

# HOUSE JOURNAL

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EIGHTY-EIGHTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

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SIXTY-FOURTH DAY — TUESDAY, MAY 16, 2023

The house met at 10:38 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 1714).

Present — Mr. Speaker(C); Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; 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; 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; 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 — Bucy; Campos; Klick; Ordaz; Sherman.

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

Heavenly Father, you give life to all. You hold all in existence. You work to bring all to yourself. Grant peace to the afflicted, encouragement to the dejected, refreshment to the weary. May we recognize the fleeting nature of this world, the vanity of the present age, and the permanence and the beauty of the life to come. While we still remain, grant us the perseverance to understand what you are saying to us and to act upon it. Pierce our hearts with your love, so we may do nothing outside of love for you. We ask this through Christ our Lord. Amen.

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

### LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of illness:

Campos on motion of Garcia.

Klick on motion of Metcalf.

The following member was granted leave of absence temporarily for today because of illness in the family:

Bucy on motion of Talarico.

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

Murr on motion of Holland.

### MESSAGE FROM THE SENATE

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

### CAPITOL PHYSICIAN

The chair presented Dr. Vishal Malpani of Austin as the "Doctor for the Day."

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

### REGULAR ORDER OF BUSINESS SUSPENDED

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

### HR 518 - ADOPTED

(by Price, Smithee, K. King, and Craddick)

Representative Price moved to suspend all necessary rules to take up and consider at this time **HR 518**.

The motion prevailed.

The following resolution was laid before the house:

**HR 518**, In memory of former Texas state representative David Anthony Swinford of Dumas.

**HR 518** was unanimously adopted by a rising vote.

On motion of Representative Raymond, the names of all the members of the house were added to **HR 518** as signers thereof.

### INTRODUCTION OF GUESTS

The chair recognized Representative Price who introduced family members of the Honorable David Anthony Swinford.

**HR 1555 - ADOPTED**  
**(by Lambert)**

Representative Lambert moved to suspend all necessary rules to take up and consider at this time **HR 1555**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1555**, In memory of former state representative Dr. Robert D. "Bob" Hunter.

**HR 1555** was unanimously adopted by a rising vote.

On motion of Representative Hunter, the names of all the members of the house were added to **HR 1555** as signers thereof.

**HR 1475 - ADOPTED**  
**(by Flores)**

Representative Flores moved to suspend all necessary rules to take up and consider at this time **HR 1475**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1475**, In memory of Güero's Taco Bar founder Rob Lippincott of Austin.

**HR 1475** was unanimously adopted by a rising vote.

On motion of Representative Raymond, the names of all the members of the house were added to **HR 1475** as signers thereof.

**HR 1766 - ADOPTED**  
**(by Stucky)**

Representative Stucky moved to suspend all necessary rules to take up and consider at this time **HR 1766**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1766**, Commemorating the 50th anniversary of the incorporation of the City of New Fairview.

**HR 1766** was adopted.

**HR 1729 - ADOPTED**  
**(by Martinez, S. Thompson, Lozano, and Metcalf)**

Representative Martinez moved to suspend all necessary rules to take up and consider at this time **HR 1729**.

The motion prevailed.

The following resolution was laid before the house:

**HR 1729**, Honoring the participants in the 2023 Sam Houston State University Austin Internship Program.

**HR 1729** was adopted.

### **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. 21).

### **COMMITTEE GRANTED PERMISSION TO MEET**

Representative K. King requested permission for the Committee on Licensing and Administrative Procedures to meet while the house is in session, at 11:45 a.m. today, in 1W.14, to consider pending, referred, and committee business.

Permission to meet was granted.

### **COMMITTEE MEETING ANNOUNCEMENTS**

At 11:10 a.m., the following committee meetings were announced:

Licensing and Administrative Procedures, 11:45 a.m. today, 1W.14, for a formal meeting, to consider pending, referred, and committee business.

Defense and Veterans' Affairs, upon adjournment today, Desk 36, for a formal meeting, to consider pending, referred, and committee business.

### **SB 375 - COMMITTEE ON CALENDARS RULE ADOPTED**

Representative Burrows moved to adopt the following rule governing floor consideration for **SB 375**:

Section 1. **AUTHORITY AND EFFECT.** This rule for floor consideration of **SB 375** is proposed by the Committee on Calendars, pursuant to House Rule 3, Section 4(2). The rule will be effective if it is approved by the house, in accordance with House Rule 6, Section 16(f).

Section 2. **PRE-FILING REQUIREMENT.** For each original amendment that will be offered during second reading consideration of the bill, the amendment elements required by Section 3(a) must be submitted to the chief clerk by 6 p.m. on Wednesday, May 17.

Section 3. **PREPARATION OF AMENDMENTS.** (a) No proposed amendment, amendment to the amendment, or substitute amendment changing any district is eligible for consideration on any reading unless the amendment includes:

(1) a reference to the plan number assigned by the redistricting computer system operated by the Texas Legislative Council; and

(2) the following required amendment elements that have been prepared by TLC and submitted or made available electronically to the chief clerk:

(A) a general written description of the proposed changes, including district numbers and the names of counties affected, if the amendment does not propose a statewide substitute plan;

(B) maps prepared by TLC indicating changes made by the amendment; and

(C) standard reports prepared by TLC that indicate population, voter data, and incumbent locations for the districts affected by the amendment.

(b) No proposed amendment, amendment to the amendment, or substitute amendment changing any district is eligible for consideration on any reading if adoption of the amendment would result in:

(1) any district composed of non-contiguous territory; or

(2) any unassigned territory or districts with overlapping territory in the overall redistricting plan under consideration.

The Committee on Calendars rule was adopted.

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

Representative Holland offered the following motion in writing:

Mr. Speaker:

I move to suspend House Rule 5, Section 11, of the House Rules to entitle necessary staff from the Sunset Advisory Commission and office of the vice-chair of the Sunset Advisory Commission to privileges of the floor of the house today during the consideration of **SB 1397, SB 1414, SB 1424, SB 1659, SB 1727, and SB 2592.**

Holland

The motion in writing was read and prevailed.

**COMMITTEES GRANTED PERMISSION TO MEET**

Representative Kuempel requested permission for the Committee on Higher Education to meet while the house is in session, at 2 p.m. today, in 1W.14, to consider pending, referred, and committee business.

Permission to meet was granted.

Representative Capriglione requested permission for the Committee on Pensions, Investments, and Financial Services to meet while the house is in session, at 2 p.m. today, in 1W.14, to consider pending, referred, and committee business.

Permission to meet was granted.

**COMMITTEE MEETING ANNOUNCEMENTS**

At 11:29 a.m., the following committee meetings were announced:

Higher Education, 2 p.m. today, 1W.14, for a formal meeting, to consider pending, referred, and committee business.

Pensions, Investments, and Financial Services, 2 p.m. today, 1W.14, for a formal meeting, to consider pending, referred, and committee business.

**MAJOR STATE CALENDAR  
SENATE BILLS  
THIRD READING**

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

**SB 22 ON THIRD READING  
(Guillen and Gerdes - House Sponsors)**

**SB 22**, A bill to be entitled An Act relating to the establishment of grant programs to provide financial assistance to qualified sheriff's offices, constable's offices, and prosecutor's offices in rural counties.

**SB 22** was passed by (Record 1715): 139 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Burns; Burrows; Button; Cain; 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; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; 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; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Bumgarner; Thierry; Vo.

**STATEMENTS OF VOTE**

When Record No. 1715 was taken, I was in the house but away from my desk. I would have voted yes.

Bumgarner

When Record No. 1715 was taken, I was excused because of illness. I would have voted yes.

Murr

**SB 1648 ON THIRD READING**  
**(Walle and Holland - House Sponsors)**

**SB 1648**, A bill to be entitled An Act relating to the centennial parks conservation fund.

**SB 1648** was passed by (Record 1716): 120 Yeas, 19 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; 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.; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; 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; Neave Criado; Noble; Oliverson; Ortega; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schofield; Shine; Smith; Smithee; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Cain; Harrison; Hayes; Hull; Isaac; Leach; Leo-Wilson; Patterson; Schaefer; Schatzline; Shaheen; Slawson; Spiller; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Bernal; Jetton; Orr.

**STATEMENTS OF VOTE**

When Record No. 1716 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 1716 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 1716 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1716 was taken, I was temporarily out of the house chamber. I would have voted yes.

Orr

When Record No. 1716 was taken, I was shown voting yes. I intended to vote no.

Swanson

**GENERAL STATE CALENDAR  
SENATE BILLS  
THIRD READING**

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

**SB 267 ON THIRD READING  
(Burrows, Frazier, Moody, Shaheen, et al. - House Sponsors)**

**SB 267**, A bill to be entitled An Act relating to law enforcement agency accreditation, including a grant program to assist agencies in becoming accredited.

**SB 267** was passed by (Record 1717): 136 Yeas, 5 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; 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.; 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; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; Plesa; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bailes; Kacal; Price; Ramos; Schaefer.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Talarico.

**STATEMENTS OF VOTE**

When Record No. 1717 was taken, I was shown voting yes. I intended to vote no.

Harrison



When Record No. 1717 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1717 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1717 was taken, I was shown voting yes. I intended to vote no.

Toth

**SB 182 ON THIRD READING**  
**(Rose - House Sponsor)**

**SB 182**, A bill to be entitled An Act relating to the required report of criminal offenses committed against individuals receiving certain state agency services; creating a criminal offense.

**SB 182** was passed by (Record 1718): 126 Yeas, 14 Nays, 1 Present, not voting.

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

Nays — Bell, C.; Bell, K.; Cain; Harrison; Hefner; Holland; Leo-Wilson; Metcalf; Schaefer; Schofield; Slawson; Swanson; Tinderholt; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Orr; Talarico.

### STATEMENTS OF VOTE

When Record No. 1718 was taken, I was shown voting yes. I intended to vote no.

Bumgarner

When Record No. 1718 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1718 was taken, I was excused because of illness. I would have voted no.

Murr

When Record No. 1718 was taken, I was in the house but away from my desk. I would have voted yes.

Orr

When Record No. 1718 was taken, I was shown voting yes. I intended to vote no.

Schatzline

When Record No. 1718 was taken, I was shown voting yes. I intended to vote no.

Vasut

### SB 1054 ON THIRD READING (Burrows - House Sponsor)

**SB 1054**, A bill to be entitled An Act relating to requirements for a trial in the contest of an election on a proposed constitutional amendment.

**SB 1054** was passed by (Record 1719): 139 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; 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; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Raney; Raymond; Reynolds; Rogers; 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; Walle; Wilson; Wu; Zwiener.

Nays — Ramos.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Lopez, R.; Rose.

### STATEMENTS OF VOTE

When Record No. 1719 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1719 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

### SB 989 ON THIRD READING

**(Bonnen, Kacal, K. King, Rose, A. Johnson, et al. - House Sponsors)**

**SB 989**, A bill to be entitled An Act relating to health benefit plan coverage for certain biomarker testing.

**SB 989** was passed by (Record 1720): 114 Yeas, 24 Nays, 2 Present, not voting.

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

Nays — Bell, C.; Bell, K.; Cain; DeAyala; Dorazio; Gerdes; Harris, C.J.; Harrison; Hayes; Hefner; Isaac; Patterson; Schaefer; Schatzline; Shaheen; Slawson; Spiller; Swanson; Thimesch; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Jones, V.; Leo-Wilson; Tepper.

### STATEMENTS OF VOTE

When Record No. 1720 was taken, I was shown voting no. I intended to vote yes.

C. Bell

When Record No. 1720 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 1720 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

When Record No. 1720 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1720 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1720 was taken, I was shown voting no. I intended to vote yes.

Swanson

When Record No. 1720 was taken, I was shown voting present, not voting. I intended to vote yes.

E. Thompson

### SB 478 ON THIRD READING (K. King - House Sponsor)

**SB 478**, A bill to be entitled An Act relating to the administration of the motorcycle operator training and safety program and requirements for the issuance of certain driver's licenses and commercial driver's licenses; requiring an occupational license; authorizing a fee.

**SB 478** was passed by (Record 1721): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bumgarner; Burns; Burrows; Button; Cain; 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; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.;

Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; 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(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

### STATEMENT OF VOTE

When Record No. 1721 was taken, I was excused because of illness. I would have voted yes.

Murr

### SB 62 ON THIRD READING (Guillen - House Sponsor)

**SB 62**, A bill to be entitled An Act relating to posting certain documents and information related to certain real property sales on a county's Internet website.

**SB 62** was passed by (Record 1722): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; 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; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; 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(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

### STATEMENT OF VOTE

When Record No. 1722 was taken, I was excused because of illness. I would have voted yes.

Murr

#### **SB 1300 ON THIRD READING (S. Thompson - House Sponsor)**

**SB 1300**, A bill to be entitled An Act relating to the disposition and removal of a decedent's remains.

**SB 1300** was passed by (Record 1723): 141 Yeas, 0 Nays, 1 Present, not voting.

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

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Burrows.

### STATEMENT OF VOTE

When Record No. 1723 was taken, I was excused because of illness. I would have voted yes.

Murr

#### **SB 1246 ON THIRD READING (Bonnen - House Sponsor)**

**SB 1246**, A bill to be entitled An Act relating to authorized investments of public money by certain governmental entities and the confidentiality of certain information related to those investments.

**SB 1246** was passed by (Record 1724): 129 Yeas, 11 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, V.; Kacal; King, K.; Kitzman; 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; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; Romero; Rose; Schaefer; Schatzline; Schofield; Shaheen; Shine; Slawson; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bryant; Davis; Hinojosa; Jones, J.; Lopez, R.; Morales, C.; Plesa; Ramos; Reynolds; Rosenthal; Thompson, S.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Geren; King, T.

### STATEMENTS OF VOTE

When Record No. 1724 was taken, I was shown voting yes. I intended to vote no.

V. Jones

When Record No. 1724 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1724 was taken, I was shown voting yes. I intended to vote no.

Rose

### SB 1237 ON THIRD READING (Geren - House Sponsor)

**SB 1237**, A bill to be entitled An Act relating to compensation and leave for certain security officers or investigators commissioned as peace officers by the comptroller.

**SB 1237** was passed by (Record 1725): 135 Yeas, 4 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; 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; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; 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; Troclair; Turner; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Cain; Harrison; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Lambert; Plesa; Shaheen.

#### STATEMENTS OF VOTE

When Record No. 1725 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1725 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1725 was taken, I was in the house but away from my desk. I would have voted yes.

Plesa

#### SB 1213 ON THIRD READING (Goldman - House Sponsor)

**SB 1213**, A bill to be entitled An Act relating to the establishment of the Mold Assessment and Remediation Advisory Board under the Texas Department of Licensing and Regulation.

**SB 1213** was passed by (Record 1726): 112 Yeas, 29 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Cunningham; Darby;



Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; 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; 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; Orr; Ortega; Patterson; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Shaheen; Shine; Stucky; Swanson; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, K.; Bumgarner; Cain; Cook; Dorazio; Harrison; Hayes; Hefner; Isaac; Leach; Leo-Wilson; Noble; Oliverson; Paul; Rogers; Schaefer; Schatzline; Schofield; Slawson; Smith; Smithee; Spiller; Tepper; Thimesch; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Bell, C.

### STATEMENTS OF VOTE

When Record No. 1726 was taken, I was shown voting yes. I intended to vote no.

Allison

When Record No. 1726 was taken, I was shown voting yes. I intended to vote no.

Canales

When Record No. 1726 was taken, I was excused because of illness. I would have voted yes.

Murr

### SB 2032 ON THIRD READING (Buckley - House Sponsor)

**SB 2032**, A bill to be entitled An Act relating to adult high school charter school programs.

**SB 2032** was passed by (Record 1727): 139 Yeas, 0 Nays, 1 Present, not voting.

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

Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raymond; Reynolds; Rogers; 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; Walle; Wilson; Wu; Zwiener.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Frazier; Raney; Rose.

### STATEMENTS OF VOTE

When Record No. 1727 was taken, I was in the house but away from my desk. I would have voted yes.

Frazier

When Record No. 1727 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1727 was taken, I was in the house but away from my desk. I would have voted yes.

Rose

### SB 2173 ON THIRD READING (Dean - House Sponsor)

**SB 2173**, A bill to be entitled An Act relating to a pilot program for the safe disposal of prescription drugs, including controlled substance prescription drugs.

**SB 2173** was passed by (Record 1728): 130 Yeas, 11 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Collier; 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.; 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, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Orr; Ortega;

Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Schaefer; 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; Cook; Harrison; Hayes; Hefner; Isaac; Leo-Wilson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Schatzline.

### STATEMENTS OF VOTE

When Record No. 1728 was taken, I was shown voting yes. I intended to vote no.

Bumgarner

When Record No. 1728 was taken, I was shown voting no. I intended to vote yes.

Hefner

When Record No. 1728 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1728 was taken, I was shown voting yes. I intended to vote no.

Schaefer

When Record No. 1728 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

### SB 1602 ON THIRD READING

**(Cain, Vasut, Schofield, Smith, E. Thompson, et al. - House Sponsors)**

**SB 1602**, A bill to be entitled An Act relating to venue and choice of law for certain actions involving censorship by social media platforms.

**SB 1602** was passed by (Record 1729): 86 Yeas, 55 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; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Holland; Hull; Hunter; Isaac; Jetton; Kacal; King, K.; Kitzman; Kuempel; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morales, E.; Morrison; Muñoz;

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; Canales; Cole; Collier; Cortez; Davis; Flores; Gámez; Garcia; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; King, T.; Lalani; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales Shaw; 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 — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Frazier.

### STATEMENTS OF VOTE

When Record No. 1729 was taken, I was in the house but away from my desk. I would have voted yes.

Frazier

When Record No. 1729 was taken, I was shown voting yes. I intended to vote no.

Gervin-Hawkins

When Record No. 1729 was taken, I was shown voting yes. I intended to vote no.

E. Morales

When Record No. 1729 was taken, I was excused because of illness. I would have voted yes.

Murr

### SB 1429 ON THIRD READING (Herrero - House Sponsor)

**SB 1429**, A bill to be entitled An Act relating to the use of standardized examinations by a school of nursing or educational program.

**SB 1429** was passed by (Record 1730): 138 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; 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; Hernandez; Herrero; Hinojosa;

Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; 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.; Tinderholt; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Hefner; Johnson, J.D.; Swanson.

### STATEMENTS OF VOTE

When Record No. 1730 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1730 was taken, I was in the house but away from my desk. I would have voted yes.

Swanson

When Record No. 1730 was taken, I was shown voting no. I intended to vote yes.

Toth

### SB 1444 ON THIRD READING (Bucy - House Sponsor)

**SB 1444**, A bill to be entitled An Act relating to the public retirement systems for employees of certain municipalities.

**SB 1444** was passed by (Record 1731): 129 Yeas, 12 Nays, 2 Present, not voting.

Yeas — Allen; Allison; Anchiá; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; 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; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.;

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

Nays — Cain; Harrison; Isaac; Leo-Wilson; Schaefer; Schofield; Slawson; Swanson; Tinderholt; Toth; Troxclair; Vasut.

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

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

### STATEMENTS OF VOTE

When Record No. 1731 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1731 was taken, I was shown voting yes. I intended to vote no.

Schatzline

### SB 944 ON THIRD READING (Lambert - House Sponsor)

**SB 944**, A bill to be entitled An Act relating to the commitment order for individuals with intellectual disabilities who are committed to state supported living centers.

**SB 944** was passed by (Record 1732): 134 Yeas, 8 Nays, 1 Present, not voting.

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

Nays — Gámez; Guerra; Hinojosa; Isaac; Morales, C.; Plesa; Ramos; Reynolds.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

### STATEMENTS OF VOTE

When Record No. 1732 was taken, I was shown voting no. I intended to vote yes.

Gámez

When Record No. 1732 was taken, I was shown voting no. I intended to vote yes.

Isaac

When Record No. 1732 was taken, I was shown voting yes. I intended to vote no.

J. Jones

When Record No. 1732 was taken, I was excused because of illness. I would have voted yes.

Murr

### SB 780 ON THIRD READING (Hefner, et al. - House Sponsors)

**SB 780**, A bill to be entitled An Act relating to emergency possession of certain abandoned children by designated emergency infant care providers.

#### Amendment No. 1

Representative Morrison offered the following amendment to **SB 780**:

Amend **SB 780** on third reading in SECTION 1 of the bill as follows:

(1) In the recital, strike "(3), (4), and (5)" and substitute "(3) and (4)".

(2) In amended Section 262.301(1)(D)(ii), Family Code, immediately following the underlined semicolon, insert "or".

(3) Strike added Sections 262.301(T)(E) and (F), Family Code, and substitute the following:

(E) a fire department.

(4) Strike added Section 262.301(4), Family Code, and renumber subsequent subdivisions of the section accordingly.

Amendment No. 1 was adopted.

**SB 780**, as amended, was passed by (Record 1733): 125 Yeas, 15 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, M.; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Harrison; Hayes; Hefner; Hernandez; Herrero; Holland; Howard; Hull; Hunter; Isaac; Jetton; Johnson, A.; 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; Martinez; Martinez Fischer; Metcalf; Meyer; Moody; Morales, E.; Morales Shaw; Morrison; Muñoz; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; Price; Raney; Raymond; Rogers; 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; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bryant; Collier; Davis; Flores; González, J.; Goodwin; Hinojosa; Manuel; Meza; Morales, C.; Neave Criado; Plesa; Ramos; Reynolds; Romero.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Johnson, J.D.; Talarico.

### STATEMENTS OF VOTE

When Record No. 1733 was taken, I was shown voting yes. I intended to vote no.

Canales

When Record No. 1733 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1733 was taken, I was shown voting no. I intended to vote yes.

Neave Criado

When Record No. 1733 was taken, I was shown voting yes. I intended to vote no.

Rose

### SB 745 ON THIRD READING (Noble - House Sponsor)

**SB 745**, A bill to be entitled An Act relating to fraud prevention under certain health care programs.

**SB 745** was passed by (Record 1734): 139 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; 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.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; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; 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.

Nays — Craddick.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Harris, C.E.; Jones, V.

### STATEMENTS OF VOTE

When Record No. 1734 was taken, I was shown voting no. I intended to vote yes.

Craddick

When Record No. 1734 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

When Record No. 1734 was taken, I was excused because of illness. I would have voted yes.

Murr

### SB 1145 ON THIRD READING

**(Talarico, Button, Bernal, J.E. Johnson, and Goodwin - House Sponsors)**

**SB 1145**, A bill to be entitled An Act relating to a local option exemption from ad valorem taxation by a county or municipality of all or part of the appraised value of real property used to operate a child-care facility.

**SB 1145** was passed by (Record 1735): 109 Yeas, 33 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchiá; Anderson; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Collier; Cortez; Craddick; Cunningham; Darby; Davis; Dean; Dutton; Flores; Frank; Frazier; Gámez; García; Gates; Gerdes; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Harris, C.J.; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Oliverson; Orr;

Ortega; Perez; Plesa; Ramos; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Shine; Smith; Stucky; Talarico; Thierry; Thompson, E.; Thompson, S.; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Ashby; Bumgarner; Cain; Cook; DeAyala; Dorazio; Geren; Harrison; Hayes; Hefner; Hull; Isaac; Kitzman; Leo-Wilson; Noble; Patterson; Paul; Price; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Smithee; Spiller; Swanson; Tepper; Thimesch; Tinderholt; Toth; Troxclair; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

### STATEMENTS OF VOTE

When Record No. 1735 was taken, I was shown voting yes. I intended to vote no.

Dean

When Record No. 1735 was taken, I was shown voting yes. I intended to vote no.

C.E. Harris

When Record No. 1735 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1735 was taken, I was excused because of illness. I would have voted yes.

Murr

### SB 895 ON THIRD READING

#### (Lambert and Ashby - House Sponsors)

**SB 895**, A bill to be entitled An Act relating to the regulation of money services businesses; creating a criminal offense; creating administrative penalties; authorizing the imposition of a fee.

**SB 895** was passed by (Record 1736): 116 Yeas, 22 Nays, 1 Present, not voting.

Yeas — Allison; Anchía; Anderson; Ashby; Bailes; Bernal; Bhojani; Bonnen; Bowers; Bryant; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; Dean; DeAyala; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Harris, C.E.; Hernandez; Herrero; Hinojosa; Holland; Howard; Hunter; Jetton; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Paul;

Perez; Plesa; Price; Raney; Raymond; Reynolds; Rogers; Romero; Rose; Rosenthal; Shaheen; Shine; Smithee; Spiller; Stucky; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Bell, K.; Bumgarner; Cain; Dorazio; Harrison; Hefner; Hull; Isaac; Leo-Wilson; Metcalf; Ramos; Schaefer; Schatzline; Schofield; Slawson; Smith; Swanson; Tinderholt; Toth; Vasut; Wilson.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Allen; Buckley; Harris, C.J.; Hayes.

### STATEMENTS OF VOTE

When Record No. 1736 was taken, I was in the house but away from my desk. I would have voted yes.

Buckley

When Record No. 1736 was taken, I was shown voting yes. I intended to vote no.

Canales

When Record No. 1736 was taken, I was in the house but away from my desk. I would have voted yes.

C.J. Harris

When Record No. 1736 was taken, I was in the house but away from my desk. I would have voted no.

Hayes

When Record No. 1736 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1736 was taken, I was excused because of illness. I would have voted yes.

Murr

### SB 922 ON THIRD READING

**(Orr, Rogers, Frazier, C.J. Harris, et al. - House Sponsors)**

**SB 922**, A bill to be entitled An Act relating to legislative leave for certain peace officers commissioned by the Parks and Wildlife Department.

**SB 922** was passed by (Record 1737): 140 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; 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.; 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; Neave Criado; Noble; Oliverson; 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.

Nays — Ramos.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — King, T.

### STATEMENTS OF VOTE

When Record No. 1737 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1737 was taken, I was shown voting no. I intended to vote yes.

Ramos

### SB 1725 ON THIRD READING (Leo-Wilson - House Sponsor)

**SB 1725**, A bill to be entitled An Act relating to the expunction of certain convictions or arrests of a minor for certain alcohol-related offenses.

**SB 1725** was passed by (Record 1738): 139 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Buckley; Bumgarner; Burns; Burrows; Button; Cain; 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.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody;

Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; 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 — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Bryant; Johnson, J.D.; Rogers.

### STATEMENTS OF VOTE

When Record No. 1738 was taken, I was in the house but away from my desk. I would have voted yes.

Bryant

When Record No. 1738 was taken, I was excused because of illness. I would have voted yes.

Murr

### SB 1768 ON THIRD READING (Bryant - House Sponsor)

**SB 1768**, A bill to be entitled An Act relating to the correction or removal of certain obsolete provisions of the Property Code.

**SB 1768** was passed by (Record 1739): 136 Yeas, 6 Nays, 1 Present, not voting.

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

Nays — Buckley; Cain; Patterson; Shaheen; Slawson; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

### STATEMENTS OF VOTE

When Record No. 1739 was taken, I was shown voting yes. I intended to vote no.

Hefner

When Record No. 1739 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1739 was taken, I was excused because of illness. I would have voted yes.

Murr

When Record No. 1739 was taken, I was shown voting yes. I intended to vote no.

Schatzline

### SB 409 ON THIRD READING (Leach, et al. - House Sponsors)

**SB 409**, A bill to be entitled An Act relating to the rights of victims, guardians of victims, and close relatives of deceased victims in the criminal justice system.

**SB 409** was passed by (Record 1740): 140 Yeas, 0 Nays, 1 Present, not voting.

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

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Hayes; Jones, J.

**STATEMENTS OF VOTE**

When Record No. 1740 was taken, I was in the house but away from my desk. I would have voted yes.

Hayes

When Record No. 1740 was taken, I was in the house but away from my desk. I would have voted yes.

J. Jones

When Record No. 1740 was taken, I was excused because of illness. I would have voted yes.

Murr

**SB 224 - RULES SUSPENDED  
HOUSE SPONSOR AUTHORIZED**

Representative Guillen moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Cunningham and Wu as house sponsors to **SB 224**.

The motion prevailed.

**SB 224 ON THIRD READING**

**(Leach, Hull, Oliverson, Goldman, Walle, et al. - House Sponsors)**

**SB 224**, A bill to be entitled An Act relating to catalytic converters, including criminal conduct involving catalytic converters; providing an administrative penalty; creating a criminal offense; increasing a criminal penalty; increasing a fee.

**SB 224** was passed by (Record 1741): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; 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; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; 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(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

### STATEMENT OF VOTE

When Record No. 1741 was taken, I was excused because of illness. I would have voted yes.

Murr

### 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. 24).

#### SB 28 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative T. King moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Price and Kacal as house sponsors to **SB 28**.

The motion prevailed.

#### SJR 75 - RULES SUSPENDED HOUSE SPONSOR AUTHORIZED

Representative T. King moved to suspend Rule 8, Section 5(d), of the House Rules to designate Representatives Price and Kacal as house sponsors to **SJR 75**.

The motion prevailed.

### MAJOR STATE CALENDAR SENATE BILLS SECOND READING

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

#### CSSB 28 ON SECOND READING (T. King, Troxclair, et al. - House Sponsors)

**CSSB 28**, A bill to be entitled An Act relating to financial assistance provided and programs administered by the Texas Water Development Board.

#### Amendment No. 1

Representative T. King offered the following amendment to **CSSB 28**:

Amend **CSSB 28** (house committee report) as follows:

(1) On page 2, line 10, between "treasury" and the underlined period, insert "administered by the board".

(2) On page 8, strike lines 14 through 15 and reletter subsequent subsections and references to those subsections accordingly.

(3) On page 9, strike lines 4 through 6 and substitute the following:  
in the fund shall be held and invested by the Texas Treasury Safekeeping Trust Company, taking into account the purposes for which money in the fund may be used.



(4) On page 9, strike lines 9 through 19 and substitute the following:

(c) In managing the assets of the fund, the trust company may acquire, exchange, sell,

(5) On page 9, between lines 26 and 27, insert the following:

(d) Section 404.094(d), Government Code, applies to the fund.

(6) On page 14, strike lines 22 through 24 and reletter subsequent subsections and references to those subsections accordingly.

Amendment No. 1 was adopted.

### **Amendment No. 2**

Representative T. King offered the following amendment to **CSSB 28**:

Amend **CSSB 28** (house committee report) as follows:

(1) On page 10, line 18, strike "and".

(2) On page 10, line 19, between "strategies" and the underlined period, insert the following:

; and

(5) water loss mitigation projects

Amendment No. 2 was adopted.

### **Amendment No. 3**

Representative Ramos offered the following amendment to **CSSB 28**:

Amend **CSSB 28** (house committee report) on page 10 as follows:

(1) On line 11, strike "and".

(2) On line 13, immediately following the underlined semicolon, add the following:

and

(C) economically distressed areas, as defined by Section 17.921;

Amendment No. 3 was adopted.

### **CSSB 28 - REMARKS**

REPRESENTATIVE GÁMEZ: Mr. Chairman, I just want to thank you so much for championing this legislation which really focuses on emphasizing water infrastructure for colonias across the border. I just wanted to ask: Would this legislation potentially allow cooperation and coordination from entities like the North American Development Bank, which has worked previously for funding water infrastructure projects in our area?

REPRESENTATIVE T. KING: Yes, ma'am. I want to thank you also for your great work on this committee, Representative Gámez. Yes, the NAD Bank has a good working relationship with the Water Development Board, and there's nothing in this legislation that would keep them from continuing to have that relationship.

GÁMEZ: So it would allow them to continue to work with grant dollars in our area?

T. KING: Yes, ma'am.

### REMARKS ORDERED PRINTED

Representative Gámez moved to print remarks between Representative T. King and Representative Gámez on **CSSB 28**.

The motion prevailed.

A record vote was requested.

**CSSB 28**, as amended, was passed to third reading by (Record 1742): 139 Yeas, 1 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchiá; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; 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; 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; Neave Criado; Noble; Oliverson; 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.

Nays — Jones, J.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Davis; Holland.

### STATEMENT OF VOTE

When Record No. 1742 was taken, I was shown voting no. I intended to vote yes.

J. Jones

### CSSB 1397 ON SECOND READING

**(K. Bell, Holland, Goldman, Canales, Clardy, et al. - House Sponsors)**

**CSSB 1397**, A bill to be entitled An Act relating to the continuation and functions of the Texas Commission on Environmental Quality.

**CSSB 1397 - REMARKS**

REPRESENTATIVE K. BELL: **CSSB 1397** is the culmination of the Sunset Advisory Commission's review over the last year and addresses improvements to TCEQ's decision-making and transparency, opportunities for public input, and dissemination of public information. Also updating TCEQ's enforcement practices to better focus on the most significant violations and ensure staff treat potential violators consistently based on severity. Major provisions of the bill include extending the public comment period and the opportunity to address contested case hearings for certain air permit applications to 36 hours after a public meeting on the permit, if one is held. It also requires TCEQ to post all permit applications, including associated materials and amendments, as well as electronic notices of applications on TCEQ's website. It makes the electronic posting of permit applications and notices be in addition to physical posting requirements. It requires a permit applicant that publishes the notice to submit a copy of the published notice and a publisher's affidavit. It also creates an enforcement diversion program for small businesses and local governments and requires TCEQ to notify legislators when any permit application that requires public notice is submitted in their legislative district. It requires TCEQ-regulated entities, with temporary or open-ended permits, to annually conform their operation status and requires the legislative Environmental Flows Advisory Group to adopt a biennial statewide work plan for updating environmental flow standards. It requires TCEQ to consider all severities of violations in classifying entities as a repeat violator. It increases TCEQ's maximum administrative penalty from \$25,000 to \$40,000 per day for violations that caused an actual harmful release of pollutant or an actual unlawful diversion of water where the permit holder has committed a similar violation previously, received a penalty, and the permit holder could have reasonably anticipated and avoided the violation. It continues the Texas Commission on Environmental Quality for 12 years and ensures only the agency, not its statute, is subject to abolishment.

REPRESENTATIVE REYNOLDS: Representative Bell, as you know, I have spoken to you quite extensively about this bill that you just laid out. I voted for it in committee—we served on the Environmental Regulation Committee together—and I plan to vote for it today. I want to commend you. As I told you privately, I want to tell you publicly: You have done an extensive job. You have done a lot of due diligence, you've worked hard—you and your staff have really shepherded this through—in working with different stakeholders to make it a better bill. I believe that the version that you worked on is even better than the senate's, and I think that you have many good provisions in the bill, and I will definitely support it today. I think that this bill will improve transparency, public participation, and hopefully enforcement of our environmental laws. I had planned to offer a few amendments on the bill, but after talking to you, I decided instead to have a few questions for you for legislative intent. So Representative Bell, is it true that the bill before us today says that, in addition to being a major violation, the TCEQ must find that the company previously committed a

violation of the same nature that resulted in an assessment of an administrative penalty and that the person could have reasonably anticipated and avoided the violation?

K. BELL: Yes, that's correct.

REYNOLDS: And is it your understanding that the criteria was changed slightly based on input from the senate and stakeholders, but still maintains the ability for the TCEQ to apply a higher administrative fine for major violations? There are some additional conditions to when the TCEQ can apply those higher fines as is the intent to be applied to the most egregious and willful actors. Is that correct?

K. BELL: Yes, that is correct, and that is the intent of the increased fines.

REYNOLDS: So if you had a company that had previously violated its permit limits by illegally releasing pollutants and then had another violation that released another pollutant, because they are both releases, TCEQ could consider and assess at a higher fine of \$40,000 per day for the violation?

K. BELL: Correct, Representative Reynolds. What is important is the company in both cases would have similar violations which would have been illegal air pollution.

REYNOLDS: Thank you. One other issue I wanted to bring up with you is the cumulative impact. As you know, in many areas of Texas many communities are facing not only existent high levels of pollution, but as industry expands, even more pollution. Are you aware of that?

K. BELL: Yes, sir, I am aware.

REYNOLDS: And many have criticized TCEQ, including myself, for not adequately considering cumulative impacts when granting new permits. Whether it be for the smaller permits, like concrete batch plants—which there have been an abundance of problems—or even large industrial chemical plants in areas like mine that are considered to be nonattainment areas because of high levels of ozone pollution. Is it true that **CSSB 1397** is silent on whether TCEQ should do a better job of considering cumulative impacts and permeating processes?

K. BELL: There is nothing in this bill currently that is reviewing cumulative impacts.

REYNOLDS: Is it your intent that TCEQ should not consider cumulative impacts?

K. BELL: No, Representative Reynolds, they do currently consider cumulative impacts. In fact, we believe federal and state law is already clear that TCEQ should take into consideration cumulative impacts, particularly in nonattainment areas. In fact, recently the TCEQ has proposed a new standard permit for concrete batch plants that is currently open for public comments. In that proposal, TCEQ is proposing to amend the concrete batch plant standard permit, which will include an updated protectiveness review to address potential health impacts of concrete batch plants registered under the standard permit. That includes background concentrations to address cumulative impact concerns.

REYNOLDS: So you think TCEQ already has the tools it needs to consider cumulative impacts and decide on whether to grant a new permit without the need for statutory change?

K. BELL: Correct.

REYNOLDS: Representative Bell, I want to really thank you for working in a balanced approach. I know you worked with industry and with various other stakeholders, aggrieved parties, and everyone to make what I think is a better bill. I really appreciate the clarity that you have given.

(Goldman in the chair)

REPRESENTATIVE ZWIENER: I know there's a lot going on on the floor this time of the session, but I really appreciate your leadership in making sure that the agency that's responsible for clean air and clean water here in Texas is in good fighting shape. I wanted to ask you about a couple things we've talked about over the course of this session. As you know, I worked a lot last session on some legislation to try and increase the maximum possible penalty TCEQ could assess for violations. Representative Bell, does the sunset bill address those possible maximum penalties?

K. BELL: Yes, Representative Zwiener. It increases the fine from \$25,000 to \$40,000 for administrative penalties.

ZWIENER: Thank you so much for making sure those penalties are meaningful and I hope that we make sure that they keep up with inflation as it goes on. Another issue I'd worked on previously—and that Representative Farrar worked on before you and I were ever even in the legislature—was this concern about transparency and whether or not everyday Texans could find water and air permits easily. What changes has this bill made to make sure they can find those permits?

K. BELL: We have now provided that they be posted online once they're administratively correct, and then made provisions that, if people do not have connectivity, that would be taken into consideration and accommodations be made.

ZWIENER: So if somebody lives, say, in your district out in Forney, they no longer have to physically get to a TCEQ office to get those permits. They can find them online to see all the necessary information, is that correct?

K. BELL: That is correct—once they're administratively complete.

ZWIENER: Thank you so much, Representative Bell, for all your work.

REPRESENTATIVE MORALES SHAW: You're popular today, Representative Bell. I'd be remiss if I didn't thank you for your work at the beginning of session. I know how hard you worked over the interim on this. Shout out to Georgeanne—your chief of staff, and to Senator Schwertner for increasing transparency at the TCEQ and giving them the tools they need to do enforcement

against bad actors. I just wanted to thank you for your help on moving those steps forward. I think Representative Zwiener elaborated on that, so I won't repeat that. I just want to thank you for all of your help in that.

K. BELL: Thank you, Representative Morales Shaw. I appreciate your kind words.

REPRESENTATIVE ANCHÍA: I was asked to try to amend the sunset bill. Having been a former member of Sunset, I declined. It's important that you're able to focus on the continuing operations of TCEQ. You do serve on the Environmental Regulation Committee, and I would ask that, if you have an opportunity to offer some thoughts on interim charges in your committee, and Chairman Landgraf's committee, related to cumulative impacts of the batch plants and other industrial uses that my constituents live with on a daily basis in West Dallas, I'd be grateful. I do believe you're sincere in your efforts to try to improve the quality of life of my constituents and other people who are similarly situated. So I simply wanted to ask you if that's something we could work on in the interim?

K. BELL: Certainly, Representative. And you know, the protectiveness review that was just released in April—the standard permit for batch plants—that's going through the review. I believe that's been posted on the Texas Register. There's a comment period that's going to occur as TCEQ works through that new permitting process. Certainly, I know the chairman is up here and he'll take that under advisement.

ANCHÍA: I hope that you and I get to come back for the 2025 session. But to the extent that the notice and comment period doesn't fully protect constituents, I look forward to locking arms with you and working on that during the next session.

REPRESENTATIVE DUTTON: Thank you, Mr. Bell. Thank you for your work on this. I just had a couple of questions. One is I spoke to you about that TCEQ is required to have certain hearings in regard to an application for a permit. And one of the things that always bothered me—and I hope you've done something about it in your bill—is they have, as they did in my district, a hearing on a permit application and yet all of the people from TCEQ were sitting there listening, but they were not recording it and not taking anything down. And when I got up to speak, I asked what were they going to do with the information that was obtained at the hearing, and I was surprised when they said, "Nothing." And I thought why are we having a hearing if the comments from the public don't mean anything and aren't going to be taken at all by the commission, in terms of either the application or responding to the application? Does your bill do anything about that particular situation?

K. BELL: If you go back to our recommendation 1.1 in the process—that's in Section 4 of the bill—we've extended the opportunity for the public comment period, and a period for which a contested case hearing may be requested for a permit application. It will now remain open for at least 36 hours after the conclusion of a public meeting for air permit applications when a consolidated

notice of receipt of application and an attempt to obtain a permit and notice of application of preliminary decision if a public meeting is held. So it will be withheld for an additional 36 hours. That's new provisions to this statute.

DUTTON: Will the agency be required to do anything with the public comments?

K. BELL: They certainly would get them, would extend them for 36 hours, and then they would take that under advisement. But once that permit is administratively correct, it's based upon the science that exists for them to issue that permit. That includes the cumulative effects they're looking at right now through that standard permit—

DUTTON: And if the science is in contradiction to the public comments, then the agency is obligated to listen to the science?

K. BELL: That is correct. The permit is issued based upon the science.

DUTTON: And so the public comments do or don't mean anything? I'm not quite sure I understand.

K. BELL: Well, they certainly mean something. And certainly when someone ends up being an affected person they could end up having a contested case hearing and then it goes through the process—through the commission, and then they decide whether or not that's going on the—

DUTTON: But to be an affected person, you have to live within 440 yards of the facility that's being permitted?

K. BELL: That's correct, Chairman Dutton. It's 440 yards from the facility.

DUTTON: Right. And so if you live outside the 440 yards, the comment period doesn't mean anything to anybody because they don't live within the prescribed 440 yards. And only the people within the 440 yards are eligible for TCEQ to do anything with the application.

K. BELL: That is correct. At the end of the day it would be up to this body in the legislature to discern whether or not that needs to be extended past that 440 yards.

DUTTON: Okay. Because one of the things I always considered is that the affected persons do not include state legislators or state senators. And that's not changed in your bill, is it?

K. BELL: You're correct, Chairman. It has not changed, and they are not affected persons.

DUTTON: Well, thank you for your help on this. I think we've still got a long way to go to get to where I believe this permitting process is one that's at least responsive to Texans—particularly Texans who live in areas that are most affected by the permit application. But thank you for your work.

K. BELL: Thank you, Mr. Chairman.

REPRESENTATIVE COLLIER: I wanted to thank you again for your work, but I wanted to follow up on the questions that Representative Dutton was just asking you about. My constituents are very involved and active when it comes down to

TCEQ permitting, especially in our district. Some of the concerns that they raised is that they are not considered an affected person because of the distance that is used—which is currently 440 yards, I think. And it's from the actual site of production. It's not from the property line, but the site of production. That pretty much excludes a lot of people. Did you give any thought to extending that yardage, or that distance marker, to 880 yards or 800 yards, even?

K. BELL: As I stated before, through the cumulative effects and the updated process that they're going through to look at the protectiveness review and how that's going to impact the future permit. That would all be up for the TCEQ to discern how that permit is going to change. If you go to that permit and look at it, that's what is defined on that permit. It's 440 yards to be an affected person. If that doesn't change through their rulemaking, then certainly this legislative body could come back and do that in a future legislative session. This bill is about the operations—the continued operations—of TCEQ, not a process of changing the distance that creates an affected person.

COLLIER: I understand that, but you did make other changes that were not solely related to the process. There were substantive changes that were made to the rules and how TCEQ interprets things. That's why I'm asking if that was considered. What I'm hearing is—is it your understanding that TCEQ already has authority to change the distance marker?

K. BELL: They are only able to change the requirements of the permit and the science. To move the distance, that would take a legislative act.

COLLIER: So you think that TCEQ could move the distance themselves?

K. BELL: No. Only they can discern the science of being able to issue that permit. The distance would require a legislative act by the legislature.

COLLIER: The thing is that so many people are frustrated because they feel like they're not being heard because the distance excludes them. But they don't even think that the science is considering their concerns when it comes down to quality of air and then when you add in transportation on top of that. My understanding is that TCEQ does not consider the trucks that bring in or take out the material product because that's not part of the TCEQ deliberation. So there's a lot of things that go into this that our constituents are frustrated about, and I just wanted to see if you took that into consideration when you're talking about continuing the function of TCEQ?

K. BELL: I would tell you that TCEQ does address cumulative exposure—not only the permits they issue through a very robust ambient monitoring program and new enhanced equipment that lets the agency go into neighborhoods with mobile monitors, depending on the pollutant of concern. In addition to concentrations caused by mobile sources also captured by the air monitors when the monitors are located in an urban area. The monitoring they do to look at cumulative effects does include the concentrations caused by mobile sources and sources outside of, for instance, a concrete batch plant.



COLLIER: Well, I will say that TCEQ has always been responsive and helpful, so thank you for what you're doing. I appreciate it.

### REMARKS ORDERED PRINTED

Representative Reynolds moved to print all remarks on **CSSB 1397**.

The motion prevailed.

#### Amendment No. 1

Representative K. Bell offered the following amendment to **CSSB 1397**:

Amend **CSSB 1397** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. The heading to Chapter 28A, Water Code, is amended to read as follows:

CHAPTER 28A. [~~REGISTRATION AND INSPECTION OF~~] CERTAIN  
AGGREGATE PRODUCTION OPERATIONS

SECTION \_\_\_\_\_. Chapter 28A, Water Code, is amended by adding Subchapter D to read as follows:

#### SUBCHAPTER D. BEST MANAGEMENT PRACTICES

Sec. 28A.151. BEST MANAGEMENT PRACTICES. (a) The commission shall develop and make accessible on the commission's Internet website recommended best management practices for aggregate production operations that operate under the jurisdiction of the commission. The best management practices must include operational issues related to:

- (1) dust control;
- (2) water use; and
- (3) water storage.

(b) The commission may coordinate with other agencies when developing the best management practices under this section.

(c) The best management practices developed under this section are not subject to enforcement by the commission.

#### AMENDMENT NO. 1 - REMARKS

REPRESENTATIVE K. BELL: This perfecting amendment requires TCEQ to develop and publish, on the agency's website, best management practices for aggregate production operations.

Amendment No. 1 was adopted.

#### Amendment No. 2

Representative Turner offered the following amendment to **CSSB 1397**:

Amend **CSSB 1397** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Subchapter B, Chapter 382, Health and Safety Code, is amended by adding Section 382.0162 to read as follows:

Sec. 382.0162. AIR QUALITY MONITORS NEAR CERTAIN GAS WELLS. The commission shall install and maintain a permanent air quality monitor near each gas well located in a county with a population of two million or more. The commission shall monitor the emissions of air contaminants from the gas well, including the air contaminants identified under Section 382.0161(a)(1).

#### AMENDMENT NO. 2 - REMARKS

REPRESENTATIVE TURNER: I am going to speak for a minute on this amendment. This amendment would require the TCEQ to install, maintain, and monitor permanent air quality monitors near gas wells located in counties with a population of two million or more people. There are four counties in this state that meet that population bracket: Harris, Dallas, Bexar, and Tarrant.

Let me tell you why I am laying out this amendment. If you look at this information from TCEQ that Representative Bell was kind enough to get for me—Harris County has 88 gas wells currently, Dallas County has 46, Bexar County has zero, and Tarrant County has 3,999. I am going to round up and say 4,000. In Tarrant County, we have 4,000 gas wells currently, and many are in industrial areas. Some are in commercial areas, but they are also in residential areas. They are also located near schools and near day care centers. Many of my constituents, and others in Tarrant County, are exposed to emissions associated with urban gas drilling on a daily basis—particularly potentially harmful particulate matter and other emissions.

Different emissions that TCEQ does monitor for associated with gas wells includes volatile organic compounds, such as benzene, that are known to cause eye, nose, and throat irritation; headaches; nosebleeds; fatigue; nausea; and dizziness. Particulate matter is tiny particles or droplets in the air that reduce visibility and cause the air to appear hazy. In addition to the aforementioned effects, long term exposure to particulate matter is associated with increased rates of chronic bronchitis, reduced lung function, and increased mortality from lung cancer and heart disease. Continuous gaseous emissions, like NO<sub>x</sub> emissions, cause damage to the respiratory tract and increase a person's vulnerability to and the severity of respiratory infections and asthma. Long term exposure can cause chronic lung disease. And of course, NO<sub>x</sub> is a primary contributor to our ozone nonattainment status in the Dallas-Fort Worth Metroplex.

According to the University of North Texas Health Science Center at Fort Worth, Tarrant County children are more than twice as likely to suffer from asthma as children in other parts of Texas. Tarrant County children, ages zero to 14—about 75,000 of them have asthma. By age nine, 25 percent of the county's children are diagnosed with asthma with a disproportionate number of cases among the county's African American children. Due to infrequent, noncontiguous monitoring we do not know the amount of pollutants our constituents in Tarrant County are breathing in. I think more must be done, at the very least, to measure the amount of chemicals produced by these wells. That's why my amendment would require permanent air quality monitoring near gas wells.

I think this is important because in 2015 the legislature passed **HB 40**, giving the state exclusive jurisdiction to regulate oil and gas operations and the expressed preemption of local regulation of those operations. The state has made that decision and therefore our municipalities have very little, if any, input as to the placement of oil and gas operations. And so if the state is going to preempt local jurisdictions' ability to regulate with respect to many health and safety concerns, I think it is also the state's responsibility—in this case TCEQ's responsibility—to ensure that gas wells are safe for our communities and I think that means more robust air quality monitoring.

I also understand that at this time, due to the estimated fiscal note associated with this amendment, this is not practical to go on this bill today. However, I am committed to working in the interim with TCEQ to ensure that my district, and other similar areas, have more frequent and sustained air quality monitoring at these sites. I will note also that the Environmental Protection Agency has taken interest recently and is paying attention to what's happening in Tarrant County with respect to gas drilling. I hope that TCEQ will work proactively to do more to help monitor emissions in Tarrant County and work cooperatively with federal and local officials and concerned residents to protect the health and safety of our residents. I think we all agree that the oil and gas industry is essential to the Texas economy, but we also have to ensure that Texans, especially children, are protected from potentially harmful impacts.

Amendment No. 2 was withdrawn.

### **CSSB 1397 - REMARKS**

REPRESENTATIVE KUEMPEL: Thank you, Mr. Bell. In Section 16 of the bill, which deals with environmental flow issues, the bill language directs the Environmental Flows Advisory Group periodically to review the environmental flows standards adopted by TCEQ. Is the intent here that the advisor group itself must actually perform the review or instead that the advisory group must ensure the reviews are done?

REPRESENTATIVE K. BELL: Chairman Kuempel, the intent is that the advisory group is to ensure the reviews are done.

KUEMPEL: Thank you, sir. One more: It's also noted that Sunset Advisory Commission recommendations call for clarifying that the members of the various environmental flows stakeholder committees, who are appointed by the advisory group, and the members of the expert science team should continue to serve until replacements are appointed or the member resigns. However, I do not see language in the bill addressing that specific issue. Am I correct in understanding the reason the recommendation is not included in the bill is because current law has been interpreted as already providing for that result?

K. BELL: That is correct.

**CSSB 1397**, as amended, was passed to third reading.

**CSSB 1414 ON SECOND READING****(Holland, Goldman, Canales, K. Bell, and Clardy - House Sponsors)**

**CSSB 1414**, A bill to be entitled An Act relating to the temporary regulation of the practice of veterinary medicine by the Texas Department of Licensing and Regulation.

(Speaker in the chair)

**CSSB 1414** was passed to third reading.

**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).

**PARLIAMENTARY INQUIRY**

REPRESENTATIVE HUNTER: I believe there is a corrected committee report for **SB 1424**. What rule authorizes corrected reports?

SPEAKER PHELAN: Under Rule 14, congressional and presidential precedents allow for such.

HUNTER: Does the Texas House of Representatives have to vote to authorize a corrected committee report?

SPEAKER: No, sir.

HUNTER: What can be corrected in a committee report?

SPEAKER: Any part of the report other than the bill text can be corrected.

HUNTER: Are there any guidelines for what can be corrected?

SPEAKER: The changes must be strictly corrective in nature and must not change the substance of the bill.

HUNTER: Is there a layout requirement for corrected reports?

SPEAKER: Thirty-six hours.

**REMARKS ORDERED PRINTED**

Representative Hunter moved to print remarks between the chair and Representative Hunter on **SB 1424**.

The motion prevailed.

**CSSB 1424 ON SECOND READING****(Clardy, Canales, Goldman, Holland, and K. Bell - House Sponsors)**

**CSSB 1424**, A bill to be entitled An Act relating to the continuation and functions of the State Soil and Water Conservation Board and the Texas Invasive Species Coordinating Committee.

**CSSB 1424** was passed to third reading.

**SB 1659 ON SECOND READING****(Holland, K. Bell, Canales, Clardy, and Goldman - House Sponsors)**

**SB 1659**, A bill to be entitled An Act relating to the sunset review process and certain governmental entities subject to that process.

**Amendment No. 1**

Representative Holland offered the following amendment to **SB 1659**:

Amend **SB 1659** (house committee printing) as follows:

(1) Strike SECTION 1.06 of the bill (page 2, lines 16-21).

(2) Strike SECTION 1.09 of the bill (page 3, lines 7-13).

(3) Add the following appropriately numbered SECTIONS to ARTICLE 1 of the bill:

SECTION \_\_.\_\_. TEXAS LOTTERY COMMISSION. Section 467.002, Government Code, is amended to read as follows:

Sec. 467.002. APPLICATION OF SUNSET ACT. The commission is subject to Chapter 325 (Texas Sunset Act). Unless continued in existence as provided by that chapter, the commission is abolished and this chapter, Chapter 466 of this code, and Chapter 2001, Occupations Code, expire September 1, 2029 [~~2025~~].

SECTION \_\_.\_\_. TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS. Section 2306.022, Government Code, is amended to read as follows:

Sec. 2306.022. APPLICATION OF SUNSET ACT. The Texas Department of Housing and Community Affairs is subject to Chapter 325 (Texas Sunset Act). Unless continued in existence as provided by that chapter, the department is abolished and this chapter expires September 1, 2029 [~~2025~~].

(4) Renumber the SECTIONS of ARTICLE 1 as appropriate.

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

ARTICLE \_\_. SPECIAL-PURPOSE REVIEWS

SECTION \_\_.01. TEXAS REAL ESTATE COMMISSION. (a) The Sunset Advisory Commission shall conduct a special-purpose review of the Texas Real Estate Commission for the 89th Legislature. In conducting the special-purpose review under this subsection:

(1) the Sunset Advisory Commission staff evaluation and report must be limited to reviewing the disclosures required by law to be made by a seller of real property in this state and the forms developed by the Texas Real Estate Commission to provide the required disclosures; and

(2) the commission's recommendations to the 89th Legislature may include any recommendation the commission considers appropriate based on the special-purpose review.

(b) This section expires September 1, 2025.

Amendment No. 1 was adopted.

**SB 1659**, as amended, was passed to third reading.

**CSSB 1727 ON SECOND READING**  
**(Canales and Dutton - House Sponsors)**

**CSSB 1727**, A bill to be entitled An Act relating to the continuation and functions of the Texas Juvenile Justice Department, the functions of the office of independent ombudsman for the Texas Juvenile Justice Department, and the powers and duties of the office of inspector general of the Texas Juvenile Justice Department.

**Amendment No. 1**

Representative Craddick offered the following amendment to **CSSB 1727**:

Amend **CSSB 1727** (house committee report) by adding the following appropriately numbered SECTION to the bill and renumbering the SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 54.04, Family Code, is amended by adding Subsection (s) to read as follows:

(s) If the judge orders a disposition under this section sentencing a person to commitment in the Texas Juvenile Justice Department, the department shall accept custody of the person not later than the 45th day after the date on which the judge signs the disposition order committing the person to the department.

Amendment No. 1 was adopted.

**CSSB 1727**, as amended, was passed to third reading.

**SB 2592 ON SECOND READING**  
**(Clardy, Holland, Canales, Goldman, and K. Bell - House Sponsors)**

**SB 2592**, A bill to be entitled An Act relating to the Lavaca-Navidad River Authority, following the recommendations of the Sunset Advisory Commission; altering terms of the board of directors; specifying grounds for the removal of a member of the board of directors.

A record vote was requested.

**SB 2592** was passed to third reading by (Record 1743): 135 Yeas, 3 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; 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.; 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; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney;

Raymond; Reynolds; 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; Vo; Walle; Wilson; Wu.

Nays — Cain; Tinderholt; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Goodwin; Jetton; Rogers; Zwiener.

### STATEMENTS OF VOTE

When Record No. 1743 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 1743 was taken, I was in the house but away from my desk. I would have voted yes.

Rogers

When Record No. 1743 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 1743 was taken, my vote failed to register. I would have voted yes.

Zwiener

## CONSTITUTIONAL AMENDMENTS CALENDAR SENATE JOINT RESOLUTIONS SECOND READING

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

### CSSJR 75 ON SECOND READING (T. King - House Sponsor)

**CSSJR 75**, A joint resolution proposing a constitutional amendment creating the Texas water fund to assist in financing water projects in this state.

#### Amendment No. 1

Representative T. King offered the following amendment to **CSSJR 75**:

Amend **CSSJR 75** (house committee report) as follows:

(1) On page 1, line 13, between "function" and the underlined period, insert "or to pay for expenses of administering the fund".

(2) On page 2, strike lines 9 through 10 and substitute the following:

(e) The expenses of managing the investments of the fund shall be paid from the fund.

(3) On page 2, strike lines 19 through 22 and substitute the following:

(g) Not later than January 15, 2024, the comptroller shall transfer \$3 billion from the general revenue fund to the Texas water fund. This subsection expires December 31, 2024.

Amendment No. 1 was adopted.

**CSSJR 75**, as amended, was adopted by (Record 1744): 135 Yeas, 4 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; 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.; 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; 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; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Schaefer; 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 — Cain; Harrison; Schatzline; Toth.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Jetton; Morales Shaw; Rogers.

#### STATEMENTS OF VOTE

When Record No. 1744 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1744 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 1744 was taken, my vote failed to register. I would have voted yes.

Morales Shaw

When Record No. 1744 was taken, I was excused because of illness. I would have voted yes.

Murr



When Record No. 1744 was taken, I was in the house but away from my desk. I would have voted yes.

Rogers

When Record No. 1744 was taken, I was shown voting yes. I intended to vote no.

Swanson

**GENERAL STATE CALENDAR  
SENATE BILLS  
SECOND READING**

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

**CSSB 994 ON SECOND READING  
(Burrows - House Sponsor)**

**CSSB 994**, A bill to be entitled An Act relating to the declaration of a candidate's ineligibility on the basis of failure to pay a filing fee or submit a petition in lieu of a filing fee.

**CSSB 994** was passed to third reading.

**COMMITTEE MEETING ANNOUNCEMENT**

At 12:58 p.m., the following committee meeting was announced:

Calendars, upon adjournment today, 1W.14, for a formal meeting, to consider a calendar.

**SB 1076 ON SECOND READING  
(Geren - House Sponsor)**

**SB 1076**, A bill to be entitled An Act relating to the deadline for approving a certificate of public convenience and necessity for certain transmission projects.

**SB 1076** was passed to third reading.

**SB 2186 ON SECOND READING  
(S. Thompson - House Sponsor)**

**SB 2186**, A bill to be entitled An Act relating to the manner of executing certain anatomical gift records.

A record vote was requested.

**SB 2186** was passed to third reading by (Record 1745): 122 Yeas, 15 Nays, 1 Present, not voting.

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

J.E.; Jones, J.; Jones, V.; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Martinez Fischer; Metcalf; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Orr; Ortega; Perez; Plesa; Price; Ramos; Raney; Raymond; Reynolds; Romero; Rose; Rosenthal; Schofield; Shine; Smith; Smithee; Spiller; Stucky; Swanson; Talarico; Tepper; Thierry; Thimesch; Thompson, E.; Thompson, S.; Troxclair; Turner; VanDeaver; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Bumgarner; Cain; Dorazio; Gates; Harrison; Hefner; Leo-Wilson; Patterson; Schaefer; Schatzline; Shaheen; Slawson; Tinderholt; Toth; Vasut.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Anderson; Isaac; Jetton; Paul; Rogers.

#### STATEMENTS OF VOTE

When Record No. 1745 was taken, I was in the house but away from my desk. I would have voted yes.

Anderson

When Record No. 1745 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1745 was taken, I was shown voting yes. I intended to vote no.

C.E. Harris

When Record No. 1745 was taken, I was shown voting yes. I intended to vote no.

Hayes

When Record No. 1745 was taken, I was shown voting yes. I intended to vote no.

Hull

When Record No. 1745 was taken, my vote failed to register. I would have voted no.

Isaac

When Record No. 1745 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 1745 was taken, I was shown voting yes. I intended to vote no.

Metcalf

When Record No. 1745 was taken, I was in the house but away from my desk. I would have voted yes.

Rogers

When Record No. 1745 was taken, I was shown voting yes. I intended to vote no.

Swanson

When Record No. 1745 was taken, I was shown voting yes. I intended to vote no.

Troxclair

When Record No. 1745 was taken, I was shown voting yes. I intended to vote no.

Wilson

**SB 1133 ON SECOND READING**  
**(T. King - House Sponsor)**

**SB 1133**, A bill to be entitled An Act relating to a program to compensate landowners for property damage caused by certain criminal activities.

A record vote was requested.

**SB 1133** was passed to third reading by (Record 1746): 141 Yeas, 1 Nays, 1 Present, not voting.

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

Nays — Hinojosa.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

**SB 2538 ON SECOND READING**  
**(Longoria and Cole - House Sponsors)**

**SB 2538**, A bill to be entitled An Act relating to limitations on the automatic admission of undergraduate students to general academic teaching institutions.

**SB 2538 - REMARKS**

REPRESENTATIVE LONGORIA: Thank you for the opportunity to lay out **SB 2538**. This bill will allow The University of Texas at Austin to operate under the current admission standards should the use of race in admissions be ruled unconstitutional by the Supreme Court.

REPRESENTATIVE NEAVE CRIADO: I just wanted to ask a few questions to clarify. Is it correct that your bill will not repeal Texas' Top 10 percent rule?

LONGORIA: That is correct.

NEAVE CRIADO: Do you know what the situation is going to be for UT admissions the day after a SCOTUS decision were to find that affirmative action is unconstitutional?

LONGORIA: What we're trying to do—currently there's a cap in place. If the Supreme Court would deem that you could not use race-based admissions, UT would have to demonstrate limited Texas Top 10 percent rule review. Basically, what we're trying to do is keep the current system that's in place should the Supreme Court make a decision that may affect that. We're just trying to continue with the status quo that The University of Texas is currently operating with.

NEAVE CRIADO: Just to clarify—in the event that the Supreme Court strikes down the race-based admissions, The University of Texas may still accept students under their Top 6 percent rule, is that correct?

LONGORIA: That is correct.

NEAVE CRIADO: Some would say that there's an anti-diversity climate. If the Supreme Court strikes down affirmative action, do you know how UT Austin is going to be recruiting and supporting Latino, Latina, and Black students?

LONGORIA: I think the university has done a phenomenal job of trying to recruit minority students. They've been working on that for years. I went to The University of Texas at Austin, and I'm a minority. I think they've gone to those communities to make sure that they can get those students into the university and get them a four-year degree from The University of Texas. So I think they're working on that. They always work on that, and they really go and target those communities.

NEAVE CRIADO: Thank you for your questions and thank you for your leadership on this issue.

REPRESENTATIVE M. GONZÁLEZ: I asked you this during committee, but I think it's important for the house to hear. How do you define "capacity issues" if this is the reason why we're passing this piece of legislation?

LONGORIA: I think it's capacity issues based on the students, staff, and that the university can continue to educate those students. I mean, The University of Texas—it's here centralized in Austin. I believe they're landlocked. They're always operating at capacity. The dorms are full, their staff—they're really operating at the seams. So they're really worried that increasing capacity, just a small amount, can really affect the university in a negative way because they are operating at capacity.

M. GONZÁLEZ: What is the university's utilization rate of their facilities?

LONGORIA: I believe they are using all their facilities. If you make reference to maybe not using the facilities at night—I think that's been brought up. I mean, the university's trying to operate. Not only do they have to have the facilities, but they have to have the faculty to be able to work in those facilities to educate those students.

M. GONZÁLEZ: And do you agree that we've increased faculty and staff at the university over the last 10 years?

LONGORIA: I think the university has tried growing their staff and faculty and student body as much as they can.

M. GONZÁLEZ: I think my concern is with—we understand what's happening, potentially, with the court cases. But nonetheless, when we inflate capacity concerns, what we are ultimately doing is limiting our constituents' access to our flagship university. And so I hope in the future, as you consider a piece of legislation like that, there's considerations of listening to the university but also thinking about limiting opportunities for our children. Thank you.

LONGORIA: Will do. Thank you.

A record vote was requested.

**SB 2538** was passed to third reading by (Record 1747): 128 Yeas, 9 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchía; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bhojani; Bonnen; Bowers; Bryant; Bumgarner; Burns; Burrows; Button; Cain; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Cunningham; Darby; Davis; Dean; DeAyala; Dorazio; Dutton; Flores; Frank; Frazier; Gámez; Garcia; Gates; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; Goodwin; Guerra; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Hernandez; Herrero; Hinojosa; Holland; Howard; Hull; Hunter; Isaac; Johnson, A.; Johnson, J.D.; Johnson, J.E.; Jones, J.; Kacal; King, K.; King, T.; Kuempel; Lalani; Lambert; Landgraf; Leach; Longoria; Lopez, J.; Lopez, R.; Lozano; Lujan; Manuel; Martinez; Metcalf; Meyer; Meza; Morales, C.; Morales, E.; Morales Shaw; Morrison; Muñoz; Neave Criado; Noble; Oliverson; Orr; Ortega; Patterson; Paul; Perez; Plesa; Price; 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.; Tinderholt; Toth; Troxclair; Turner; VanDeaver; Vasut; Vo; Walle; Wilson; Wu; Zwiener.

Nays — Buckley; Craddick; González, M.; Guillen; Harris, C.J.; Kitzman; Martinez Fischer; Ramos; Reynolds.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Bernal; Jetton; Jones, V.; Leo-Wilson; Moody.

### STATEMENTS OF VOTE

When Record No. 1747 was taken, I was shown voting no. I intended to vote yes.

C.J. Harris

When Record No. 1747 was taken, I was in the house but away from my desk. I would have voted yes.

Jetton

When Record No. 1747 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

### REMARKS ORDERED PRINTED

Representative Neave Criado moved to print all remarks on **SB 2538**.

The motion prevailed.

### CSSB 621 ON SECOND READING (Capriglione - House Sponsor)

**CSSB 621**, A bill to be entitled An Act relating to the position of chief information security officer in the Department of Information Resources.

A record vote was requested.

**CSSB 621** was passed to third reading by (Record 1748): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Allison; Anchia; Anderson; Ashby; Bailes; Bell, C.; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Cain; 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.; 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; Neave Criado; Noble; Oliverson; 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(C).

Absent, Excused — Bucy; Campos; Klick; Murr; Ordaz; Sherman.

Absent — Jones, V.

### **STATEMENT OF VOTE**

When Record No. 1748 was taken, I was in the house but away from my desk. I would have voted yes.

V. Jones

### **SB 1057 ON SECOND READING (Harless and Thierry - House Sponsors)**

**SB 1057**, A bill to be entitled An Act relating to the authority of certain municipalities and local government corporations to use certain tax revenue for certain qualified projects.

### **SB 1057 - POINT OF ORDER**

Representative Tinderholt raised a point of order against further consideration of **SB 1057** 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.

### **SB 1057 - RECOMMITTED**

Representative Thierry moved to recommit **SB 1057** to the Committee on Ways and Means.

The motion prevailed.

### **LEAVE OF ABSENCE GRANTED**

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

Hunter on motion of Muñoz.

### **CSSB 2139 ON SECOND READING (Longoria - House Sponsor)**

**CSSB 2139**, A bill to be entitled An Act relating to the establishment of the Opportunity High School Diploma program.

**CSSB 2139** was passed to third reading.

### **SB 1070 ON SECOND READING (Jetton, Leo-Wilson, Allison, Murr, et al. - House Sponsors)**

**SB 1070**, A bill to be entitled An Act relating to the interstate voter registration crosscheck program.

**SB 1070 - POINT OF ORDER**

Representative Plesa raised a point of order against further consideration of **SB 1070** 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.

(C.J. Harris in the chair)

The point of order was withdrawn.

Representative Jetton moved to postpone consideration of **SB 1070** until 10 a.m. Friday, July 28.

The motion prevailed. (The vote was reconsidered on May 17, a point of order was sustained, and **SB 1070** was returned to the Committee on Elections.)

**SB 849 ON SECOND READING**

**(Moody - House Sponsor)**

**SB 849**, A bill to be entitled An Act relating to the continuation and operations of a health care provider participation program by the El Paso County Hospital District.

A record vote was requested.

**SB 849** was passed to third reading by (Record 1749): 105 Yeas, 21 Nays, 2 Present, not voting.

Yeas — Allen; Anchía; Anderson; Ashby; Bailes; Bell, K.; Bernal; Bhojani; Bonnen; Bowers; Bryant; Buckley; Bumgarner; Burns; Burrows; Button; Canales; Capriglione; Clardy; Cole; Collier; Cook; Cortez; Craddick; Cunningham; Darby; Davis; DeAyala; Dutton; Frank; Frazier; Gámez; Garcia; Gerdes; Geren; Gervin-Hawkins; Goldman; González, J.; González, M.; Goodwin; Guerra; Guillen; Harless; Hayes; Hernandez; Hinojosa; Holland; Howard; 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; Longoria; Lopez, J.; Lozano; Lujan; Manuel; Martinez; Meyer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Muñoz; Neave Criado; Ortega; Paul; Perez; Plesa; Price; Ramos; Raymond; Reynolds; Romero; Rose; Rosenthal; Shaheen; Shine; Smithee; Talarico; Thierry; Thimesch; Thompson, E.; Thompson, S.; Toth; Troxclair; Turner; VanDeaver; Vo; Walle; Wu; Zwiener.

Nays — Bell, C.; Cain; Dean; Harrison; Hefner; Hull; Leo-Wilson; Metcalf; Noble; Oliverson; Patterson; Rogers; Schaefer; Schofield; Slawson; Smith; Spiller; Stucky; Swanson; Tepper; Vasut.

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

Absent, Excused — Bucy; Campos; Hunter; Klick; Murr; Ordaz; Sherman.

Absent — Allison; Dorazio; Flores; Gates; Harris, C.E.; Herrero; Lopez, R.; Martinez Fischer; Morrison; Orr; Raney; Schatzline; Tinderholt; Wilson.



**STATEMENTS OF VOTE**

When Record No. 1749 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1749 was taken, my vote failed to register. I would have voted no.

Dorazio

When Record No. 1749 was taken, my vote failed to register. I would have voted yes.

Flores

When Record No. 1749 was taken, I was shown voting yes. I intended to vote no.

Hayes

When Record No. 1749 was taken, I was shown voting yes. I intended to vote no.

Isaac

When Record No. 1749 was taken, I was shown voting yes. I intended to vote no.

Leach

When Record No. 1749 was taken, I was in the house but away from my desk. I would have voted no.

Schatzline

When Record No. 1749 was taken, I was in the house but away from my desk. I would have voted no.

Tinderholt

When Record No. 1749 was taken, I was shown voting yes. I intended to vote no.

Toth

When Record No. 1749 was taken, I was in the house but away from my desk. I would have voted no.

Wilson

**CSSB 643 ON SECOND READING  
(S. Thompson, et al. - House Sponsors)**

**CSSB 643**, A bill to be entitled An Act relating to the conduct of charitable bingo.

### CSSB 643 - POINT OF ORDER

Representative Tinderholt raised a point of order against further consideration of **CSSB 643** 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.

### CSSB 643 - RECOMMITTED

Representative Walle moved to recommit **CSSB 643** to the Committee on Licensing and Administrative Procedures.

The motion prevailed.

### CSSB 599 ON SECOND READING

(Anderson, Orr, Guillen, C.J. Harris, et al. - House Sponsors)

**CSSB 599**, A bill to be entitled An Act relating to the carrying or possession of a handgun by a district or county clerk and the issuance of a handgun license to a district or county clerk.

**CSSB 599** was passed to third reading.

### SB 61 ON SECOND READING

(Hefner - House Sponsor)

**SB 61**, A bill to be entitled An Act relating to the methods by which the comptroller may provide certain notices relating to the revocation or suspension of a permit or license or the forfeiture of corporate privileges in this state.

#### Amendment No. 1

Representative Hefner offered the following amendment to **SB 61**:

Amend **SB 61** (house committee printing) as follows:

(1) On page 1, line 11, strike "₂ [~~or~~]" and substitute "or by electronic means or".

(2) On page 1, lines 12 through 14, strike ", or at the election of the holder of the permit or license, may be served by electronic means".

(3) On page 2, line 1, strike "₂ [~~or~~]" and substitute "or by electronic means or".

(4) On page 2, lines 2 and 3, strike ", or at the election of the holder of the permit, may be served by electronic means".

(5) On page 2, lines 16 and 17, strike "at the election of the corporation,".

(6) On page 2, line 20, strike "at the election of the corporation,".

(7) On page 3, lines 1 and 2, strike "or at the election of the corporation, send the notice by electronic means," and substitute "or send the notice by electronic means".

Amendment No. 1 was adopted.

**SB 61**, as amended, was passed to third reading.

### COMMITTEE MEETING ANNOUNCEMENT

At 1:52 p.m., the following committee meeting was announced:

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

**CSSB 576 ON SECOND READING**  
**(Thierry - House Sponsor)**

**CSSB 576**, A bill to be entitled An Act relating to the reporting, investigation, and prosecution of the criminal offense of financial abuse of an elderly individual.

**CSSB 576** was passed to third reading.

**SB 728 ON SECOND READING**  
**(Leach - House Sponsor)**

**SB 728**, A bill to be entitled An Act relating to the reporting of mental health and intellectual disability information with respect to certain children for purposes of a federal firearm background check.

**SB 728** was passed to third reading.

**SB 798 ON SECOND READING**  
**(Buckley - House Sponsor)**

**SB 798**, A bill to be entitled An Act relating to the certification requirements for a public school counselor.

A record vote was requested.

**SB 798** was passed to third reading by (Record 1750): 85 Yeas, 52 Nays, 2 Present, not voting.

Yeas — 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; Guillen; Harless; Harris, C.E.; Harrison; Hayes; Hefner; Holland; Hull; Isaac; Jetton; Kacal; King, K.; King, T.; Kitzman; Kuempel; Lalani; Lambert; Landgraf; Leach; Leo-Wilson; Lopez, J.; Lozano; Lujan; Metcalf; Meyer; Morrison; Muñoz; 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; Canales; Cole; Collier; Cortez; Davis; Flores; Gámez; González, J.; González, M.; Goodwin; Guerra; Hernandez; Herrero; Hinojosa; Howard; Johnson, A.; Johnson, J.E.; Jones, J.; Jones, V.; Longoria; Lopez, R.; Manuel; Martinez; Martinez Fischer; Meza; Moody; Morales, C.; Morales, E.; Morales Shaw; Neave Criado; Ortega; Perez; Plesa; Ramos; Reynolds; Romero; Rose; Rosenthal; Talarico; Thierry; Thompson, S.; Turner; Vo; Walle; Wu; Zwiener.

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

Absent, Excused — Bucy; Campos; Hunter; Klick; Murr; Ordaz; Sherman.

Absent — Allison; Garcia; Johnson, J.D.

### STATEMENTS OF VOTE

When Record No. 1750 was taken, I was in the house but away from my desk. I would have voted yes.

Garcia

When Record No. 1750 was taken, I was shown voting yes. I intended to vote no.

Lalani

When Record No. 1750 was taken, I was shown voting yes. I intended to vote no.

Muñoz

### COMMITTEE MEETING ANNOUNCEMENT

At 1:58 p.m., the following committee meeting was announced:

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

#### **SB 821 ON SECOND READING (K. Bell - House Sponsor)**

**SB 821**, A bill to be entitled An Act relating to the review by the Sunset Advisory Commission of the sale of personal data by state agencies.

A record vote was requested.

**SB 821** was passed to third reading by (Record 1751): 136 Yeas, 0 Nays, 2 Present, not voting.

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

Absent, Excused — Bucy; Campos; Hunter; Klick; Murr; Ordaz; Sherman.

Absent — Dorazio; Garcia; Raney; Schatzline.

**STATEMENTS OF VOTE**

When Record No. 1751 was taken, I was in the house but away from my desk. I would have voted yes.

Garcia

When Record No. 1751 was taken, I was in the house but away from my desk. I would have voted yes.

Schatzline

**CSSB 975 ON SECOND READING**

**(Dorazio, Swanson, Garcia, Bucy, et al. - House Sponsors)**

**CSSB 975**, A bill to be entitled An Act relating to the procedures for the issuance of a personal identification certificate to a person whose driver's license is surrendered.

**CSSB 975** was passed to third reading.

**SB 812 ON SECOND READING**

**(Cortez, Allison, Campos, and Oliverson - House Sponsors)**

**SB 812**, A bill to be entitled An Act relating to food allergen awareness in food service establishments, food handler and food manager certifications, and food service training or education programs.

**SB 812 - POINT OF ORDER**

Representative Toth raised a point of order against further consideration of **SB 812** 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.

**SB 812 - RECOMMITTED**

Representative Tinderholt moved to recommit **SB 812** to the Committee on Public Health.

The motion prevailed.

**SB 1179 ON SECOND READING**

**(Herrero - House Sponsor)**

**SB 1179**, A bill to be entitled An Act relating to sexually violent predators and the prosecution of certain offenses involving prohibited items at correctional or civil commitment facilities; creating a criminal offense.

**SB 1179** was passed to third reading.

**CSSB 1080 ON SECOND READING**

**(Gerdes - House Sponsor)**

**CSSB 1080**, A bill to be entitled An Act relating to a mitigation program and fees for the Lost Pines Groundwater Conservation District.

**Amendment No. 1**

Representative Gerdes offered the following amendment to **CSSB 1080**:

Amend **CSSB 1080** (house committee report) as follows:

(1) On page 1, line 8, between "district" and "by", insert "shall".

(2) On page 1, line 9, strike "rule," and substitute "rule".

(3) On page 1, line 9, strike "may".

(4) On page 2, strike lines 1 through 5, and substitute the following:

(c) The district shall offer to enter into a reciprocal agreement with an adjacent groundwater conservation district or a groundwater conservation district located in Groundwater Management Area 12 to support a jointly managed mitigation program. The

Amendment No. 1 was adopted.

**CSSB 1080**, as amended, was passed to third reading.

**SB 1516 ON SECOND READING  
(Cook - House Sponsor)**

**SB 1516**, A bill to be entitled An Act relating to the procedures for an application for a writ of habeas corpus and the issuance of the writ.

**Amendment No. 1**

Representative Moody offered the following amendment to **SB 1516**:

Amend **SB 1516** (house committee report) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Article 11.073(b), Code of Criminal Procedure, is amended to read as follows:

(b) A court may grant a convicted person relief on an application for a writ of habeas corpus if:

(1) the convicted person files an application, in the manner provided by Article 11.07, 11.071, or 11.072, containing specific facts indicating that:

(A) relevant scientific evidence is currently available and was not available at the time of the convicted person's trial because the evidence was not ascertainable through the exercise of reasonable diligence by the convicted person before the date of or during the convicted person's trial; and

(B) the scientific evidence would be admissible under the Texas Rules of Evidence at a trial held on the date of the application; and

(2) the court makes the findings described by Subdivisions (1)(A) and (B) and also finds that, had the scientific evidence been presented at trial, on the preponderance of the evidence the person would not have been convicted or would have received a different punishment.

SECTION \_\_\_\_\_. Article 11.073, Code of Criminal Procedure, as amended by this Act, applies only to an application for a writ of habeas corpus filed on or after the effective date of this Act. An application filed before the effective date of this Act is governed by the law in effect when the application was filed, and the former law is continued in effect for that purpose.

Amendment No. 1 was adopted.

**SB 1516**, as amended, was passed to third reading.

**CSSB 1849 ON SECOND READING**  
(Noble, et al. - House Sponsors)

**CSSB 1849**, A bill to be entitled An Act relating to an interagency reportable conduct search engine, standards for a person's removal from the employee misconduct registry and eligibility for certification as certain Texas Juvenile Justice Department officers and employees, and the use of certain information by certain state agencies to conduct background checks.

**CSSB 1849** was passed to third reading.

(Bucy now present)

**SB 1794 ON SECOND READING**  
(Cortez - House Sponsor)

**SB 1794**, A bill to be entitled An Act relating to conditions imposed on an emergency services district that includes territory in the extraterritorial jurisdiction of certain municipalities.

A record vote was requested.

**SB 1794** was passed to third reading by (Record 1752): 110 Yeas, 24 Nays, 2 Present, not voting.

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

Nays — Ashby; Bell, C.; Bumgarner; Cain; Harris, C.E.; Harrison; Hayes; Hefner; Isaac; Leo-Wilson; Metcalf; Patterson; Schaefer; Schatzline; Schofield; Shaheen; Slawson; Stucky; Swanson; Tinderholt; Toth; Troxclair; Vasut; Wilson.

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

Absent, Excused — Campos; Hunter; Klick; Murr; Ordaz; Sherman.

Absent — Bowers; Buckley; DeAyala; Frazier; Garcia; Jetton; Morales, C.

**STATEMENTS OF VOTE**

When Record No. 1752 was taken, I was shown voting yes. I intended to vote no.

K. Bell

When Record No. 1752 was taken, I was in the house but away from my desk. I would have voted yes.

Bowers

When Record No. 1752 was taken, I was in the house but away from my desk. I would have voted yes.

DeAyala

When Record No. 1752 was taken, I was in the house but away from my desk. I would have voted yes.

Frazier

When Record No. 1752 was taken, I was temporarily out of the house chamber. I would have voted yes.

Garcia

When Record No. 1752 was taken, I was shown voting yes. I intended to vote no.

Paul

When Record No. 1752 was taken, I was shown voting yes. I intended to vote no.

E. Thompson

**SB 1447 ON SECOND READING**  
**(Campos - House Sponsor)**

**SB 1447**, A bill to be entitled An Act relating to a training program for persons investigating suspected child abuse or neglect.

Representative Cortez moved to postpone consideration of **SB 1447** until 10 a.m. tomorrow.

The motion prevailed.

**SB 627 ON SECOND READING**  
**(Allison - House Sponsor)**

**SB 627**, A bill to be entitled An Act relating to the entitlement of certain municipalities to certain tax revenue related to a hotel and convention center project.

**SB 627 - POINT OF ORDER**

Representative Tinderholt raised a point of order against further consideration of **SB 627** 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.

(Speaker in the chair)

The point of order was withdrawn.



**SB 627 - RECOMMITTED**

Representative Meyer moved to recommit **SB 627** to the Committee on Ways and Means.

The motion prevailed.

**BILLS AND JOINT RESOLUTIONS ON FIRST READING  
AND REFERRAL TO COMMITTEES**

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

**ADJOURNMENT**

Representatives Price and Lambert moved that the house adjourn until 10 a.m. tomorrow in memory of the Honorable David Anthony Swinford and the Honorable Robert D. "Bob" Hunter.

The motion prevailed.

The house accordingly, at 2:36 p.m., adjourned until 10 a.m. tomorrow.

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**ADDENDUM**

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**LETTER FROM THE OFFICE OF THE GOVERNOR  
OF THE STATE OF TEXAS**

The following letter was submitted for inclusion in the journal:

May 15, 2023

Mr. Bryan L. Slaton  
[Street Address]  
Royse City, Texas 75189

Dear Mr. Slaton,

I am in receipt of your correspondence dated Monday, May 8, 2023, stating your intent to resign as state representative in District No. 2 of the Texas House of Representatives. Pursuant to Texas Election Code Sec. 201.023, the governor, as the appropriate authority, has seven days to act upon such correspondence, with a vacancy occurring upon his acceptance of the resignation.

However, in this instance, I was notified by the Chief Clerk of the Texas House of Representatives by correspondence dated Tuesday, May 9, 2023, that certain actions were taken pursuant to Article III, Sec. 11 of the Texas Constitution. These constitutional actions, which are reflected in the adoption of House Resolution No. 1542, have created a vacancy in District No. 2 of the Texas House of Representatives.

Because of these events, no further action will be taken by the Governor to process your request. I am returning your original letter to you.

Respectfully,

/s/Gregory S. Davidson  
Executive Clerk to the Governor

### REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

#### List No. 1

**SB 1537** to Higher Education.

**SB 2376** to Transportation.

**SB 2428** to Public Education.

**SB 2624** to Land and Resource Management.

### SIGNED BY THE SPEAKER

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

#### House List No. 21

**HB 367, HB 1550, HB 1740, HB 1846, HB 1890, HB 2073, HB 2464, HJR 107**

#### Senate List No. 24

**SB 241, SB 577, SB 768, SB 811, SB 825, SB 887, SB 943, SB 1032, SB 1186, SB 1381, SB 1413, SB 1506, SB 1592, SB 1612, SB 1716, SB 1780, SB 1801, SB 1809, SB 1850, SB 1869, SB 2123, SB 2124, SB 2258, SB 2261, SB 2294, SB 2355, SB 2566, SB 2576, SB 2577, SB 2579, SB 2583, SB 2599, SB 2600, SCR 47**

### 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 16, 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 28**

Slawson

SPONSOR: Birdwell

Relating to enhancing the punishment for certain conduct constituting the criminal offense of aggravated assault.

**HB 393** Goldman SPONSOR: Paxton  
Relating to restitution payments for the support of a child whose parent or guardian is a victim of intoxication manslaughter.

**HB 541** Longoria SPONSOR: Hinojosa  
Relating to donations to certain local charities or veterans county service offices ordered to be paid as a condition of community supervision.

**HB 568** Bowers SPONSOR: Menéndez  
Relating to education and training for peace officers on interacting with persons with Alzheimer's disease and other dementias.

**HB 730** Frank SPONSOR: Hughes  
Relating to policies and procedures regarding certain suits affecting the parent-child relationship, investigations by the Department of Family and Protective Services, and parental child safety placements.  
(Amended)

**HB 1297** Dutton SPONSOR: Birdwell  
Relating to vision screenings for students in public or private school.

**HB 1750** Burns SPONSOR: Perry  
Relating to the applicability of certain city requirements to agricultural operations.

**HB 1989** Cook SPONSOR: Parker  
Relating to the fees assessed by a district clerk for copies of certain court documents.

**HB 2059** Price SPONSOR: Zaffirini  
Relating to mental health first aid training provided by local mental health authorities and local behavioral health authorities.

**HB 2063** Talarico SPONSOR: Schwertner  
Relating to required informed consent before a dog or cat may be boarded at a kennel and left unattended; providing a civil penalty.

**HB 2306** Hefner SPONSOR: Middleton  
Relating to the prosecution of the criminal offense of voyeurism.

**HB 2353** Kuempel SPONSOR: Birdwell  
Relating to the use of hotel occupancy tax revenue by certain municipalities.

**HB 2373** Harris, Cody SPONSOR: Nichols  
Relating to the authority of a water or sewer utility to consolidate more than one system under a single tariff.

**HB 2708** Swanson SPONSOR: Flores  
Relating to visitation policies for inmates and state jail felony defendants.

**HB 3643** Guillen SPONSOR: King  
Relating to the issuance of a temporary license by the Department of Public Safety.

**HB 4797**

Romero, Jr.

SPONSOR: Hancock

Relating to training on the treatment of toll project roadways during inclement weather.

(Amended)

Respectfully,

Patsy Spaw

Secretary of the Senate

**Message No. 2**

## MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Tuesday, May 16, 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 CONCURRED IN THE HOUSE AMENDMENTS TO THE FOLLOWING MEASURES:

**SB 490** (31 Yeas, 0 Nays)

**SB 820** (28 Yeas, 3 Nays)

**SB 855** (30 Yeas, 1 Nay)

**SB 876** (23 Yeas, 8 Nays)

**SB 1499** (31 Yeas, 0 Nays)

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 1188**

Senate Conferees: Hinojosa - Chair/Bettencourt/Eckhardt/Nichols/Paxton

**SB 1893**

Senate Conferees: Birdwell - Chair/Bettencourt/Hughes/LaMantia/Paxton

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 15**

Appropriations - **SB 695, SB 1232**

Corrections - **SB 374, SB 1146, SB 1677**

County Affairs - **HB 3292, HB 3789**

Criminal Jurisprudence - **SB 1717**

Culture, Recreation, and Tourism - **SCR 42**

Higher Education - **SB 17, SB 37, SB 526, SB 646**

Homeland Security and Public Safety - **SB 252, SB 496, SB 2407**

Insurance - **SB 1060, SB 1393, SB 2008, SB 2476**

Judiciary and Civil Jurisprudence - **SB 2275**

Natural Resources - **SB 317, SB 893, SB 2379**

Public Education - **SB 629, SB 1471**

State Affairs - **SB 498, SB 936, SB 983, SB 2399**

Transportation - **HB 5400, SB 247, SB 261, SB 323, SB 414, SB 540, SB 904, SB 1182, SB 2601**

**ENROLLED**

**May 15 - HB 367, HB 567, HB 796, HB 1550, HB 1602, HB 1740, HB 1755, HB 1772, HB 1809, HB 1846, HB 1890, HB 2073, HB 2464, HB 2755, HB 3007, HB 3060, HB 3437, HB 3507, HB 3731, HB 4422, HB 4553, HB 4964, HJR 107**

**SENT TO THE GOVERNOR**

**May 15 - HB 242, HB 598, HB 609, HB 692, HB 1038, HB 1161, HB 1255, HB 1748, HB 1760, HB 1949, HB 2015, HB 3065, HB 3345, HB 3651, HB 4015**

**SIGNED BY THE GOVERNOR**

**May 15 - HB 446, HCR 106**

