkpoints outside of churches, outside of schools, and outside of neighborhoods—whether it's an Asian community in Houston, a Latino community in Dallas, or the Valley.

ANCHÍA: A South Asian community, potentially, in Tarrant County?

NEAVE CRIADO: Absolutely.

ANCHÍA: People who a BPU member might think doesn't look like their vision of somebody who deserves a seat at the American table could be asked to prove their citizenship. Is that correct?

NEAVE CRIADO: That's exactly correct. And that is one of the most concerning provisions as well—the racial profiling that we anticipate is going to happen. And in this climate right now, where the color of your skin, unfortunately, has made communities targets of mass violence and mass shootings. An individual from North Texas drove to El Paso because of language like the word "invasion," because people are painting our communities as invaders of this state when we have been here for generations.

ANCHÍA: Thank you for your leadership.

REPRESENTATIVE TURNER: In talking about your amendment, when the bill author came to the mic a minute ago to oppose your amendment, he again cited fentanyl as a reason that we should oppose your amendment. I want to revisit with you a few statistics that we discussed in the State Affairs hearing on this bill, and that I asked Mr. Schaefer about. Frankly, I'm disappointed that he's continuing to use this talking point. I'm just going to ask you if you recall these statistics?

NEAVE CRIADO: I do.

TURNER: Do you recall that we discussed in that hearing how according to U.S. Customs and Border Patrol, over 90 percent of fentanyl seizures occur at legal crossings or interior-vehicle checkpoints?

NEAVE CRIADO: That's correct.

TURNER: And you know that the CATO Institute analyzed this data and they concluded that the location of smuggling makes sense because hard drugs at points of entry are about 97 percent less likely to be stopped than are people crossing illegally between points of entry. Do you recall that?

NEAVE CRIADO: I do. There's data also that shows that it's the American citizens who are the majority of ones who are bringing the fentanyl over through those points of entry.

TURNER: That's exactly right, Representative. You may recall that is data from the U.S Sentencing Commission. Do you recall their quote that says, "a more accurate summary is that fentanyl is overwhelmingly smuggled by United States citizens almost entirely for U.S. citizen customers"? They debunked the myth that migrants are smuggling fentanyl.

NEAVE CRIADO: That's correct.

A record vote was requested.

Amendment No. 1 failed of adoption by (Record 1394): 61 Yeas, 84 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; 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.; 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; Talarico; Thierry; 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; 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; 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 — Sherman.

Absent — Thompson, S.



### STATEMENT OF VOTE

When Record No. 1394 was taken, I was in the house but away from my desk. I would have voted yes.

S. Thompson

### CSHB 20 - POINT OF ORDER

Representative Anchía raised a point of order against further consideration of **CSHB 20** under Rule 8, Section 1, and Rule 8, Section 3, of the House Rules.

(Speaker in the chair)

The speaker sustained the point of order, announcing his decision to the house as follows:

Mr. Anchía raises a point of order against further consideration of **CSHB 20** under Rule 8, Sections 1 and 3, on the grounds that the caption does not give reasonable notice of the bill's contents and the bill has more than one subject.

The bill contains a finding that "This state is 'in such imminent [d]anger as will not admit of delay' and declares authority under Section 10, Article I, United States Constitution." The bill also authorizes the governor to invoke the same constitutional provision and issue a unilateral declaration "that a state of invasion or imminent danger under Section 10, Article I, United States Constitution, exists" and then direct the proposed border protection unit to use force to deter and repel certain persons entering Texas. Mr. Schaefer argues that the invocation and authorization are merely general statements of an existing right of self-defense.

Under Section 10, Article I, United States Constitution, "[n]o State shall, without the Consent of Congress, . . . engage in War, unless actually invaded, or in such imminent Danger as will not admit of delay." The bill's invocation of this authority is an express declaration of war under the long-dormant war power reserved to the states. The bill likewise authorizes the governor to issue a declaration of war if he finds the either condition authorized by the U.S. Constitution exists and then deploy state resources to prosecute that war.

The plain meaning of the term "war" includes more than self-defense activity. Mr. Schaefer does not offer any contrary authority to support his interpretation. Declarations of war under an obscure provision of the federal Constitution are precisely the subject matter that must be stated in the caption of a bill ostensibly concerned only with law enforcement activity in the state's border region. And because domestic law enforcement is not the same kind, degree, or type of activity as that of war, the caption does not give reasonable notice of the bill's content and the bill also impermissibly contains two subjects.

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

**CSHB 20** was returned to the Committee on State Affairs.

**HB 800 ON SECOND READING****(by Guillen, Raymond, Muñoz, Lozano, J. Lopez, et al.)**

**HB 800**, A bill to be entitled An Act relating to the punishment for certain criminal conduct involving the smuggling of persons, the operation of a stash house, or evading an arrest or detention; increasing criminal penalties.

**Amendment No. 1**

Representative Guillen offered the following amendment to **HB 800**:

Amend **HB 800** (house committee printing) as follows:

(1) On page 1, lines 6 and 7, strike "Sections 12.50(b) and (c), Penal Code, are amended" and substitute "Section 12.50, Penal Code, is amended by amending Subsections (a), (b), and (c) and adding Subsection (d)".

(2) On page 1, between lines 7 and 8, insert the following:

(a) Subject to Subsections ~~Subsection~~ (c) and (d), the punishment for an offense described by Subsection (b) is increased to the punishment prescribed for the next higher category of offense if it is shown on the trial of the offense that the offense was committed in an area that was, at the time of the offense:

(1) subject to a declaration of a state of disaster made by:

(A) the president of the United States under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. Section 5121 et seq.);

(B) the governor under Section 418.014, Government Code; or

(C) the presiding officer of the governing body of a political subdivision under Section 418.108, Government Code; or

(2) subject to an emergency evacuation order.

(3) Strike page 1, line 24, through page 2, line 5, and substitute the following:

days. Except as provided by Subsection (d), if ~~[H]~~ an offense listed under Subsection (b) ~~[(b)(2), (4), or (8)]~~ is punishable as a felony of the first degree, the punishment for that offense may not be increased under this section.

(d) Except as otherwise provided by this subsection, the minimum term of imprisonment for an offense listed under Subsection (b)(1), (2), or (3) for which punishment is increased under this section is 10 years. If an offense listed under Subsection (b)(1) or (2) is punishable as a felony of the first degree, the minimum term of imprisonment is increased to 15 years unless another provision of law applicable to the offense provides for a minimum term of imprisonment of 15 years or more.

(4) On page 2, line 6, strike "20.05(b), Penal Code, is amended" and substitute "20.05, Penal Code, is amended by amending Subsection (b) and adding Subsection (b-1)".

(5) On page 2, line 8, strike "An" and substitute "Subject to Subsection (b-1), an ~~An~~".

(6) On page 3, between lines 6 and 7, insert the following:

(b-1) If at the punishment stage of the trial or at the time of entering a plea agreement for an offense under this section punishable as a felony of the third degree, the attorney representing the state in the prosecution of the offense certifies to the court in writing that the actor has provided significant cooperation

to the state or law enforcement, and describes the manner of cooperation, the minimum term of imprisonment is five years. The certification is confidential and shall be sealed by the court, except that the certification may be accessed by the office of the attorney representing the state, the attorney representing the defendant, and the court. For purposes of this subsection, "significant cooperation" includes:

(1) testifying in a trial on behalf of the state against other parties to the offense;

(2) providing relevant information regarding the case and other parties to the offense;

(3) providing information that furthers the investigation of the charged offense and any other parties involved; or

(4) providing information that aids law enforcement.

(7) Strike page 5, lines 19-23, and substitute "offense in the course of committing an offense under Section 20.05(a)(2)."

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

SECTION \_\_\_\_. Section 3.03, Penal Code, is amended by amending Subsection (a) and adding Subsections (c) and (d) to read as follows:

(a) When the accused is found guilty of more than one offense arising out of the same criminal episode prosecuted in a single criminal action, a sentence for each offense for which the accused [he] has been found guilty shall be pronounced. Except as otherwise provided by this section [Subsection (b)], the sentences shall run concurrently.

(c)(1) This subsection applies only to a single criminal action in which the accused is found guilty of:

(A) an offense under Section 20.05(a)(2) or an offense under Section 20.06 involving conduct constituting an offense under Section 20.05(a)(2); and

(B) an offense punishable under Section 22.01(b-1)(1), 28.10, 30.02(c-2), 30.04(d)(3)(B), 30.05(d)(4), or 38.04(b-1) that arises out of the same criminal episode as the offense described by Paragraph (A).

(2) The sentence for an offense described by Subdivision (1)(A) may run consecutively with each sentence for an offense described by Subdivision (1)(B).

(3) If the accused is found guilty of more than one offense described by Subdivision (1)(A), the sentences for those offenses must run concurrently with each other.

(d) Except as otherwise provided by this subsection, if in a single criminal action the accused is found guilty of more than one offense arising out of the same criminal episode, the sentences may run consecutively if each sentence is for a conviction of an offense for which a plea agreement was reached in a case in which the accused was charged with an offense described by Subsection (c)(1)(A) and an offense described by Subsection (c)(1)(B). If the accused is found guilty of more than one offense described by Subsection (c)(1)(A), the sentences for those offenses must run concurrently with each other.

Amendment No. 1 was adopted.

### HB 800 - POINT OF ORDER

Representative Zwiener raised a point of order against further consideration of **HB 800** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is substantially or materially misleading. The point of order was withdrawn.

A record vote was requested.

**HB 800**, as amended, was passed to engrossment by (Record 1395): 89 Yeas, 56 Nays, 1 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; Dean; DeAyala; Dorazio; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guerra; 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; Longoria; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morales, E.; Morrison; Muñoz; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Raymond; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; 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; Gervin-Hawkins; González, J.; González, M.; Goodwin; Hernandez; Hinojosa; Howard; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Lalani; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Herrero; Johnson, A.

### CSHB 7 ON SECOND READING

(by Guillen, Raymond, Muñoz, E. Morales, J. Lopez, et al.)

**CSHB 7**, A bill to be entitled An Act relating to services and programs in the southern border region of this state to address the effects of ongoing criminal activity and public health threats in that region.

Representative Guillen moved to postpone consideration of **CSHB 7** until 11:45 p.m. today.

The motion prevailed.

### POSTPONED BUSINESS

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

**CSHB 5280 ON SECOND READING**  
**(by Bucy)**

**CSHB 5280**, A bill to be entitled An Act relating to operation by certain nonprofit organizations of certain regional health care programs for employees of small employers.

**CSHB 5280** was read second time on May 8, postponed until 9 a.m. today, and was again postponed until this time.

Representative Bucy moved to postpone consideration of **CSHB 5280** until 9 a.m. tomorrow.

A record vote was requested.

The motion was lost by (Record 1396): 56 Yeas, 76 Nays, 1 Present, not voting.

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

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Bailes; Button; Canales; Geren; Johnson, A.; Jones, J.; Kacal; King, K.; Lalani; Morrison; Plesa; Rosenthal; Smith; Troxclair; Walle.

**STATEMENTS OF VOTE**

When Record No. 1396 was taken, I was in the house but away from my desk. I would have voted yes.

Canales

When Record No. 1396 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

**CSHB 5280 - POINT OF ORDER**

Representative Swanson raised a point of order against further consideration of **CSHB 5280** under Rule 4, Section 32(c)(1), of the House Rules on the grounds that the background and purpose statement in the bill analysis is substantially or materially misleading. The point of order was withdrawn.

**CSHB 5280 - POINT OF ORDER**

Representative Swanson raised a point of order against further consideration of **CSHB 5280** under Rule 4, Section 40, and Rule 11, Section 2, of the House Rules on the grounds that the committee substitute is not germane. The point of order was withdrawn.

A record vote was requested.

**CSHB 5280** failed to pass to engrossment by (Record 1397): 61 Yeas, 80 Nays, 1 Present, not voting.

Yeas — Allen; Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Canales; Cole; Collier; Cortez; Davis; Dutton; Flores; Gámez; García; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; 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; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Nays — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; 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; Hefner; Holland; Hull; Isaac; Jetton; 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; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Button; Hayes; Hunter; Johnson, A.; Kacal; Plesa.

**CONSTITUTIONAL AMENDMENTS CALENDAR**  
**HOUSE JOINT RESOLUTIONS**  
**SECOND READING**

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

**CSHJR 153 ON SECOND READING**  
**(by Wilson)**

**CSHJR 153**, A joint resolution proposing a constitutional amendment to authorize a limitation on the total amount of ad valorem taxes that a political subdivision other than a school district, county, municipality, or junior college district may impose on the residence homesteads of certain low-income persons who are disabled or elderly and their surviving spouses.

**Amendment No. 1**

Representative Wilson offered the following amendment to **CSHJR 153**:

Amend **CSHJR 153** (house committee report) as follows:

(1) On page 1, lines 12 and 13, strike "of limited financial means".

(2) On page 1, lines 18 and 19, strike "of limited financial means and is".

(3) Strike page 1, line 20, through page 2, line 1, and substitute the following:

residence homestead exemption on the homestead. If a political subdivision establishes a tax

(4) On page 2, lines 2 and 3, strike "of limited financial means".

(5) On page 2, line 8, strike "of limited financial means and is".

(6) Strike page 2, line 27, through page 3, line 1, and substitute the following:

may authorize a political subdivision to limit eligibility for a tax limitation established under this subsection based on the income of the recipient of the tax limitation.

(7) On page 3, line 9, strike "certain low-income".

(8) On page 3, line 21, strike "certain low-income".

Amendment No. 1 was adopted.

**CSHJR 153**, as amended, was adopted by (Record 1398): 134 Yeas, 10 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; Campos; Canales; Capriglione; Clardy; Cole; 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; 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; 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; Shine; Smith; Smithee; Stucky; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Cain; Hayes; Leo-Wilson; Schaefer; Slawson; Spiller; Swanson; Tepper; Tinderholt; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Collier; Herrero; Schatzline.

### STATEMENTS OF VOTE

When Record No. 1398 was taken, I was in the house but away from my desk. I would have voted yes.

Collier

When Record No. 1398 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1398 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

### GENERAL STATE CALENDAR HOUSE BILLS SECOND READING

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

#### CSHB 3782 ON SECOND READING

(by Guillen, Raymond, E. Morales, Muñoz, J. Lopez, et al.)

**CSHB 3782**, A bill to be entitled An Act relating to establishing the Border Security Advisory Council and the Border Protection Task Force.

#### Amendment No. 1

Representative Guillen offered the following amendment to **CSHB 3782**:

Amend **CSHB 3782** (house committee printing) as follows:

(1) On page 2, between lines 24 and 25, insert the following appropriately numbered subdivision and renumber subsequent subdivisions and cross-references to those subdivisions accordingly:

( ) as a nonvoting member, the presiding officer of the border prosecution unit established under Section 772.052;

(2) On page 11, between lines 1 and 2, insert the following appropriately numbered subdivision and renumber subsequent subdivisions and cross-references to those subdivisions accordingly:

( ) "State agency" means a board, commission, department, office, or other agency in the executive branch of state government.



(3) On page 12, between lines 22 and 23, insert the following appropriately numbered subdivision and renumber subsequent subdivisions and cross-references to those subdivisions accordingly:

( ) the Texas Division of Emergency Management;

(4) Strike page 12, line 27, through page 13, line 2, and substitute the following:

identified under Subsection (a) shall dedicate those resources to the task force and its duties.

(5) On page 13, between lines 16 and 17, insert the following:

Sec. 425.0071. EMPLOYMENT OF DEDICATED PERSONNEL; COOPERATIVE WORK. (a) A person who is dedicated to the task force under Section 425.006 or 425.007 remains an employee of the assigning state agency or local government but the person may be assigned duties by the chief.

(b) A person who is dedicated to the task force shall work cooperatively with employees of the task force and other persons dedicated to the task force under the guidance of the chief to achieve efficiency in efforts by state agencies and local governments to enforce the law in the border region.

Sec. 425.0072. COOPERATION WITH BORDER PROSECUTION UNIT.

(a) In this section, "border prosecution unit" means the border prosecution unit established under Section 772.052.

(b) The task force shall cooperate with the border prosecution unit to carry out the duties of the task force and the unit.

(c) The border prosecution unit as needed may assign a prosecutor from the unit to the task force headquarters or any regional office of the task force.

(6) On page 16, between lines 13 and 14, insert the following:

(c) Notwithstanding any other provision of this chapter, a person dedicated to the task force may not be granted any powers or authority that exceeds the powers or authority granted by other law to the office held by the person with the dedicating state agency or local government.

Amendment No. 1 was adopted.

## **Amendment No. 2**

Representative Tinderholt offered the following amendment to **CSHB 3782**:

Amend **CSHB 3782** (house committee report) as follows:

(1) Strike page 1, line 18, through page 2, line 1, and substitute ", one of whom must be the chair of the senate".

(2) On page 2, strike lines 5 through 13 and substitute "appointed by the speaker of the house of representatives, one of whom must be the chair of the".

A record vote was requested.

Amendment No. 2 failed of adoption by (Record 1399): 28 Yeas, 115 Nays, 1 Present, not voting.

Yeas — Anderson; Bell, C.; Cain; Dorazio; Frazier; Gerdes; Harris, C.E.; Harrison; Hayes; Hefner; Isaac; Kitzman; Leo-Wilson; Lujan; Metcalf; Price; Schaefer; Schatzline; Schofield; Smithee; Stucky; Swanson; Tepper; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Nays — Allen; Allison; Anchía; Ashby; Bailes; 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; Dutton; Flores; Frank; Gámez; García; Gates; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.J.; Hernandez; Hinojosa; Holland; Howard; Hull; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Murr; Neave Criado; Noble; Oliverson; Ordaz; Orr; Ortega; Patterson; Paul; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Shaheen; Shine; Slawson; Smith; Spiller; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Herrero; Klick; Thimesch; Walle.

#### STATEMENTS OF VOTE

When Record No. 1399 was taken, I was shown voting no. I intended to vote yes.

Bumgarner

When Record No. 1399 was taken, I was in the house but away from my desk. I would have voted yes.

Thimesch

A record vote was requested.

**CSHB 3782**, as amended, was passed to engrossment by (Record 1400): 103 Yeas, 43 Nays, 1 Present, not voting.

Yeas — Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cook; Cortez; Craddick; Cunningham; Darby; 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; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lozano; Lujan; Martinez; Metcalf; Meyer; Moody; Morales, E.; Morrison; Muñoz; Murr; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Price; Raney; Raymond; Rogers; Rosenthal; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Vo; Wilson.

Nays — Allen; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Cole; Collier; Davis; Gámez; García; González, J.; Goodwin; Hernandez; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Lalani; Lopez, R.; Manuel; Martinez Fischer; Meza; Morales, C.; Morales Shaw; Neave Criado; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rose; Talarico; Thierry; Thompson, S.; Turner; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Herrero.

### STATEMENTS OF VOTE

When Record No. 1400 was taken, I was shown voting no. I intended to vote yes.

Bernal

When Record No. 1400 was taken, I was shown voting yes. I intended to vote no.

Flores

When Record No. 1400 was taken, I was shown voting yes. I intended to vote no.

Hinojosa

When Record No. 1400 was taken, I was shown voting no. I intended to vote yes.

Manuel

When Record No. 1400 was taken, I was shown voting yes. I intended to vote no.

Rosenthal

### SB 602 ON SECOND READING (Harless - House Sponsor)

**SB 602**, A bill to be entitled An Act relating to the law enforcement authority of federal border patrol agents.

**SB 602** was considered in lieu of **HB 884**.

A record vote was requested.

**SB 602** was passed to third reading by (Record 1401): 96 Yeas, 48 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Campos; Capriglione; Clardy; Cole; 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.; King, T.; Kitzman; Klick; Kuempel;

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

Nays — Anchía; Bernal; Bhojani; Bowers; Bryant; Bucy; Canales; Collier; Cortez; Davis; Flores; Gámez; Garcia; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Lalani; Manuel; Meza; Morales, C.; Morales, E.; Morales Shaw; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Gervin-Hawkins; Herrero; Moody.

#### STATEMENTS OF VOTE

When Record No. 1401 was taken, I was shown voting yes. I intended to vote no.

Allen

When Record No. 1401 was taken, I was temporarily out of the house chamber. I would have voted yes.

Gervin-Hawkins

#### HB 884 - LAID ON THE TABLE SUBJECT TO CALL

Representative Harless moved to lay **HB 884** on the table subject to call.

The motion prevailed.

#### SB 1403 ON SECOND READING

(Spiller, Hefner, Clardy, Cook, et al. - House Sponsors)

**SB 1403**, A bill to be entitled An Act relating to an interstate compact for border security, including building a border wall and sharing state intelligence and resources.

**SB 1403** was considered in lieu of **HB 82**.

#### Amendment No. 1

Representative Spiller offered the following amendment to **SB 1403**:

Amend **SB 1403** (house committee printing) as follows:

- (1) On page 1, line 10, strike "shall" and substitute "may".
- (2) Strike SECTION 2 of the bill (page 2, line 4).

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

SECTION \_\_\_\_\_. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2023.

Amendment No. 1 was adopted.

A record vote was requested.

**SB 1403**, as amended, was passed to third reading by (Record 1402): 88 Yeas, 58 Nays, 1 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; Davis; 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; Longoria; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morales, E.; Morrison; Muñoz; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; 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; Dutton; Flores; Gámez; Garcia; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Hernandez; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Lalani; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Neave Criado; Ordaz; Ortega; Perez; Plesa; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Herrero.

#### STATEMENT OF VOTE

When Record No. 1402 was taken, I was shown voting yes. I intended to vote no.

Muñoz

#### HB 82 - LAID ON THE TABLE SUBJECT TO CALL

Representative Spiller moved to lay **HB 82** on the table subject to call.

The motion prevailed.

**HB 4930 ON SECOND READING**  
(by Craddick)

**HB 4930**, A bill to be entitled An Act relating to the adoption of a climate policy in a municipal charter.

Representative Craddick moved to postpone consideration of **HB 4930** until 10 a.m. Thursday, May 11.

The motion prevailed.

**CSHB 2401 ON SECOND READING**  
(by Oliverson, Burrows, Jetton, Shaheen, Noble, et al.)

**CSHB 2401**, A bill to be entitled An Act relating to the repeal of certain contracting requirements under the Medicaid managed care delivery model.

**CSHB 2401 - POINT OF ORDER**

Representative J.E. Johnson raised a point of order against further consideration of **CSHB 2401** under Rule 4, Section 32(c)(2), of the House Rules on the grounds that the bill analysis is substantially or materially misleading.

**MIDNIGHT**

The proceedings continued after 12 a.m., and the following actions occurred on Wednesday, May 10:

**CSHB 2401 - POINT OF ORDER DISPOSITION**

The point of order was withdrawn.

A record vote was requested.

**CSHB 2401** was passed to engrossment by (Record 1403): 76 Yeas, 68 Nays, 1 Present, not voting.

Yeas — Anderson; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Collier; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Frank; Gates; Gerdes; Goldman; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Jetton; Kacal; King, K.; Kitzman; Klick; Kuempel; Landgraf; Leach; Leo-Wilson; Lozano; Metcalf; Meyer; Morrison; Muñoz; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Raney; Raymond; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Smith; Spiller; Stucky; Swanson; Tepper; Thierry; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Nays — Allen; Allison; Anchá; Ashby; Bernal; Bhojani; Bowers; Bryant; Bucy; Campos; Clardy; Cole; Cortez; Davis; Dorazio; Dutton; Flores; Frazier; Gámez; Garcia; Geren; Gervin-Hawkins; González, J.; González, M.; Goodwin; Guerra; Guillen; Hernandez; Hinojosa; Howard; Hunter; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Lalani; Lambert; Longoria; Lopez, J.; Lopez, R.; Lujan; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Neave Criado; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Shine; Smithee; Talarico; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Herrero; Morales, E.; Ordaz.

### STATEMENTS OF VOTE

When Record No. 1403 was taken, I was shown voting no. I intended to vote yes.

Frazier

When Record No. 1403 was taken, I was in the house but away from my desk. I would have voted no.

E. Morales

When Record No. 1403 was taken, I was in the house but away from my desk. I would have voted no.

Ordaz

### HB 286 ON SECOND READING (by S. Thompson and Garcia)

**HB 286**, A bill to be entitled An Act relating to the procedure for an application for a writ of habeas corpus based on certain new evidence.

**HB 286** was passed to engrossment.

### HB 4628 ON SECOND READING (by Goldman)

**HB 4628**, A bill to be entitled An Act relating to the duties of law enforcement agencies, crime laboratories, and the Department of Public Safety following the performance of certain DNA profile comparisons.

#### Amendment No. 1

Representative Goldman offered the following amendment to **HB 4628**:

Amend **HB 4628** (house committee report) as follows:

(1) On page 1, line 17, strike "Section 420.0431" and substitute "Sections 420.0431 and 420.0432".

(2) On page 1, line 19, between "match" and "is", insert "that may assist in the investigation of a criminal case".

(3) On page 2, line 4, strike "30th day after a match is" and substitute "60th business day after the crime laboratory receives written notification that a match that may aid in the investigation of a criminal case has been".

(4) On page 2, lines 11 and 12, strike "but does not identify a suspect or offender".

(5) On page 2, line 21, between "30th" and "day", insert "business".

(6) On page 2, between lines 25 and 26, insert the following:

Sec. 420.0432. SURVIVOR NOTIFICATION CONCERNING DATABASE DNA MATCH. (a) If, with respect to a sexual assault or other sex offense, a match is identified under Section 420.043 between biological evidence

contained in an evidence collection kit and a DNA profile contained in a database described by Subsection (a)(1) or (2) of that section, the law enforcement agency with jurisdiction over the offense shall, not later than the fifth business day after the law enforcement agency receives notification of the match, notify the survivor, as applicable, of:

(1) the match, if disclosing the match would not interfere with the investigation or prosecution of the offense; or

(2) the estimated date on which the match is expected to be disclosed, if disclosing the match would interfere with the investigation or prosecution of the offense.

(b) If a law enforcement agency is unable to notify a survivor under Subsection (a) within the period required by that subsection, the agency shall continue to make reasonable efforts to notify the survivor.

Amendment No. 1 was adopted.

**HB 4628**, as amended, was passed to engrossment.

### **HB 327 ON SECOND READING (by S. Thompson and Garcia)**

**HB 327**, A bill to be entitled An Act relating to the affirmative defense to prosecution for a criminal offense for persons acting under duress.

A record vote was requested.

**HB 327** was passed to engrossment by (Record 1404): 86 Yeas, 59 Nays, 1 Present, not voting.

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

Nays — Ashby; Bailes; Bell, C.; Bonnen; Buckley; Bumgarner; Cain; Capriglione; Clardy; Cook; Craddick; DeAyala; Dorazio; Frank; Frazier; Gerdes; Goldman; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Jetton; Kacal; Kitzman; Kuempel; Landgraf; Leach; Leo-Wilson; Lujan; Metcalf; Morrison; Murr; Noble; Oliverson; Orr; Patterson; Paul; Price; Rogers; Schatzline; Schofield; Shaheen; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.



Absent — Schaefer; Tepper.

### STATEMENTS OF VOTE

When Record No. 1404 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1404 was taken, I was shown voting yes. I intended to vote no.

Dean

### CSHB 2923 ON SECOND READING

(by Dutton)

**CSHB 2923**, A bill to be entitled An Act relating to the operation of free prekindergarten programs by certain school districts and to the early education allotment under the Foundation School Program.

Representative Dutton moved to postpone consideration of **CSHB 2923** until 10 a.m. Saturday, February 17, 2024.

The motion prevailed.

### POSTPONED BUSINESS

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

### CSHB 7 ON SECOND READING

(by Guillen, Raymond, Muñoz, E. Morales, J. Lopez, et al.)

**CSHB 7**, A bill to be entitled An Act relating to services and programs in the southern border region of this state to address the effects of ongoing criminal activity and public health threats in that region.

**CSHB 7** was read second time earlier today and was postponed until this time.

### CSHB 7 - POINT OF ORDER

Representative Bryant raised a point of order against further consideration of **CSHB 7** under Rule 4, Sections 32(c)(2) and (3), of the House Rules on the grounds that the bill analysis is substantially or materially misleading and that the rulemaking authority statement in the bill analysis is incorrect. The point of order was withdrawn.

### CSHB 7 - REMARKS

REPRESENTATIVE GUILLEN: **CSHB 7** addresses funding challenges in the judicial system, law enforcement, and other public services along the border region which are in large part currently maintained by local taxpayer dollars. Through a variety of programs, **CSHB 7** will assist the judicial system, law enforcement, public services, health and safety, property owners, educational institutions, businesses, and communities in the border region who find

themselves bearing the brunt of the current situation on the border. Members, our fellow Texans need our help and **CSHB 7** helps deliver it where it's most needed. We do have some amendments.

REPRESENTATIVE TURNER: Thank you, Chairman Guillen. I just want to make sure, before we get into the amendments, we understand the premise. **CSHB 7** you said is designed to provide additional court services in the border region, is that correct?

GUILLEN: Right.

TURNER: And that's to handle certain—

GUILLEN: Challenges.

TURNER: —judicial proceedings coming out of some of the border security concerns that you've outlined?

GUILLEN: Absolutely.

TURNER: Okay. And then you talked about a grant program as well?

GUILLEN: Yes.

TURNER: A part of the grant program is to help fund these court proceedings, is that right?

GUILLEN: Right.

TURNER: There's other grants in the bill also, are there not?

GUILLEN: Yes.

TURNER: And what are those designed to do?

GUILLEN: Well, there's pots to deal with protection equipment, infrastructure, criminal justice facilities, public safety personnel, secure trade, secure transportation, victims' compensation, higher education, economic development, and those types of things.

TURNER: Am I correct that there's a portion of the bill that deals with compensating landowners for property damage?

GUILLEN: Right.

TURNER: Could you speak some about how that's going to work and why it's necessary? I know we heard some testimony in the State Affairs Committee about why this is a problem.

GUILLEN: Absolutely. So very often in our neck of the woods we have high-speed chases and other activity, and they go in through people's property, bust fences, hit people's homes. Chases—because they've got immigrants, or they're doing some human trafficking and they're trying to get away, or they've got drugs or things like that.

TURNER: And so in instances like that where a landowner's, or property owner's, property has been damaged, they would be able to seek restitution, essentially, through the state? Is that what's designed to take place here?

GUILLEN: They will be able to seek compensation for damaged property due to these incidents.

TURNER: And how will they go about seeking compensation?

GUILLEN: I've got an amendment that moves it into the Attorney General's Office, and they would go through that. They would have a program there and it would go through them. It would be through the Victims' Compensation Fund—a separate account in the Victims' Compensation Fund.

TURNER: I did see that amendment, and I know we'll be on it in a minute, but in the underlying bill—since that's what we're talking about now—how is it originally intended to be administered?

GUILLEN: I think in the original bill we have it at the comptroller's office, but in speaking to them we agreed that it was going to be a big challenge and that it was a better fit over at the Attorney General's Office.

TURNER: Okay. And then moving on, you have a section of the bill—I think it's toward the end—that deals with economic development?

GUILLEN: Right.

TURNER: I'm sorry. Before we get to economic development, there's an educational program section as well.

GUILLEN: Right.

TURNER: What is that section intended to achieve?

GUILLEN: It creates a program for higher education institutions to recruit and train individuals for careers in homeland security and other fields related to border safety.

TURNER: I see. And is that program specific to higher education institutions in the border region, or would that be a statewide program?

GUILLEN: It allows the agency to make rules.

TURNER: The coordinating board?

GUILLEN: But ideally it would be on the border region, yes.

TURNER: Is the agency the Higher Education Coordinating Board?

GUILLEN: Yes.

TURNER: So it could be statewide, but your intent would be for this to be a border region-focused program for colleges and universities in that region?

GUILLEN: Absolutely.

TURNER: So moving on to the economic development portion of the bill—Border Protection Economic Development Initiative. The first section deals with the campaign for businesses and tourism. Can you explain what the goal there is?

GUILLEN: Well, that's also addressed in the amendment that we've got forthcoming. We've dealt with several stakeholders—several entities that had concerns. So we agreed to some language in the amendment that directs the Governor's Office of Economic Development and Tourism to develop a campaign for economic development and tourism.

TURNER: And what are the goals of that campaign? Is it corporate relocations? Is it enhancing the sales tax base? What's the—

GUILLEN: The goal is to shift the focus of the challenges that we have on the border to more positive things like investment.

TURNER: I don't think I'm disagreeing at all with that goal. I'm just trying to understand how it relates here. So it's to provide more opportunities through the Governor's Department of Economic Development—

GUILLEN: Right.

TURNER: To fund—are they funding specific projects or funding, like, economic development offices? How would it work?

GUILLEN: It's more like a campaign to do so.

TURNER: A campaign. Like a PR campaign?

GUILLEN: The idea and the language came from some of the border members from this chamber.

TURNER: So like a public relations campaign?

GUILLEN: Yes.

TURNER: Okay, I see, with the goal of attracting new business?

GUILLEN: Attracting investment, yes.

TURNER: And in promoting tourism as well. Is that right?

GUILLEN: Yes.

TURNER: Well, it's a beautiful part of the state, and I agree it's a great opportunity to enhance tourism, and so I think that's a great goal. And then finally, toward the end on the last page of the bill, there's a Gifts, Grants, and Donations Program. Is that intended to solicit—I know "seek and apply for available federal funds" which we always want to do. But you're also trying to solicit gifts from private entities as well?

GUILLEN: Right. It was just an idea that we got from some of the stakeholders just in case we could raise money from elsewhere.

TURNER: Okay. And would private money be earmarked for specific purposes? Like would it be directed into the education component or the economic development and tourism component? Or would it go into the court component?

GUILLEN: We don't go into detail into that, so it would just have to be toward what we're doing in the bill.

TURNER: What agency or entity would collect this money or raise this money?

GUILLEN: I think it's the comptroller's office.

TURNER: The comptroller's office?

GUILLEN: Yes.

TURNER: And would the comptroller's office then decide how to allocate the money?

GUILLEN: I think so. I believe that it would come into the state and we don't expect very much. This is just language that some of the stakeholders gave us that they thought would be good. But in the case we do, I think it would be put toward all of the things we're spending on in this bill.

TURNER: So any of the goals in the bill—or the strategies in the bill—would be eligible for this additional funding, whether it be federal grants or private donations?

GUILLEN: Absolutely.

TURNER: And your understanding of the bill is that the comptroller's office would decide how to allocate that money?

GUILLEN: Right.

TURNER: All right, thank you.

### **Amendment No. 1**

Representative Guillen offered the following amendment to **CSHB 7**:

Amend **CSHB 7** (house committee printing) as follows:

(1) On page 1, line 16, strike "shall" and substitute "may".

(2) On page 1, line 20, strike "SPECIALTY".

(3) On page 2, line 14, between "have" and "increased", insert "significantly".

(4) On page 4, line 1, between "data" and "available", insert "collected for this purpose or otherwise".

(5) On page 4, line 22, between "annually" and the underlined period, insert ", including caseload data necessary to update the study described by Section 72.2055".

(6) On page 4, line 26, strike "REQUIREMENTS." and substitute "REQUIREMENTS FOR GRANT RECIPIENTS.".

(7) On page 5, between lines 2 and 3, insert the following:

Sec. 72.2055. ANNUAL REPORT BY OFFICE. Annually, the office shall update the study conducted under Section 72.203(b)(1) using caseload data required to be reported under the rules adopted under Section 72.203(c).

(8) Strike ARTICLE 4 of the bill (page 5, line 16, through page 9, line 17) and substitute the following:

ARTICLE 4. FINANCIAL ASSISTANCE FOR INFRASTRUCTURE,  
FACILITIES, EQUIPMENT, AND SERVICES IN THE BORDER REGION  
SECTION 4.01. Chapter 421, Government Code, is amended by adding Subchapter G to read as follows:

SUBCHAPTER G. USE OF FUNDS FOR BORDER PROTECTION AND  
PUBLIC SAFETY

Sec. 421.111. DEFINITIONS. In this subchapter:

(1) "Border region" has the meaning assigned by Section 772.0071.

(2) "Local government" means a municipality or county.

(3) "Office" means the Trusteed Programs within the Office of the Governor.

Sec. 421.112. USE OF CERTAIN FUNDS. From money appropriated for that purpose, the office, as authorized by Chapter 418, Government Code, including Subchapter D of that chapter, shall make funds available to state agencies and local governments for the following purposes:

(1) the construction and maintenance of facilities related to prosecuting and adjudicating offenses committed in the border region, including court facilities, processing facilities, detention facilities for all persons regardless of age or gender, criminal justice centers, and other similar facilities;

(2) the payment of staff salaries and benefits and the payment of operational expenses related to providing law enforcement services;

(3) the purchase or maintenance of equipment related to providing public health and safety services in the border region, including law enforcement services, communication services, and emergency services, to enhance the safety and security of the citizens of this state;

(4) the construction and maintenance of temporary border security infrastructure, including temporary barriers, fences, wires, roads, trenches, surveillance technology, or other improvements, designed or adapted to surveil or impede the movement of persons or objects across the Texas-Mexico border at locations other than ports of entry;

(5) the construction of improvements to an area in the immediate vicinity of a port of entry to enhance vehicle inspection capabilities and assist in the investigation, interdiction, and prosecution of persons smuggling individuals or contraband across the Texas-Mexico border; and

(6) the construction or improvement of roadways and similar transportation facilities in the border region that provide for detailed monitoring of commercial motor vehicles traveling along the roadways and facilities.

Sec. 421.113. FEDERAL FUNDS; GIFTS, GRANTS, AND DONATIONS. In addition to funds appropriated by the legislature and for purposes of this subchapter, the office may:

(1) seek and apply for any available federal funds; and

(2) solicit and accept gifts, grants, and donations from any other source, public or private.

Sec. 421.114. RULES. The office may adopt rules for the administration of this subchapter.

Sec. 421.115. REPORTING REQUIREMENTS. (a) The recipient of funds for a purpose described by Section 421.112 shall submit to the office reports on an interval prescribed by the office regarding the use of the funds and any other issue related to the funds as determined by the office.

(b) Funds received by a state agency for a purpose described by Section 421.112 are considered border security funding for purposes of reporting requirements in the General Appropriations Act.

Sec. 421.116. ADMINISTRATIVE COSTS. Unless otherwise provided by the appropriation, the division may use a reasonable amount, not to exceed five percent, of any general revenue appropriated for purposes of this subchapter to pay the costs of administering this subchapter.

SECTION 4.02. As soon as practicable after the effective date of this Act, the office of the governor shall adopt rules as necessary to implement Subchapter G, Chapter 421, Government Code, as added by this Act.

(9) On page 9, line 18, strike "ACCOUNT" and substitute "PROGRAM".

(10) On page 9, line 23, strike "[~~20.05,~~] 20.06," and substitute "[~~20.05,~~ 20.06,]".

(11) On page 10, line 1, between "20.05" and "Penal Code", insert "or 20.06".

(12) On page 10, line 6, strike "account" and substitute "program".

(13) On page 10, lines 6-7, strike "Chapter 421A, Government Code" and substitute "Chapter 56C, Code of Criminal Procedure".

(14) Strike SECTION 5.03 of the bill (page 10, line 8, through page 12, line 6) and substitute the following:

SECTION 5.03. Title 1, Code of Criminal Procedure, is amended by adding Chapter 56C to read as follows:

CHAPTER 56C. BORDER PROPERTY DAMAGE COMPENSATION PROGRAM

Art. 56C.001. DEFINITIONS. In this chapter:

(1) "Border crime" means conduct:

(A) constituting an offense under:

(i) Subchapter D, Chapter 481, Health and Safety Code;

(ii) Section 20.05, 20.06, or 38.04, Penal Code; or

(iii) Chapter 20A, Penal Code; and

(B) involving transnational criminal activity.

(2) "Border region" has the meaning assigned by Section 772.0071, Government Code.

(3) "Trespasser" has the meaning assigned by Section 75.007, Civil Practice and Remedies Code.

Art. 56C.002. ADMINISTRATION; RULES. (a) The attorney general shall adopt rules to administer this chapter.

(b) Subchapters A and B, Chapter 2001, Government Code, except Sections 2001.004(3) and 2001.005, apply to the attorney general.

(c) The attorney general may delegate to a person in the attorney general's office a power or duty given to the attorney general under this chapter.

Art. 56C.003. BORDER PROPERTY DAMAGE COMPENSATION PROGRAM. (a) From the funding sources described by Subsection (b), the attorney general shall establish and administer a program to compensate persons residing in the border region who suffer real or personal property damage caused by:

(1) a trespasser as a result of an offense under Chapter 28, Penal Code, that was committed in the course of or in furtherance of a border crime; or

(2) a law enforcement response to a trespasser who was engaged in a border crime.

(b) The attorney general may use money from the following sources to establish the program described by Subsection (a):

(1) money appropriated, credited, or transferred by the legislature for purposes of the program;

(2) revenue that the legislature by statute dedicates for deposit to the credit of the program;

(3) investment earnings and interest earned on money held for purposes of administering the program;

(4) gifts, grants, and donations received by the state for purposes of the program; and

(5) proceeds received under Article 59.06(v), Code of Criminal Procedure.

(c) The attorney general shall establish:

(1) eligibility criteria for compensation under this article, including requirements for providing proof of eligibility for compensation;

(2) application procedures;

(3) criteria for evaluating applications and awarding compensation;

(4) guidelines related to compensation amounts, provided that the maximum amount awarded per incident causing damage may not exceed \$75,000; and

(5) procedures for monitoring the use of compensation awarded under this article and ensuring compliance with any conditions of the award.

(d) The attorney general may not award compensation under this article for property damage caused by a trespasser described by Subsection (a)(1) unless the damage is documented in a written report by a law enforcement agency as having occurred in connection with a border crime.

(e) In awarding compensation under this article for property damage caused by a trespasser described by Subsection (a)(1), the attorney general may not consider the outcome of any criminal prosecution arising out of the offense under Chapter 28, Penal Code, as a result of which the applicant suffered property damage or the applicable offense listed in Article 56C.001(1)(A).

Art. 56C.004. HEARINGS AND PREHEARING CONFERENCES. (a) The attorney general shall determine whether a hearing on an application for compensation under this chapter is necessary.

(b) On determining that a hearing is not necessary, the attorney general may approve the application.

(c) On determining that a hearing is necessary or on request for a hearing by the applicant, the attorney general shall consider the application at a hearing at a time and place of the attorney general's choosing. The attorney general shall notify all interested persons not later than the 10th day before the date of the hearing.

(d) At the hearing the attorney general shall:



(1) review the application for compensation; and

(2) receive other evidence that the attorney general finds necessary or desirable to evaluate the application properly.

(e) The attorney general may appoint hearing officers to conduct hearings or prehearing conferences under this chapter.

(f) A hearing or prehearing conference is open to the public unless the hearing officer or attorney general determines in a particular case that all or part of the hearing or conference should be held in private because a private hearing or conference is in the interest of the applicant.

(g) Subchapters C through H, Chapter 2001, Government Code, do not apply to the attorney general or the attorney general's orders and decisions.

Art. 56C.005. ANNUAL REPORT. Not later than the 100th day after the end of each state fiscal year, the attorney general shall submit to the governor and the legislature a report on the attorney general's activities under this chapter during the preceding fiscal year that includes the following information, disaggregated by each offense listed in Article 56C.001(1)(A):

(1) the number of applications made;

(2) the number of applicants receiving compensation; and

(3) the amount of compensation awarded.

Art. 56C.006. PAYER OF LAST RESORT. (a) The program established under Article 56C.003 is a payer of last resort for property damage described by that article.

(b) The attorney general may not award compensation to an applicant under Article 56C.003 if the attorney general determines that the applicant:

(1) is eligible for reimbursement from another source, including under an insurance contract or a state, local, or federal program; and

(2) failed to seek reimbursement from the source described by Subdivision (1).

(15) On page 17, line 9, between "of that type" and the underlined period, insert ", excluding direct financial incentives to the company".

(16) On page 17, line 10, strike "To achieve" and substitute "In addition to funds appropriated, credited, or transferred by the legislature for".

(17) On page 17, strike line 26 and substitute the following:

SECTION 8.01. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2023.

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

REPRESENTATIVE GUILLEN: This amendment clarifies language in several sections of the bill based upon stakeholder feedback, and it makes two specific changes. First, it reassigns the administration of the various resiliency programs from the governor's office, criminal justice division to the governor's office, trustee programs for broader reach. Second, it moves the administration of the Border Protection Property Damage Account from the comptroller's office to the Office of the Attorney General and specifies additional procedural details of its administration.

REPRESENTATIVE ZWIENER: This is a long amendment. We've been trying to wrap our heads around it. I want to make sure we understand everything. As I'm reading your amendment, you're significantly shortening the grants offered through the criminal justice division and limiting their application in some ways. Is that correct?

GUILLEN: No. We're just moving it from a division in the governor's office to another division in the governor's office.

ZWIENER: Okay. Am I missing the provision about the Border Protection Secure Trade Fund, or is that still there?

GUILLEN: No, that should still be there.

ZWIENER: I'm not sure I see that. I see initially that provision had the Border Protection Equipment and Infrastructure Fund, correct? The Criminal Justice Facilities Fund, the Border Protection Public Safety Personnel Fund, and the Border Protection Secure Trade Fund—are those all still in the amendment or did any of those come out?

GUILLEN: There are some of the funds that we consolidated together, but everything is still represented.

ZWIENER: Okay. Is there anything new that could be constructed in that grant program?

GUILLEN: No.

ZWIENER: Okay, thank you. The other portion I was looking at is that Border Property Damage Compensation Fund. How are you changing the terms of who's eligible to receive money?

GUILLEN: We're not changing who's eligible, we're just—

ZWIENER: The language that was jumping out at me was—there's now language around trespassers, specifically?

GUILLEN: What page are you looking at?

ZWIENER: I'm looking at the bottom of page 5 of your amendment. The original bill referred to it as just damage caused by somebody crossing the border instead of by a trespasser?

GUILLEN: Right. This is language that we got from stakeholders that is more encompassing of all the different incidents that we've had in the border region, so we incorporated it in here.

ZWIENER: Are there any other places where stakeholders asked y'all to make changes that you can point out to us?

GUILLEN: Pretty much the entire document was stakeholders asking to do changes, yes.

ZWIENER: Well, I'm struggling with nine pages of changes pretty quickly. You've changed who's overseeing the fund. Now that's the attorney general instead of the comptroller, is that correct?

GUILLEN: Right.

ZWIENER: I'm seeing language about hearing and pre-hearing conferences. What is that necessary for? I don't think that was in the—

GUILLEN: Can you tell me which page we're talking about?

ZWIENER: I'm looking at the top of page 8.

GUILLEN: "The attorney general may appoint hearing officers to conduct hearings or prehearing conferences under this chapter. A hearing or prehearing conference is open to the public unless a hearing officer or the attorney general determines in a particular case that all or part of the hearing or conference should be held in private because a private hearing or conference is in the interest of the applicant." This is, again, language we got from the Attorney General's Office.

ZWIENER: Okay, so that's just what they consider is clarifying. There's some language in here, Subchapters C through H and Chapter 2001, Government Code, do not apply. Do you know the purpose of those?

GUILLEN: I don't know. I'm not sure about that. That's also, of course, language from them, but I can look that up.

Amendment No. 1 was adopted.

## **Amendment No. 2**

Representative Guillen offered the following amendment to **CSHB 7**:

Amend **CSHB 7** (house committee printing) by adding the following appropriately numbered ARTICLES to the bill and renumbering the SECTIONS and ARTICLES of the bill accordingly:

ARTICLE \_\_\_\_ . BORDER PROTECTION PROGRAM OF DEPARTMENT OF  
PUBLIC SAFETY

SECTION \_\_\_\_ .01. Article 2.12, Code of Criminal Procedure, is amended to read as follows:

Art. 2.12. WHO ARE PEACE OFFICERS. The following are peace officers:

(1) sheriffs, their deputies, and those reserve deputies who hold a permanent peace officer license issued under Chapter 1701, Occupations Code;

(2) constables, deputy constables, and those reserve deputy constables who hold a permanent peace officer license issued under Chapter 1701, Occupations Code;

(3) marshals or police officers of an incorporated city, town, or village, and those reserve municipal police officers who hold a permanent peace officer license issued under Chapter 1701, Occupations Code;

(4) rangers, officers, and members of the reserve officer corps commissioned by:

(A) the Public Safety Commission; and

(B) either:

(i) the Director of the Department of Public Safety; or

(ii) the unit chief of the Border Protection Unit;

(5) investigators of the district attorneys', criminal district attorneys', and county attorneys' offices;

(6) law enforcement agents of the Texas Alcoholic Beverage Commission;

(7) each member of an arson investigating unit commissioned by a city, a county, or the state;

(8) officers commissioned under Section 37.081, Education Code, or Subchapter E, Chapter 51, Education Code;

(9) officers commissioned by the General Services Commission;

(10) law enforcement officers commissioned by the Parks and Wildlife Commission;

(11) officers commissioned under Chapter 23, Transportation Code;

(12) municipal park and recreational patrolmen and security officers;

(13) security officers and investigators commissioned as peace officers by the comptroller;

(14) officers commissioned by a water control and improvement district under Section 49.216, Water Code;

(15) officers commissioned by a board of trustees under Chapter 54, Transportation Code;

(16) investigators commissioned by the Texas Medical Board;

(17) officers commissioned by:

(A) the board of managers of the Dallas County Hospital District, the Tarrant County Hospital District, the Bexar County Hospital District, or the El Paso County Hospital District under Section 281.057, Health and Safety Code;

(B) the board of directors of the Ector County Hospital District under Section 1024.117, Special District Local Laws Code;

(C) the board of directors of the Midland County Hospital District of Midland County, Texas, under Section 1061.121, Special District Local Laws Code; and

(D) the board of hospital managers of the Lubbock County Hospital District of Lubbock County, Texas, under Section 1053.113, Special District Local Laws Code;

(18) county park rangers commissioned under Subchapter E, Chapter 351, Local Government Code;

(19) investigators employed by the Texas Racing Commission;

(20) officers commissioned under Chapter 554, Occupations Code;

(21) officers commissioned by the governing body of a metropolitan rapid transit authority under Section 451.108, Transportation Code, or by a regional transportation authority under Section 452.110, Transportation Code;

(22) investigators commissioned by the attorney general under Section 402.009, Government Code;

(23) security officers and investigators commissioned as peace officers under Chapter 466, Government Code;

(24) officers appointed by an appellate court under Subchapter F, Chapter 53, Government Code;

(25) officers commissioned by the state fire marshal under Chapter 417, Government Code;

(26) an investigator commissioned by the commissioner of insurance under Section 701.104, Insurance Code;

(27) apprehension specialists and inspectors general commissioned by the Texas Juvenile Justice Department as officers under Sections 242.102 and 243.052, Human Resources Code;

(28) officers appointed by the inspector general of the Texas Department of Criminal Justice under Section 493.019, Government Code;

(29) investigators commissioned by the Texas Commission on Law Enforcement under Section 1701.160, Occupations Code;

(30) commission investigators commissioned by the Texas Private Security Board under Section 1702.061, Occupations Code;

(31) the fire marshal and any officers, inspectors, or investigators commissioned by an emergency services district under Chapter 775, Health and Safety Code;

(32) officers commissioned by the State Board of Dental Examiners under Section 254.013, Occupations Code, subject to the limitations imposed by that section;

(33) investigators commissioned by the Texas Juvenile Justice Department as officers under Section 221.011, Human Resources Code; and

(34) the fire marshal and any related officers, inspectors, or investigators commissioned by a county under Subchapter B, Chapter 352, Local Government Code.

SECTION \_\_\_\_ .02. Section 411.002(a), Government Code, is amended to read as follows:

(a) The Department of Public Safety of the State of Texas is an agency of the state to enforce the laws protecting the public safety, ~~and~~ provide for the prevention and detection of crime, and defend and secure the state's air, maritime, and land borders. The department is composed of the Texas Rangers, the Texas Highway Patrol, the Border Protection Unit, the administrative division, and other divisions that the commission considers necessary.

SECTION \_\_\_\_ .03. Section 411.004, Government Code, is amended to read as follows:

Sec. 411.004. DUTIES AND POWERS OF COMMISSION. The commission shall:

(1) formulate plans and policies for:

(A) enforcement of state criminal, traffic, and safety laws;

(B) prevention of crime;

(C) detection and apprehension of persons who violate laws; ~~and~~

(D) education of citizens of this state in the promotion of public safety and the observance of law; and

(E) defense and security of this state's air, maritime, and land borders;

(2) organize the department and supervise its operation;

(3) adopt rules considered necessary for carrying out the department's work;

(4) maintain records of all proceedings and official orders; and

(5) biennially submit a report of its work to the governor and legislature, including the commission's and director's recommendations.

SECTION \_\_\_\_ .04. Section 411.006(a), Government Code, is amended to read as follows:

(a) Subject to Section 411.556, the ~~The~~ director shall:

(1) be directly responsible to the commission for the conduct of and act as executive director of the Texas Highway Patrol, the Texas Rangers, and other administrative divisions and departments assigned by the commission, other than the Border Protection Unit ~~the department's affairs~~;

(2) ~~act as executive director of the department;~~

~~(3)~~ act with the commission in an advisory capacity, without vote;

(3) ~~(4)~~ adopt rules, subject to commission approval, considered necessary for the control of the department;

(4) ~~(5)~~ issue commissions as law enforcement officers, under the commission's direction, to all members of the Texas Rangers and the Texas Highway Patrol and to other officers of the department;

(5) ~~(6)~~ appoint, with the advice and consent of the commission, the head of a division or bureau provided for by this chapter;

(6) ~~(7)~~ quarterly, annually, and biennially submit to the commission detailed reports of the operation of the department, including statements of its expenditures; and

(7) ~~(8)~~ prepare, swear to, submit to the governor, and file in the department's records a quarterly statement containing an itemized list of all money received and its source and all money spent and the purposes for which it was spent.

SECTION \_\_\_\_ .05. Section 411.007(a), Government Code, is amended to read as follows:

(a) Subject to the provisions of this chapter, the director may appoint, promote, reduce, suspend, or discharge any officer or employee of the department, other than an officer or employee of the Border Protection Unit.

SECTION \_\_\_\_ .06. Section 411.017(a), Government Code, is amended to read as follows:

(a) A person commits an offense if, without the director's authorization, the person:

(1) manufactures, sells, or possesses a badge, identification card, or other item bearing a department insignia or an insignia deceptively similar to the department's;

(2) makes a copy or likeness of a badge, identification card, or department insignia, with intent to use or allow another to use the copy or likeness to produce an item bearing the department insignia or an insignia deceptively similar to the department's; or

(3) uses the term "Texas Department of Public Safety," "Department of Public Safety," "Texas Ranger," ~~or~~ "Texas Highway Patrol," or "Border Protection Unit" in connection with an object, with the intent to create the appearance that the object belongs to or is being used by the department.

SECTION \_\_\_\_\_.07. Chapter 411, Government Code, is amended by adding Subchapter S to read as follows:

SUBCHAPTER S. BORDER PROTECTION UNIT

Sec. 411.551. DEFINITIONS. In this subchapter:

(1) "Border region" has the meaning assigned by Section 772.0071.

(2) "Unit" means the Border Protection Unit.

(3) "Unit chief" means the person appointed under Section 411.555 as the unit chief.

Sec. 411.552. BORDER PROTECTION UNIT; TERM OF AUTHORIZATION. (a) The unit is a division under the commission consisting of the number of commissioned officers and other employees authorized by the legislature.

(b) The unit is subject to appropriations by the legislature and, unless continued in existence by the legislature, is abolished December 31, 2030.

(c) This subchapter expires December 31, 2030.

Sec. 411.553. LIMITATION ON CERTAIN POWERS. The unit and the department, as applicable, may provide law enforcement services as authorized by this subchapter, including Sections 411.0095, 411.560(b), and 411.563, in a county in the border region only to the extent authorized in writing by the commissioners court of that county.

Sec. 411.554. HEADQUARTERS. The unit must be headquartered in the border region.

Sec. 411.555. UNIT CHIEF. (a) The governor shall appoint a United States citizen to serve as the unit chief of the Border Protection Unit. The unit chief serves until removed by the governor.

(b) The unit chief may appoint, with the advice and consent of the commission, deputy unit chiefs and assistant unit chiefs who shall perform the duties that the unit chief designates. Deputy unit chiefs and assistant unit chiefs serve until removed by the unit chief.

(c) The unit chief, deputy unit chiefs, and assistant unit chiefs are entitled to annual salaries as provided by the legislature.

Sec. 411.556. GENERAL POWERS AND DUTIES OF UNIT AND UNIT CHIEF. (a) The unit chief shall:

(1) be directly responsible to the commission for all conduct of the unit, but may be removed only by the governor under Section 411.555;

(2) act as the executive director of the unit;

(3) act with the commission in an advisory capacity, without vote;

(4) adopt rules, subject to commission approval, considered necessary for the control and general administration of the unit, including rules governing the procurement of facilities and equipment for the unit and the training and working conditions for unit personnel;

(5) issue commissions as law enforcement officers, under the commission's direction, to members of the unit;

(6) create as necessary, with the advice and consent of the commission, operational or administrative divisions within the unit and appoint heads of those divisions;

(7) employ as necessary commissioned officers and other employees to perform unit operations and functions;

(8) quarterly, annually, and biennially submit to the commission detailed reports of the operation of the unit, including statements of its expenditures; and

(9) prepare, swear to, submit to the governor, and file in the unit's records a quarterly statement containing an itemized list of all money received and its source and all money spent and the purposes for which it was spent.

(b) The unit chief or unit chief's designee shall provide to members of the commission and to employees of the unit, as often as necessary, information regarding the requirements for office or employment under this chapter, including information regarding a person's responsibilities under applicable law relating to standards of conduct for state officers or employees.

(c) Subject to Subsection (d), the following provisions apply to the unit chief with respect to the unit in the same manner as the provisions apply to the director with respect to the department or, as applicable, apply to the unit when acting at the direction of the unit chief in the same manner as the provisions apply to the department when acting at the direction of the director:

(1) Section 411.007;

(2) Section 411.0071;

(3) Section 411.0075;

(4) Section 411.0079;

(5) Section 411.009;

(6) Section 411.0095;

(7) Section 411.0097, as added by Section 3, Chapter 556 (HB 1239), Acts of the 79th Legislature, Regular Session, 2005;

(8) Section 411.0097, as added by Section 1, Chapter 693 (SB 293), Acts of the 79th Legislature, Regular Session, 2005;

(9) Section 411.0098;

(10) Section 411.013(b);

(11) Section 411.0131;

(12) Section 411.0132;

(13) Section 411.0141(e);

(14) Section 411.015;

(15) Section 411.016;

(16) Section 411.0161;

(17) Section 411.0162;

(18) Section 411.0163;

(19) Section 411.0164;

(20) Section 411.017;

(21) Section 411.018;



- (22) Sections 411.0207(c)(1)-(5);
- (23) Sections 411.0208(d) and (e);
- (24) Section 411.0209;
- (25) Section 411.02095;
- (26) Section 411.0865;
- (27) Section 411.087(e);
- (28) Section 411.0891; and
- (29) Section 411.154.

(d) The director may not exercise any operational or administrative control over the unit chief or the unit. The unit chief may not exercise any operational or administrative control over the director or the department, other than the unit.

(e) The unit is a criminal justice agency for purposes of this chapter.

(f) The unit is a law enforcement agency for purposes of Section 411.1471(b).

(g) The unit may assist local law enforcement with the investigation of crime.

Sec. 411.557. OFFICE OF AUDIT AND REVIEW FOR UNIT. The governor shall establish the office of audit and review within the unit and appoint the director of the office to perform the duties under Subchapter I with respect to the unit. The director of the office of audit and review of the unit shall serve until removed by the governor.

Sec. 411.558. INSPECTOR GENERAL FOR UNIT. (a) The governor shall establish the office of the inspector general within the unit and appoint the inspector general of the unit who shall perform with respect to the unit the duties of Subchapter I-1 or as may be provided by other law. The inspector general of the unit shall serve until removed by the governor.

(b) The inspector general of the unit is responsible for:

(1) preparing and delivering assessments concerning the administration of the unit to the governor, the legislature, and the unit chief;

(2) acting to prevent and detect serious breaches of unit policy, fraud, and abuse of office, including any acts of criminal conduct within the unit; and

(3) independently and objectively reviewing, investigating, delegating, and overseeing the investigation of:

(A) conduct described by Subdivision (2);

(B) criminal activity occurring within the unit;

(C) allegations of wrongdoing by unit employees;

(D) crimes committed on unit property; and

(E) serious breaches of unit policy.

Sec. 411.559. OFFICERS; OTHER EMPLOYEES. (a) The unit chief may employ commissioned officers meeting the qualifications described by Section 411.561 to perform the duties of the unit. Those officers are entitled to compensation as provided by the legislature and must be recruited and trained within the border region to the extent practicable.

(b) The unit chief may employ individuals who are not officers as necessary to carry out the duties of the unit.

(c) Subject to the provisions of this chapter, the unit chief may appoint, promote, reduce, suspend, or discharge any officer or employee of the unit.

Sec. 411.560. AUTHORITY OF OFFICERS. (a) A commissioned officer of the unit is governed by the law regulating and defining the powers and duties of sheriffs performing similar duties, except that the officer may make arrests and execute processes in a criminal case in any county in the border region.

(b) A commissioned officer of the unit may, to the extent consistent with the United States and Texas Constitutions, arrest, apprehend, or detain persons crossing the Texas-Mexico border unlawfully, and deter persons attempting to cross the border unlawfully, including with the use of non-deadly crowd control measures.

Sec. 411.561. QUALIFICATIONS. (a) To be a commissioned officer of the unit, a person must hold a peace officer license issued under Chapter 1701, Occupations Code, and meet any other qualifications set by the commission.

(b) The unit is an equal employment opportunity employer and may not discriminate against or give preferential treatment to any employee or job applicant on account of the individual's race, color, sex, national origin, or religion.

Sec. 411.562. FACILITIES AND EQUIPMENT; TRAINING. The unit shall acquire equipment and facilities and conduct training necessary to fulfill the operational, intelligence, communication, logistics, and administrative duties provided by this chapter and the unit chief.

Sec. 411.563. LAW ENFORCEMENT BORDER PROTECTION FUNCTIONS. The unit chief and director may order personnel under their authority to take, and the personnel may take, the following actions to the extent consistent with the United States and Texas Constitutions:

(1) deter and repel persons attempting to enter this state unlawfully at locations other than ports of entry;

(2) return aliens to Mexico who:

(A) have been observed actually crossing the Texas-Mexico border unlawfully; and

(B) were apprehended, detained, or arrested in the vicinity of the Texas-Mexico border; and

(3) enhance the examination of aircraft, ships, vehicles, railcars, and cargo at or near ports of entry for the purposes of interdicting fentanyl and other dangerous drugs and interdicting human smuggling.

Sec. 411.564. OPERATIONAL PLAN TO COORDINATE BORDER SECURITY. (a) The unit shall develop and recommend to the governor and report to the legislature a strategic plan that establishes the framework for the budget and operations of the unit, including homeland security strategies and the assistance of other state and local entities. The unit shall annually report to the governor and the legislature on the implementation of the strategic plan.

(b) The unit shall include in the strategic plan goals, objectives, and performance measures that involve collaboration with other state agencies and local entities.

(c) The unit shall create plans and conduct operations consistent with the strategic plan.

SECTION \_\_\_\_ .08. As soon as practicable after the effective date of this Act, the governor shall appoint the unit chief as prescribed by Section 411.555, Government Code, as added by this Act.

#### ARTICLE \_\_. SEVERABILITY

SECTION \_\_\_\_ .01. (a) If any provision of this Act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this Act that can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

(b) Subsection (a) of this section does not affect another severability provision contained in this Act.

#### **Amendment No. 2 - Point of Order**

Representative Neave Criado raised a point of order against further consideration of Amendment No. 2 under Rule 11, Section 6(e), of the House Rules on the grounds that the amendment is a substantial substitute and was not timely filed. The point of order was withdrawn.

#### **Amendment No. 2 - Point of Order**

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

#### **AMENDMENT NO. 2 - REMARKS**

REPRESENTATIVE C. MORALES: Chairman Guillen, with the amendment you added, there's a line from the amendment under Section 421.112, Use of Certain Funds, that talks about a detention center regardless of age or gender. Can we get some clarification on what that means? Are these family detention centers?

REPRESENTATIVE GUILLEN: What page are you referring to?

C. MORALES: It's under Section 421.112, Use of Certain Funds. But back to the question, do you know?

GUILLEN: I don't see that section in this amendment. Members, this amendment creates a border program within DPS consisting of a border protection unit led by the unit chief, appointed by the governor, that is directly responsible to the commission for all conduct of the unit. The unit chief may appoint deputy unit chiefs. That's what this amendment does.

A record vote was requested.

Amendment No. 2 was adopted by (Record 1405): 90 Yeas, 51 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gates;

Gerdes; Geren; Goldman; Guerra; 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; Longoria; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morales, E.; Morrison; Muñoz; Murr; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Price; Raney; Raymond; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; VanDeaver; Vasut; Wilson.

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

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Bhojani; Bumgarner; Johnson, J.D.; Lalani; Perez; Thierry.

#### STATEMENTS OF VOTE

When Record No. 1405 was taken, I was in the house but away from my desk. I would have voted no.

Bhojani

When Record No. 1405 was taken, I was shown voting yes. I intended to vote no.

Ordaz

When Record No. 1405 was taken, I was in the house but away from my desk. I would have voted no.

Perez

#### CSHB 7 - POINT OF ORDER

Representative Zwiener raised a point of order against further consideration of **CSHB 7** under Rule 4, Section 32(c)(1), of the House Rules on the grounds that the background and purpose statement in the bill analysis is substantially or materially misleading. The point of order was withdrawn.

A record vote was requested.

**CSHB 7**, as amended, was passed to engrossment by (Record 1406): 92 Yeas, 51 Nays, 1 Present, not voting.

Yeas — Allison; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bonnen; Buckley; Burns; Burrows; Button; Cain; Capriglione; Clardy; Cook; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gates; Gerdes; Geren; Goldman; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.;

Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; King, T.; Kitzman; Klick; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lozano; Lujan; Martinez; Metcalf; Meyer; Morales, E.; Morrison; Muñoz; Murr; Noble; Oliverson; Ordaz; Orr; Patterson; Paul; Price; Raney; Raymond; Rogers; Schaefer; Schatzline; Schofield; Shaheen; Shine; 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; Flores; Gámez; Garcia; Gervin-Hawkins; González, J.; González, M.; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Lopez, R.; Manuel; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; Neave Criado; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Talarico; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Bumgarner; Goodwin; Lalani; Thierry.

#### STATEMENTS OF VOTE

When Record No. 1406 was taken, my vote failed to register. I would have voted no.

Goodwin

When Record No. 1406 was taken, I was shown voting yes. I intended to vote no.

Martinez

When Record No. 1406 was taken, I was shown voting yes. I intended to vote no.

Ordaz

#### CSHB 2273 ON SECOND READING

(by Oliverson, C.J. Harris, Buckley, Garcia, and Plesa)

**CSHB 2273**, A bill to be entitled An Act relating to including an understanding of certain political ideologies in the foundation curriculum in public schools.

#### Amendment No. 1

Representative Oliverson offered the following amendment to **CSHB 2273**:

Amend **CSHB 2273** (house committee report) as follows:

(1) On page 1, strike lines 5-6 and substitute the following:

SECTION 1. Section 28.002, Education Code, is amended by amending Subsections (h-1) and (h-6) and adding Subsection (h-3) to read as follows:

(2) On page 2, between lines 18 and 19, insert the following:

(h-3) In providing instruction regarding the political ideologies described by Subsection (h-1)(2), a school district or open-enrollment charter school shall use first-person accounts as part of the instructional materials for the instruction.

Amendment No. 1 was adopted.

**Amendment No. 2**

Representative Tinderholt offered the following amendment to **CSHB 2273**:

Amend **CSHB 2273** (house committee printing) by inserting the following on page 1, Subsection 2:

(\_\_\_\_) political ideologies, such as communism, socialism, and totalitarianism, that conflict with the principles of freedom and democracy essential to the founding principles of the United States;

Amendment No. 2 was adopted.

**Amendment No. 3**

Representative Morales Shaw offered the following amendment to **CSHB 2273**:

Amend **CSHB 2273** (house committee report) on page 1, line 15, between "communism" and "and", by inserting ", fascism,".

Amendment No. 3 was adopted.

A record vote was requested.

**CSHB 2273**, as amended, was passed to engrossment by (Record 1407): 120 Yeas, 22 Nays, 1 Present, not voting.

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

Nays — Bucy; Canales; Collier; Davis; Flores; González, J.; González, M.; Herrero; Johnson, A.; Jones, V.; Lopez, R.; Manuel; Martinez Fischer; Morales, C.; Neave Criado; Ramos; Reynolds; Romero; Rose; Rosenthal; Thompson, S.; Walle.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Sherman.

Absent — Bhojani; Dutton; Johnson, J.D.; Moody; Thierry.

**STATEMENTS OF VOTE**

When Record No. 1407 was taken, I was in the house but away from my desk. I would have voted yes.

Bhojani

When Record No. 1407 was taken, I was shown voting no. I intended to vote yes.

Ramos

**HB 3745 ON SECOND READING  
(by Goldman)**

**HB 3745**, A bill to be entitled An Act relating to the procedure for maintaining the qualification of land for appraisal for ad valorem tax purposes as qualified open-space land.

**HB 3745** was passed to engrossment.

**HB 3258 ON SECOND READING  
(by Howard and Darby)**

**HB 3258**, A bill to be entitled An Act relating to a report by the Legislative Budget Board on the reliance by this state on certain dedicated revenue for purposes of budget certification.

**HB 3258** was passed to engrossment.

**HB 3195 ON SECOND READING  
(by Bonnen)**

**HB 3195**, A bill to be entitled An Act relating to conduct of insurers providing preferred provider benefit plans with respect to physician and health care provider contracts and claims.

**HB 3195** was passed to engrossment.

**HB 182 ON SECOND READING  
(by S. Thompson, et al.)**

**HB 182**, A bill to be entitled An Act relating to the authority of a court to terminate the sentence of certain persons released on parole.

**HB 182** was passed to engrossment.

**HB 4059 ON SECOND READING  
(by K. King, Kacal, A. Johnson, S. Thompson, Burrows, et al.)**

**HB 4059**, A bill to be entitled An Act relating to the right to try cutting-edge treatments for patients with life-threatening or severely debilitating illnesses.

**HB 4059** was passed to engrossment.

**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 Nos. 1, 2, and 3.)

**ADJOURNMENT**

Representative Cain moved that the house adjourn until 11 a.m. today.

The motion prevailed.

The house accordingly, at 1:54 a.m. Wednesday, May 10, adjourned until 11 a.m. today.

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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**

**HR 1478** (By Campos), Congratulating Jenny Shepherd on receiving the 2023 TEXPAC June Bratcher Award for Political Action.

To Public Health.

**SB 1146** to Corrections.

**SB 1217** to Insurance.

**SB 1393** to Insurance.

**SB 1803** to State Affairs.

**SB 1804** to Urban Affairs.

**SB 2598** to Urban Affairs.

**SB 2615** to Urban Affairs.

**SB 2616** to Land and Resource Management.

**List No. 2**

**HR 1448** (By Davis), Congratulating Dr. Usamah Rodgers on her receipt of a 2023 Outstanding Texan Award for House District 111 from the Texas Legislative Black Caucus.

To Resolutions Calendars.



**HR 1450** (By V. Jones), In memory of Wilfred Dean Anthony of Dallas.  
To Resolutions Calendars.

**HR 1451** (By V. Jones), In memory of Ola Mae Hunter of Dallas.  
To Resolutions Calendars.

**HR 1452** (By Guerra), Honoring Easterseals Rio Grande Valley for its service.  
To Resolutions Calendars.

**HR 1453** (By Guerra), Honoring the Food Bank of the Rio Grande Valley for its service.  
To Resolutions Calendars.

**HR 1454** (By Guerra), Congratulating Dr. Dahlia Guerra of The University of Texas Rio Grande Valley on receiving the Ohtli Award from the Mexican Consulate in McAllen.  
To Resolutions Calendars.

**HR 1455** (By Leo-Wilson), Commending Katelyn Pasierb for her service as a legislative intern in the office of State Representative Terri Leo-Wilson.  
To Resolutions Calendars.

**HR 1456** (By Leo-Wilson), Commending Zach Shamban for his service as a legislative intern in the office of State Representative Terri Leo-Wilson.  
To Resolutions Calendars.

**HR 1457** (By Leo-Wilson), Commending Andrew McKiernan for his service as a legislative intern in the office of State Representative Terri Leo-Wilson.  
To Resolutions Calendars.

**HR 1458** (By Leo-Wilson), Commending Nathan Comeaux for his service as a senior legislative intern in the office of State Representative Terri Leo-Wilson during the 88th Legislative Session.  
To Resolutions Calendars.

**HR 1459** (By Leo-Wilson), Commending Susan LeBlanc for her service as district director for Chambers County in the office of State Representative Terri Leo-Wilson.  
To Resolutions Calendars.

**HR 1460** (By Leo-Wilson), Commending Jaren Tankersley for his service as legislative director for State Representative Terri Leo-Wilson.  
To Resolutions Calendars.

**HR 1461** (By Leo-Wilson), Commending Saul Mendoza for his service as chief of staff in the office of State Representative Terri Leo-Wilson.  
To Resolutions Calendars.

**HR 1464** (By Stucky), Congratulating the University of North Texas polo club on winning the 2023 USPA Division I Men's National Intercollegiate Championship.  
To Resolutions Calendars.

**HR 1465** (By Frazier), Congratulating Sara Thomas on receiving the 2023 Leadership McKinney Alumnus of the Year Award from the McKinney Chamber of Commerce.

To Resolutions Calendars.

**HR 1466** (By Frazier), Congratulating the city of Frisco on being honored with a 2023 Governor's Community Achievement Award.

To Resolutions Calendars.

**HR 1467** (By Buckley), Congratulating Abdul Subhani on the renaming of the Subhani Department of Computer Information Systems at Texas A&M University-Central Texas.

To Resolutions Calendars.

**HR 1468** (By Buckley), Congratulating Judge Rick Morris on his receipt of a 2023 Distinguished Alumni Award from the Killeen Independent School District Alumni Association.

To Resolutions Calendars.

**HR 1469** (By Buckley), Congratulating Dr. Sheryse Desiree Mobley on her receipt of a 2023 Distinguished Alumni Award from the Killeen Independent School District Alumni Association.

To Resolutions Calendars.

**HR 1470** (By Buckley), Congratulating Sarah Cockerham Lynch on being named a 2023 Distinguished Alumni by the Killeen Independent School District Alumni Association.

To Resolutions Calendars.

**HR 1471** (By Buckley), Congratulating Dr. Mary Ellen Cavitt on her receipt of a 2023 Distinguished Alumni Award from the Killeen Independent School District Alumni Association.

To Resolutions Calendars.

**HR 1472** (By Longoria), Congratulating Cynthia Longoria of ResCare Community Living in Harlingen on her selection as the 2023 Texas Direct Support Professional of the Year.

To Resolutions Calendars.

**HR 1473** (By Harrison), Honoring The Texas Theater in Waxahachie.

To Resolutions Calendars.

**HR 1474** (By C.J. Harris), Congratulating Corsicana ISD on its receipt of the 2023 H-E-B Excellence in Education Award in the small school district category.

To Resolutions Calendars.

**HR 1475** (By Flores), In memory of Güero's Taco Bar founder Rob Lippincott of Austin.

To Resolutions Calendars.

**HR 1476** (By Raymond), Congratulating Riazul Mia on his retirement as assistant city manager of Laredo.

To Resolutions Calendars.

**HR 1477** (By Campos), Recognizing the second week of May as Lung Cancer Action Week.

To Resolutions Calendars.

**HR 1480** (By Canales), Congratulating Grupo Frontera on ranking No. 1 on the Billboard Global 200 and Global Excl. U.S. charts.

To Resolutions Calendars.

**HR 1481** (By Guerra), Honoring Rio Grande Valley entrepreneur and philanthropist Alonzo Cantu for his accomplishments.

To Resolutions Calendars.

**HR 1482** (By Guerra), Commending Julián Ramírez for his service as a legislative assistant in the office of State Representative R. D. "Bobby" Guerra.

To Resolutions Calendars.

**HR 1483** (By Guerra), Commending Sofia Urcuyo for her service as a legislative assistant in the office of State Representative R. D. "Bobby" Guerra.

To Resolutions Calendars.

**HR 1484** (By Guerra), Commending Karina Lucio for her service as a legislative intern in the office of State Representative R. D. "Bobby" Guerra.

To Resolutions Calendars.

**HR 1485** (By Guerra), Commending Alejandro Talamantes Martinez for his service as a legislative intern in the office of State Representative R. D. "Bobby" Guerra.

To Resolutions Calendars.

**HR 1486** (By Guerra), Commending Stephanie Chiarello for her service as chief of staff in the office of State Representative R. D. "Bobby" Guerra.

To Resolutions Calendars.

**HR 1488** (By Jetton), Recognizing May 2023 as ALS Awareness Month.

To Resolutions Calendars.

**HR 1489** (By Davis), Congratulating Karen McCormick Zachary on her retirement from Dallas ISD.

To Resolutions Calendars.

**HR 1491** (By Lozano), Commemorating the christening of the USS Kingsville.

To Resolutions Calendars.

**HR 1492** (By Smithee), Congratulating radio station KPAN in Hereford on its 75th anniversary.

To Resolutions Calendars.

**HR 1493** (By Guerra), Commending Karissa Rodriguez for her service as Resolutions Calendars committee clerk and in the office of State Representative R. D. "Bobby" Guerra.

To Resolutions Calendars.

**HR 1494** (By Gerdes), In memory of William Albert Swinney Sr.

To Resolutions Calendars.

**HR 1495** (By Burns), Recognizing the 2023 Tarleton State University legislative interns.

To Resolutions Calendars.

**HR 1496** (By Davis), Commending Jourdan K. Spence for his service as a legislative aide in the office of State Representative Yvonne Davis.

To Resolutions Calendars.

**HR 1497** (By Davis), Commending Mark Harris for serving as a legislative intern in the office of State Representative Yvonne Davis.

To Resolutions Calendars.

**HR 1498** (By Davis), Commending Courtney A. Doucet for her service as a legislative intern in the office of State Representative Yvonne Davis.

To Resolutions Calendars.

**HR 1499** (By Herrero), Congratulating Fidela Ramirez Jimenez of Corpus Christi on her 104th birthday.

To Resolutions Calendars.

**HR 1503** (By Herrero), In memory of Simon Alexander Clarich of Corpus Christi.

To Resolutions Calendars.

**HR 1504** (By Herrero), Congratulating Melissa Ann Pantoja on her receipt of a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1505** (By Herrero), Congratulating Suzanne K. Horine on her receipt of a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1506** (By Herrero), Congratulating Judith Gonzalez-Rodriguez on her receipt of a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1507** (By Herrero), Congratulating Veronica Brotherton on receiving a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1508** (By Herrero), Congratulating Cristina Sandoval on receiving a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1509** (By Herrero), Congratulating Cynthia Cantu on her receipt of a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1510** (By Herrero), Congratulating Anita Hinojosa of the Dr. M. L. Garza-Gonzalez Charter School on receiving a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1511** (By Herrero), Congratulating Dolly Gonzales Trolley on receiving a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1512** (By Herrero), Congratulating Brenda Marshall on receiving a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1513** (By Herrero), Congratulating Laura Grey of the Tuloso-Midway Independent School District on receiving a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1514** (By Herrero), Congratulating Dr. Kandee Richardson-Guartuche on her receipt of a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1515** (By Herrero), Congratulating Leanne Libby on receiving a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1516** (By Herrero), Congratulating Dr. Cynthia Hernandez on her receipt of a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1517** (By Herrero), Congratulating Karen Griffith on receiving a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1518** (By Herrero), Congratulating Lori Jo Walker on her receipt of a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1519** (By Herrero), Congratulating Robyn Derington on her receipt of a 2023 Women in Education Award from the Education Service Center Region 2.

To Resolutions Calendars.

**HR 1520** (By Herrero), In memory of Carlos H. Pena Sr. of Robstown.

To Resolutions Calendars.

**HR 1521** (By Herrero), In memory of Maria Luisa "Mary Lou" Rios Flores of Robstown.

To Resolutions Calendars.

**HR 1522** (By Herrero), Congratulating the boys' swim team from Tuloso-Midway High School in Corpus Christi on placing second at the 2023 UIL Swimming & Diving State Meet.

To Resolutions Calendars.

**HR 1523** (By Guerra), Congratulating Dr. Luis H. Zayas on his appointment as provost and senior vice president of academic affairs of The University of Texas Rio Grande Valley.

To Resolutions Calendars.

**HR 1524** (By Bowers), In memory of Dallas firefighter David Leos.

To Resolutions Calendars.

**HR 1525** (By Harless), Congratulating former Harris County Sheriff and Precinct 4 Constable Ron Hickman on his receipt of the inaugural Living Legend Award from the Justices of the Peace and Constables Association of Texas.

To Resolutions Calendars.

**HR 1526** (By Dutton), In memory of James Michael Chargois.

To Resolutions Calendars.

**HR 1527** (By Bernal), In memory of Jeffery Wayne Davis and Jacqueline Diane Davis of China Spring.

To Resolutions Calendars.

**HR 1528** (By Bucy), Congratulating Bryan Christian on his retirement from the Leander ISD.

To Resolutions Calendars.

**HR 1530** (By Guerra), Congratulating Everett Osborne on his starring role in the film Sweetwater.

To Resolutions Calendars.

**HR 1531** (By Holland), Commending Mayor Kevin Fowler on his service to Rockwall.

To Resolutions Calendars.

**HR 1532** (By Holland), Commemorating the 40th anniversary of the Lone Star Chapter of the National Charity League in Rockwall.

To Resolutions Calendars.

**HR 1533** (By Holland), Commemorating the 30th anniversary of the Roysce City Chamber of Commerce.

To Resolutions Calendars.

**HR 1534** (By Holland), Congratulating Jaxon Smith-Njigba on his selection in the 2023 NFL Draft.

To Resolutions Calendars.

**HR 1535** (By Flores), Honoring muralist Ruben Esquivel of Austin for his contributions to his community and to the art world.

To Resolutions Calendars.

**HR 1536** (By Hefner), In memory of Mitchel A. McCormick of Harlingen.

To Resolutions Calendars.

**HR 1537** (By Wu), Commending Audrey La for her service as a policy analyst in the office of State Representative Gene Wu during the 88th Legislative Session.

To Resolutions Calendars.

**HR 1538** (By Wu), Commending Adrian Hernandez for his service as a policy analyst in the office of State Representative Gene Wu during the 88th Legislative Session.

To Resolutions Calendars.

**HR 1539** (By Wu), Commending Robert Hoffman for his service as a policy analyst in the office of State Representative Gene Wu.

To Resolutions Calendars.

**HR 1540** (By Wu), Commending Milan Narayan for his service as an intern in the office of State Representative Gene Wu.

To Resolutions Calendars.

**HR 1541** (By Wu), Commending Lillian Garvens for her service as a policy analyst in the office of State Representative Gene Wu.

To Resolutions Calendars.

**HR 1543** (By Stucky), Congratulating Chief Ed Reynolds of the University of North Texas Police Department on his retirement.

To Resolutions Calendars.

**HR 1544** (By Cunningham), Congratulating Barrett Lee Rios of Scouts BSA Troop No. 8 in Kingwood on attaining the rank of Eagle Scout.

To Resolutions Calendars.

**HR 1545** (By Klick), Recognizing the IgA Nephropathy Foundation and its ambassadors for their work in the fight against IgAN.

To Resolutions Calendars.

**HR 1546** (By Klick), Commending Bobbi Arthur for her 30 years of service to the Haltom City Senior Center.

To Resolutions Calendars.

**HR 1547** (By Klick), Commemorating the 50th anniversary of the Haltom City Senior Center.

To Resolutions Calendars.

**HR 1548** (By Kacal), In memory of Rebecca Anne Elliott McKenzie of Victoria.

To Resolutions Calendars.

**HR 1549** (By Kacal), Recognizing the 2023 American Quarter Horse Youth World Cup in Bryan/College Station.

To Resolutions Calendars.

### List No. 3

**SB 1489** to Higher Education.

**SB 1546** to County Affairs.

**SB 1860** to State Affairs.

**SIGNED BY THE SPEAKER**

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

**House List No. 16**

**HB 467, HB 1207, HB 2183, HB 2308**

**Senate List No. 19**

**SB 271, SB 281, SB 412, SB 415, SB 507, SB 508, SB 510, SB 569, SB 580, SB 617, SB 699, SB 761, SB 806, SB 818, SB 957, SB 1013, SB 1023, SB 1093, SB 1158, SB 1210, SB 1249, SB 1259, SB 1286, SB 1322, SB 1495, SB 1527, SB 1577, SB 1588, SB 1639, SB 1645, SB 1646, SB 1758, SB 1831, SB 1837, SB 1839, SB 1852, SB 1866, SB 1914, SB 1985, SB 1991, SB 2038, SB 2069, SB 2101, SB 2193, SB 2214, SB 2221, SCR 44**

**MESSAGES FROM THE SENATE**

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

**Message No. 1**

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, May 9, 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:**

**HB 266** Swanson SPONSOR: Zaffirini  
Relating to the required filing and use of an affidavit containing the contact information of certain persons in a guardianship proceeding.

**HB 785** Swanson SPONSOR: Zaffirini  
Relating to the delivery of certain notices or other communications in connection with guardianship proceedings.

**HB 793** Noble SPONSOR: Paxton  
Relating to the selection and reimbursement of certain persons providing services required under a service plan filed by the Department of Family and Protective Services.

**HB 914** Hefner SPONSOR: Whitmire



Relating to temporary vehicle tags and the offense of tampering with a governmental record.

**HB 1088** Johnson, Ann SPONSOR: Whitmire  
 Relating to the representation of a community supervision and corrections department in cases in which a person under the supervision of that department challenges the fact or duration of the supervision.

**HB 1910** Anchía SPONSOR: Johnson  
 Relating to the prosecution of the offense of forgery.

**HB 2371** Turner SPONSOR: Hancock  
 Relating to the disposition of burial spaces and abandoned plots in certain cemeteries in the possession and control of a municipality.

**HB 2559** Vasut SPONSOR: Zaffirini  
 Relating to the persons authorized to administer an oath in this state.  
 (Amended)

**HB 2575** Button SPONSOR: Hancock  
 Relating to the workforce diploma pilot program.

**HB 2691** Button SPONSOR: Zaffirini  
 Relating to the authority of the comptroller of public accounts to issue certain payments to persons who are indebted or delinquent in taxes owed to the state and to state agency reporting requirements regarding such persons.

**HCR 111** Flores SPONSOR: Eckhardt  
 Honoring Claire Bugen for 25 years of service as superintendent of the Texas School for the Deaf.

THE SENATE HAS CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

**SB 729** (31 Yeas, 0 Nays)

Respectfully,  
 Patsy Spaw  
 Secretary of the Senate

**Message No. 2**

MESSAGE FROM THE SENATE  
 SENATE CHAMBER  
 Austin, Texas  
 Tuesday, May 9, 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:

**SB 1489** Creighton

Relating to prohibiting the investment of the permanent university fund, the national research university fund, or money held by a public institution of higher education in financial companies that boycott certain energy companies.

**SB 1546** Bettencourt

Relating to the authority of certain special districts and corporations created by certain special districts to exercise certain rights and powers outside district boundaries.

**SB 1557** Parker

Relating to providing for an election by the parent of a student who was victimized by a public school employee to transfer the student to another public school campus or receive funding for the student to attend private school.

**SB 1860** Hughes

Relating to the adoption of a climate policy in a municipal charter.

**SB 2370** Campbell

Relating to the division of certain emergency services districts.

THE SENATE HAS REFUSED TO CONCUR IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES AND REQUESTS THE APPOINTMENT OF A CONFERENCE COMMITTEE TO ADJUST THE DIFFERENCES BETWEEN THE TWO HOUSES:

**SB 1500**

Senate Conferees: Nichols - Chair/Alvarado/Hancock/King/West

Respectfully,

Patsy Spaw

Secretary of the Senate

**Message No. 3**

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, May 9, 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 2548** Middleton

Relating to the procedures for the removal of certain children in the managing conservatorship of the Department of Family and Protective Services.

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:

#### May 8

Agriculture and Livestock - **HB 1191, HB 2692, HB 3945, HB 5250**

Business and Industry - **HB 673, HB 778, HB 870, HB 1497, HB 1864, HB 1963, HB 2657, HB 2949, HB 3335, HB 3766, HB 3768, HB 4301**

County Affairs - **HB 1022, HB 1247, HB 2566, HB 2723, HB 4878, SB 62, SB 577, SB 849, SB 1124, SB 1155, SB 1187, SB 1449, SB 1794, SB 2594**

Criminal Jurisprudence - **HB 261, HB 1017, HB 1178, HB 1203, HB 1230, HB 1581, HB 2092, HB 3197, HB 3758, HB 3786, HB 4037, HB 4671, HB 4762, HJR 99, SB 760**

Culture, Recreation, and Tourism - **HB 554, HB 630, HB 3385, HB 4752, SJR 74**

Elections - **HB 862, HB 1140, HB 2860, HB 4621, HB 4701**

Energy Resources - **SB 502, SB 786, SB 1186**

Environmental Regulation - **HB 1929, HB 4819**

Higher Education - **HB 4722**

Homeland Security and Public Safety - **HB 3134, SB 602**

Human Services - **SB 576, SB 745**

Insurance - **HB 3091**

Judiciary and Civil Jurisprudence - **HB 356, HB 1464, HB 3058, HB 3168, HB 3170, HB 3357, HB 3481, HB 3671, HB 4032, HB 4657, HB 4897, HB 5004, HB 5110, SB 855, SB 1612, SB 1780**

Juvenile Justice and Family Issues - **HB 1120**

Land and Resource Management - **HB 5067, HB 5340, HB 5377, HB 5392, HB 5397, HB 5404, HB 5407, HB 5411, SB 1869, SB 2571, SB 2580, SB 2583, SB 2603**

Licensing and Administrative Procedures - **SB 478, SB 876, SB 1120**

Natural Resources - **HB 874, HB 2815, HB 2816, HB 5405, HB 5409, SB 594, SB 1250, SB 1778, SB 2566**

Pensions, Investments, and Financial Services - **HB 840, HB 2382, HB 2436, HB 3254**

Public Education - **HB 4944, SB 798, SB 2032, SB 2124**

Public Health - **HB 2072, HB 3824, HB 4156, HB 4176, SB 14, SB 490**

State Affairs - **HB 3262, HB 4207, HB 4208, HB 4903, HB 4996, SB 1076**

Transportation - **HB 1222, HB 1933, HB 2357, HB 3787, HB 4846, HB 5151**

Urban Affairs - **HB 3613, HB 5361, HB 5376**

Ways and Means - **HB 3358, SB 627, SB 1145, SB 2355**

#### **ENGROSSED**

**May 8 - HB 1457, HB 1460, HB 1696, HB 1803, HB 1977, HB 2302, HB 2402, HB 2542, HB 2675, HB 2684, HB 3026, HB 3039, HB 3162, HB 3443, HB 3485, HB 3599, HB 3657, HB 3771, HB 3843, HB 4181, HB 4419, HB 5005, HB 5277, HJR 141, HJR 169**

#### **SENT TO THE GOVERNOR**

**May 8 - HB 49, HB 446, HB 842, HB 998, HB 1565, HB 2664, HB 3106, HB 3108, HCR 108, HCR 109**

#### **SENT TO THE SECRETARY OF THE STATE**

**May 8 - HJR 126**